



# Tobacco Product Taxation:

*An Analysis of State Tax Schemes Nationwide,  
Selected Years, 2005-2014*

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# Executive Summary

## Introduction

Consumption of tobacco is responsible for the greatest number of preventable deaths, disabilities, and diseases in this country.<sup>1</sup> Combustible tobacco products, such as cigarettes, cigars, cigarillos, little cigars, pipe tobacco, and roll-your-own (“RYOT”) are generally believed to be especially harmful, while smokeless and non-combustible tobacco products have also been linked to several illnesses and diseases.<sup>2;3</sup>

Increasing prices through higher excise taxes is proven to deter consumption of cigarettes.<sup>4</sup> However, taxation of many other tobacco products (OTPs) has lagged behind that of cigarettes. This chartbook presents a detailed and comprehensive look at the taxation of cigarettes and 11 OTPs for the 10-year period, 2005 through 2014. This decade was significant because it was during this time that the federal government and many states began to tax certain combustible products such as cigarettes, little cigars, and RYOT at much higher rates, while also beginning to tax emerging non-combustible tobacco products including dissolvables and e-cigarettes. Yet, the variability in state approaches for taxing OTPs over time, particularly for emerging products, is not well documented. This gap limits our understanding of how state OTP taxes affect consumer demand and use of these products, including possible shifts from cigarettes to lower-taxed OTPs.<sup>5-7</sup>

This chartbook will help inform state and community officials, policymakers, advocates, scientific researchers and the general public about changes in OTP taxation across the states to better fill this gap by:

- 1) Providing a detailed overview of the cigarette and OTP tax schemes in each of the 50 states and the District of Columbia (hereafter referred to collectively as “states”) in effect as of January of each year, 2005 through 2014 inclusive;
- 2) Documenting the state-by-state tax rates and tax structures (i.e., ad valorem or specific) for cigarettes and each of the 11 OTPs examined;
- 3) Describing how OTPs are defined and taxed;
- 4) Illustrating changes in state-level OTP taxation over time; and
- 5) Identifying gaps and opportunities for state tobacco control advocates and policymakers relative to OTP taxation.

## Methods

The OTP tax rate data for this chartbook were compiled through primary legal research that collected each state’s relevant state law, using the [Lexis-Nexis](#) and [Westlaw](#) legal research services. The relevant statutes and regulation that were in effect as of January 1<sup>st</sup> of each year, 2005 through 2014, were collected for all 50 states and the District of Columbia. This primary

legal research was then verified against secondary sources including data obtained for the project under subcontract with [The MayaTech Corporation](#), the Centers for Disease Control and Prevention's (CDC) [State Tobacco Activities Tracking and Evaluation \(STATE\) System](#), information from [The Campaign for Tobacco-Free Kids](#), the [National Conference on State Legislatures](#), published articles, and states' Department of Revenue (DOR) or Department of Taxation websites.

For comparative purposes, the chartbook also incorporates state-level data on cigarette tax rate changes over time. The historical cigarette tax rate data were compiled through secondary source information publicly available from the CDC's [STATE System](#), information from the [Campaign for Tobacco-Free Kids](#), and the *Tax Burden on Tobacco's* annual compilation.<sup>8</sup>

In Section 3 we present a comparison of the federal tobacco product excise tax rates on a per unit basis with the mean state specific tobacco product excise tax rates on a per unit basis in 2014. The federal excise tax rate data were obtained from the [Alcohol and Tobacco Tax and Trade Bureau of the U.S. Department of Treasury](#).<sup>9</sup>

## Key Findings

- States' definitions of 'tobacco products,' 'moist snuff,' and 'cigarette' play a critical role in determining which OTPs are taxed and at what rate.
- States have been steadily shifting their tax structures for many OTPs, from an ad valorem tax to a specific tax.
- More states are beginning to tax emerging OTPs, such as dissolvables and e-cigarettes.
- Between 2005 and 2014, OTP tax rates (both ad valorem and specific) have increased or stayed the same in all states except California and Washington.
- As of January 1, 2014, all states taxed either nine or 10 OTPs, with the exceptions of the District of Columbia, Florida, Pennsylvania, and North Dakota, Pennsylvania remained the only state to tax just one OTP, little cigars.
- As of January 1, 2014, while nearly all states taxed cigars, cigarillos, little cigars, pipe tobacco, RYOT, dry snuff, moist snuff, snus, and smokeless tobacco, 25 states taxed dissolvable products and only one state, Minnesota, taxed e-cigarettes.
- Many states raised their taxes on little cigars, RYOT, and smokeless tobacco products following the federal government's tax increase of these products that took effect on April 1, 2009.
- States with higher cigarette taxes also tend to tax OTPs at a higher rate.
- As of January 1, 2014, states on average taxed OTPs (except cigarillos and RYOT) at a higher specific tax rate than the federal government, indicating that state taxes make up a larger portion of the tax burden on OTPs.

## Conclusion

This chartbook shows that states treat and tax OTPs very differently; in fact, no two states tax the 11 OTPs examined in the same way. The wide variation of tax rates and structures both within and among states illustrates how differently OTPs are treated, and how much the tax

approach for these products has changed during the 10-year timeframe presented. The taxation of these products is not a static process, but rather something that states re-evaluate regularly. State-level excise taxes play a key role in setting the final price of OTPs and understanding how these taxes have evolved over time can help better inform policymaking, advocacy, and research efforts.

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## Section 1: Introduction

Tobacco use is the leading preventable cause of disease, disability, and death in the United States.<sup>1</sup> Use of combustible tobacco products has been associated with age-related macular degeneration, diabetes, colorectal cancer, liver cancer, adverse health outcomes in cancer patients and survivors, tuberculosis, erectile dysfunction, orofacial clefts in infants, ectopic pregnancy, rheumatoid arthritis, inflammation, and impaired immune function. While smokeless tobacco products have been linked to oral cavity, esophageal, and pancreatic cancers.<sup>1</sup>

Although cigarette smoking rates have steadily decreased over the past half-century, the use of non-cigarette tobacco products has actually been increasing.<sup>10-15</sup> Many different non-cigarette, “other” tobacco products (henceforth “OTPs”) exist on the market, including but not limited to: cigars, cigarillos, little cigars, pipe tobacco, roll-your-own tobacco (henceforth “RYOT”), dry snuff, moist snuff, smokeless, snus, dissolvables, and electronic cigarettes (e-cigarettes). Increasing prices through higher excise taxes is proven to deter consumption of cigarettes.<sup>4</sup> However, taxation of many OTPs has lagged behind that of cigarettes.

Economists have long predicted a substitution effect when tax and price discrepancies exist among similar products.<sup>16-18</sup> For example, consumers may choose untaxed or lower-taxed little cigars instead of cigarettes or purchase lower-taxed RYOT instead of higher-taxed little cigars. Some, such as the Campaign for Tobacco-Free Kids, argue that since all tobacco products are inherently harmful, all OTPs should be taxed at the same rate,<sup>19</sup> while others maintain that certain OTPs (such as e-cigarettes) pose fewer health risks to consumers and others and should therefore be taxed at comparatively *lower* rates.<sup>2:3:20</sup> Until now, data to enable the tobacco control community to sufficiently examine these competing arguments have been lacking.

### Federal and State Taxation Today

Federal excise taxes are levied for most OTPs, including large and little cigars, pipe tobacco, chewing tobacco, snuff, snus, dissolvables, and RYOT,<sup>9</sup> but not for emerging products such as e-cigarettes. Congress’ recent reauthorization of the Children’s Health Insurance Program Reauthorization Act (CHIP) included a provision to tax little cigars at the same rate as cigarettes at the federal level and expanded the definition of “cigarettes” to include RYOT, which made RYOT taxable as a cigarette at the federal level.<sup>21</sup> While Congress increased the federal excise tax on RYOT and little cigars to the same rate as cigarettes, other similar products such as pipe tobacco are taxed at a much lower rate at the federal level.<sup>22:23</sup>

In addition to federal OTP taxes, all states tax at least one OTP. Additional taxes also are levied at the local level,<sup>24</sup> but are beyond the scope of this chartbook. Congress has long given states explicit authority, as part of their Constitutional police powers,<sup>25</sup> to assess excise taxes on tobacco products. Yet, the variability in state approaches to taxing OTPs over time, particularly for emerging products such as dissolvables and e-cigarettes, is not well documented. This gap

limits our understanding of how state OTP taxes affect consumer demand and use of these products, including possible shifts from cigarettes to lower-taxed OTPs.<sup>5-7</sup>

## Purpose of this Chartbook

This chartbook attempts to fill part of the evidence gap by detailing OTP tax rates in all states from 2005-2014. It is our hope that these data will provide important information for the tobacco control community and for researchers interested in exploring how varying rates of OTP taxation affect tobacco product consumption.

Specifically, this chartbook:

1. Provides a detailed overview of the cigarette and OTP tax schemes in each of the 50 states and the District of Columbia (hereafter referred to collectively as “states”) in effect as of January of each year, 2005 through 2014 inclusive;
2. Documents the state-by-state tax rates and tax structures (i.e., ad valorem or specific) for cigarettes and each of the 11 OTPs examined;
3. Describes how OTPs are defined and taxed;
4. Illustrates changes in state-level OTP taxation over time; and
5. Identifies gaps and opportunities for state tobacco control advocates and policy makers relative to OTP taxation.

## Data Sources and Limitations

The OTP tax rate data for this chartbook were compiled through primary legal research using Boolean terms and connectors in all fifty states and Washington D.C.’s statutes, regulations, relevant agency opinions, and (where appropriate) case law, available through commercial legal research services, [Lexis-Nexis](#) and [Westlaw](#). Data presented herein are based on codified laws in effect as of January 1<sup>st</sup> of each year, 2005 through 2014, inclusive. Due to space limitations, only selected years’ of data are provided herein. Readers interested in reviewing the state-by-state annual tax rates on OTPs can download the complete data set from the [Tobacconomics](#) website.

All relevant laws pertaining to the excise taxation of the following 11 OTPs were collected and evaluated for each state: cigars, little cigars, cigarillos, pipe, dry snuff, moist snuff, RYOT, smokeless tobacco, snus, dissolvables, and e-cigarettes. The effective date of each year’s tax rate was verified through session laws or administrative law history documents. To assess inter-coder reliability, all laws for all states for the year 2012 were reviewed and coded by two study authors, both attorneys. A consensus coding process was used to ensure accurate documentation of coding protocols and decision rules to guide the coding process.

The lead author verified any vague or ambiguous definitional language regarding which OTPs were being taxed by directly contacting state departments of revenue (DOR) or other enforcement agency. Two study authors examined all of the laws between 2005 and 2014 to determine their relevancy, applicability and scope. Secondary sources were also consulted and included data obtained for the project under subcontract with [The MayaTech Corporation](#), the

Centers for Disease Control and Prevention’s (CDC) [State Tobacco Activities Tracking and Evaluation \(STATE\) System](#), information from [The Campaign for Tobacco-Free Kids](#), the [National Conference on State Legislatures](#), published articles, and states’ DOR or Department of Taxation websites.

For comparative purposes, we also have incorporated into Sections 3 and 4 of this chartbook, state-level data on cigarette tax rate changes over time. However, we recognize that while all states levy specific cigarette excise taxes, not all OTPs are taxed on a specific basis and are based on different units. The historical cigarette tax rate data were compiled through secondary source information publicly available from the CDC’s [STATE System](#), information from the [Campaign for Tobacco-Free Kids](#), and the *Tax Burden on Tobacco*’s annual compilation.<sup>8</sup>

Finally, in Section 3 of the chartbook we also present a comparison of the federal tobacco product excise tax rates on a per unit basis with the mean state specific tobacco product excise tax rates on a per unit basis in 2014. The federal excise tax rate data were obtained from the [Alcohol and Tobacco Tax and Trade Bureau of the U.S. Department of Treasury](#).<sup>9</sup> Ambiguities regarding federal tax applicability to certain OTPs (i.e., snus, dissolvables, and moist and dry snuff) were clarified with the TTB directly (Personal Communication between Camille Gourdet and Pam Becker, Tobacco Technical Advisor in the TTB, call number 119605, June 30, 2015).

The data contained within this report are subject to the following limitations:

1. The OTP tax rate data are based entirely on codified law and revenue notices and rulings. As such, other state policy instruments including, session laws (except for effective date verification), legislative bills, state constitutions, and non-codified policies were beyond the scope of this study as were laws pertaining to enabling, direct sales, master settlement agreements, or other non-tax issues.
2. The data presented only focus on state-level OTP excise taxes, and therefore do not include any additional local taxes or minimum pricing schemes that may impact the actual retail price. (Readers interested in information on local tobacco product taxes nationwide are encouraged to contact the [Americans for Nonsmokers' Rights Foundation](#).)
3. This chartbook does not examine the actual implementation or enforcement of these taxes at the state level.

## Organization of the Report

This report is divided into five major sections. The next section (Section 2) explains the content areas examined in this chartbook and explains the varied approaches to OTP taxation. Section 3 provides a national overview of OTP taxation across the states, highlighting areas of emphasis and opportunities. Section 4 provides detailed state-by-state profiles of OTP taxation. The state profiles are followed by concluding remarks (Section 5), references (Section 6), and appendices (including data tables comparing all 50 states and the District of Columbia).

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## Section 2: Policy Areas Covered

This section briefly explains which OTPs were chosen for inclusion in this chartbook and why, and explains the different approaches to OTP taxation—ad valorem or specific—that are examined herein.

### OTP Topical Selection and Definitional Complexity

The 11 OTPs described in this report were chosen because they represent the vast majority of non-cigarette tobacco product sales in the United States market today,<sup>1</sup> including such emerging products as e-cigarettes. Five of these 11 OTPs represent combustible tobacco products (cigars, cigarillos, little cigars, pipe, and RYOT), and the remaining six are consumed or ingested without the use of combustion (dry snuff, moist snuff, snus, dissolvables, e-cigarettes, and smokeless tobacco generally). Examples of OTPs beyond the scope of this study are bidis, waterpipe/hookah tobacco, and clove cigarettes/kreteks.

What makes research on OTP taxation particularly complex is the varied definitions that are used in state laws to classify whether and how a given product is considered “taxable.” In 2005, many states simply had one definition for “tobacco products” that included a finite list of products, and often only one or two tax rates for all such products. However, by 2014, almost all of the states assessed different rates to several of these 11 OTPs, and many had broadened their definition of “tobacco products” to include more open-ended language or add separate, stand-alone definitions for certain products. The individual state profiles contained within Section 4 detail these changes over time.

States typically define OTPs in one of two ways:

1. by listing all the OTPs that fall under the definition of “tobacco products,” or
2. by separately defining an individual OTP.

Some states both include an OTP within its broader definition of “tobacco products” *and* also separately define it. This occurs more typically with OTPs that have their own, stand-alone tax rates, such as little cigars and moist snuff. New York’s definition, which was last amended in 2010,<sup>26</sup> follows below and is an example of a law that includes little cigars in its broader definition and also separately defines it:

“2. “Tobacco products.” Any cigar, including a little cigar, or tobacco, other than cigarettes, intended for consumption by smoking, chewing, or as snuff.

2-a. “Roll-your-own tobacco.” Any tobacco product that, because of its appearance, type, packaging or labeling, is suitable for use and likely to be offered to, or purchased by, consumers as tobacco for making cigarettes.

