

Legislature - First Session - 2019

Introducer's Statement of Intent

LB397

Chairperson: Senator Tom Briese

Committee: General Affairs

Date of Hearing: March 04, 2019

The following constitutes the reasons for this bill and the purposes which are sought to be accomplished thereby:

LB397 addresses concerns in areas of tobacco and nicotine laws by making four main changes and harmonizing provisions. This legislation is necessary to address tobacco product market changes and provide additional enforcement tools to the Attorney General's Office. The major changes in LB397 are as follows:

1. LB397 amends sections 28-1218 to 28-1429.03 to provide new definitions and retail licensing terms to address existing potential legal loopholes and anticipate new and soon to arrive products in the consumer nicotine market by creating a new definition of Electronic Nicotine Delivery Systems or ENDS.
2. LB397 adds a new section (Section 12) within section 69-2703.02 to allow for Nonparticipating Manufactures (NPM) escrow assignments.
3. LB397 amends section 69-2707.01 which deals with the bond requirements for the NPM Adjustment Settlement Agreement (NPMASA).
4. LB397 amends section 77-2601 (5) to update the definition of cigarette for tax and stamping purpose.

Principal Introducer: _____

Senator Tom Briese