



**2019**

**DEPARTMENT OF CONSUMER AFFAIRS**  
240 Old Country Road, Mineola, NY 11501-4255  
(516) 571-2600

**Waiver #** \_\_\_\_\_  
New   
Renewal   
Reapplication   
Exp: \_\_\_\_\_

**APPLICATION FOR ANNUAL WAIVER OF ITEM PRICING REQUIREMENTS**

**Store Name & Number** \_\_\_\_\_ **Corporate Name** \_\_\_\_\_  
**Store Address** \_\_\_\_\_ **Exact Retail Square Footage**  
\_\_\_\_\_ **of Store** \_\_\_\_\_  
**Store Contact Name** \_\_\_\_\_ **Phone Number** \_\_\_\_\_  
*If an outlet of a Corporation or Network of Affiliated Business:*  
**Corporation Name** \_\_\_\_\_  
**Corporation Address** \_\_\_\_\_  
\_\_\_\_\_  
**Corporate Contact Name** \_\_\_\_\_ **Phone Number** \_\_\_\_\_

The granting of this waiver is contingent upon the store passing two pricing accuracy inspections. The number of stock keeping units found in violation may not exceed two percent (2%) of the total number of stock keeping units inspected during both inspections.

Each Application must be accompanied by a non-refundable waiver fee based upon the **retail** square footage of this store, as set forth below:

| <b>Retail Square Footage</b>          | <b>Waiver Fee</b> |
|---------------------------------------|-------------------|
| Under 3,000 square feet               | \$600             |
| Between 3,001 and 10,000 square feet  | \$1,200           |
| Between 10,001 and 30,000 square feet | \$3,600           |
| Between 30,001 and 60,000 square feet | \$6,000           |
| Between 60,001 and 90,000 square feet | \$12,000          |
| Over 90,000 square feet               | \$16,000          |

**Each store which accepts a waiver must agree to meet the following requirements:**

The store shall designate and make available price check scanners to enable consumers to confirm the price of the stock keeping items. These price check scanners shall be in locations convenient to customers with signs of sufficient sized lettering identifying the units to consumers.

**The number of price check scanners shall be dependent on the stores areas as follows:**

|                                       |  |
|---------------------------------------|--|
| Up to 20,000 square feet              | 1  |
| Between 20,000 and 30,000 square feet | A minimum of 2 and such as the Commissioner may deem appropriate |
| Between 30,001 and 60,000 square feet | A minimum of 3 and such as the Commissioner may deem appropriate |
| Between 60,001 and 90,000 square feet | A minimum of 4 and such as the Commissioner may deem appropriate |
| Over 90,000 square feet               | A minimum of 5 and such as the Commissioner may deem appropriate |

The store shall not charge any customer a price for any stock keeping item which exceeds the item, shelf, sale, or advertised price, whichever is less; and the store shall make prompt payment to consumers who have been overcharged and shall correct errors identified by customers.

**I have read the above requirements and agree to abide by them. I acknowledge that the above information is correct. Also, I declare that to the best of my knowledge the retail square footage of this store, as listed above, is accurate.**

**Signature** \_\_\_\_\_ **Amount of Waiver Fee Enclosed** \_\_\_\_\_