2-b. "Little cigar." Any roll for smoking made wholly or in part of tobacco if such product is wrapped in any substance containing tobacco, other than natural leaf tobacco wrapper, and weighing not more than four pounds per thousand or with a cellulose acetate or other integrated filter."<sup>26</sup>

Two emerging and more recently developed OTPs, e-cigarettes and dissolvables, are taxed in fewer states than the other nine OTPs examined for this chart book. One reason for this is the fact that these products do not fall under the typical "tobacco product" definition found in many states; neither product is smoked or chewed, and e-cigarettes only contain tobacco-derived nicotine, but not tobacco itself. States that wish to tax these products would need to either specifically tax these products or broaden their definition for "tobacco products" to include products that could be "ingested in any form," as Minnesota has done:<sup>27-29</sup>

(a) "Tobacco products" means any product containing, made, or derived from tobacco that is intended for human consumption, whether chewed, smoked, absorbed, dissolved, inhaled, snorted, sniffed, or ingested by any other means, or any component, part, or accessory of a tobacco product, including, but not limited to, cigars; cheroots; stogies; periques; granulated, plug cut, crimp cut, ready rubbed, and other smoking tobacco; snuff; snuff flour; cavendish; plug and twist tobacco; fine-cut and other chewing tobacco; shorts; refuse scraps, clippings, cuttings and sweepings of tobacco, and other kinds and forms of tobacco; but does not include cigarettes as defined in this section. Tobacco products excludes any tobacco product that has been approved by the United States Food and Drug Administration for sale as a tobacco cessation product, as a tobacco dependence product, or for other medical purposes, and is being marketed and sold solely for such an approved purpose."

## Excise Tax Structures: Ad Valorem vs Specific

Although sales taxes apply to OTPs, this chartbook focuses exclusively on excise taxes because they differentiate the prices of tobacco products from the prices of other goods and services. In addition, they appear in the shelf-price (i.e., at the point-of-decision) rather than being added at the point-of-sale (i.e., at the cash register). Point-of-decision pricing affects consumers' decision making; whereas, at the point-of-sale, most consumers are less aware of any taxes being applied, particularly if the product is being purchased in conjunction with other taxable items (e.g., certain foods or beverages).<sup>5</sup>

States tax various OTPs through either an ad valorem or specific excise tax structure. The main difference between these tax structures is that ad valorem taxes are based upon a percentage of price, whereas specific taxes are applied according to the quantity or weight of the product (e.g., per ounce, per package).<sup>5</sup> As indicated in Sections 3 and 4, states more commonly tax most of the 11 OTPs through ad valorem taxes. The base for the ad valorem tax varies across states and the amount of the tax is obtained by multiplying the base price (e.g., manufacturer, wholesaler, licensee, or distributor cost) by the percentage tax rate. One advantage to ad valorem taxes is

that they increase with prices and thus are less likely to be eroded by inflation over time, since they are calculated as a percentage of the price. However, ad valorem taxes also tend to result in comparatively lower prices and can require robust mechanisms to enforce tax compliance.<sup>5</sup>

By contrast, specific excise taxes tend to lead to higher prices and are easier to enforce because their calculation involves a more straightforward unit of measurement.<sup>5</sup> Cigarettes are an example of a product taxed through specific excise taxes in all states. Section 3 provides more detailed information about the trend towards applying more specific excise taxes on OTPs by the year 2014. Sections 3 and 4 also provide comparative information on specific state cigarette excise taxes and similar tobacco product substitutes that are taxed using specific rather than ad valorem taxes.

Though the real value of the tax can be eroded over time unless specifically indexed for inflation, specific excise taxes can result in comparatively higher prices and, therefore, better achieve the public health goal of reducing tobacco use; whereas, ad valorem taxes tend to have the opposite effect. Moreover, specific excise taxes are less cumbersome to enforce because their calculation is a fixed number based on quantity or weight, whereas ad valorem taxes require a percentage calculation based on units of analysis that can vary even within a state. Finally, specific taxes tend to decrease the price differences between the most and least expensive brands. This has been shown to be the case with cigarettes, which may have large price differences between discount and premium brands.<sup>5</sup>

## DEFINITIONAL RULES AND GUIDELINES USED IN THIS CHARTBOOK

### *Types of OTPs*

#### ***Cigars***

A cigar is a roll of tobacco that is wrapped in tobacco leaf or in a tobacco-containing substance.<sup>30</sup> Cigars generally weigh more than 3 pounds per 1000.<sup>31</sup> Tax rates pertaining to “premium cigars” were coded under this category. Definitions that included any/all/large cigars, “cigars irrespective of size or shape,” tobacco designed for smoking, or any product containing tobacco were coded under this category.

#### ***Cigarillos***

A cigarillo is a short (usually 3 to 4 inch) and narrow cigar that usually contains ~3 grams of tobacco and is typically unfiltered.<sup>30</sup> Cigarillos typically weigh more than 3 pounds per 1000 and are classified as “large” cigars by the federal tax code.<sup>31</sup> Tax rates pertaining to any/all/large cigars, “cigars irrespective of size or shape,” tobacco designed for smoking, or any product containing tobacco were coded under this category. “Premium cigars” were *not* counted under this category.

### ***Dissolvables***

Dissolvable tobacco products contain tobacco and are ingested through the mouth, often by placing the product on the tongue until it “dissolves.” Dissolvable products are often sold in the form of lozenges, strips, sticks, and orbs.

### ***Dry Snuff***

Dry snuff is ground or pulverized tobacco that is designed to be ingested through the nose. It is the only OTP examined in this report that is not ingested through the mouth.

### ***E-Cigarettes***

E-cigarettes are products that do not contain tobacco, but rather the tobacco-derived substance, nicotine. A battery device heats the liquid nicotine solution, which is then inhaled. E-cigarettes are sometimes also referred to in the state laws as “nicotine delivery systems” or “vapor products.”

### ***Little Cigars***

A little cigar is a small cigar that is similar in size to a cigarette, typically has a filter, and is often sold in packs of 20 (like cigarettes).<sup>30</sup> Little cigars typically weigh less than 3 pounds per 1000.<sup>31</sup> Tax rates pertaining to any/all cigars, “cigars irrespective of size or shape,” “little cigars,” “small cigars,” tobacco designed for smoking, or any product containing tobacco were coded under this category. Little cigars are actually taxed at the same rate as cigarettes in many states.

### ***Pipe Tobacco***

“The term “pipe tobacco” means any tobacco which, because of its appearance, type, packaging, or labeling, is suitable for use and likely to be offered to, or purchased by, consumers as tobacco to be smoked in a pipe.”<sup>23</sup>

### ***Roll-Your-Own Tobacco (RYOT)***

RYOT means “any tobacco which, because of its appearance, type, packaging, or labeling, is suitable for use and likely to be offered to, or purchased by, consumers as tobacco for making cigarettes or cigars, or for use as wrappers thereof.”<sup>23</sup>

### ***Moist Snuff***

Moist snuff is a smokeless tobacco product that is moistened and either finely ground or shredded. It is consumed by placing the product between the lip and the gum.

### ***Smokeless Tobacco***

Smokeless tobacco is a tobacco product that is ingested by placing the product in the mouth. Any tobacco products that are not meant to be smoked were included in this category. “Smokeless tobacco” can also serve as an umbrella category that includes moist snuff, dry snuff, and snus.

### ***Snus***

Snus is a smokeless tobacco product that is consumed by placing it under the lip for extended periods of time. Unlike many kinds of smokeless tobacco products, snus does not result in the need to spit. It is created through a steam-pasteurized process, is not fermented, and contains no added sugar.

## Tax Type Definitions

### **Excise Tax**

“Excise tax” or “excise duty” means a tax or duty imposed on the sale or production of selected products, such as tobacco products.<sup>32</sup>

### **Ad Valorem Excise Tax**

“Ad valorem excise tax” means a tax levied on selected products based on value, such as retail selling price, the manufacturer’s (or ex-factory) price, or the cost insurance freight price (CIF).<sup>32</sup> It is based on a percentage of that item’s price. For example, if the tax on dry snuff in a particular state is 35% of the wholesale sales price, and the “wholesale sales price” is \$2.00, the excise tax would be \$0.70.

### **Specific Excise Tax**

“Specific excise tax” means a tax levied on selected products based on quantity, such as number of cigarettes or weight of tobacco (e.g., per ounce).<sup>32</sup> For example, taxing cigarettes or little cigars on a per pack basis, taxing snuff on a per ounce basis, or taxing cigars or cigarillos on a per unit (i.e., each) basis.

## How OTPs are Classified for Definitional Purposes

An understanding of how many and which OTPs are taxed within a state begins with how the state defines the various OTPs. Often, a state’s “Definitions” section of the law will explain which products are considered part of each of the various OTP categories. For example, a state may define “smokeless” tobacco as any non-combustible product except for “moist snuff,” little cigars as a “cigarette,” “moist snuff” as its own separate category and “tobacco products” as any tobacco product that is not part of the “smokeless” or “moist snuff” categories. Subsequently, the state will assess tax rates to each of these “smokeless,” “moist snuff,” “cigarette,” and “tobacco products” categories. On the other hand, some states have one broad definition for “tobacco products,” but then separately assign tax rates to various OTPs. Since there is so much variety in how states both define and tax OTPs, it is important to understand how an OTP is defined and taxed.

### **Defined as “Stand-Alone”**

This product has its own definition, separate and distinct from the state’s more general “tobacco products,” or other tobacco product definitions.

### **Defined “With OTPs”**

This product is defined as part of the state’s more general “tobacco products” tax definition.

### **Defined as a “Cigarette”**

The definition of a “cigarette” includes this OTP. Little cigars and RYOT are the most common OTPs that are defined as a cigarette and, therefore, in such instances are subject to the same tax rates as cigarettes.

### **Defined as “Smokeless” Tobacco**

This product is defined as part of the state’s “smokeless tobacco” products definition. A state’s “smokeless tobacco” products definition can be a broad category that includes any non-combustible product.

***Defined as “Moist Snuff”***

This product is explicitly defined as “moist snuff,” and not just “snuff.” This definition can also be a broad category that includes any non-combustible product.

## ***Determining What Tax Rate to Apply***

As with the definitions, some states tax OTPs as “stand-alone” products while others apply taxes based on the broad category of within which a given OTP is defined (e.g., RYOT as a cigarette). Many states first define which OTPs are included in their definition for “tobacco products,” and then simply say that “tobacco products” are taxed at a specified rate. Multiple OTPs are therefore often taxed at the same rate, by virtue of counting as a “tobacco product.” However, as noted above in the “Defining OTPs” definitions, certain products may be defined to include specific OTPs. Typically these products may include cigarettes, moist snuff, or smokeless tobacco.

***Taxed on a “Stand-Alone” Basis***

This product has its own tax rate, separate and distinct from a more general “tobacco products” or other product-specific tax rate.

***Taxed “With OTPs”***

This product is taxed at the same rate as other “tobacco products.”

***Taxed as a “Cigarette”***

The product is taxed at the same rate as a pack of 20 cigarettes. When a designated amount of RYOT ounces (typically 0.09 ounces is equal to one cigarette) is taxed at the rate of a pack of 20 cigarettes (as with Washington state), the actual RYOT tax rate is calculated and listed in ounces.

***Taxed as a “Smokeless” Tobacco Product***

The product is taxed at the rate assigned to “smokeless” products. This can refer to a wide range of non-combustible OTPs, depending on the state’s definition of “smokeless.”

***Taxed as “Moist Snuff”***

The product is taxed at the rate assigned to “moist snuff” products. This can refer to a wide range of non-combustible OTPs, depending on the state’s definition of “moist snuff.”

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## Section 3: National Overview of Selected State Tobacco Product Tax Rates and Structures

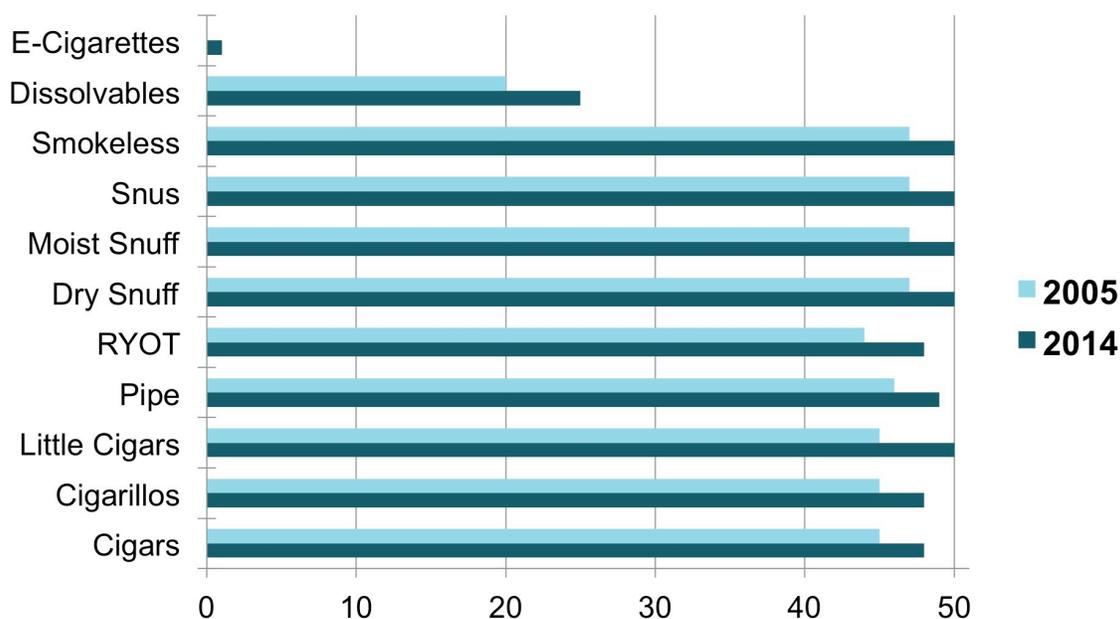
This section offers a national overview of tobacco product taxation policies across and within all fifty states and Washington, D.C., effective as of January 1<sup>st</sup> of the years 2005 through 2014. Section 4 provides individual profiles summarizing each state's law. Companion slides that contain each of the charts and tables from this section are available on the [Tobacconomics](http://Tobacconomics) website.

### State OTP Taxation Prevalence

As of January 1, 2005, all states except Pennsylvania taxed at least one OTP and nearly all states taxed cigars, cigarillos, little cigars, pipe tobacco, RYOT, dry snuff, moist snuff, snus, and smokeless tobacco. However, only 20 states taxed dissolvable products and no state taxed e-cigarettes as of January 1, 2005. Over the ensuing nine years, state OTP taxes continued to emerge and, by January 1, 2014, 25 states taxed dissolvable products and one state (Minnesota) taxed e-cigarettes (see Figure 1).

