



Certification of Cigarette Manufacturer under Utah Reduced Cigarette Ignition Propensity & Firefighter Protection Act 2008

Please Review Instructions Prior to Completion

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| Part 4: Test Method |
| The cigarettes included in this Certification have been tested using the following method (check one) and the test results are attached. The Manufacturer certifies it will retain the testing data for a minimum of 3 years and will provide the data to the State Fire Marshal and the Attorney General upon request. |
| <input type="checkbox"/> ASTM E2187-04 |
| <input type="checkbox"/> Alternate method approved by the Utah State Fire Marshal. Attach a copy of the Fire Marshal Authorization of the proposed testing method. |

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| Part 5: Marking Approval |
| All cigarettes included in this Certification have an approved marking of FSC on each pack, carton and case or other approved marking, at or around the area of the UPC code as required by UCA 53-7-405. |
| <input type="checkbox"/> Copy of Fire Marshal approval dated _____ is attached. |
| <input type="checkbox"/> Manufacturer proposed marking is attached and submitted with this Certification (The proposed marking is 8-point type or larger and complies with UCA 53-7-405). |

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| Part 6: Fee Calculation |
| 1. The number of cigarette brand styles listed on this Certification |
| 2. Processing and enforcement fee of \$250.00 for each style listed \$ |
| 3. Amount due Utah State Fire Marshal (Line 1 times line 2) \$ |
| Amount remitted with this Certification: \$ |
| <i>No brand styles will be Certified for sale in the State of Utah or be included in the Utah Fire Prevention and Safety Authorized List until the fee is paid in full.</i> |

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| Part 7: Certification Information Provided to Wholesale Dealers and Agents |
| As of the date on this Certification, the undersigned Manufacturer hereby certifies under penalty of perjury that it has provided copies of the Certification to all Utah licensed wholesale dealers and agents, as required by UCA 53-7-405(6) as well as those who may sell to a Utah licensed wholesale dealer or agent. The undersigned Manufacturer further certifies that it has provided sufficient copies of the cigarette package markings to the licensed wholesale dealers and agents with the instruction that the copies be provided to all Utah retail dealers to which they sell cigarettes. |
| Attach a list of wholesale dealers and agents including the name, address, phone number, contact person, and the number of copies of package markings which were provided. If the wholesale dealer or agent requests an electronic copy rather than paper copies, please note such. |

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|-----------------------------------|--------|-----------|----------|
| Part 8: Designated Contact | | | |
| Name: | | Title: | |
| Mailing Address: | | | |
| City: | State: | Zip Code: | Country: |
| Phone: | Fax: | E-Mail: | |

The State Fire Marshal will not process incomplete or illegible certifications.



OFFICE OF THE STATE FIRE MARSHAL
Certification of Cigarette Manufacturer under
Utah Reduced Cigarette Ignition Propensity & Firefighter
Protection Act 2008

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Part 9: Manufacturer Certification

Under penalties of perjury, I state that, to the best of my knowledge, all of the information contained in this Certification and any attached documents are true and accurate and that I am a person authorized to bind the Manufacturer making this Certification either under the laws of the State of Utah or of the jurisdiction where the Manufacturer resides or is organized. I understand that the Fire Marshal may require additional information and/or documentation to determine whether the Manufacturer qualifies for listing on the Utah State Directory of Fire Safe Cigarettes. **This document must be signed and dated by an authorized notary public.**

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|--|----------------------------|
| Authorized Designee (Print Name) | Title |
| Signature of Authorized Designee | Date |
| Subscribed and sworn to before me this date: _____ | Signature of Notary Public |
| | County |
| | Commission Expires |

MAIL TO

Submit the complete certification and other required Documentation to the State Fire Marshal

For additional forms and information

Russ K. Sneddon
 Office of the State Fire Marshal
 410 West 9800 South, 3rd Floor
 Sandy, Utah 84070

Phone: (801) 256-2390
 Fax: (801) 256-2386
 rsneddon@utah.gov

And a copy to the Utah Attorney General's Office
 At this address:

Joshua R. Nelson
 Perri Ann Babalis
 Utah Attorney General's Office
 160 East 300 South, 5th Floor
 P.O. Box 140874
 Salt Lake City, Utah
 84114

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OFFICE OF THE STATE FIRE MARSHAL
**Certification of Cigarette Manufacturer under
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2008**

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General Information

Who must file this Certification?

