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**HOUSE COMMITTEE AMENDMENTS**

2015 Regular Session

Amendments proposed by House Committee on Judiciary to Original House Bill No. 380  
by Representative Hollis

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1 AMENDMENT NO. 12 On page 1, line 2, change after "847(A) and" and before "relative to" delete "(D), and  
3 849(C)" and insert "(D)(1), and 849(B) and (C)"4 AMENDMENT NO. 25 On page 1, delete line 3 in its entirety and insert "to provide for requirements relative to  
6 stamped and unstamped cigarettes;"7 AMENDMENT NO. 3

8 On page 1, at the beginning of line 4, delete "shipped;"

9 AMENDMENT NO. 4

10 On page 1, line 5, after "remove" and before "provisions" insert "certain"

11 AMENDMENT NO. 512 On page 1, line 6, after "provisions;" and before "and" insert "to provide for requirements  
13 relative to products not listed on the attorney general's state directory;"14 AMENDMENT NO. 615 On page 1, line 9, after "847(A) and" and before "are hereby" delete "(D), and 849(C)" and  
16 insert "(D)(1), and 849(B) and (C)"17 AMENDMENT NO. 718 On page 2, line 9, after "selling" and before "the" insert a comma "," and insert "offering for  
19 sale, removing, or otherwise distributing"20 AMENDMENT NO. 821 On page 2, at the end of line 11, delete ". The" and at the beginning of line 12, delete  
22 "stamping of the unstamped cigarettes shall"23 AMENDMENT NO. 924 On page 2, line 15, delete "be done as needed prior to cigarettes being shipped"25 AMENDMENT NO. 1026 On page 2, delete line 16 in its entirety and insert "Stamped cigarettes shall be kept separate  
27 and apart from the dealer's stock of unstamped cigarettes."28 AMENDMENT NO. 11

29 On page 2, delete lines 18 through 29 in their entirety and insert the following:

1 "D.(1) If and whenever any of the cigarettes taxed in this Chapter are found  
2 in the place of business of any tobacco dealer or any other person, except ~~bonded~~  
3 ~~interstate tobacco dealers~~ a dealer holding a valid stamping agent designation  
4 pursuant to R.S. 26:902, without the stamps affixed as herein provided, the prima  
5 facie presumption shall arise that such cigarettes are kept therein in violation of the  
6 provisions of this Chapter."

7 AMENDMENT NO. 12

8 On page 3, delete lines 1 through 22 in their entirety

9 AMENDMENT NO. 13

10 On page 3, between lines 25 and 26, insert the following:

11 "B. A dealer may not purchase or possess unstamped cigarettes in this state  
12 for sale into another state where the manufacturer and brand family of the cigarettes  
13 are not at the time of sale listed on this state's directory unless it holds an exporter  
14 license pursuant to R.S. 26:902(2)(b). The dealer holding an exporter license shall  
15 affix the stamp required by the other state to the package containing the cigarettes  
16 within seventy-two hours after receipt. However, if the law of the other state permits  
17 the sale of the cigarettes to consumers in a package not bearing a stamp, the dealer  
18 may sell cigarettes into the other state without a stamp only if it first pays an excise,  
19 use, or similar tax imposed on the cigarettes by the other state. The dealer shall  
20 ensure that any cigarettes and roll-your-own tobacco in its stock that are not listed  
21 on the attorney general's state directory of products approved for sale in or into the  
22 state are kept separate and apart from stock that is approved for sale in or into the  
23 state."