

438.3063 Tobacco, nicotine, or vapor product license -- Application procedures -- Fees -- Renewal.

- (1) Each application for a tobacco, nicotine, or vapor product license shall be made in a form prescribed by the department, accompanied with a nonrefundable application fee of fifty dollars (\$50) and any supporting documentation required by the department. The application fee shall be applied to the licensing fee if the license is issued. If no license is issued, the application fee shall be retained by the department.
- (2) A tobacco, nicotine, or vapor product license shall:
 - (a) Be renewed annually;
 - (b) Remain in full force and effect for one (1) year from the date of issuance unless it is surrendered by the licensee, suspended, or revoked; and
 - (c) Be posted in a conspicuous place in the premises of the business where alternative nicotine products, tobacco products, or authorized nicotine vapor products are sold.
- (3) A retailer with a license issued by the department and operating under KRS Chapter 243 may initiate the application process to obtain a tobacco, nicotine, or vapor product license on the date of its next renewal.
- (4)
 - (a) The fee for a tobacco, nicotine, or vapor product license shall be five hundred dollars (\$500) per year for each licensed premises and the fee shall be made payable to the State Treasury.
 - (b) All of the fees paid into the State Treasury for state licenses shall be credited to a revolving trust and agency account as provided in KRS 438.337 for the department.
- (5) The tobacco, nicotine, or vapor product license shall not be transferred from one (1) person to another or from one (1) premises to another premises.
- (6) A new tobacco, nicotine, or vapor product license shall be required when a retailer has a change in ownership.

Effective: January 1, 2026

History: Created 2025 Ky. Acts ch. 78, sec. 5, effective January 1, 2026.