

Bill Summary
1st Session of the 58th Legislature

Bill No.:	HB 2292
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Author:	Sen. Bullard
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Bill Analysis

HB 2292 creates the Tobacco Products Tax Enforcement Act of 2021. The measure authorizes the Oklahoma Tax Commission (OTC) to establish a Tobacco Products Tax Enforcement Unit for the purpose of enforcing tobacco tax laws through investigations, audits, and inspections. The provides that the excise tax on tobacco products shall be due and payable on the 1st day of each month by the wholesaler. Wholesalers are required by the measure to file electronically with the OTC to determine the amount owed on or before the 12th of each month. If the taxes are not collected by the 1st day of each month, the tax shall be collected as a backup tax upon the 1st receipt of tobacco products by any retailer or end user when received from a source outside of the state or upon the first sale or use when the product is manufactured in this state. All purchase invoices shall contain the license number of the wholesaler and shall be made available for inspection by the Tax Commission. Any purchases of tobacco products from a person who is not holding a current Oklahoma wholesale tobacco license shall be punishable by a fine of the greater \$1,000.00 or five times the unpaid tax on such products. Funds collected from the Unit shall be deposited in the Tobacco Products Tax Enforcement Unit Revolving Fund. Any amount in excess of \$2 million shall be transferred to the General Revenue Fund.

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