

AN ACT

relating to increases in the taxes on cigarettes and other tobacco products.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 154.021(b), Tax Code, is amended to read as follows:

(b) The tax rates are:

(1) \$70.50 [~~\$20.50~~] per thousand on cigarettes weighing three pounds or less per thousand; and

(2) the rate provided by Subdivision (1) plus \$2.10 per thousand on cigarettes weighing more than three pounds per thousand.

SECTION 2. Section 155.0211(b), Tax Code, is amended to read as follows:

(b) The tax rate for tobacco products other than cigars is 40 [~~35.213~~] percent of the manufacturer's list price, exclusive of any trade discount, special discount, or deal.

SECTION 3. The changes in law made by this Act do not affect tax liability accruing before the effective date of this Act. That liability continues in effect as if this Act had not been enacted, and the former law is continued in effect for the collection of taxes due and for civil and criminal enforcement of the liability for those taxes.

SECTION 4. This Act takes effect January 1, 2007.

President of the Senate

Speaker of the House

I certify that H.B. No. 5 was passed by the House on April 27, 2006, by the following vote: Yeas 82, Nays 57, 1 present, not voting; and that the House concurred in Senate amendments to H.B. No. 5 on May 15, 2006, by the following vote: Yeas 77, Nays 68, 1 present, not voting.

Chief Clerk of the House

I certify that H.B. No. 5 was passed by the Senate, with amendments, on May 12, 2006, by the following vote: Yeas 14, Nays 13.

Secretary of the Senate

APPROVED: _____

Date

Governor