



**MEMORANDUM
OFFICE OF ATTORNEY GENERAL
FIRE MARSHAL DIVISION**

TO: Legislative Council
FROM: Raymond Lambert, State Fire Marshal
RE: Ignition Propensity for Cigarettes law
DATE: 10 January 2012

NDCC § 18-13-02.6: The state fire marshal shall review the effectiveness of this section and report each interim to the legislative council the state fire marshal's findings and any recommendation for legislation to improve the effectiveness of this chapter.

Since this law went into effect August 1, 2010, the state fire marshal's office has developed a computerized system for the sole purpose of receiving certification requests and documenting and making readily available all information pertaining to the certification requests. Currently, we have received and certified 928 brand style cigarettes from 22 manufacturers. Eleven testing labs were involved in testing these brand styles, and all documentation included with the applications appears to be within the guidelines set forth in NDCC§ 18-13-02. To date, cigarette manufacturers have paid \$232,000.00 to North Dakota to certify that the cigarettes they sell within the state meet these guidelines.

The guidelines for testing cigarettes outlined in NDCC§ 18-13-02 are the standards being used nationwide, and they appear to be effective. There have been no fines or penalties for noncompliance. Because there have been no penalties, and I anticipate none, the fire prevention and public safety fund defined in NDCC§18-13-08 will remain unfunded.

At this time, I have no recommendations for any changes to NDCC § 18-13.