

SB0361/527670/1

BY: Finance Committee

AMENDMENTS TO SENATE BILL 361
(First Reading File Bill)

AMENDMENT NO. 1

On page 2, in line 14, after “seize” insert “and destroy”; and in the same line, after “cigarettes;” insert “requiring that certain holders of the trademark rights of certain cigarettes be provided the opportunity to inspect certain seized cigarettes prior to destruction;”.

AMENDMENT NO. 2

On page 3, strike beginning with “(1)” in line 11 down through ““CIGARETTE”” in line 12 and substitute ““CIGARETTE””; and strike in their entirety lines 14 through 18, inclusive.

On page 7, in line 6, strike “STATE” and substitute “OTHER STATE”.

On page 8, in line 7, after “(A)” insert “(1)”; and after line 10, insert:

“(2) A CERTIFICATION UNDER PARAGRAPH (1) OF THIS SUBSECTION MAY NOT LIST MORE THAN 50 CIGARETTES.”

On page 12, in lines 3 and 4, strike “CIGARETTE LISTED IN A”; and in line 4, after “CERTIFICATION” insert “REQUIRED”.

AMENDMENT NO. 3

On page 13, in line 13, before “A” insert “(A)”; in line 14, after “CIGARETTES” insert “IN THE POSSESSION OF A RETAILER, SUBWHOLESALE, VENDING MACHINE OPERATOR, OR WHOLESALE”; and after line 15, insert:

(Over)

“(B) (1) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, CIGARETTES SEIZED UNDER THIS SECTION SHALL BE DESTROYED.

(2) THE TRUE HOLDER OF THE TRADEMARK RIGHTS IN THE CIGARETTE BRAND SHALL BE PROVIDED THE OPPORTUNITY TO INSPECT ANY CIGARETTES SEIZED UNDER THIS SECTION BEFORE THE CIGARETTES ARE DESTROYED.”