
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 6 in their entirety and insert the following:

3 "To amend and reenact R.S. 47:843(D)(1), 847(A) and (D)(1), 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"

10 AMENDMENT NO. 211 On page 1, line 9, change "847(A) and (D), and 849(C)" to "847(A) and (D)(1) and 849(B)
12 and (C)"13 AMENDMENT NO. 314 On page 2, line 9, after "prior to selling" and before "the" insert a comma "," and insert
15 "offering for sale, removing, or otherwise distributing"16 AMENDMENT NO. 417 On page 2, line 10, after "state" insert "to wholesale dealers or retail outlets."18 AMENDMENT NO. 5

19 On page 2, at the end of line 11, delete the period and "The"

20 AMENDMENT NO. 621 On page 2, delete lines 12 through 16 in their entirety and insert "Stamped cigarettes shall
22 be kept separate and apart from the dealer's stock of unstamped cigarettes."23 AMENDMENT NO. 7

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

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

31 AMENDMENT NO. 8

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

1 AMENDMENT NO. 9

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

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