

GRETCHEN WHITMER GOVERNOR STATE OF MICHIGAN DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS LANSING

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Fire Safe Cigarette Registration and Approval Information Fire Standard Compliant (FSC) Packaging Mark and Brand Family Registration Process

Public Act 56 of 2009, known as the Fire Safety Standard and Firefighter Protection Act, provides for the regulation of the sale and distribution of reduced ignition propensity cigarettes otherwise known as "fire safe cigarettes". These cigarettes are specifically manufactured to self-extinguish if they are left unattended. As discarded smoking materials are the second leading cause of home fire related deaths and injuries in the United States, this legislation will result in saving lives. Michigan is one of 50 states to have this type of law, which took effect on January 1, 2010.

Cigarette manufacturers are required to register their cigarette brand families and pay a fee of \$1,250.00 for each brand family in order to sell these cigarettes in Michigan. Manufacturers, distributors and retailers who knowingly continue to sell non fire safe cigarettes in Michigan will be subject to a fine of \$100 per pack and/or product seizure. Wholesalers/distributors/retailers will be allowed to sell their existing inventory if they can prove the state tax stamp was affixed to the cigarettes before January 1, 2010, in a quantity that is comparable to the quantity of cigarettes they purchased during 2009. Packaging for these cigarettes are required by law to have a special mark called the Fire Standard Compliant (FSC) mark indicating that the cigarettes meet certified laboratory low ignition standards. These marks must be submitted to the Bureau of Fire Services for approval.

The approval process for the FSC packaging markings and brands consists of the manufacturer logging into and registering on our new MILogin site at https://fsc-portal.apps.lara.state.mi.us. Click here for instructions on entering brands and styles. Brands and styles can be added. Payments can be made. Manufacturers are required to upload the written laboratory certification and test results for low ignition propensity or self-certification in the new system. Also, documentation can be uploaded as a PDF with an illustration of the FSC mark on the pack, carton and shipping case that meets the requirements of the law. If you have questions, you can email us at firesafecigarettes@michigan.gov.

The request will be reviewed, and an approval email will be sent to the manufacturer within five business days.

The approved packaging mark, manufacturer request, approval email, laboratory certification and cigarette testing results will be stored electronically for each manufacturer by the Bureau of Fire Services.

As the on-line system does permit the uploading of documents, sending the laboratory certification and test results or self-certification to the Bureau of Fire Services first prior to using the on-line system isn't necessary. The certification will be for three (3) years and there is no fee for adding additional styles for any certified brand family.

The MILogin system requires a user generated User Identification and Password and accepts only Master Card and Visa for credit card payments. Manual payments by check or money order may also be made. The system generates an approval email within two to three business days to the customer point of contact to notify them that the brand family and associated styles have been approved for sale in the State of Michigan.

Checks or money orders must be made out to the Michigan Fire Safety and Firefighter Protection Act Enforcement Fund and mailed to:

LARA/ Bureau of Fire Services Attn: Fire Safe Cigarette Registration Payment Processing P.O. Box 30700 Lansing, Michigan 48909

If UPS or Fed-Ex is used, the street address is:

LARA/ Bureau of Fire Services Attn: Fire Safe Cigarette Registration Payment Processing 2407 N Grand River Ave Lansing, Michigan 48906

The customer can register their brand family and associated styles by going to <u>https://fsc-portal.apps.lara.state.mi.us.</u> The system generated email is then sent to the customer within two to three business days. It is important to note that sending in the manual payment does NOT mean the customer product is automatically registered for sale in the State of Michigan. The customer must use the MILogin system in order to officially register their product and be notified the registration has been approved.

For more information, contact the Bureau of Fire Services by telephone at 517-241-8847 or by email <u>firesafecigarettes@michigan.gov.</u>