1st STOP CHECKLIST:

MAIL ORDER SALES

Checklist

☐ The Federal Trade Commission (FTC) regulates mail sales. You must follow the FTC’s Mail or Telephone Order Merchandise Trade Regulation Rule. If you have any questions about federal regulations, please call the FTC’s Cleveland Regional Office at (216) 263-3410. The FTC is also on-line at www.ftc.gov.

☐ The Federal Communications Commission (FCC) also regulates telephone solicitations (especially fax transmissions and auto dialers). For more information, please contact the FCC at (888) 225-5322. The FCC is also on-line at www.fcc.gov.

State Regulations

☐ Currently, there are no specific licensing requirements (other than vendor’s licensing) for on-line auctions.

☐ If you are making telephone sales, you may need a certificate of registration from the Ohio Attorney General. You may also need a surety bond.

☐ If you have questions about state laws, please contact the Ohio Attorney General’s Office at (800) 282-0515 or (614) 466-4320. The office is also on-line at http://www.ohioattorneygeneral.gov/.

☐ Whether you are selling goods via the mail, telephone or Internet, you will need a TRANSIENT VENDOR LICENSE. Contact the OHIO DEPARTMENT OF TAXATION at (888) 405-4039 for Business Tax Assistance; 888-405-4089 for Tax Registration; or (800) 282-1782 for the Forms Request Line. Information is also on-line at http://tax.ohio.gov.

☐ Like any other business, mail merchants must comply with the Ohio Consumer’s Sales Practices Act. The act prohibits unethical and devious sales practices. For full text, please read the Ohio Revised Code (ORC) Section 4719.14 or online at http://codes.ohio.gov/orc/4719

☐ Mail businesses also must comply with the Ohio Telephone Solicitation Sales Act. The act can be found in the ORC Section 1345.21 or online at http://codes.ohio.gov/orc/1345.

☐ NAICS 454113/1

**THIS CHECKLIST IS ABOUT STATE REQUIREMENTS. *REMEMBER TO CHECK LOCAL GOVERNMENT AGENCIES***

*The information contained in this site is for general guidance on matters of interest only and reflects solely the information about the requirements of the State of Ohio. Note, there may be additional local and federal requirements. Accordingly, the information on this site is provided with the understanding that ODSA is not herein engaged in rendering legal, accounting, tax, or other professional advice and services. Before making any decision or taking any action, consult a professional. For more help, contact your local Small Business Development Center (SBDC) at www.ohiosbdc.ohio.gov Also, remember to check local government agencies. This checklist is about state requirements. Funded in part through a grant with the U.S. Small Business Administration.*