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CHAMBER ACTION

Senate

House

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Floor: 3/AD/2R
4/25/2008 11:55 AM

1 Senator Constantine moved the following **amendment**:

2
3 **Senate Amendment**

4 Delete line(s) 244-268

5 and insert:

6 (f) The requirements of paragraph (a) shall not prohibit:

7 1. Wholesale or retail dealers from selling their existing
8 inventory of cigarettes on or after the effective date of this
9 section if the wholesale or retail dealer can establish that
10 state tax stamps were affixed to the cigarettes prior to the
11 effective date and the wholesale or retail dealer can establish
12 that the inventory was purchased prior to the effective date in
13 comparable quantity to the inventory purchased during the same
14 period of the prior year; or

15 2. The sale of cigarettes solely for the purpose of
16 consumer testing. For purposes of this subparagraph, the term
17 "consumer testing" means an assessment of cigarettes that is



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18 | conducted by or is under the control and direction of a
19 | manufacturer for the purpose of evaluating consumer acceptance of
20 | such cigarettes and that uses only the quantity of cigarettes
21 | that is reasonably necessary for such assessment.

22 | (g) It is the intent of the Legislature by this section to