

House Revenue Committee

HB 2072

Executive Summary:

Provides consistency and conformity in the administrative provisions of the cigarette tax laws and the "Other Tobacco Products" tax laws.

Authorizes exchange of information with governmental entities that tax or regulate tobacco products.

Section 2: Adds provisions to the "Other Tobacco Products" tax statutes to allow the department to exchange information with federal and state authorities that administer or enforce tobacco laws, if those tobacco laws directly or indirectly affect tobacco taxes.

Section 3. Creates a reporting requirement for consumers of "Other Tobacco Products", i.e. tobacco products other than cigarettes. The section also clarifies that consumers are required to pay the tax on purchases of more than 100 cigars or other tobacco products with a wholes price of more than \$50 if the products have not already been taxed.

Section 4. Replaces the term 'dealer' with the term 'retailer' but makes no change to the definition of that term.

Section 5, 6, 7, 8. Replaces the term 'dealer' with the term 'retailer.'

Section 9. Current law authorizes the department to exchange information related to cigarette taxes with federal and state governments outside Oregon that tax tobacco products. This section provides that the department may also exchange information with federal and state government units inside Oregon if those units tax or regulated tobacco products.

Section 10. Eliminates obsolete provisions related to jeopardy determinations in the cigarette tax laws and conforms the process to that used for other tobacco products.

Section 11, 12, 13, 14. Replaces the term 'retail dealers' with 'retailers.'

Section 15. Clarifies that the person who receives notice of a jeopardy determination is the person required to pay the tax.

Section 16. Provides that the requirement for consumers to report purchases of other tobacco products begins as do the revisions to jeopardy determinations in the cigarette tax law. January 1, 2012. as to revisions to jeopardy determinations in the cigarette tax law.

Section 17. Effective date of Act.