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**Figure 1. Number of States Taxing Each of the 11 OTPs (January 1, 2005 and 2014)**

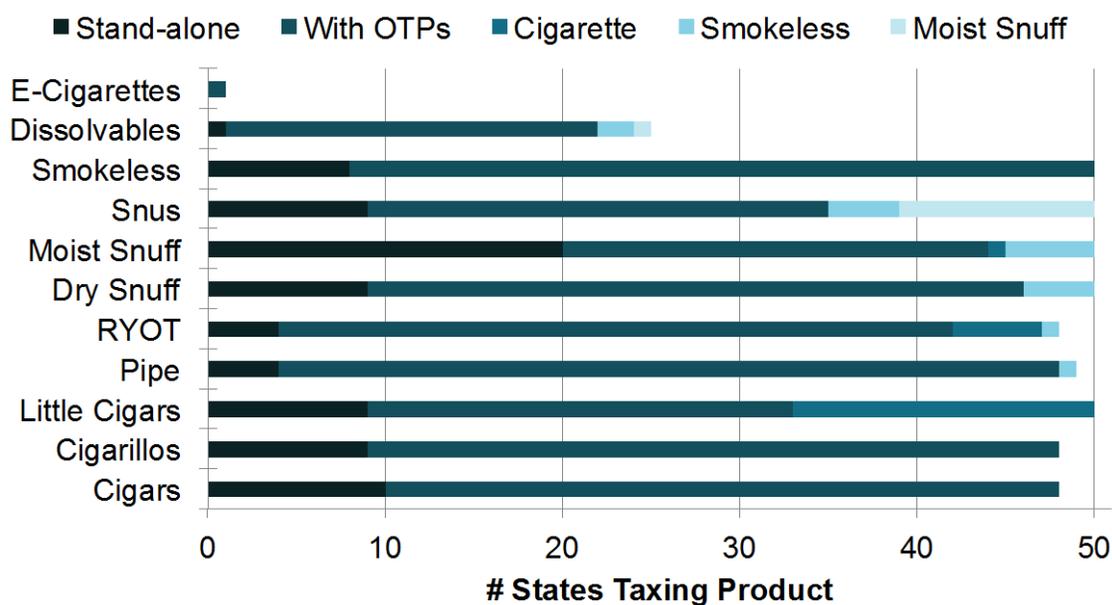


As of 2014, Pennsylvania remained the only state to tax just one OTP (little cigars). And, only one state (Minnesota) taxed all 11 OTPs examined for this chartbook as of 2014. With three exceptions, all remaining states taxed either nine or 10 OTPs as of 2014; the three exceptions were North Dakota (8 products), and the District of Columbia and Florida (6 products each). Appendix A-1 indicates how many and which products were taxed in each state as of January 1, 2014.

## Taxing OTPs: Definitions Matter

When states tax OTPs, they tax them stand-alone (i.e., a tax applied directly on the given product); as a cigarette, smokeless tobacco product, or moist snuff; or as part of a broad group of tobacco products generally (see Figure 2). In most cases, OTPs are taxed stand-alone (e.g., cigars or cigarillos) or as part of a broader class of tobacco products generally.

**Figure 2. OTP Tax Categorizations (as of January 1, 2014)**

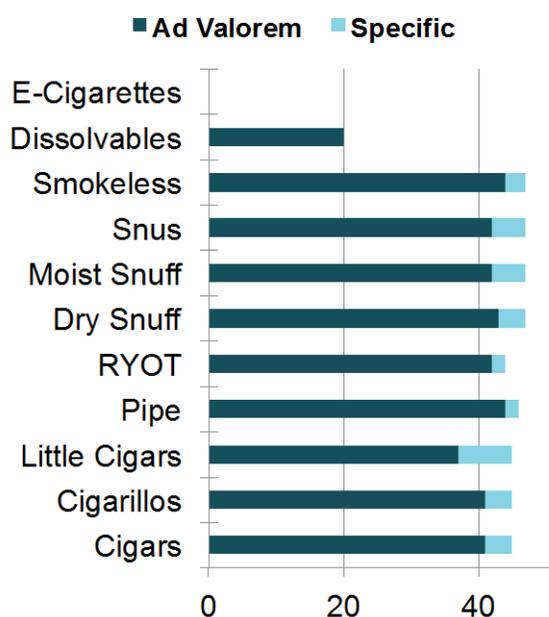


One of the more interesting changes that occurred between 2005 and 2014 was a marked increase in the number of states that defined little cigars and RYOT as a “cigarette” for taxation purposes. While only three states taxed little cigars as a cigarette in 2005, 17 states were using that approach by 2014. Similarly, no state taxed RYOT as a cigarette in 2005, but by 2014 five states were. Because little cigars and RYOT were taxed as a cigarette in these states, some also required that the products be affixed with the state’s cigarette tax stamp to facilitate enforcement of the state tax provisions.<sup>33</sup> Forty-seven of the 50 states and the District of Columbia require cigarettes that are sold in their state to be affixed with a tax stamp.<sup>33</sup>

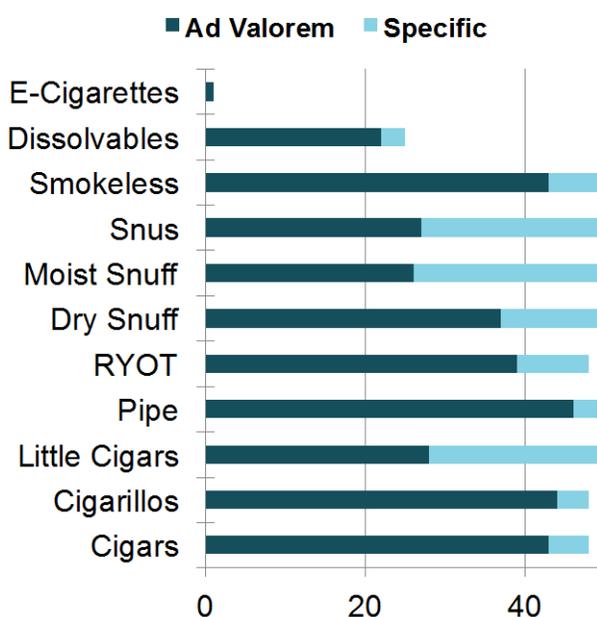
## Tax Structure: Ad Valorem vs. Specific Taxes

States tax OTPs both on an ad valorem (i.e., as a percentage of price) or on a specific tax (e.g., per ounce, per package) basis. Ad valorem taxes have been and continue to be the predominant type of tax for several OTPs including, cigars, cigarillos, pipe, RYOT, dry snuff, smokeless tobacco, and dissolvables. However, between 2005 and 2014, there was a marked shift from ad valorem to specific taxes by a number of states (see Figures 3 and 4). In particular, little cigars, moist snuff, and snus were predominantly taxed ad valorem in 2005 but, by January 1, 2014, states had steadily shifted to specific taxes for these products. A shift towards a specific tax also has been occurring with RYOT and dry snuff, but at a slower rate. By 2014, the number of states assessing specific taxes had increased for all but two of the 11 OTPs examined for this chartbook.

**Figure 3. States Applying Ad Valorem vs. Specific Taxes by Product (January 1, 2005)**



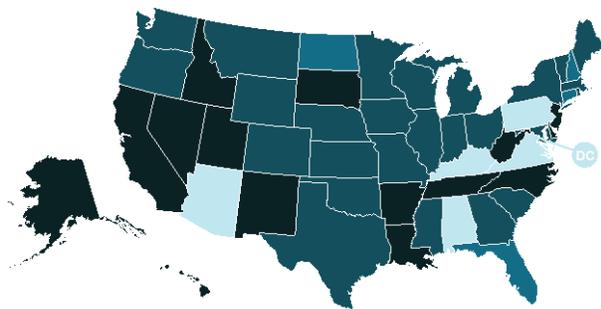
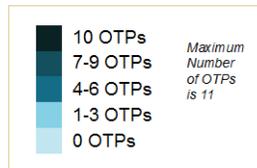
**Figure 4. States Applying Ad Valorem vs. Specific Taxes by Product (January 1, 2014)**



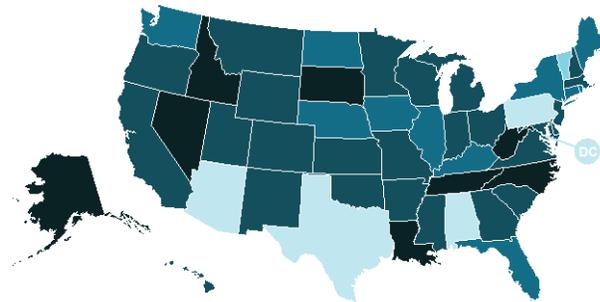
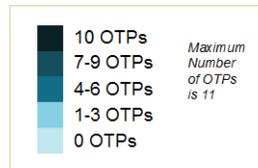
The four maps on the next page (Figures 5-8) illustrate the change in the degree of taxation of OTPs on an ad valorem as compared with a specific tax basis as of January 1, 2005 and January 1, 2014. Figures 5 and 6 depict the reduction in ad valorem taxes being applied to OTPs between 2005 and 2014; while figures 6 and 7 tell an opposite story—the number of OTPs with specific taxes within states increased over time. For instance, in 2005 Texas taxed all of its OTPs through an ad valorem tax, but by 2014 it taxed all of its OTPs through a specific tax. While many other states' changes were not quite so dramatic, structural changes did occur in several states. These maps visually illustrate the clear trend toward specific taxation, particularly with respect to little cigars, moist snuff, snus, and RYOT (as indicated by Figures 3 and 4).

Notably, three states have adopted a unique formula to tax moist snuff, which involves *both* an ad valorem and specific tax rate. First, Illinois' law taxes moist snuff at the rate of \$0.30/ounce, but not to exceed 15% of the rate imposed on a package of 20 cigarettes.<sup>34</sup> Second, Minnesota taxes moist snuff at 95% of the wholesale sales price (an ad valorem rate) *or* at the current cigarette tax rate (specific rate), whichever tax rate is higher.<sup>35</sup> For the purposes of consistency across the chartbook, Minnesota's tax is calculated herein based on the cigarette tax rate (see Minnesota Individual State Profile Page and Appendix Table A-8 examining the taxation of moist snuff). Finally, Washington state taxes moist snuff at the specific rate of \$2.526 (on packages weighing one and two-tenths ounces or less), *or* at the ad valorem rate of 83.5% of the tax on a package of 20 cigarettes.<sup>36</sup>

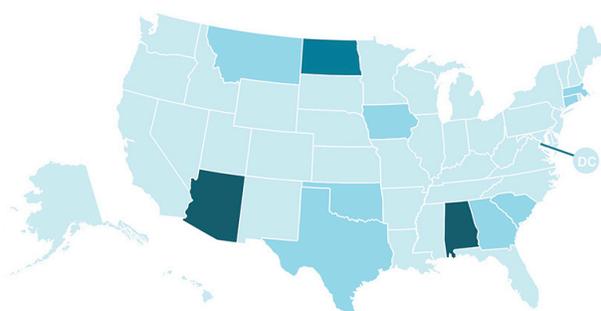
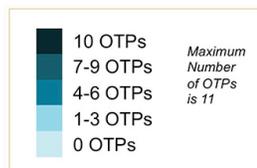
**Figure 5. Number of OTPs Taxed Ad Valorem by State (January 1, 2005)**



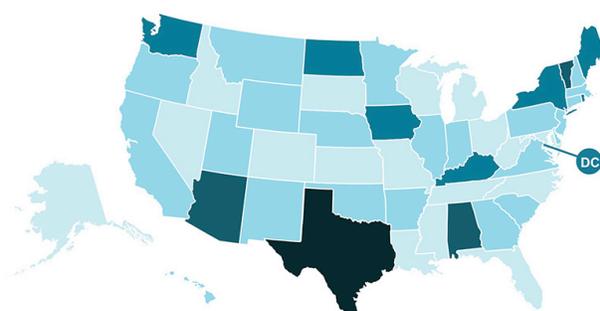
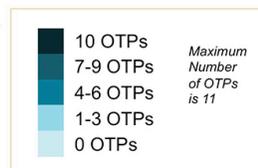
**Figure 6. Number of OTPs Taxed Ad Valorem by State (January 1, 2014)**



**Figure 7. Number of OTPs Taxed with Specific Taxes by State (January 1, 2005)**



**Figure 8. Number of OTPs Taxed with Specific Taxes by State (January 1, 2014)**



### *E-Cigarette Taxation: The Cases of Minnesota and North Carolina*

As of January 1, 2014, Minnesota was the only state to tax e-cigarettes, and at a comparatively high tax rate of 95% of the wholesale sales price.<sup>35;37</sup> Minnesota's route to e-cigarette taxation is an interesting one that highlights federal-level definitional changes that occurred with the passage of the 2009 Family Smoking Prevention and Tobacco Control Act. Significantly, federal law amended the term "tobacco products," to be much more expansive and inclusive: "any product *made or derived from tobacco that is intended for human consumption*, including any component, part, or accessory of a tobacco product (except for raw materials other than tobacco used in manufacturing a component, part, or accessory of a tobacco product)" (emphasis added).<sup>29</sup> The key part of this language, which Minnesota mirrored in its amended state-level definition of "tobacco products" is the phrase "derived from tobacco."<sup>27</sup> E-cigarettes are not typically included in many older definitions of cigarettes and tobacco products because they are not "smoked," and do not contain tobacco. They instead contain nicotine, which is a substance *derived from tobacco*. In 2012, Minnesota's Department of Revenue issued a ruling that unequivocally determined that e-cigarettes are considered a "tobacco product," because the nicotine is a substance that is *derived from tobacco*, and that e-cigarettes are taxed at the same rate as other "tobacco products."<sup>28</sup>

As of January 1, 2014, no other state taxed e-cigarettes. Notably, North Carolina began separately taxing "vapor products," at the rate of five cents per millimeter of consumable product, beginning June 1, 2015.<sup>38</sup> The calculation of the tax is based on the "entire consumable vapor product;" therefore, vapor products that do not contain any nicotine are not subject to this tax. Vapor products are explicitly excluded from the general tobacco tax rate of 12.8% of the cost price of the products.<sup>38</sup> Although an earlier bill-level version of the law stated that a portion of the tax revenue from sales of vapor products must go to the Youth Tobacco Use Prevention Fund, the current law simply says that all tax revenue must be directed to the state's General Fund.<sup>38;39</sup> Wholesale or retail dealers who are responsible for the excise tax on vapor products are not allowed to take the 2% discount that is available for sales of other tobacco products.<sup>40</sup>

### *Changing Rates of Tobacco Product Taxation*

In addition to the change in tax type between 2005 and 2014, the rate of taxation within tax type and product has also changed. Tables 1 and 2 list the number of states and the rate at which states taxed each OTP as of January 1, 2005 and January 1, 2014 on an ad valorem (Table 1) and on a specific basis (Table 2). For comparative purposes, data on state specific cigarette excise tax rates are also included in Table 2.

**Table 1. National Averages\*: Ad Valorem Tax Rates (%age) by Tobacco Product Type**

Tobacco Product Type	January 1, 2005					January 1, 2014				
	# states	Mean	SD	Min	Max	# states	Mean	SD	Min	Max
Little Cigars	37	28.89	23.06	2.00	129.42	28	30.87	21.69	6.60	75.00
Cigars	41	28.31	22.04	2.00	129.42	43	38.63	26.11	5.00	95.00
Cigarillos	41	28.31	22.04	2.00	129.42	44	39.85	27.03	5.00	95.00
Pipe	44	29.57	22.80	2.00	129.42	46	41.27	27.98	5.00	95.00
RYOT	42	29.60	23.35	2.00	129.42	39	37.06	26.08	5.00	95.00
Moist Snuff	42	31.43	24.79	2.00	129.42	26	42.63	43.51	5.00	210.00
Dry Snuff	43	31.28	24.51	2.00	129.42	37	43.39	39.31	5.00	210.00
Snus	42	31.43	24.79	2.00	129.42	27	44.56	43.84	5.00	210.00
Smokeless	44	31.07	24.32	2.00	129.42	43	45.87	38.02	5.00	210.00
Dissolvables	20	29.29	18.19	2.00	75.00	22	45.92	29.42	6.60	95.00
E-Cigarettes	0	--	--	--	--	1	95.00	--	95.00	95.00

\*Percentages rounded to two decimal points; ad valorem rates apply to a range of different type of prices see Appendices A-2 through A-11 for more information.

