

## 2016 Kansas Statutes

### **31-602. Same; definitions.** As used in this act:

- (a) "Agent" means any person authorized by the director to purchase and affix stamps on packages of cigarettes.
- (b) "Cigarette" means any roll for smoking, whether made wholly or in part of tobacco or any other substance, irrespective of size or shape, and irrespective of tobacco or substance being flavored, adulterated or mixed with any other ingredient, if the wrapper is in greater part made of any material except tobacco.
- (c) "Director," "retail dealer," "vending machine operator," "sale" and "wholesale dealer" shall have the meanings ascribed thereto in K.S.A. 79-3301, and amendments thereto.
- (d) "Manufacturer" means:
  - (1) Any entity which manufactures or otherwise produces cigarettes or causes cigarettes to be manufactured or produced anywhere that such manufacturer intends to be sold in this state, including cigarettes intended to be sold in the United States through an importer;
  - (2) the first purchaser anywhere that intends to resell in the United States cigarettes manufactured anywhere that the original manufacturer or maker does not intend to be sold in the United States; or
  - (3) any entity that becomes a successor of an entity described in paragraph (1) or (2).
- (e) "Quality control and quality assurance program" means the laboratory procedures implemented to ensure that operator bias, systematic and non-systematic methodological errors and equipment-related problems do not affect the results of the testing. Such a program ensures that the testing repeatability remains within the required repeatability values required by K.S.A. 2016 Supp. 31-603, and amendments thereto, for all test trials used to certify cigarettes in accordance with this act.
- (f) "Repeatability" means the range of values within which the repeat results of cigarette test trials from a single laboratory will fall 95% of the time.
- (g) "Sell" means to sell, or to offer or agree to do the same.

**History:** L. 2008, ch. 135, § 2; July 1.