
HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Judiciary to Original House Bill No. 641
by Representative Thompson

1 AMENDMENT NO. 1

2 On page 7, at the end of line 9, after "state," insert "or import for personal consumption in
3 this state"

4 AMENDMENT NO. 2

5 On page 7, line 14, after "than" and before "days" delete "15" and insert "sixty"

6 AMENDMENT NO. 3

7 On page 9, line 9, after "local" and before "only" delete "agencies" and insert "taxing
8 agencies or law enforcement authorities"

9 AMENDMENT NO. 4

10 On page 10, line 8, after "shall" and before "each" delete "invoice" and insert "provide notice
11 to"

12 AMENDMENT NO. 5

13 On page 11, line 2, after "state," and before "in" insert "or imported for personal consumption
14 in this state,"

15 AMENDMENT NO. 6

16 On page 15, between lines 2 and 3, insert "(21) A "knowing violation or failure" is where
17 the person knowingly or intentionally engaged in conduct without a good faith belief that the
18 conduct was consistent with the provision of this Chapter."

19 AMENDMENT NO. 7

20 On page 16, line 11, after "business" delete the remainder of the line and lines 12 and 13 in
21 their entirety and insert "or affixes tax stamps of another state shall first apply for an
22 exporter license allowing it to purchase or possess unstamped or non-tax paid cigarettes."

23 AMENDMENT NO. 8

24 On page 17, line 25, after "inventory" and before "in" insert "pursuant to Paragraph (2) of
25 this Subsection,

26 AMENDMENT NO. 9

27 On page 18, line 12, after "(2)" and before "an" delete "Files" and insert "Knowingly files"

28 AMENDMENT NO. 10

29 On page 18, line 13, after "R.S. 47:841 et seq." delete the comma "," and the remainder of
30 the line and line 14 in its entirety

1 AMENDMENT NO. 11

2 On page 18, line 17, after "than" and before "days" delete "fifteen" and insert "sixty"

3 AMENDMENT NO. 12

4 On page 20, delete lines 26 through 28 in their entirety

5 AMENDMENT NO. 13

6 On page 21, delete lines 1 through 8 in their entirety

7 AMENDMENT NO. 14

8 On page 23, line 29, after "sale" delete the remainder of the line

9 AMENDMENT NO. 15

10 On page 24, at the beginning of line 1, delete "cigarettes in or into the state"

11 AMENDMENT NO. 16

12 On page 24, line 10, after "of stamping" insert a period "." and delete the remainder of the
13 line and line 11 in its entirety

14 AMENDMENT NO. 17

15 On page 24, line 17, after "manufacturer" and before "importer" delete "or" and insert a
16 comma "," and on the same line after "importer" and before "may" insert a comma "," and
17 insert "or sales entity affiliate"

18 AMENDMENT NO. 18

19 On page 24, line 18, after "cigarettes" delete the remainder of the line and delete line 19 in
20 its entirety

21 AMENDMENT NO. 19

22 On page 24, at the beginning of line 20, delete "cigarettes"

23 AMENDMENT NO. 20

24 On page 25, line 4, after "and" delete the remainder of the line and insert "submits a report
25 pursuant to R.S. 47:851(E)."

26 AMENDMENT NO. 21

27 On page 25, delete line 5 in its entirety

28 AMENDMENT NO. 22

29 On page 27, line 17, after "transfer," delete the remainder of the line and insert "the state in
30 which the recipient of those cigarettes is located, and"

31 AMENDMENT NO. 23

32 On page 27, at the beginning of line 18, delete "address of the recipient of those cigarettes."

1 AMENDMENT NO. 24

2 On page 27, line 19, after "purchase" delete the remainder of the line and insert "the state of
3 the seller or sender of those cigarettes."

4 AMENDMENT NO. 25

5 On page 27, delete lines 20 through 22 in their entirety

6 AMENDMENT NO. 26

7 On page 27, line 23, after "(b)" and before "the" delete "In" and insert "The following shall
8 be provided to the attorney general or secretary upon request: in"

9 AMENDMENT NO. 27

10 On page 28, delete line 6 in its entirety, and insert "any federal, state, or local taxing agency
11 or law enforcement authorities of this state or other states."