**Table 2. National Averages\*: Specific Taxes (\$) by Tobacco Product Type**

Tobacco Product Type	January 1, 2005					January 1, 2014				
	# states	Mean	SD	Min	Max	# states	Mean	SD	Min	Max
Cigarettes (pack of 20)	51	0.85	0.56	0.05	2.46	51	1.53	1.01	0.17	4.35
Little Cigars (pack of 20)	8	0.38	0.51	0.02	1.51	22	1.82	1.25	0.02	4.35
Cigars (each)	4	0.07	0.07	0.01	0.13	5	0.47	0.86	0.01	2.00
Cigarillo (each)	4	0.04	0.05	0.00	0.10	4	0.05	0.05	0.00	0.10
Pipe (ounce)	2	0.12	0.11	0.04	0.20	3	0.49	0.64	0.04	1.22
RYOT (ounce)	2	0.12	0.11	0.04	0.20	9	1.10	1.22	0.04	4.03
Moist Snuff (ounce)	5	0.30	0.23	0.01	0.60	24**	0.89	0.65	0.01	2.02
Dry Snuff (ounce)	4	0.29	0.27	0.01	0.60	13	0.96	0.69	0.01	2.02
Snus (ounce)	5	0.30	0.23	0.01	0.60	23	0.94	0.69	0.01	2.11
Smokeless (ounce)	3	0.10	0.08	0.02	0.16	7	0.63	0.75	0.02	2.02
Dissolvables (ounce)	0	--	--	--	--	3	1.62	0.35	1.22	1.87

\*Specific taxes rounded to two decimal points.

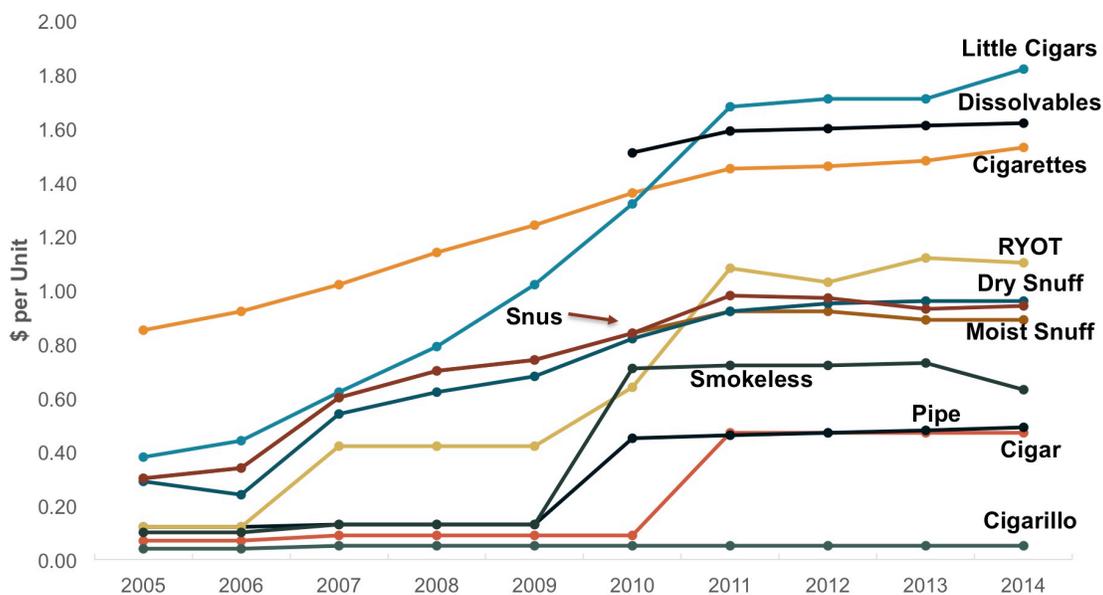
\*\*In two states the specific tax on moist snuff was on a \$ each basis rather than on a per ounce basis and, therefore, the rates for these states were not included in the national average summary statistics (although they are included in the count of states with specific taxes on moist snuff in 2014). The specific tax rates for these states as of January 1, 2014 were: WA (\$2.526/unit—consumer-sized can or package OR 83.5% of cigarette tax), MN (\$2.83/container OR 95% of cigarette tax)

Between 2005 and 2014, states' ad valorem mean tax rates increased for 10 of the 11 OTPs (excluding e-cigarettes, which were not taxed in 2005). For instance, the maximum rate for moist snuff, dry snuff, snus, and smokeless tobacco increased from 129.42% to 210% and for dissolvables from 75% to 95%. Also of note, most states taxed cigars (43 states), cigarillos (44 states), smokeless tobacco (43 states), and pipe tobacco (46 states) on an ad valorem basis.

Also between 2005 and 2014, the mean specific tax rates increased for cigarettes and all OTPs, except e-cigarettes which, as of 2014, were not taxed on a specific basis (see Table 2). Consistent with federal increases in cigarette taxes from \$0.39 to \$1.01 per pack, as a result of the CHIP reauthorization of 2009, state excise taxes on cigarettes increased from an average of \$0.85 per pack to \$1.53 per pack between 2005 and 2014. In terms of OTP taxation, the most striking increases occurred for OTPs that experienced the largest structural shifts from ad valorem to specific taxes. For example, the mean specific tax rate for little cigars increased from \$0.38 per pack of 20 in 2005 (in 8 states), to \$1.82 per pack of 20 in 2014 (in 22 states). Similarly, the mean specific tax rate for moist snuff rose from \$0.30 per ounce in 2005 (in 5 states) to \$0.89 per ounce in 2014 (in 24 states), and the mean specific tax rate for RYOT increased from \$0.12 per ounce in 2005 (in 2 states) to \$1.10 per ounce in 2014 (in 9 states).

Interestingly, the time period between January 2, 2009 and January 1, 2011 provided a critical juncture for specific OTP tax policy changes (see Figure 9). The average specific tax rates for little cigars, RYOT, smokeless tobacco, pipe tobacco, and cigars increased during this period.

**Figure 9. Trends in Average State Specific Tobacco Product Taxes\*, All States (As of January 1 each year, 2005-2014)**



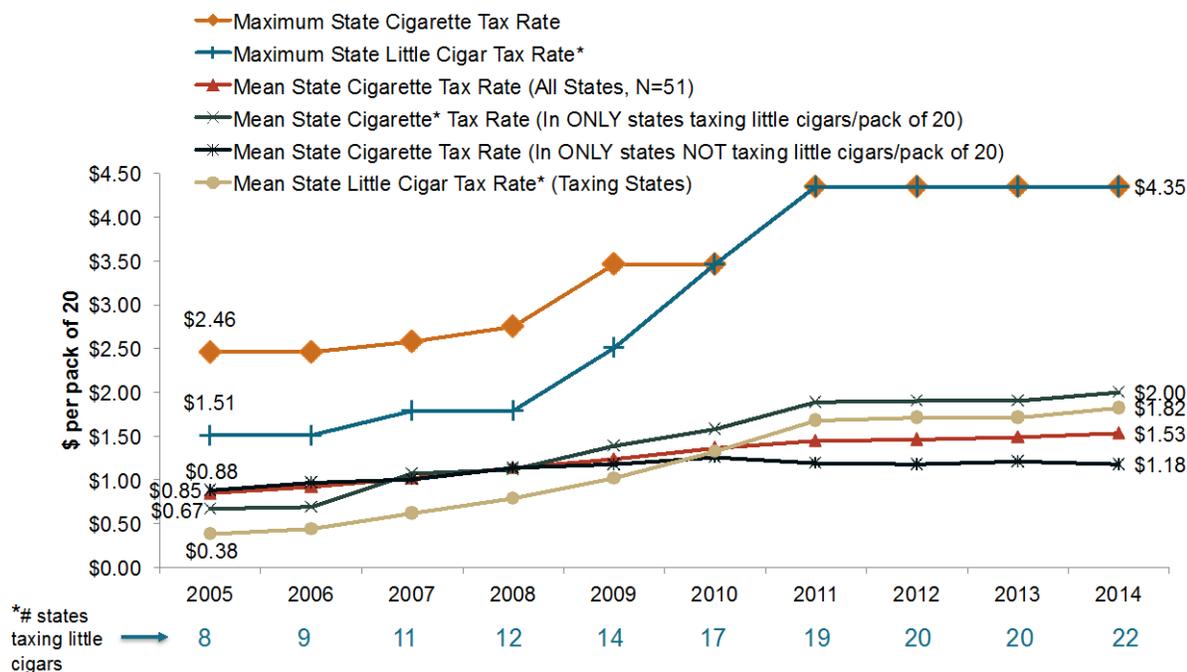
\*Number of states applying specific taxes varies by product and year and the taxable unit varies by product (see Table 2 and Appendices).

Some of these increases were attributable to structural shifts within states from taxing on an ad valorem to a specific basis; in other cases, the state changes were precipitated by the concomitant changes in federal OTP tax rates associated with the CHIP Reauthorization<sup>21</sup> that took effect April 1, 2009.

### Close Substitutes: Comparing State Cigarette and Little Cigar Specific Excise Tax Rates

Comparing trends in cigarette and little cigar taxation at the state level is worth exploring given that the products are close substitutes—they are both combustible tobacco products that are inhaled and both are typically taxed on a per pack of 20 basis. As Figure 10 illustrates, prior to 2010, the maximum state excise tax rate on little cigars was lower than the maximum rate on cigarettes; however, in 2010, the maximum state excise tax rate for little cigars became on par with that for cigarettes. Interestingly, the mean state cigarette tax rate is higher in states that also tax little cigars on a per pack basis (\$2.00/pack in 2014) as compared with states that do not tax little cigars on a per pack basis (\$1.18/pack in 2014).

**Figure 10. Comparison of State Cigarette and Little Cigar Specific Excise Tax Rates per Pack of 20 by Year**



## Federal vs. State Tobacco Product Taxes: Which Accounts for a Higher Tax Burden?

When comparing federal and state specific excise tax rates on cigarettes and OTPs overall, with the exception of cigarillos and RYOT, the mean state tax rates are higher than the federal tax rates across all taxing states (see Table 3). However, the higher mean state rates seem to be driven largely by states with above-average state cigarette tax rates (see Table 3 and Figure 11). With the exception of cigarillos and RYOT, the mean state tax rate for OTPs is higher than the federal tax rates in states with above-mean (i.e., >\$1.53/pack) cigarette tax rates. However, in states with at- or below-mean state cigarette excise tax rates (i.e., ≤\$1.53/pack), the federal rates are higher than the mean state rates for all combustible tobacco products (i.e., cigarettes, little cigars, cigars, cigarillos, pipe tobacco, and RYOT) but lower than the mean state rates for non-combustible tobacco products (i.e., moist and dry snuff, snus, smokeless tobacco, and dissolvables).

**Table 3. Comparison of Federal and MEAN State Specific Tobacco Product Taxes, 2014**

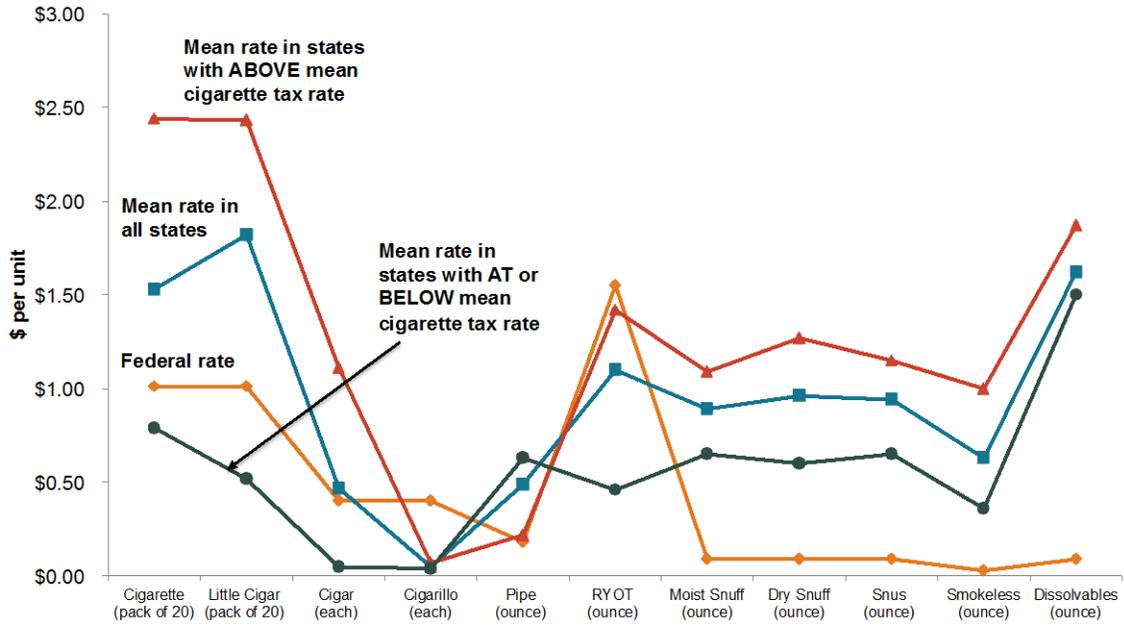
Tobacco Product Type	Federal Rate	Mean Rate in All Taxing States		Mean Rate in Above-Mean* Cigarette Tax Rate States		Mean Rate in At- or Below-Mean* Cigarette Tax Rate States	
		# states	\$/unit	# states	\$/unit	# states	\$/unit
Cigarette (pack of 20)	\$1.01	51	\$1.53	23	\$2.44	28	\$0.79
Little Cigar (pack of 20)	\$1.01	22	\$1.82	15	\$2.43	7	\$0.52
Cigar (each)	\$0.40	5	\$0.47	2	\$1.11	3	\$0.05
Cigarillo (each)	\$0.40	4	\$0.05	1	\$0.07	3	\$0.04
Pipe (ounce)	\$0.18	3	\$0.49	1	\$0.22	2	\$0.63
RYOT (ounce)	\$1.55	9	\$1.10	6	\$1.42	3	\$0.46
Moist Snuff (ounce)	\$0.09	22**	\$0.89	12	\$1.09	10	\$0.65
Dry Snuff (ounce)	\$0.09	13	\$0.96	7	\$1.27	6	\$0.60
Snus (ounce)	\$0.09	23	\$0.94	13	\$1.15	10	\$0.65
Smokeless (ounce)	\$0.03	7	\$0.63	3	\$1.00	4	\$0.36
Dissolvables (ounce)	\$0.09	3	\$1.62	1	\$1.87	2	\$1.50

\*The mean state cigarette excise tax as of January 1, 2014 was \$1.53/pack of 20

\*\*Although 24 states taxed moist snuff on a specific basis (see Table 2), only 22 taxed it on a per ounce basis. For this table, we only present data on the 22 states that applied a per ounce tax to moist snuff for comparability with the federal tax rate.

Mean state rates in red are below federal rate; rates in green are above federal tax rate

**Figure 11. Comparison of Federal and Mean State Specific Tobacco Product Excise Taxes, 2014**



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## Section 4: Individual State Profiles

This section provides individual profiles of tobacco product taxation in each of the 50 states and the District of Columbia for selected years during 2005-2014. Full data sets containing the tax rate data and information for each state for all years, 2005-2014, are available on the [Tobacconomics](http://www.tobacconomics.org) website.

