

ARTICLE 25.
REDUCED CIGARETTE IGNITION PROPENSITY

22-25-1. Definitions. (a) “ASTM” shall mean the American society for testing and materials or its successor organization.

(b) “Attorney general” shall mean the attorney general of the state of Kansas.

(c) “Consumer testing” shall mean an assessment of cigarettes that is conducted by, or under the control and direction of, a manufacturer for the purpose of evaluating consumer acceptance of the cigarettes, utilizing only the quantity of cigarettes that is reasonably necessary for the testing. Consumer testing shall not be construed as the “sale” of cigarettes for the purposes of this article.

(d) “Person” shall mean an individual, partnership, corporation, or other association.

(e) “Sale” shall mean any transfer of title or possession, or both, or exchange or barter, conditional or otherwise, in any manner or by any means or any agreement. In addition to cash and credit sales, the giving of cigarettes as samples, prizes, or gifts and the exchanging of cigarettes for any consideration other than money shall be considered sales of cigarettes.

(f) “State fire marshal” shall mean the fire marshal of the state of Kansas.

(g) “UPC symbol” shall mean the symbol signifying the universal product code. (Authorized by K.S.A. 2011 Supp. 31-611; implementing K.S.A. 2011 Supp. 31-602; effective July 27, 2012.)

22-25-2. Certification forms and requirements; recertification. (a) Certification forms may be requested from the state fire marshal's office.

(b) If any certification form, including all required documentation, is incomplete, the state fire marshal or designee shall notify the manufacturer in writing that the submission is incomplete. All missing information and documentation shall be submitted to the state fire marshal's office within 30 days of notification. If the submission is still incomplete after 30 days, the fees shall not be refunded or considered part of that submission or any other request.

(c) Each cigarette shall be retested in accordance with K.S.A. 31-603, and amendments thereto, within one year before the submission of an application for recertification as required by K.S.A. 31-604, and amendments thereto.

(Authorized by K.S.A. 2011 Supp. 31-611; implementing K.S.A. 2011 Supp. 31-604; effective July 27, 2012.)