

Amend **CSHB 5** by striking all of SECTION 1 and substituting the following:

SECTION 1. (a) Effective January 1, 2007, Section 154.021(b), Tax Code, is amended to read as follows:

(b) The tax rates are:

(1) \$58.00 (~~\$70.50~~) 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.

(b) Effective September 1, 2007, Section 154.021(b), Tax Code, is amended to read as follows:

(b) The tax rates are:

(1) \$70.50 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.