The next page provides an overview of “how to read” each individual state profile. That is followed by the individual profiles for each state.

## How to Read the State Profiles

### 1. OTP Taxed?

The “yes” box is checked if the state taxed any OTP as of January 1, 2014; otherwise, “no” is checked.

### 2. Taxed?

This column is checked if a state taxed the given OTP as of January 1, 2014.

### 3. Ad valorem tax?

This column is checked if the state taxed the given OTP through an ad valorem, percentage-of-price tax.

### 4. Specific tax?

This column is checked if the state taxed the given OTP through a specific, weight, or unit-based excise tax.

### 5. How defined?

This column explains whether a particular OTP is defined in the state’s list of “tobacco products,” by itself with a “stand-alone” definition, as a “cigarette,” or as part of “smokeless” or “moist snuff” tobacco.

### 6. How taxed?

This column explains whether a particular OTP is taxed as a “tobacco product,” by itself with a separate, “stand-alone” tax; at the equivalent rate to “cigarettes;” or with “smokeless” or “moist snuff” tobacco.

### 7. Rate change since 2005?

This column is marked as “rate increased” or “rate decreased” if the state changed the OTP’s tax rate or tax structure (e.g. from ad valorem to specific tax) at any time between 2005 and 2014. “First taxed 2014” indicates that an OTP was taxed for the first time in 2014. “Not applicable” indicates that the OTP wasn’t taxed at all between 2005 and 2014.

### 8. Table 2: Summary of OTP Tax Rates, Selected Years, 2005-2014

This table lists the given state’s tax rates for cigarettes and each OTP as of January 1, 2005, 2008, 2011, and 2014.

### 9. Ad valorem unit description

This box defines the the ad valorem unit(s) for the given state’s OTPs.

Alaska

**Table 1: Other Tobacco Product Taxation**

OTP Taxed  No  Yes

If yes, which products are taxed as of January 1, 2014?

Product	Taxed?	Type of Tax		How Defined?	How Taxed?	Rate Change Since 2005?
		Ad Valorem	Specific			
Cigars	✓	✓		With OTPs	With OTPs	↔
Cigarillos	✓	✓		With OTPs	With OTPs	↔
Little Cigars	✓	✓		With OTPs	With OTPs	↔
Pipe Tobacco	✓	✓		With OTPs	With OTPs	↔
Roll-Your-Own Tobacco	✓	✓		With OTPs	With OTPs	↔
Dry Snuff	✓	✓		With OTPs	With OTPs	↔
Moist Snuff	✓	✓		With OTPs	With OTPs	↔
Snus	✓	✓		With OTPs	With OTPs	↔
Smokeless Tobacco Generally	✓	✓		With OTPs	With OTPs	↔
Dissolvables	✓	✓		With OTPs	With OTPs	↔
E-cigarettes	No	--	--	--	--	Not applicable

↓ Rate Decreased   ↑ Rate Increased   ↔ No Change

**Table 2: Summary of Cigarette and OTP Tax Rates, Selected Years, 2005-2014**

Product	2005	2008	2011	2014
Cigarettes	\$1.60/20 §	\$2.00/20 §	\$2.00/20 §	\$2.00/20 §
Cigars	75% WP Δ	75% WP Δ	75% WP Δ	75% WP Δ
Cigarillos	75% WP Δ	75% WP Δ	75% WP Δ	75% WP Δ
Little Cigars	75% WP Δ	75% WP Δ	75% WP Δ	75% WP Δ
Pipe Tobacco	75% WP Δ	75% WP Δ	75% WP Δ	75% WP Δ
Roll-Your-Own Tobacco	75% WP Δ	75% WP Δ	75% WP Δ	75% WP Δ
Dry Snuff	75% WP Δ	75% WP Δ	75% WP Δ	75% WP Δ
Moist Snuff	75% WP Δ	75% WP Δ	75% WP Δ	75% WP Δ
Snus	75% WP Δ	75% WP Δ	75% WP Δ	75% WP Δ
Smokeless Tobacco Generally	75% WP Δ	75% WP Δ	75% WP Δ	75% WP Δ
Dissolvables	75% WP Δ	75% WP Δ	75% WP Δ	75% WP Δ
E-cigarettes	--	--	--	--

Δ Ad Valorem; § Specific; -- Not taxed; WP=Wholesale Price.

**WP** Wholesale Price

"... the established price for which a manufacturer sells a tobacco product to a distributor after deduction of a discount or other reduction received by the distributor for quantity ..." (ALASKA STAT. § 43.50.390)

# Alabama



**Table 1: Other Tobacco Product Taxation**

OTP Taxed? No  Yes

*If yes, which products are taxed as of January 1, 2014?*

✓ Yes   Blank No   -- Not Applicable/Addressed

Product	Taxed?	Type of Tax		How Defined?	How Taxed?	Rate Change Since 2005?
		Ad Valorem	Specific			
Cigars	✓		✓	Stand-alone	Stand-alone	↔
Cigarillos	✓		✓	Stand-alone	Stand-alone	↔
Little Cigars	✓		✓	Stand-alone	Stand-alone	↔
Pipe Tobacco	✓		✓	Stand-alone	Stand-alone	↔
Roll-Your-Own Tobacco	✓		✓	Stand-alone	Stand-alone	↔
Dry Snuff	✓		✓	Stand-alone	Stand-alone	↔
Moist Snuff	✓		✓	Stand-alone	Stand-alone	↔
Snus	✓		✓	Stand-alone	Stand-alone	↔
Smokeless Tobacco Generally	✓		✓	Stand-alone	Stand-alone	↔
Dissolvables	No	--	--	--	--	Not applicable
E-cigarettes	No	--	--	--	--	Not applicable

↓ Rate Decreased   ↑ Rate Increased   ↔ No Change

**Table 2: Summary of Cigarette and OTP Tax Rates, Selected Years, 2005-2014**

Product	2005	2008	2011	2014
Cigarettes	\$0.425/20 §	\$0.425/20 §	\$0.425/20 §	\$0.425/20 §
Cigars	\$0.006 ea §	\$0.006 ea §	\$0.006 ea §	\$0.006 ea §
Cigarillos	\$0.003 ea §	\$0.003 ea §	\$0.003 ea §	\$0.003 ea §
Little Cigars	\$0.08/20 §	\$0.08/20 §	\$0.08/20 §	\$0.08/20 §
Pipe Tobacco	\$0.036/oz §	\$0.036/oz §	\$0.036/oz §	\$0.036/oz §
Roll-Your-Own Tobacco	\$0.036/oz §	\$0.036/oz §	\$0.036/oz §	\$0.036/oz §
Dry Snuff	\$0.01/oz §	\$0.01/oz §	\$0.01/oz §	\$0.01/oz §
Moist Snuff	\$0.01/oz §	\$0.01/oz §	\$0.01/oz §	\$0.01/oz §
Snus	\$0.01/oz §	\$0.01/oz §	\$0.01/oz §	\$0.01/oz §
Smokeless Tobacco Generally	\$0.015/oz §	\$0.015/oz §	\$0.015/oz §	\$0.015/oz §
Dissolvables	--	--	--	--
E-cigarettes	--	--	--	--

△ Ad Valorem; § Specific; -- Not taxed; ea=each; oz=ounce.

# Alaska



**Table 1: Other Tobacco Product Taxation**

OTP Taxed? No  Yes

*If yes, which products are taxed as of January 1, 2014?*

✓ Yes   Blank No   -- Not Applicable/Addressed

Product	Taxed?	Type of Tax		How Defined?	How Taxed?	Rate Change Since 2005?
		Ad Valorem	Specific			
Cigars	✓	✓		With OTPs	With OTPs	↔
Cigarillos	✓	✓		With OTPs	With OTPs	↔
Little Cigars	✓	✓		With OTPs	With OTPs	↔
Pipe Tobacco	✓	✓		With OTPs	With OTPs	↔
Roll-Your-Own Tobacco	✓	✓		With OTPs	With OTPs	↔
Dry Snuff	✓	✓		With OTPs	With OTPs	↔
Moist Snuff	✓	✓		With OTPs	With OTPs	↔
Snus	✓	✓		With OTPs	With OTPs	↔
Smokeless Tobacco Generally	✓	✓		With OTPs	With OTPs	↔
Dissolvables	✓	✓		With OTPs	With OTPs	↔
E-cigarettes	No	--	--	--	--	Not applicable

↓ Rate Decreased   ↑ Rate Increased   ↔ No Change

**Table 2: Summary of Cigarette and OTP Tax Rates, Selected Years, 2005-2014**

Product	2005	2008	2011	2014
Cigarettes	\$1.60/20 §	\$2.00/20 §	\$2.00/20 §	\$2.00/20 §
Cigars	75% WP Δ	75% WP Δ	75% WP Δ	75% WP Δ
Cigarillos	75% WP Δ	75% WP Δ	75% WP Δ	75% WP Δ
Little Cigars	75% WP Δ	75% WP Δ	75% WP Δ	75% WP Δ
Pipe Tobacco	75% WP Δ	75% WP Δ	75% WP Δ	75% WP Δ
Roll-Your-Own Tobacco	75% WP Δ	75% WP Δ	75% WP Δ	75% WP Δ
Dry Snuff	75% WP Δ	75% WP Δ	75% WP Δ	75% WP Δ
Moist Snuff	75% WP Δ	75% WP Δ	75% WP Δ	75% WP Δ
Snus	75% WP Δ	75% WP Δ	75% WP Δ	75% WP Δ
Smokeless Tobacco Generally	75% WP Δ	75% WP Δ	75% WP Δ	75% WP Δ
Dissolvables	75% WP Δ	75% WP Δ	75% WP Δ	75% WP Δ
E-cigarettes	--	--	--	--

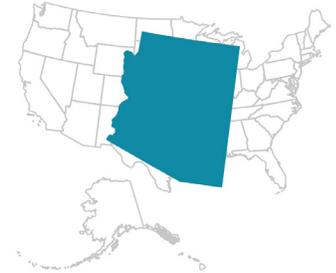
Δ Ad Valorem; § Specific; -- Not taxed; WP=Wholesale Price.

## Wholesale Price

**WP**

"... the established price for which a manufacturer sells a tobacco product to a distributor after deduction of a discount or other reduction received by the distributor for quantity ..." (ALASKA STAT. § 43.50.390)

# Arizona



**Table 1: Other Tobacco Product Taxation**

OTP Taxed? No  Yes

*If yes, which products are taxed as of January 1, 2014?*

✓ Yes   Blank No   -- Not Applicable/Addressed

Product	Taxed?	Type of Tax		How Defined?	How Taxed?	Rate Change Since 2005?
		Ad Valorem	Specific			
Cigars	✓		✓	With OTPs	Stand-alone	↑
Cigarillos	✓		✓	With OTPs	Stand-alone	↑
Little Cigars	✓		✓	With OTPs	Stand-alone	↑
Pipe Tobacco	✓		✓	With OTPs	With OTPs	↑
Roll-Your-Own Tobacco	✓		✓	With OTPs	With OTPs	↑
Dry Snuff	✓		✓	With OTPs	With OTPs	↑
Moist Snuff	✓		✓	With OTPs	With OTPs	↑
Snus	✓		✓	With OTPs	With OTPs	↑
Smokeless Tobacco Generally	✓		✓	With OTPs	With OTPs	↑
Dissolvables	No	--	--	--	--	Not applicable
E-cigarettes	No	--	--	--	--	Not applicable

↓ Rate Decreased   ↑ Rate Increased   ↔ No Change

**Table 2: Summary of Cigarette and OTP Tax Rates, Selected Years, 2005-2014**

Product	2005	2008	2011	2014
Cigarettes	\$1.18/20 §	\$2.00/20 §	\$2.00/20 §	\$2.00/20 §
Cigars	\$0.13 ea §	\$0.218 ea §	\$0.218 ea §	\$0.218 ea §
Cigarillos	\$0.05 ea §	\$0.072 ea §	\$0.072 ea §	\$0.072 ea §
Little Cigars	\$0.262/20 §	\$0.441/20 §	\$0.441/20 §	\$0.441/20 §
Pipe Tobacco	\$0.198/oz §	\$0.223/oz §	\$0.223/oz §	\$0.223/oz §
Roll-Your-Own Tobacco	\$0.198/oz §	\$0.223/oz §	\$0.223/oz §	\$0.223/oz §
Dry Snuff	\$0.133/oz §	\$0.223/oz §	\$0.223/oz §	\$0.223/oz §
Moist Snuff	\$0.133/oz §	\$0.223/oz §	\$0.223/oz §	\$0.223/oz §
Snus	\$0.133/oz §	\$0.223/oz §	\$0.223/oz §	\$0.223/oz §
Smokeless Tobacco Generally	\$0.133/oz §	\$0.223/oz §	\$0.223/oz §	\$0.223/oz §
Dissolvables	--	--	--	--
E-cigarettes	--	--	--	--

Δ Ad Valorem; § Specific; -- Not taxed; ea=each; oz=ounce.

# Arkansas



**Table 1: Other Tobacco Product Taxation**

OTP Taxed? No  Yes

*If yes, which products are taxed as of January 1, 2014?*

✓ Yes   Blank No   -- Not Applicable/Addressed

Product	Taxed?	Type of Tax		How Defined?	How Taxed?	Rate Change Since 2005?
		Ad Valorem	Specific			
Cigars	✓	✓		With OTPs	With OTPs	↑
Cigarillos	✓	✓		With OTPs	With OTPs	↑
Little Cigars	✓	✓		With OTPs	With OTPs	↑
Pipe Tobacco	✓	✓		With OTPs	With OTPs	↑
Roll-Your-Own Tobacco	✓		✓	Cigarette	Cigarette	Tax Type Changed
Dry Snuff	✓	✓		With OTPs	With OTPs	↑
Moist Snuff	✓	✓		With OTPs	With OTPs	↑
Snus	✓	✓		With OTPs	With OTPs	↑
Smokeless Tobacco Generally	✓	✓		With OTPs	With OTPs	↑
Dissolvables	✓	✓		With OTPs	With OTPs	↑
E-cigarettes	No	--	--	--	--	Not applicable

↓ Rate Decreased   ↑ Rate Increased   ↔ No Change

**Table 2: Summary of Cigarette and OTP Tax Rates, Selected Years, 2005-2014**

Product	2005	2008	2011	2014
Cigarettes	\$0.59/20 §	\$0.59/20 §	\$1.15/20 §	\$1.15/20 §
Cigars	32% MSP Δ	32% MSP Δ	68% MSP Δ	68% MSP Δ
Cigarillos	32% MSP Δ	32% MSP Δ	68% MSP Δ	68% MSP Δ
Little Cigars	32% MSP Δ	32% MSP Δ	68% MSP Δ	68% MSP Δ
Pipe Tobacco	32% MSP Δ	32% MSP Δ	68% MSP Δ	68% MSP Δ
Roll-Your-Own Tobacco	32% MSP Δ	32% MSP Δ	68% MSP Δ	\$0.117/oz §
Dry Snuff	32% MSP Δ	32% MSP Δ	68% MSP Δ	68% MSP Δ
Moist Snuff	32% MSP Δ	32% MSP Δ	68% MSP Δ	68% MSP Δ
Snus	32% MSP Δ	32% MSP Δ	68% MSP Δ	68% MSP Δ
Smokeless Tobacco Generally	32% MSP Δ	32% MSP Δ	68% MSP Δ	68% MSP Δ
Dissolvables	32% MSP Δ	32% MSP Δ	68% MSP Δ	68% MSP Δ
E-cigarettes	--	--	--	--

Δ Ad Valorem; § Specific; -- Not taxed; MSP=Manufacturer's Selling Price; oz=ounce.

