

OREGON LAW PROHIBITS THE SALE, MANUFACTURING, IMPORTING OR DISTRIBUTION OF NOVELTY/TOYLIKE LIGHTERS WITHIN THE STATE OF OREGON



Exceptions

- Lighters that were manufactured before January 1, 1980.
- A lighter made permanently incapable of producing a flame or otherwise causing combustion.
- Standard lighters with logos, decals, decorative artwork or heat-shrinkable sleeves.

NOVELTY/TOYLIKE LIGHTER DEFINITIONS

Under Oregon law a lighter is a handheld device typically used for lighting tobacco products.

Novelty/Toylike Lighters are defined as having a misleading design, audio effects or visual effects, or other features that would be expected to make the lighter appealing to children under the age of ten.

A misleading design means having a shape that resembles an object other than a lighter. Examples include cartoon characters, toys, animals, weaponry, tools, or household products.

Audio effects include music, animal sounds, whistles, buzzers, beepers or other noises not related to the flame-producing function of the lighter.

Oregon Revised Statute
476.831 to 476.856
Oregon Administrative Rule
837-046-0000 to 837-046-0180

EXAMPLES OF PROHIBITED LIGHTERS*



*Not all prohibited

OVERVIEW OF OREGON LAWS PROHIBITING NOVELTY/TOYLIKE LIGHTERS

The Novelty/Toylike Lighter Program provides citizen safety and industry regulation of novelty/toylike lighters.

Many novelty lighters look like animals, miniature cars, musical instruments and game pieces. Other novelty lighters are look-alike miniatures of adult tools or instruments. For example: cell phones, hammers, paintbrushes, and felt-tip markers.

These novelty lighters are dangerous in the hands of children unable to tell the difference between a toy and a novelty lighter.

These novelty lighters could place children and their families at risk for burn injury, death, and property loss.

Prohibiting their sale protects children from a dangerous instrument that encourages curiosity and invites unintentional misuse.

CIVIL PENALTIES

Manufacturers & Importers:
\$10,000*

Wholesale Dealers:
\$1,000*

Retailers:
\$500*

*Penalties are assessed daily for each day of non-compliance with the Rules.

ADDITIONAL INFORMATION:

Visit our website at [Oregon State Fire Marshal : Novelty Lighters : Industry : State of Oregon](http://OregonStateFireMarshal.gov)

for more information about the prohibition of toy like novelty lighters. You may also contact us by phone at 503-379-3473 or Email at osfm.lp@osfm.oregon.gov

Additional copies of this brochure are available by contacting the Department of State Fire Marshal.

DEPARTMENT OF STATE FIRE MARSHAL

NOVELTY/TOYLIKE LIGHTER PROGRAM



**Regulatory Services Division
3991 Fairview Industrial Dr.
Salem, OR 97302**

Phone: 503-378-3473

Fax: 503-373-1825

Unit Email:

osfm.lp@osfm.oregon.gov