

AMENDMENT # 1

OFFERED IN THE SENATE

BY SENATOR BUNDE

TO: CSSB 368(FIN)

1 Page 6, line 14, following “(a)”:

2 Delete “The”

3 Insert “Upon a showing of probable cause that a person has committed the crime
4 of misconduct involving unstamped cigarettes or stamps in the first degree under
5 AS 43.50.640, the”

6

7 Page 7, lines 20-21:

8 Delete “or 43.50.650”

9

10 Page 8, line 18:

11 Delete “or 43.50.650”

12

13 Page 9, following line 23:

14 Insert new bill sections to read:

15 “* **Sec. 22.** AS 43.50.640(a) is amended to read:

16 (a) A person commits the crime of misconduct involving unstamped
17 cigarettes or stamps in the first degree if the person

18 (1) with reckless disregard that the cigarettes are unstamped

19 (A) sells or distributes 5,000 [1,000] or more unstamped
20 cigarettes in a single transaction;

21 (B) owns or possesses 5,000 [1,000] or more unstamped
22 cigarettes with the intent to sell; or

1 (C) acquires, holds, transports, imports, or possesses 10,000
2 or more unstamped cigarettes; or

3 (2) with reckless disregard that the stamp was previously affixed to
4 another cigarette package[;]

5 (A) affixes a previously used stamp to a cigarette package; or

6 (B) possesses, sells, or distributes a previously used stamp.

7 * **Sec. 23.** AS 43.50.650(a) is amended to read:

8 (a) A person commits the crime of misconduct involving unstamped
9 cigarettes or stamps in the second degree if the person

10 (1) with reckless disregard that the cigarettes are unstamped

11 (A) sells or distributes at least one but fewer than 5,000
12 [1,000] unstamped cigarettes in a single transaction;

13 (B) owns or possesses at least one but fewer than 5,000
14 [1,000] unstamped cigarettes, with intent to sell; or

15 (C) acquires, holds, transports, imports, or possesses at least
16 one but fewer than 10,000 unstamped cigarettes; or

17 (2) is not licensed under this chapter or otherwise authorized by the
18 department to possess stamps and possesses a stamp that is not affixed to a
19 cigarette package.”

20
21 Renumber following bill sections accordingly.