<b>MSP</b>	<b>Manufacturer's Selling Price</b>
	"...tax on the sale of tobacco products...at seven percent (7%) of the <u>manufacturer's selling price</u> . The tax shall be computed before discounts." (ARK.CODE ANN. § 26-57-803)

# California



**Table 1: Other Tobacco Product Taxation**

OTP Taxed? No  Yes

*If yes, which products are taxed as of January 1, 2014?*

✓ Yes   Blank No   -- Not Applicable/Addressed

Product	Taxed?	Type of Tax		How Defined?	How Taxed?	Rate Change Since 2005?
		Ad Valorem	Specific			
Cigars	✓	✓		With OTPs	With OTPs	↓
Cigarillos	✓	✓		With OTPs	With OTPs	↓
Little Cigars	✓		✓	With OTPs	Cigarette	Tax Type Changed
Pipe Tobacco	✓	✓		With OTPs	With OTPs	↓
Roll-Your-Own Tobacco	✓	✓		With OTPs	With OTPs	↓
Dry Snuff	✓	✓		With OTPs	With OTPs	↓
Moist Snuff	✓	✓		With OTPs	With OTPs	↓
Snus	✓	✓		With OTPs	With OTPs	↓
Smokeless Tobacco Generally	✓	✓		With OTPs	With OTPs	↓
Dissolvables	✓	✓		With OTPs	With OTPs	↓
E-cigarettes	No	--	--	--	--	Not applicable

↓ Rate Decreased   ↑ Rate Increased   ↔ No Change

**Table 2: Summary of Cigarette and OTP Tax Rates, Selected Years, 2005-2014**

Product	2005	2008	2011	2014
Cigarettes	\$0.87/20 §	\$0.87/20 §	\$0.87/20 §	\$0.87/20 §
Cigars	46.76% WC Δ	46.76% WC Δ	33.02% WC Δ	29.82% WC Δ
Cigarillos	46.76% WC Δ	46.76% WC Δ	33.02% WC Δ	29.82% WC Δ
Little Cigars	46.76% WC Δ	\$0.87/20 §	\$0.87/20 §	\$0.87/20 §
Pipe Tobacco	46.76% WC Δ	45.13% WC Δ	33.02% WC Δ	29.82% WC Δ
Roll-Your-Own Tobacco	46.76% WC Δ	45.13% WC Δ	33.02% WC Δ	29.82% WC Δ
Dry Snuff	46.76% WC Δ	45.13% WC Δ	33.02% WC Δ	29.82% WC Δ
Moist Snuff	46.76% WC Δ	45.13% WC Δ	33.02% WC Δ	29.82% WC Δ
Snus	46.76% WC Δ	45.13% WC Δ	33.02% WC Δ	29.82% WC Δ
Smokeless Tobacco Generally	48.89% WC Δ	45.13% WC Δ	33.02% WC Δ	29.82% WC Δ
Dissolvables	48.89% WC Δ	45.13% WC Δ	33.02% WC Δ	29.82% WC Δ
E-cigarettes	--	--	--	--

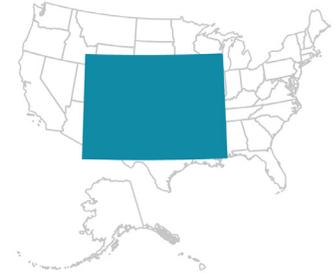
Δ Ad Valorem; § Specific; -- Not taxed; WC=Wholesale Cost.

**WC**

**Wholesale Cost**

"... the cost of tobacco products to the distributor prior to any discounts or trade allowances." (CAL. REV. & TAX CODE § 30017)

# Colorado



**Table 1: Other Tobacco Product Taxation**

OTP Taxed? No  Yes

*If yes, which products are taxed as of January 1, 2014?*

✓ Yes   Blank No   -- Not Applicable/Addressed

Product	Taxed?	Type of Tax		How Defined?	How Taxed?	Rate Change Since 2005?
		Ad Valorem	Specific			
Cigars	✓	✓		With OTPs	With OTPs	↔
Cigarillos	✓	✓		With OTPs	With OTPs	↔
Little Cigars	✓	✓		With OTPs	With OTPs	↔
Pipe Tobacco	✓	✓		With OTPs	With OTPs	↔
Roll-Your-Own Tobacco	✓	✓		With OTPs	With OTPs	↔
Dry Snuff	✓	✓		With OTPs	With OTPs	↔
Moist Snuff	✓	✓		With OTPs	With OTPs	↔
Snus	✓	✓		With OTPs	With OTPs	↔
Smokeless Tobacco Generally	✓	✓		With OTPs	With OTPs	↔
Dissolvables	No	--	--	--	--	Not applicable
E-cigarettes	No	--	--	--	--	Not applicable

↓ Rate Decreased   ↑ Rate Increased   ↔ No Change

**Table 2: Summary of Cigarette and OTP Tax Rates, Selected Years, 2005-2014**

Product	2005	2008	2011	2014
Cigarettes	\$0.84/20 §	\$0.84/20 §	\$0.84/20 §	\$0.84/20 §
Cigars	40% MLP Δ	40% MLP Δ	40% MLP Δ	40% MLP Δ
Cigarillos	40% MLP Δ	40% MLP Δ	40% MLP Δ	40% MLP Δ
Little Cigars	40% MLP Δ	40% MLP Δ	40% MLP Δ	40% MLP Δ
Pipe Tobacco	40% MLP Δ	40% MLP Δ	40% MLP Δ	40% MLP Δ
Roll-Your-Own Tobacco	40% MLP Δ	40% MLP Δ	40% MLP Δ	40% MLP Δ
Dry Snuff	40% MLP Δ	40% MLP Δ	40% MLP Δ	40% MLP Δ
Moist Snuff	40% MLP Δ	40% MLP Δ	40% MLP Δ	40% MLP Δ
Snus	40% MLP Δ	40% MLP Δ	40% MLP Δ	40% MLP Δ
Smokeless Tobacco Generally	40% MLP Δ	40% MLP Δ	40% MLP Δ	40% MLP Δ
Dissolvables	--	--	--	--
E-cigarettes	--	--	--	--

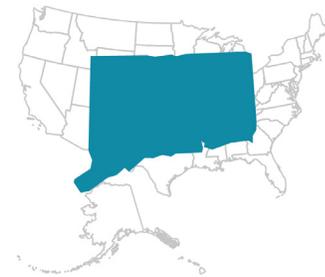
Δ Ad Valorem; § Specific; -- Not taxed; MLP=Manufacturer's List Price.

## MLP

### Manufacturer's List Price

"... the invoice price for which a manufacturer or supplier sells a tobacco product to a distributor exclusive of any discount or other reduction." (COLO. REV. STAT. § 39-18.5-101)

# Connecticut



**Table 1: Other Tobacco Product Taxation**

OTP Taxed? No  Yes

*If yes, which products are taxed as of January 1, 2014?*

✓ Yes   Blank No   -- Not Applicable/Addressed

Product	Taxed?	Type of Tax		How Defined?	How Taxed?	Rate Change Since 2005?
		Ad Valorem	Specific			
Cigars	✓	✓		With OTPs	With OTPs	↑
Cigarillos	✓	✓		With OTPs	With OTPs	↑
Little Cigars	✓	✓		With OTPs	With OTPs	↑
Pipe Tobacco	✓	✓		With OTPs	With OTPs	↑
Roll-Your-Own Tobacco	✓	✓		With OTPs	With OTPs	↑
Dry Snuff	✓		✓	With OTPs	Stand-alone	↑
Moist Snuff	✓		✓	With OTPs	Stand-alone	↑
Snus	✓		✓	With OTPs	Stand-alone	↑
Smokeless Tobacco Generally	✓	✓		With OTPs	With OTPs	↑
Dissolvables	No	--	--	--	--	Not applicable
E-cigarettes	No	--	--	--	--	Not applicable

↓ Rate Decreased   ↑ Rate Increased   ↔ No Change

**Table 2: Summary of Cigarette and OTP Tax Rates, Selected Years, 2005-2014**

Product	2005	2008	2011	2014
Cigarettes	\$1.51/20 §	\$2.00/20 §	\$3.00/20 §	\$3.40/20 §
Cigars	20% WSP Δ	20% WSP Δ	27.5% WSP Δ	50% WSP Δ
Cigarillos	20% WSP Δ	20% WSP Δ	27.5% WSP Δ	50% WSP Δ
Little Cigars	20% WSP Δ	20% WSP Δ	27.5% WSP Δ	50% WSP Δ
Pipe Tobacco	20% WSP Δ	20% WSP Δ	27.5% WSP Δ	50% WSP Δ
Roll-Your-Own Tobacco	20% WSP Δ	20% WSP Δ	27.5% WSP Δ	50% WSP Δ
Dry Snuff	\$0.40/oz §	\$0.40/oz §	\$0.55/oz §	\$1.00/oz §
Moist Snuff	\$0.40/oz §	\$0.40/oz §	\$0.55/oz §	\$1.00/oz §
Snus	\$0.40/oz §	\$0.40/oz §	\$0.55/oz §	\$1.00/oz §
Smokeless Tobacco Generally	20% WSP Δ	20% WSP Δ	27.5% WSP Δ	50% WSP Δ
Dissolvables	--	--	--	--
E-cigarettes	--	--	--	--

Δ Ad Valorem; § Specific; -- Not taxed; WSP=Wholesale Sales Price; oz=ounce.

## WSP

### Wholesale Sales Price

"... in the case of a manufacturer of tobacco products, the price set for such products or, if no price has been set, the wholesale value of such products ..." (CONN. GEN. STAT. ANN. § 12-330a)

# Delaware



**Table 1: Other Tobacco Product Taxation**

OTP Taxed? No  Yes

*If yes, which products are taxed as of January 1, 2014?*

✓ Yes   Blank No   -- Not Applicable/Addressed

Product	Taxed?	Type of Tax		How Defined?	How Taxed?	Rate Change Since 2005?
		Ad Valorem	Specific			
Cigars	✓	✓		With OTPs	With OTPs	↔
Cigarillos	✓	✓		With OTPs	With OTPs	↔
Little Cigars	✓	✓		With OTPs	With OTPs	↔
Pipe Tobacco	✓	✓		With OTPs	With OTPs	↔
Roll-Your-Own Tobacco	✓	✓		With OTPs	With OTPs	↔
Dry Snuff	✓	✓		With OTPs	With OTPs	↔
Moist Snuff	✓		✓	Moist Snuff	Moist Snuff	Tax Type Changed
Snus	✓		✓	Moist Snuff	Moist Snuff	Tax Type Changed
Smokeless Tobacco Generally	✓	✓		With OTPs	With OTPs	↔
Dissolvables	✓	✓		With OTPs	With OTPs	↔
E-cigarettes	No	--	--	--	--	Not applicable

↓ Rate Decreased   ↑ Rate Increased   ↔ No Change

**Table 2: Summary of Cigarette and OTP Tax Rates, Selected Years, 2005-2014**

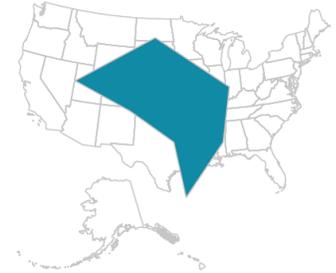
Product	2005	2008	2011	2014
Cigarettes	\$0.55/20 §	\$1.15/20 §	\$1.60/20 §	\$1.60/20 §
Cigars	15% WP Δ	15% WP Δ	15% WP Δ	15% WP Δ
Cigarillos	15% WP Δ	15% WP Δ	15% WP Δ	15% WP Δ
Little Cigars	15% WP Δ	15% WP Δ	15% WP Δ	15% WP Δ
Pipe Tobacco	15% WP Δ	15% WP Δ	15% WP Δ	15% WP Δ
Roll-Your-Own Tobacco	15% WP Δ	15% WP Δ	15% WP Δ	15% WP Δ
Dry Snuff	15% WP Δ	15% WP Δ	15% WP Δ	15% WP Δ
Moist Snuff	15% WP Δ	\$0.54/oz §	\$0.54/oz §	\$0.54/oz §
Snus	15% WP Δ	\$0.54/oz §	\$0.54/oz §	\$0.54/oz §
Smokeless Tobacco Generally	15% WP Δ	15% WP Δ	15% WP Δ	15% WP Δ
Dissolvables	15% WP Δ	15% WP Δ	15% WP Δ	15% WP Δ
E-cigarettes	--	--	--	--

Δ Ad Valorem; § Specific; -- Not taxed; WP=Wholesale Price; oz=ounce.

WP	Wholesale Price
	"(b) A tax is imposed and assessed upon the sale or use of all tobacco products other than moist snuff and cigarettes...including, but not limited to, smokeless tobacco products and cigars... at the rate of 15% of the <u>wholesale price</u> on such products." (DEL. CODE ANN. tit. 30 § 5305)

\*Underlined language indicates the unit of analysis

# District of Columbia



**Table 1: Other Tobacco Product Taxation**

OTP Taxed? No  Yes

*If yes, which products are taxed as of January 1, 2014?*

✓ Yes   Blank No   -- Not Applicable/Addressed

Product	Taxed?	Type of Tax		How Defined?	How Taxed?	Rate Change Since 2005?
		Ad Valorem	Specific			
Cigars	No	--	--	--	--	Not applicable
Cigarillos	No	--	--	--	--	Not applicable
Little Cigars	✓		✓	With OTPs	Cigarette	↑
Pipe Tobacco	No	--	--	--	--	Not applicable
Roll-Your-Own Tobacco	✓		✓	With OTPs	With OTPs	↑
Dry Snuff	✓		✓	With OTPs	With OTPs	↑
Moist Snuff	✓		✓	With OTPs	With OTPs	↑
Snus	✓		✓	With OTPs	With OTPs	↑
Smokeless Tobacco Generally	✓		✓	With OTPs	With OTPs	↑
Dissolvables	No	--	--	--	--	Not applicable
E-cigarettes	No	--	--	--	--	Not applicable

↓ Rate Decreased   ↑ Rate Increased   ↔ No Change

**Table 2: Summary of Cigarette and OTP Tax Rates, Selected Years, 2005-2014**

Product	2005	2008	2011	2014
Cigarettes	\$1.00/20 §	\$1.00/20 §	\$2.50/20 §	\$2.50/20 §
Cigars	--	--	--	--
Cigarillos	--	--	--	--
Little Cigars	--	--	\$2.50/20 §	\$2.50/20 §
Pipe Tobacco	--	--	--	--
Roll-Your-Own Tobacco	--	--	\$0.75/oz §	\$0.75/oz §
Dry Snuff	--	--	\$0.75/oz §	\$0.75/oz §
Moist Snuff	--	--	\$0.75/oz §	\$0.75/oz §
Snus	--	--	\$0.75/oz §	\$0.75/oz §
Smokeless Tobacco Generally	--	--	\$0.75/oz §	\$0.75/oz §
Dissolvables	--	--	--	--
E-cigarettes	--	--	--	--

△ Ad Valorem; § Specific; -- Not taxed; oz=ounce.

