

W.S. 35-9-804

Certification and product change.

- (a)** Each manufacturer shall certify in writing to the department of revenue:
- (i)** Each cigarette listed in the certification has been tested pursuant to W.S. 35-9-803; and
 - (ii)** Each cigarette listed in the certification meets the performance standard set forth in W.S. 35-9-803.
- (b)** For each cigarette listed in the certification the following information shall be included:
- (i)** Brand or trade name on the packaging;
 - (ii)** Style;
 - (iii)** Length in millimeters;
 - (iv)** Circumference in millimeters;
 - (v)** Flavor such as menthol if applicable;
 - (vi)** Filter or nonfilter;
 - (vii)** Package description such as soft pack or box;
 - (viii)** Marking pursuant to W.S. 35-9-805;
 - (ix)** Contact information for the laboratory that conducted the testing, including name, address and telephone number; and
 - (x)** The date of testing.
- (c)** The department of revenue shall make the certifications available to the attorney general and the state fire marshal for purposes consistent with this act.
- (d)** Cigarettes certified pursuant to this section shall be recertified every three (3) years.
- (e)** For each cigarette listed in a certification, a manufacturer shall pay a fee of two hundred fifty dollars (\$250.00) payable to the department of revenue to be deposited into the general fund.
- (f)** If a cigarette is certified and is subsequently changed in a manner that is likely to alter its compliance with the reduced cigarette ignition propensity standards required by this act, the cigarette shall not be sold or offered for sale in this state until the manufacturer retests the cigarette in accordance with the testing standards consistent with the provisions of this act and maintains the records of that retesting as required by this act. Any altered cigarette which does not meet the performance standard set forth in this act shall not be sold in this state.