
HOUSE COMMITTEE AMENDMENTS

2016 Regular Session

Amendments proposed by House Committee on Judiciary to Original House Bill No. 710
by Representative Hollis

1 AMENDMENT NO. 1

2 On page 1, delete lines 2 through 7 in their entirety and insert the following:

3 "To amend and reenact R.S. 47:843(D)(1), 847(A) and (D), and 849(B) and (C),
4 relative to tobacco; to provide for requirements relative to stamped and
5 unstamped cigarettes; to provide relative to the time period in which
6 cigarettes must be stamped; to provide relative to the inventory or stock of
7 certain cigarettes; to provide relative to prima facie evidence of a violation;
8 to provide for requirements relative to products not listed on the attorney
9 general's state directory; and to provide for related matters."

10 AMENDMENT NO. 2

11 On page 1, line 9, after "849" and before "(C)" insert "(B) and"

12 AMENDMENT NO. 313 On page 2, line 9, after "prior to selling" and before "the" insert a comma "," and insert
14 "offering for sale, removing, or otherwise distributing"15 AMENDMENT NO. 416 On page 2, line 10, after "state" add "to wholesale dealers or retail outlets."17 AMENDMENT NO. 5

18 On page 2, at the end of line 11, delete "The"

19 AMENDMENT NO. 620 On page 2, delete lines 12 through 16 in their entirety and insert "Stamped cigarettes shall
21 be kept separate and apart from the dealer's stock of unstamped cigarettes."22 AMENDMENT NO. 7

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

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

30 AMENDMENT NO. 8

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

32 AMENDMENT NO. 9

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

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