# Florida



**Table 1: Other Tobacco Product Taxation**

OTP Taxed? No  Yes

*If yes, which products are taxed as of January 1, 2014?*

✓ Yes   Blank No   -- Not Applicable/Addressed

Product	Taxed?	Type of Tax		How Defined?	How Taxed?	Rate Change Since 2005?
		Ad Valorem	Specific			
Cigars	No	--	--	--	--	Not applicable
Cigarillos	No	--	--	--	--	Not applicable
Little Cigars	No	--	--	--	--	Not applicable
Pipe Tobacco	✓	✓		With OTPs	With OTPs	↑
Roll-Your-Own Tobacco	✓	✓		With OTPs	With OTPs	↑
Dry Snuff	✓	✓		With OTPs	With OTPs	↑
Moist Snuff	✓	✓		With OTPs	With OTPs	↑
Snus	✓	✓		With OTPs	With OTPs	↑
Smokeless Tobacco Generally	✓	✓		With OTPs	With OTPs	↑
Dissolvables	No	--	--	--	--	Not applicable
E-cigarettes	No	--	--	--	--	Not applicable

↓ Rate Decreased   ↑ Rate Increased   ↔ No Change

**Table 2: Summary of Cigarette and OTP Tax Rates, Selected Years, 2005-2014**

Product	2005	2008	2011	2014
Cigarettes	\$0.339/20 §	\$0.339/20 §	\$1.339/20 §	\$1.339/20 §
Cigars	--	--	--	--
Cigarillos	--	--	--	--
Little Cigars	--	--	--	--
Pipe Tobacco	25% WSP Δ	25% WSP Δ	85% WSP Δ	85% WSP Δ
Roll-Your-Own Tobacco	25% WSP Δ	25% WSP Δ	85% WSP Δ	85% WSP Δ
Dry Snuff	25% WSP Δ	25% WSP Δ	85% WSP Δ	85% WSP Δ
Moist Snuff	25% WSP Δ	25% WSP Δ	85% WSP Δ	85% WSP Δ
Snus	25% WSP Δ	25% WSP Δ	85% WSP Δ	85% WSP Δ
Smokeless Tobacco Generally	25% WSP Δ	25% WSP Δ	85% WSP Δ	85% WSP Δ
Dissolvables	--	--	--	--
E-cigarettes	--	--	--	--

Δ Ad Valorem; § Specific; -- Not taxed; WSP=Wholesale Sales Price.

## WSP

### Wholesale Sales Price

"... the established price for which a manufacturer sells a tobacco product to a distributor, exclusive of any diminution by volume or other discounts." (FLA. STAT. ANN. § 210.25)

# Georgia



**Table 1: Other Tobacco Product Taxation**

OTP Taxed? No  Yes

*If yes, which products are taxed as of January 1, 2014?*

✓ Yes   Blank No   -- Not Applicable/Addressed

Product	Taxed?	Type of Tax		How Defined?	How Taxed?	Rate Change Since 2005?
		Ad Valorem	Specific			
Cigars	✓	✓		With OTPs	Stand-alone	↔
Cigarillos	✓	✓		With OTPs	Stand-alone	↔
Little Cigars	✓		✓	Stand-alone	Stand-alone	↔
Pipe Tobacco	✓	✓		Smokeless	Smokeless	↔
Roll-Your-Own Tobacco	✓	✓		Smokeless	Smokeless	↔
Dry Snuff	✓	✓		Smokeless	Smokeless	↔
Moist Snuff	✓	✓		Stand-alone	Smokeless	↔
Snus	✓	✓		Smokeless	Smokeless	↔
Smokeless Tobacco Generally	✓	✓		Smokeless	Smokeless	↔
Dissolvables	No	--	--	--	--	Not applicable
E-cigarettes	No	--	--	--	--	Not applicable

↓ Rate Decreased   ↑ Rate Increased   ↔ No Change

**Table 2: Summary of Cigarette and OTP Tax Rates, Selected Years, 2005-2014**

Product	2005	2008	2011	2014
Cigarettes	\$0.37/20 §	\$0.37/20 §	\$0.37/20 §	\$0.37/20 §
Cigars	23% WCP Δ	23% WCP Δ	23% WCP Δ	23% WCP Δ
Cigarillos	23% WCP Δ	23% WCP Δ	23% WCP Δ	23% WCP Δ
Little Cigars	\$0.05/20 §	\$0.05/20 §	\$0.05/20 §	\$0.05/20 §
Pipe Tobacco	10% WCP Δ	10% WCP Δ	10% WCP Δ	10% WCP Δ
Roll-Your-Own Tobacco	10% WCP Δ	10% WCP Δ	10% WCP Δ	10% WCP Δ
Dry Snuff	10% WCP Δ	10% WCP Δ	10% WCP Δ	10% WCP Δ
Moist Snuff	10% WCP Δ	10% WCP Δ	10% WCP Δ	10% WCP Δ
Snus	10% WCP Δ	10% WCP Δ	10% WCP Δ	10% WCP Δ
Smokeless Tobacco Generally	10% WCP Δ	10% WCP Δ	10% WCP Δ	10% WCP Δ
Dissolvables	--	--	--	--
E-cigarettes	--	--	--	--

Δ Ad Valorem; § Specific; -- Not taxed; WCP=Wholesale Cost Price.

## WCP

### Wholesale Cost Price

"(4) Loose or smokeless tobacco: 10 percent of the wholesale cost price, exclusive of any trade, cash, or other discounts or any promotion, advertising, display, or similar allowances." (GA. CODE ANN. § 48-11-2)

\*Underlined language indicates the unit of analysis

# Hawaii



**Table 1: Other Tobacco Product Taxation**

OTP Taxed? No  Yes

*If yes, which products are taxed as of January 1, 2014?*

✓ Yes   Blank No   -- Not Applicable/Addressed

Product	Taxed?	Type of Tax		How Defined?	How Taxed?	Rate Change Since 2005?
		Ad Valorem	Specific			
Cigars	✓	✓		With OTPs	Stand-alone	↑
Cigarillos	✓	✓		Stand-alone	Stand-alone	↑
Little Cigars	✓		✓	Stand-alone	Cigarette	Tax Type Changed
Pipe Tobacco	✓	✓		With OTPs	With OTPs	↑
Roll-Your-Own Tobacco	✓	✓		With OTPs	With OTPs	↑
Dry Snuff	✓	✓		With OTPs	With OTPs	↑
Moist Snuff	✓	✓		With OTPs	With OTPs	↑
Snus	✓	✓		With OTPs	With OTPs	↑
Smokeless Tobacco Generally	✓	✓		With OTPs	With OTPs	↑
Dissolvables	✓	✓		With OTPs	With OTPs	↑
E-cigarettes	No	--	--	--	--	Not applicable

↓ Rate Decreased   ↑ Rate Increased   ↔ No Change

**Table 2: Summary of Cigarette and OTP Tax Rates, Selected Years, 2005-2014**

Product	2005	2008	2011	2014
Cigarettes	\$1.40/20 §	\$1.80/20 §	\$3.00/20 §	\$3.20/20 §
Cigars	40% WP Δ	40% WP Δ	50% WP Δ	50% WP Δ
Cigarillos	40% WP Δ	40% WP Δ	50% WP Δ	50% WP Δ
Little Cigars	40% WP Δ	40% WP Δ	\$3.00/20 §	\$3.20/20 §
Pipe Tobacco	40% WP Δ	40% WP Δ	70% WP Δ	70% WP Δ
Roll-Your-Own Tobacco	40% WP Δ	40% WP Δ	70% WP Δ	70% WP Δ
Dry Snuff	40% WP Δ	40% WP Δ	70% WP Δ	70% WP Δ
Moist Snuff	40% WP Δ	40% WP Δ	70% WP Δ	70% WP Δ
Snus	40% WP Δ	40% WP Δ	70% WP Δ	70% WP Δ
Smokeless Tobacco Generally	40% WP Δ	40% WP Δ	70% WP Δ	70% WP Δ
Dissolvables	40% WP Δ	40% WP Δ	70% WP Δ	70% WP Δ
E-cigarettes	--	--	--	--

Δ Ad Valorem; § Specific; -- Not taxed; WP=Wholesale Price.

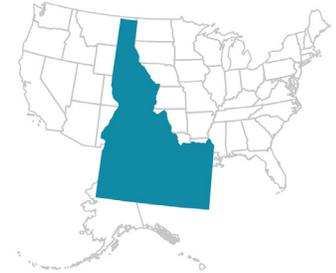
**WP**

**Wholesale Price**

"An excise tax equal to seventy per cent of the wholesale price of each article or item of tobacco products, other than large cigars..." (HAW. REV. STAT. § 245-3)

\*Underlined language indicates the unit of analysis

# Idaho



**Table 1: Other Tobacco Product Taxation**

OTP Taxed? No  Yes

*If yes, which products are taxed as of January 1, 2014?*

✓ Yes   Blank No   -- Not Applicable/Addressed

Product	Taxed?	Type of Tax		How Defined?	How Taxed?	Rate Change Since 2005?
		Ad Valorem	Specific			
Cigars	✓	✓		With OTPs	With OTPs	↔
Cigarillos	✓	✓		With OTPs	With OTPs	↔
Little Cigars	✓	✓		With OTPs	With OTPs	↔
Pipe Tobacco	✓	✓		With OTPs	With OTPs	↔
Roll-Your-Own Tobacco	✓	✓		With OTPs	With OTPs	↔
Dry Snuff	✓	✓		With OTPs	With OTPs	↔
Moist Snuff	✓	✓		With OTPs	With OTPs	↔
Snus	✓	✓		With OTPs	With OTPs	↔
Smokeless Tobacco Generally	✓	✓		With OTPs	With OTPs	↔
Dissolvables	✓	✓		With OTPs	With OTPs	↔
E-cigarettes	No	--	--	--	--	Not applicable

↓ Rate Decreased   ↑ Rate Increased   ↔ No Change

**Table 2: Summary of Cigarette and OTP Tax Rates, Selected Years, 2005-2014**

Product	2005	2008	2011	2014
Cigarettes	\$0.57/20 §	\$0.57/20 §	\$0.57/20 §	\$0.57/20 §
Cigars	40% WSP Δ	40% WSP Δ	40% WSP Δ	40% WSP Δ
Cigarillos	40% WSP Δ	40% WSP Δ	40% WSP Δ	40% WSP Δ
Little Cigars	40% WSP Δ	40% WSP Δ	40% WSP Δ	40% WSP Δ
Pipe Tobacco	40% WSP Δ	40% WSP Δ	40% WSP Δ	40% WSP Δ
Roll-Your-Own Tobacco	40% WSP Δ	40% WSP Δ	40% WSP Δ	40% WSP Δ
Dry Snuff	40% WSP Δ	40% WSP Δ	40% WSP Δ	40% WSP Δ
Moist Snuff	40% WSP Δ	40% WSP Δ	40% WSP Δ	40% WSP Δ
Snus	40% WSP Δ	40% WSP Δ	40% WSP Δ	40% WSP Δ
Smokeless Tobacco Generally	40% WSP Δ	40% WSP Δ	40% WSP Δ	40% WSP Δ
Dissolvables	40% WSP Δ	40% WSP Δ	40% WSP Δ	40% WSP Δ
E-cigarettes	--	--	--	--

Δ Ad Valorem; § Specific; -- Not taxed; WSP=Wholesale Sales Price.

## WSP

### Wholesale Sales Price

"... the established price for which a manufacturer or any person sells a tobacco product to a distributor that is not a related person as defined in section 267 of the Internal Revenue Code, exclusive of any discount or other reduction ..." (IDAHO CODE § 63-2551)

# Illinois



**Table 1: Other Tobacco Product Taxation**

OTP Taxed? No  Yes

*If yes, which products are taxed as of January 1, 2014?*

✓ Yes   Blank No   -- Not Applicable/Addressed

Product	Taxed?	Type of Tax		How Defined?	How Taxed?	Rate Change Since 2005?
		Ad Valorem	Specific			
Cigars	✓	✓		With OTPs	With OTPs	↑
Cigarillos	✓	✓		With OTPs	With OTPs	↑
Little Cigars	✓		✓	With OTPs	Cigarette	Tax Type Changed
Pipe Tobacco	✓	✓		With OTPs	With OTPs	↑
Roll-Your-Own Tobacco	✓	✓		With OTPs	With OTPs	↑
Dry Snuff	✓	✓		With OTPs	With OTPs	↑
Moist Snuff	✓		✓	With OTPs	Stand-alone	Tax Type Changed
Snus	✓		✓	With OTPs	Moist Snuff	Tax Type Changed
Smokeless Tobacco Generally	✓	✓		With OTPs	With OTPs	↑
Dissolvables	No	--	--	--	--	Not applicable
E-cigarettes	No	--	--	--	--	Not applicable

↓ Rate Decreased   ↑ Rate Increased   ↔ No Change

**Table 2: Summary of Cigarette and OTP Tax Rates, Selected Years, 2005-2014**

Product	2005	2008	2011	2014
Cigarettes	\$0.98/20 §	\$0.98/20 §	\$0.98/20 §	\$1.98/20 §
Cigars	18% WP Δ	18% WP Δ	18% WP Δ	36% WP Δ
Cigarillos	18% WP Δ	18% WP Δ	18% WP Δ	36% WP Δ
Little Cigars	18% WP Δ	18% WP Δ	18% WP Δ	\$1.98/20 §
Pipe Tobacco	18% WP Δ	18% WP Δ	18% WP Δ	36% WP Δ
Roll-Your-Own Tobacco	18% WP Δ	18% WP Δ	18% WP Δ	36% WP Δ
Dry Snuff	18% WP Δ	18% WP Δ	18% WP Δ	36% WP Δ
Moist Snuff	18% WP Δ	18% WP Δ	18% WP Δ	\$0.30/oz §«
Snus	18% WP Δ	18% WP Δ	18% WP Δ	\$0.03/oz §
Smokeless Tobacco Generally	18% WP Δ	18% WP Δ	18% WP Δ	36% WP Δ
Dissolvables	--	--	--	--
E-cigarettes	--	--	--	--

Δ Ad Valorem; § Specific; -- Not taxed; WP=Wholesale Price; oz=ounce. «Moist snuff is taxed at a rate of \$0.30/oz, not to exceed 15% of the tax imposed upon a package of 20 cigarettes (35 Ill. Comp. Stat. Ann. 143/10-10 (LexisNexis 2014)).