Any Participating or Non-participating Manufacturer, who intend for their brands to be listed as compliant with the Fire Prevention and Safety Act.

Beginning July 1, 2008, it is unlawful to stamp or offer for sale in the State of Utah any cigarette that is not compliant with the Utah Fire Prevention and Safety Act.

When is this Certification due?

The initial Certification must be filed and approved with the State Fire Marshal and a copy filed with the Attorney General, no later than April 30, 2008. All Certification applications and three-year re-Certifications must be filed by April 30 of each re-certification year thereafter. The State Fire Marshal will not process incomplete or illegible certifications.

Where do I send my completed Certification?

Mail this completed Certification (FS-1) and related documents to:

Utah State Fire Marshal
Division of Public Safety
410 West 9800 South
Sandy, Utah 84040

With a copy to:

Utah Attorney General's Office
Attn: Tobacco Contact
160 East 300 South, 5th Floor
P.O. Box 140874
Salt Lake City, UT 84114-0857

Specific Instructions

Part 1: Type of Certification

Initial Certification application is due April 30, 2008

- Subsequent re-Certifications are due 60 days prior to expiration
- The first three-year re-Certification is due April 30, 2011.
- Supplemental Certifications must be filed if brand styles are to be added or removed.

Part 2: Manufacturer Identification

Provide your company name, address, phone, fax, web address, FEIN, and name, title and E-Mail address of person completing the form.

Part 3: Brand Family Certification

- Check whether the Brand family is currently listed on the Utah Cigarette and RYO Authorized Brands Publication 51.
- Identify each Brand Family and style of cigarettes the company intends to sell in Utah, either directly or indirectly through any distributor, retailer or similar intermediary, and seeks to have included in the Fire Safe Directory.

- Brand family: Provide the brand name, the style (light, ultra light), length in millimeters, circumference in millimeters, flavor (menthol, chocolate), filter/non-filter, and package description (soft pack, box).
- A Brands Addendum page is included with the Certification packet and is available on the Utah State Fire Marshal's web page.

Part 4: Test Method

- Check the box indicating which test method applies to the Brands being certified.
- If an alternative test method is being used, attach a copy of the Fire Marshal's authorization of the alternative test method.
- Attach most recent test results.

Part 5: Marking Approval

- Prior to the Certification of any cigarettes, a Manufacturer shall present its proposed marking to the State Fire Marshal for approval.
- Attach a copy of Fire Marshal approval or attach the proposed marking for approval.
- Check whether the 8-point type or larger is in conjunction with or is at or around the UPC code.

Part 6: Fee Calculation

- Multiply the total number of cigarette styles listed by \$250.00.
- Remit with the Certification.

Part 7: Certification Information Provided to Wholesale Dealers and Agents

- Manufacturers are required to provide a copy of the Certification to all wholesale dealers and agents to which they sell cigarettes. See UCA Section 53-7-405(6).
- Wholesale dealer means any person who sells cigarettes or tobacco products to retail dealers or other persons for purposes of resale as well as a person who owns, operates, or maintains one or more cigarette or tobacco product vending machines.
- Agent means any person authorized by the State Tax Commission to purchase and affix stamps on packages of cigarettes.
- Provide information about the wholesale dealers and agents to which copies of the cigarette package marking is provided. If a wholesale dealer or agent requests a manufacturer to provide one copy of the marking, electronically or otherwise, and desires to make copies as needed for its customers, please note such.

Part 8 : Designated Contact

Provide the name, title, address, phone and fax numbers, and email address of the individual the Fire Marshal should contact with respect to matters relating to this certification. The designated contact is the individual who will receive mailings.

Part 9: Manufacturer Certification

The authorized designee executing the Certification must be an officer, principal, director or other authorized representative of the Manufacturer. The authorized designee's name and title must be legibly printed and their signature must be notarized.