

Proposed Text of
California Code of Regulations, Title 18, Section 4077,
Tobacco Product Manufacturer

(A new regulation to be added to the California Code of Regulations)

4077. Tobacco Product Manufacturer.

(a) A tobacco product manufacturer is any person, including any repacker or relabeler, who manufactures, fabricates, assembles, processes, or labels a finished tobacco product.

The term tobacco product manufacturer includes an owner of a brand or formula for a tobacco product who contracts with another person to complete the fabrication and assembly of the product to the brand or formula owner's standard.

(b) A retailer who mixes, prepares, or combines liquid nicotine and other components of a tobacco product is a tobacco product manufacturer. A retailer is not a manufacturer solely because the retailer packages liquid nicotine with other items as one unit or allows its customers to mix, prepare, or combine liquid nicotine and other components after a sale has been made, or both. A retailer who is not a licensed manufacturer or distributor must purchase its nicotine products from a licensed tobacco products distributor or wholesaler.

Reference: Authority cited: Section 30451, Revenue and Taxation Code. Reference: Sections 30008, 30010, 30011, 30016, 30103, 30121, 30131.1, 30149, 30210, 30211, and 30212, Revenue and Taxation Code.