

CERTIFICATION OF ENROLLMENT
SENATE CONCURRENT RESOLUTION 8417

54th Legislature
1995 First Special Session

Passed by the Senate May 23, 1995
YEAS 45 NAYS 0

President of the Senate

Passed by the House May 23, 1995
YEAS 96 NAYS 1

**Speaker of the
House of Representatives**

Approved

CERTIFICATE

I, Marty Brown, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SENATE CONCURRENT RESOLUTION 8417** as passed by the Senate and the House of Representatives on the dates hereon set forth.

Secretary

FILED

Governor of the State of Washington

**Secretary of State
State of Washington**

SENATE CONCURRENT RESOLUTION 8417

Passed Legislature - 1995 First Special Session

State of Washington 54th Legislature 1995 1st Special Session

By Senators Snyder and McDonald

Read first time 5/19/95.

1 WHEREAS, There is concern that more citizens of the state of
2 Washington are purchasing cigarettes from casual smuggling, military
3 commissaries, cross-border state sales, and Indian Smokeshops;

4 NOW, THEREFORE, BE IT RESOLVED, By the Senate of the state of
5 Washington, the House of Representatives concurring, That a joint
6 select committee to be known as the cigarette tax and revenue loss
7 advisory committee be established to conduct a study of current state
8 law as it applies to the unlawful possession, purchase, sale and use of
9 unstamped and untaxed cigarettes on Indian reservations by nontribal
10 members. The study must include, but not be limited to, the following:

11 (1) A review and analysis of all lost cigarette tax revenue
12 covering, at a minimum, calendar years 1992 through 1995 and analyzing,
13 among other factors, revenue losses that might be attributable to
14 cigarette tax increases that took effect during that time;

15 (2) An analysis on the feasibility of negotiation cooperative
16 agreements between the state of Washington and federally recognized
17 Indian tribes within its borders;

18 (3) An assessment of the effect of tax rates on cigarette
19 compliance and to identify the state's best opportunity to ensure
20 compliance and reduce conflict; and

21 BE IT FURTHER RESOLVED, That the committee consist of:

1 (1) Four members of the senate, two from each of the largest
2 caucuses and on the senate committee on ways and means, appointed by
3 the president of the senate;

4 (2) Four members of the house of representatives, two from each of
5 the largest caucuses, and at least one on the house of representatives
6 committee on finance and at least one on the house of representatives
7 committee on trade and economic development, appointed by the speaker
8 of the house of representatives;

9 (3) Two members from the convenience store industry, appointed by
10 the speaker of the house of representatives and the majority leader of
11 the senate;

12 (4) One wholesaler or distributor of tobacco products, appointed by
13 the speaker of the house of representatives and the majority leader of
14 the senate;

15 (5) Three members representing federally recognized Indian tribes,
16 one appointed by the tribes contained within eastern Washington and two
17 appointed by the tribes contained within western Washington;

18 (6) The director of the department of revenue or the director's
19 designee;

20 (7) The governor or the governor's designee; and

21 (8) Nonlegislative members shall be reimbursed for travel expenses
22 as provided in RCW 43.03.050 and 43.03.060. Legislative members may be
23 reimbursed pursuant to RCW 41.04.300; and

24 BE IT FURTHER RESOLVED, That the advisory committee may enlist the
25 assistance of representatives of local government and tax policy
26 experts from the academic, legal, tribal, and business communities.

27 The advisory committee may utilize the staff of the governor's
28 office on Indian affairs, the house of representatives' office of
29 program research, senate committee services, and research services
30 provided to the legislature by the department of revenue under RCW
31 82.01.060(5); and

32 BE IT FURTHER RESOLVED, That the advisory committee report its
33 findings to the legislature by December 31, 1995.

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