

# STATE OF NEW YORK

8156

2021-2022 Regular Sessions

## IN ASSEMBLY

July 7, 2021

Introduced by M. of A. WOERNER -- read once and referred to the Committee on Ways and Means

AN ACT to amend the tax law, in relation to excise taxes on cigars and premium cigars

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. Section 470 of the tax law is amended by adding a new  
2 subdivision 22 to read as follows:

3 22. "Premium cigar" has the same meaning as defined by the federal  
4 food and drug administration.

5 § 2. Paragraph (a) of subdivision 1 of section 471-b of the tax law,  
6 as amended by section 18 of part D of chapter 134 of the laws of 2010,  
7 is amended to read as follows:

8 (a) Such tax on tobacco products other than cigars, premium cigars,  
9 snuff and little cigars shall be at the rate of seventy-five percent of  
10 the wholesale price, and is intended to be imposed only once upon the  
11 sale of any tobacco products other than cigars, premium cigars, snuff  
12 and little cigars.

13 § 3. Subdivision 1 of section 471-b of the tax law is amended by  
14 adding a new paragraph (d) to read as follows:

15 (d) Such tax on cigars or premium cigars shall be at the rate of  
16 seventy-five percent of the wholesale price or fifty cents, whichever is  
17 less, and is intended to be imposed only once upon the sale of any  
18 cigars or premium cigars.

19 § 4. This act shall take effect immediately.

EXPLANATION--Matter in italics (underscored) is new; matter in brackets  
[-] is old law to be omitted.

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