12 AMENDMENT NO. 28

13 On page 30, delete line 2 in its entirety, and insert "request, with any federal, state, or local
14 taxing agency or law enforcement authorities of this state or other states."

15 AMENDMENT NO. 29

16 On page 30, between lines 3 and 4, insert the following:

17 "§857. Refunds

18 A. The collector may promulgate rules and regulations providing for the
19 refund to dealer for the cost of stamps affixed to goods which by reason of damage
20 become unfit for sale and are destroyed by dealer or returned to manufacturer or
21 jobber.

22 B. The collector may refund a dealer for the cost of stamps affixed to goods,
23 which were listed on the state directory at the time the stamps were affixed but have
24 been subsequently removed from the state directory, upon proof that the goods have
25 been destroyed, the date and location of the destruction, and must be signed by the
26 individuals who witnessed the destruction. The collector may promulgate rules and
27 regulations related to the destruction of the goods and the procedures for refund."

28 AMENDMENT NO. 30

29 On page 31, line 1, after "dealer" and before "tobacco" change "transportation" to
30 "transporting"

31 AMENDMENT NO. 31

32 On page 31, delete lines 5 through 8 in their entirety

33 AMENDMENT NO. 32

34 On page 32, between lines 2 and 3, insert "(1) "Cigarettes" shall have the meaning as set forth
35 in R.S. 13:5062(4)(a) through (d)."

36 AMENDMENT NO. 33

37 On page 33, delete lines 8 and 9 in their entirety

1 AMENDMENT NO. 34

2 On page 33, at the end of line 24, delete "tobacco" and insert "cigarettes"

3 AMENDMENT NO. 35

4 On page 33, at the beginning of line 25, delete "products"

5 AMENDMENT NO. 36

6 On page 33, at the end of line 25, delete "tobacco" and insert "cigarettes"

7 AMENDMENT NO. 37

8 On page 33, at the beginning of line 26, delete "products"

9 AMENDMENT NO. 38

10 On page 33, line 27, after "distributing" and before "is" delete "tobacco products" and insert
11 "cigarettes"

12 AMENDMENT NO. 39

13 On page 34, line 15, after "the" and before "involved" delete "tobacco products" and insert
14 "cigarettes"

15 AMENDMENT NO. 40

16 On page 34, line 18, after "the" and before "involved" delete "tobacco products" and insert
17 "cigarettes"

18 AMENDMENT NO. 41

19 On page 34, line 21, after "the" and before "involved" delete "tobacco products" and insert
20 "cigarettes"

21 AMENDMENT NO. 42

22 On page 34, line 27, after "Any" and before "sold" delete "tobacco products" and insert
23 "cigarettes"

24 AMENDMENT NO. 43

25 On page 35, line 5, after "The" and before "commissioner" insert "attorney general,"

26 AMENDMENT NO. 44

27 On page 35, line 6, after "Control" and before "or" insert a comma ","

28 AMENDMENT NO. 45

29 On page 35, line 6, after "or" and before "designee" delete "his" and insert "either agency's"

30 AMENDMENT NO. 46

31 On page 35, line 24, after "wholesaler" and before "retailer" change "and" to "or" and after
32 "manufacturer" and before "sales" insert a comma ","

1 AMENDMENT NO. 47

2 On page 36, line 4, after "local" and before "only" delete "agencies" insert "taxing agencies
3 or law enforcement authorities"

4 AMENDMENT NO. 48

5 On page 36, between lines 6 and 7, insert the following:

6 "§1520. Electronically filed returns; signatures
7 A.(1) The secretary may require electronic filing of tax returns or reports
8 under any of the following circumstances:

9 * * *
10 (g) Persons required to file a report pursuant to R.S. 47:843 et seq.

11 * * *"

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored are additions.