

ONE HUNDRED SIXTH LEGISLATURE

SECOND SESSION

LEGISLATIVE RESOLUTION 477

Introduced by Revenue Committee: Linehan, 39, Chairperson; Briese, 41; Friesen, 34; Kolterman, 24; Lindstrom, 18.

PURPOSE: The purpose of this resolution is to examine the definition and interpretation of cigarette by the Department of Revenue for purposes of taxation and the Master Settlement Agreement.

The study shall include, but not be limited to, an examination of the following:

- (1) The definition of cigarette under the Master Settlement Agreement;
- (2) The definition of cigarette by the federal Alcohol and Tobacco Tax and Trade Bureau;
- (3) The treatment of filtered cigars by other states party to the Master Settlement Agreement;
- (4) The taxation of filtered cigars by other states;
- (5) The interpretation of sections 77-2601 and 77-2602.05 and any other relevant statutes by the Department of Revenue;
- (6) Any reliable evidence or information indicating a decrease in Master Settlement Agreement dollars due to the interpretation of filtered cigars as cigars; and
- (7) Recommendations on whether the Department of Revenue should alter the current interpretation of cigarette.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE ONE HUNDRED SIXTH LEGISLATURE OF NEBRASKA, SECOND SESSION:

1. That the Revenue Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.
2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.