



State Of Tennessee  
Department Of Commerce & Insurance  
Division Of Fire Prevention  
500 James Robertson Parkway  
Nashville, TN 37243-1159

Phone: (615) 741-1322  
Fax: (615) 741-1583

## INSTRUCTIONS FOR FIRE STANDARD COMPLIANT CIGARETTE CERTIFICATION

Beginning January 1, 2010 no cigarette may be sold or offered for sale in Tennessee or offered for sale or sold to persons located in Tennessee unless the cigarettes have been tested and meet the performance standard of Tenn. Code Ann. § 68-102-503, and are marked in accordance with § 68-102-505. Each cigarette must be recertified every three (3) years.

Each cigarette in a brand family must be certified. "Brand family" means all styles of cigarettes sold under the same trademark and differentiated from one another by means of additional modifiers or descriptors, including, but not limited to, "menthol," "lights," "kings," and "100s," and includes any brand name, alone or in conjunction with any other word, trademark, logo, symbol, motto, selling message, recognizable pattern of colors, or any other indicia of product identification identical or similar to, or identifiable with, a previously known brand of cigarettes. Each cigarette is distinguished in this form by the information required in § 68-102-504(b).

Each manufacturer shall maintain copies of the reports of all tests conducted on all cigarettes offered for sale for a period of three (3) years, and shall make copies of these reports available to the state fire marshal and the attorney general and reporter upon written request.

Certified cigarettes shall be marked to indicate compliance with the requirements of § 68-102-503. The marking must be approved by the state fire marshal and shall be eight-point type or larger. Markings may be submitted for approval prior to certification submission. If prior approval has been granted, attach a copy of the Tennessee State Fire Marshal Approval Letter. The markings shall consist of: Modification of the Universal Product Code (UPC) to include a permanent, visible, alphanumeric or symbolic mark printed at or around the UPC; and a permanent, visible, alphanumeric or symbolic mark printed upon the cigarette package or cellophane wrap or text that indicates the cigarette meets the standards of Tenn. Code Ann § 68-102 Part 5. A manufacturer shall use only one (1) marking and apply it uniformly for all packages. Modifications must be approved by the state fire marshal.

The manufacturer shall make a copy of the Tennessee state certification available to all wholesale dealers and agents to which they sell cigarettes, and provide sufficient copies of an illustration of the package marking for each retail dealer.

### INSTRUCTIONS:

1. The manufacturer must provide all information on pages 2 and 3 of this form.
2. Submit the form and a \$1,000 check for each brand family, payable to the Tennessee Department of Commerce and Insurance, and mail to the address above. Fees are non-refundable.
3. Submit a sample of the marking to be used on packages. The sample must be the same size as the marking on the package.



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## CERTIFICATION OF FIRE STANDARD COMPLIANT CIGARETTES

Check One:  Initial Certification      Certification Fee      Number of Brand Families Submitted      Dollar Amount Submitted  
 Renewal Certification      \$1,000 per brand family      X      =      \$  
 Supplemental Certification (No fee)

Manufacturer	Name: _____ Mailing Address: _____ Country: _____ City: _____ State: _____ Zip: _____ Fax #: _____ Telephone #: _____ Email: _____ Federal Employer Identification Number: _____ Web Address: _____ Contact Person: _____ Contact Telephone #: _____
True Holder of Trademark	Name: _____ Mailing Address: _____ Country: _____ City: _____ State: _____ Zip: _____ Fax #: _____ Telephone #: _____ Email: _____
Testing Laboratory	Name: _____ Mailing Address: _____ City: _____ State: _____ Zip: _____ Fax #: _____ Telephone #: _____ Email: _____ Contact Person: _____ Contact Telephone #: _____ Is the lab accredited pursuant to standard ISO/IEC 17025 of the ISO?      Yes: <input type="checkbox"/> No: <input type="checkbox"/> If no, submit a request for approval of an equivalent accreditation standard. Does the lab implement a quality control and quality assurance program with a value of test result repeatability no greater than nineteen-hundredths (0.19)?      Yes: <input type="checkbox"/> No: <input type="checkbox"/>
Testing Information	<i>The answers provided below apply to all cigarette varieties listed on the certification.</i> Was the test conducted in accordance with the ASTM standard E2187-04?      Yes: <input type="checkbox"/> No: <input type="checkbox"/> If no, submit a proposal for an alternate test method and performance standard. The state fire marshal will review the test method and performance standard to determine if it is equivalent to Tenn. Code Ann. § 68-102-503(a)(3). Was the test conducted on ten (10) layers of filter paper?      Yes: <input type="checkbox"/> No: <input type="checkbox"/> Did no more than twenty-five percent (25%) of the cigarettes tested in the test trial exhibit full length burns?      Yes: <input type="checkbox"/> No: <input type="checkbox"/>

I attest that the cigarettes listed by brand family on the attachment to this certification have been tested in accordance with and meet the performance standard of Tenn. Code Ann. § 68-102-503. By my signature, I verify that the information provided on this form and its attachments are true to the best of my knowledge. I understand that knowingly providing a false certification of fire standard compliant cigarettes is punishable by a civil penalty of up to two hundred fifty thousand dollars (\$250,000).

\_\_\_\_\_  
Signature of Manufacturer's Authorized Representative

\_\_\_\_\_  
Date

\_\_\_\_\_  
Printed Name

IN-

RDA-2225

