
21 U.S. Code § 387c

Misbranded tobacco products

(a) In general

A tobacco product shall be deemed to be misbranded—

- (1) if its labeling is false or misleading in any particular;
- (2) if in package form unless it bears a label containing—
 - (A) the name and place of business of the tobacco product manufacturer, packer, or distributor;
 - (B) an accurate statement of the quantity of the contents in terms of weight, measure, or numerical count;
 - (C) an accurate statement of the percentage of the tobacco used in the product that is domestically grown tobacco and the percentage that is foreign grown tobacco; and
 - (D) the statement required under section 387t(a) of this title,
except that under subparagraph (B) reasonable variations shall be permitted, and exemptions as to small packages shall be established, by regulations prescribed by the Secretary;
- (3) if any word, statement, or other information required by or under authority of this subchapter to appear on the label or labeling is not prominently placed thereon with such conspicuousness (as compared with other words, statements, or designs in the labeling) and in such terms as to render it likely to be read and understood by the ordinary individual under customary conditions of purchase and use;

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