

~~LIKELY TO BE OFFERED TO OR PURCHASED BY A CONSUMER AS A CIGARETTE AS DEFINED IN PARAGRAPH (1) OF THIS SUBSECTION.~~

(C) "COMMISSION" MEANS THE STATE FIRE PREVENTION COMMISSION.

(D) "MANUFACTURER" MEANS:

(1) A PERSON THAT MANUFACTURES OR OTHERWISE PRODUCES, OR CAUSES TO BE MANUFACTURED OR PRODUCED, CIGARETTES INTENDED FOR SALE IN THIS STATE, INCLUDING CIGARETTES INTENDED FOR SALE IN THE UNITED STATES THROUGH AN IMPORTER;

(2) THE FIRST PURCHASER ANYWHERE THAT INTENDS TO RESELL IN THE UNITED STATES CIGARETTES THAT THE ORIGINAL MANUFACTURER OR MAKER DOES NOT INTEND FOR SALE IN THE UNITED STATES; OR

(3) A PERSON THAT IS A SUCCESSOR OF A PERSON LISTED IN ITEM (1) OR (2) OF THIS SUBSECTION.

(E) "QUALITY CONTROL AND QUALITY ASSURANCE PROGRAM" MEANS LABORATORY PROCEDURES IMPLEMENTED TO ENSURE THAT:

(1) OPERATOR BIAS, SYSTEMATIC AND NONSYSTEMATIC METHODOLOGICAL ERRORS, AND EQUIPMENT-RELATED PROBLEMS DO NOT AFFECT THE RESULTS OF THE TESTING; AND

(2) THE TESTING REPEATABILITY REMAINS WITHIN THE REQUIRED REPEATABILITY VALUE FOR ANY TEST TRIAL USED TO CERTIFY CIGARETTES UNDER THIS SUBTITLE.

(F) "REPEATABILITY" MEANS THE RANGE OF VALUES WITHIN WHICH THE REPEAT RESULTS OF CIGARETTE TEST TRIALS FROM A SINGLE LABORATORY FALL 95% OF THE TIME.

(G) "RETAILER" HAS THE MEANING STATED IN § 16-201 OF THIS TITLE.

(H) "SUBWHOLESALE" HAS THE MEANING STATED IN § 16-201 OF THIS TITLE.

(I) "VENDING MACHINE OPERATOR" HAS THE MEANING STATED IN § 16-201 OF THIS TITLE.