**WP**

**Wholesale Price**

"... the established list price for which a manufacturer sells tobacco products to a distributor, before the allowance of any discount, trade allowance, rebate, or other reduction." (ILL. COMP. STAT. ANN. §§ 143/10-5)

# Indiana



**Table 1: Other Tobacco Product Taxation**

OTP Taxed? No  Yes

*If yes, which products are taxed as of January 1, 2014?*

✓ Yes   Blank No   -- Not Applicable/Addressed

Product	Taxed?	Type of Tax		How Defined?	How Taxed?	Rate Change Since 2005?
		Ad Valorem	Specific			
Cigars	✓	✓		With OTPs	With OTPs	↑
Cigarillos	✓	✓		With OTPs	With OTPs	↑
Little Cigars	✓	✓		With OTPs	With OTPs	↑
Pipe Tobacco	✓	✓		With OTPs	With OTPs	↑
Roll-Your-Own Tobacco	✓	✓		With OTPs	With OTPs	↑
Dry Snuff	✓	✓		With OTPs	With OTPs	↑
Moist Snuff	✓		✓	With OTPs	Moist Snuff	Tax Type Changed
Snus	✓		✓	Moist Snuff	Moist Snuff	Tax Type Changed
Smokeless Tobacco Generally	✓	✓		With OTPs	With OTPs	↑
Dissolvables	No	--	--	--	--	Not applicable
E-cigarettes	No	--	--	--	--	Not applicable

↓ Rate Decreased   ↑ Rate Increased   ↔ No Change

**Table 2: Summary of Cigarette and OTP Tax Rates, Selected Years, 2005-2014**

Product	2005	2008	2011	2014
Cigarettes	\$0.555/20 §	\$0.995/20 §	\$0.995/20 §	\$0.995/20 §
Cigars	18% WP Δ	24% WP Δ	24% WP Δ	24% WP Δ
Cigarillos	18% WP Δ	24% WP Δ	24% WP Δ	24% WP Δ
Little Cigars	18% WP Δ	24% WP Δ	24% WP Δ	24% WP Δ
Pipe Tobacco	18% WP Δ	24% WP Δ	24% WP Δ	24% WP Δ
Roll-Your-Own Tobacco	18% WP Δ	24% WP Δ	24% WP Δ	24% WP Δ
Dry Snuff	18% WP Δ	24% WP Δ	24% WP Δ	24% WP Δ
Moist Snuff	18% WP Δ	24% WP Δ	24% WP Δ	\$0.40/oz §
Snus	18% WP Δ	24% WP Δ	24% WP Δ	\$0.40/oz §
Smokeless Tobacco Generally	18% WP Δ	24% WP Δ	24% WP Δ	24% WP Δ
Dissolvables	--	--	--	--
E-cigarettes	--	--	--	--

Δ Ad Valorem; § Specific; -- Not taxed; WP=Wholesale Price; oz=ounce.

**WP**

**Wholesale Price**

"... the net price shown on an invoice and at which the manufacturer of the tobacco products sells tobacco products to distributors, excluding any discount or other reduction that is not shown on the invoice." (IND. CODE ANN. § 6-7-2-6)

# Iowa



**Table 1: Other Tobacco Product Taxation**

OTP Taxed? No  Yes

*If yes, which products are taxed as of January 1, 2014?*

✓ Yes   Blank No   -- Not Applicable/Addressed

Product	Taxed?	Type of Tax		How Defined?	How Taxed?	Rate Change Since 2005?
		Ad Valorem	Specific			
Cigars	✓	✓		With OTPs	With OTPs	↑
Cigarillos	✓	✓		With OTPs	With OTPs	↑
Little Cigars	✓		✓	With OTPs	Cigarette	↑
Pipe Tobacco	✓	✓		With OTPs	With OTPs	↑
Roll-Your-Own Tobacco	✓	✓		With OTPs	With OTPs	↑
Dry Snuff	✓		✓	With OTPs	Stand-alone	Tax Type Changed
Moist Snuff	✓		✓	With OTPs	Stand-alone	Tax Type Changed
Snus	✓		✓	With OTPs	Stand-alone	Tax Type Changed
Smokeless Tobacco Generally	✓	✓		With OTPs	With OTPs	↑
Dissolvables	No	--	--	--	--	Not applicable
E-cigarettes	No	--	--	--	--	Not applicable

↓ Rate Decreased   ↑ Rate Increased   ↔ No Change

**Table 2: Summary of Cigarette and OTP Tax Rates, Selected Years, 2005-2014**

Product	2005	2008	2011	2014
Cigarettes	\$0.36/20 §	\$1.36/20 §	\$1.36/20 §	\$1.36/20 §
Cigars	22% WSP Δ	50% WSP Δ	50% WSP Δ	50% WSP Δ
Cigarillos	22% WSP Δ	50% WSP Δ	50% WSP Δ	50% WSP Δ
Little Cigars	\$0.36/20 §	\$1.36/20 §	\$1.36/20 §	\$1.36/20 §
Pipe Tobacco	22% WSP Δ	50% WSP Δ	50% WSP Δ	50% WSP Δ
Roll-Your-Own Tobacco	22% WSP Δ	50% WSP Δ	50% WSP Δ	50% WSP Δ
Dry Snuff	22% WSP Δ	\$1.19/oz §	\$1.19/oz §	\$1.19/oz §
Moist Snuff	22% WSP Δ	\$1.19/oz §	\$1.19/oz §	\$1.19/oz §
Snus	22% WSP Δ	\$1.19/oz §	\$1.19/oz §	\$1.19/oz §
Smokeless Tobacco Generally	22% WSP Δ	50% WSP Δ	50% WSP Δ	50% WSP Δ
Dissolvables	--	--	--	--
E-cigarettes	--	--	--	--

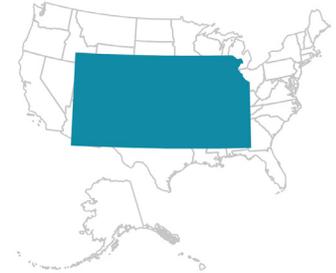
Δ Ad Valorem; § Specific; -- Not taxed; WSP=Wholesale Sales Price; oz=ounce.

## WSP

### Wholesale Sales Price

"... the established price for which a manufacturer sells a tobacco product to a distributor, exclusive of any discount or other reduction." (IOWA CODE ANN. § 453A.42)

# Kansas



**Table 1: Other Tobacco Product Taxation**

OTP Taxed? No  Yes

*If yes, which products are taxed as of January 1, 2014?*

✓ Yes   Blank No   -- Not Applicable/Addressed

Product	Taxed?	Type of Tax		How Defined?	How Taxed?	Rate Change Since 2005?
		Ad Valorem	Specific			
Cigars	✓	✓		With OTPs	With OTPs	↔
Cigarillos	✓	✓		With OTPs	With OTPs	↔
Little Cigars	✓	✓		With OTPs	With OTPs	↔
Pipe Tobacco	✓	✓		With OTPs	With OTPs	↔
Roll-Your-Own Tobacco	✓	✓		With OTPs	With OTPs	↔
Dry Snuff	✓	✓		With OTPs	With OTPs	↔
Moist Snuff	✓	✓		With OTPs	With OTPs	↔
Snus	✓	✓		With OTPs	With OTPs	↔
Smokeless Tobacco Generally	✓	✓		With OTPs	With OTPs	↔
Dissolvables	No	--	--	--	--	Not applicable
E-cigarettes	No	--	--	--	--	Not applicable

↓ Rate Decreased   ↑ Rate Increased   ↔ No Change

**Table 2: Summary of Cigarette and OTP Tax Rates, Selected Years, 2005-2014**

Product	2005	2008	2011	2014
Cigarettes	\$0.79/20 §	\$0.79/20 §	\$0.79/20 §	\$0.79/20 §
Cigars	10% WSP Δ	10% WSP Δ	10% WSP Δ	10% WSP Δ
Cigarillos	10% WSP Δ	10% WSP Δ	10% WSP Δ	10% WSP Δ
Little Cigars	10% WSP Δ	10% WSP Δ	10% WSP Δ	10% WSP Δ
Pipe Tobacco	10% WSP Δ	10% WSP Δ	10% WSP Δ	10% WSP Δ
Roll-Your-Own Tobacco	10% WSP Δ	10% WSP Δ	10% WSP Δ	10% WSP Δ
Dry Snuff	10% WSP Δ	10% WSP Δ	10% WSP Δ	10% WSP Δ
Moist Snuff	10% WSP Δ	10% WSP Δ	10% WSP Δ	10% WSP Δ
Snus	10% WSP Δ	10% WSP Δ	10% WSP Δ	10% WSP Δ
Smokeless Tobacco Generally	10% WSP Δ	10% WSP Δ	10% WSP Δ	10% WSP Δ
Dissolvables	--	--	--	--
E-cigarettes	--	--	--	--

Δ Ad Valorem; § Specific; -- Not taxed; WSP=Wholesale Sales Price.

## WSP

### Wholesale Sales Price

"... the original net invoice price for which a manufacturer sells a tobacco product to a distributor, as shown by the manufacturer's original invoice." (KAN. STAT. ANN. § 79-3301)

# Kentucky



**Table 1: Other Tobacco Product Taxation**

OTP Taxed? No  Yes

If yes, which products are taxed as of January 1, 2014?

✓ Yes   Blank No   -- Not Applicable/Addressed

Product	Taxed?	Type of Tax		How Defined?	How Taxed?	Rate Change Since 2005?
		Ad Valorem	Specific			
Cigars	✓	✓		With OTPs	With OTPs	↑
Cigarillos	✓	✓		With OTPs	With OTPs	↑
Little Cigars	✓	✓		With OTPs	With OTPs	↑
Pipe Tobacco	✓	✓		With OTPs	With OTPs	↑
Roll-Your-Own Tobacco	✓	✓		With OTPs	With OTPs	↑
Dry Snuff	✓		✓	With OTPs	Stand-alone	↑
Moist Snuff	✓		✓	With OTPs	Stand-alone	↑
Snus	✓		✓	With OTPs	Stand-alone	↑
Smokeless Tobacco Generally	✓		✓	With OTPs	Stand-alone	↑
Dissolvables	✓	✓		With OTPs	With OTPs	↑
E-cigarettes	No	--	--	--	--	Not applicable

↓ Rate Decreased   ↑ Rate Increased   ↔ No Change

**Table 2: Summary of Cigarette and OTP Tax Rates, Selected Years, 2005-2014**

Product	2005	2008	2011	2014
Cigarettes	\$0.30/20 §	\$0.30/20 §	\$0.60/20 §	\$0.60/20 §
Cigars	--	7.5% WSP Δ	15% WSP Δ	15% DP Δ
Cigarillos	--	7.5% WSP Δ	15% WSP Δ	15% DP Δ
Little Cigars	--	7.5% WSP Δ	15% WSP Δ	15% DP Δ
Pipe Tobacco	--	7.5% WSP Δ	15% WSP Δ	15% DP Δ
Roll-Your-Own Tobacco	--	7.5% WSP Δ	15% WSP Δ	15% DP Δ
Dry Snuff	--	\$0.063/oz §	\$0.127/oz §	\$0.127/oz §
Moist Snuff	--	\$0.063/oz §	\$0.127/oz §	\$0.127/oz §
Snus	--	\$0.063/oz §	\$0.127/oz §	\$0.127/oz §
Smokeless Tobacco Generally	--	7.5% WSP Δ	15% WSP Δ	\$0.048/oz §
Dissolvables	--	--	--	15% DP Δ
E-cigarettes	--	--	--	--

Δ Ad Valorem; § Specific; -- Not taxed; WSP=Wholesale Sales Price; DP=Distributor's Price; oz=ounce.

<b>WSP</b>	<b>Wholesale Sales Price</b>
	"... gross receipts of any wholesaler derived from wholesale sales made ..." (KY. REV. STAT. ANN. § 138.140)

<b>DP</b>	<b>Distributor's Price</b>
	"... actual price for which the distributor sells tobacco products ..." (KY. REV. STAT. ANN. § 138.140)

# Louisiana



**Table 1: Other Tobacco Product Taxation**

OTP Taxed? No  Yes

*If yes, which products are taxed as of January 1, 2014?*

✓ Yes   Blank No   -- Not Applicable/Addressed

Product	Taxed?	Type of Tax		How Defined?	How Taxed?	Rate Change Since 2005?
		Ad Valorem	Specific			
Cigars	✓	✓		Stand-alone	Stand-alone	↔
Cigarillos	✓	✓		Stand-alone	Stand-alone	↔
Little Cigars	✓	✓		Stand-alone	Stand-alone	↔
Pipe Tobacco	✓	✓		With OTPs	Stand-alone	↔
Roll-Your-Own Tobacco	✓	✓		With OTPs	Stand-alone	↔
Dry Snuff	✓	✓		Smokeless	Smokeless	↔
Moist Snuff	✓	✓		Smokeless	Smokeless	↔
Snus	✓	✓		Smokeless	Smokeless	↔
Smokeless Tobacco Generally	✓	✓		Smokeless	Smokeless	↔
Dissolvables	✓	✓		Smokeless	Smokeless	↔
E-cigarettes	No	--	--	--	--	Not applicable

↓ Rate Decreased   ↑ Rate Increased   ↔ No Change

**Table 2: Summary of Cigarette and OTP Tax Rates, Selected Years, 2005-2014**

Product	2005	2008	2011	2014
Cigarettes	\$0.36/20 §	\$0.36/20 §	\$0.36/20 §	\$0.36/20 §
Cigars	20% MIP Δ	20% MIP Δ	20% MIP Δ	20% MIP Δ
Cigarillos	20% MIP Δ	20% MIP Δ	20% MIP Δ	20% MIP Δ
Little Cigars	8% MIP Δ	8% MIP Δ	8% MIP Δ	8% MIP Δ
Pipe Tobacco	33% MIP Δ	33% MIP Δ	33% MIP Δ	33% MIP Δ
Roll-Your-Own Tobacco	33% MIP Δ	33% MIP Δ	33% MIP Δ	33% MIP Δ
Dry Snuff	20% MIP Δ	20% MIP Δ	20% MIP Δ	20% MIP Δ
Moist Snuff	20% MIP Δ	20% MIP Δ	20% MIP Δ	20% MIP Δ
Snus	20% MIP Δ	20% MIP Δ	20% MIP Δ	20% MIP Δ
Smokeless Tobacco Generally	20% MIP Δ	20% MIP Δ	20% MIP Δ	20% MIP Δ
Dissolvables	20% MIP Δ	20% MIP Δ	20% MIP Δ	20% MIP Δ
E-cigarettes	--	--	--	--

Δ Ad Valorem; § Specific; -- Not taxed; MIP=Manufacturer's Invoice Price.

## MIP

### Manufacturer's Invoice Price

"... the manufacturers net invoiced price as invoiced to the Louisiana tobacco dealer, by the manufacturer, jobber, or other persons engaged in selling tobacco products in accordance with the tax levied by this chapter." (LA. REV. STAT. ANN. § 842)

# Maine



**Table 1: Other Tobacco Product Taxation**

OTP Taxed? No  Yes

*If yes, which products are taxed as of January 1, 2014?*

✓ Yes   Blank No   -- Not Applicable/Addressed

Product	Taxed?	Type of Tax		How Defined?	How Taxed?	Rate Change Since 2005?
		Ad Valorem	Specific			
Cigars	✓	✓		With OTPs	With OTPs	↑
Cigarillos	✓	✓		With OTPs	With OTPs	↑
Little Cigars	✓	✓		With OTPs	With OTPs	↑
Pipe Tobacco	✓	✓		With OTPs	With OTPs	↑
Roll-Your-Own Tobacco	✓	✓		With OTPs	With OTPs	↑
Dry Snuff	✓		✓	With OTPs	Smokeless	Tax Type Changed
Moist Snuff	✓		✓	With OTPs	Smokeless	Tax Type Changed
Snus	✓		✓	With OTPs	With OTPs	Tax Type Changed
Smokeless Tobacco Generally	✓		✓	With OTPs	Smokeless	Tax Type Changed
Dissolvables	No	--	--	--	--	Not applicable
E-cigarettes	No	--	--	--	--	Not applicable

↓ Rate Decreased   ↑ Rate Increased   ↔ No Change

**Table 2: Summary of Cigarette and OTP Tax Rates, Selected Years, 2005-2014**

Product	2005	2008	2011	2014
Cigarettes	\$1.00/20 §	\$2.00/20 §	\$2.00/20 §	\$2.00/20 §
Cigars	16% WSP Δ	20% WSP Δ	20% WSP Δ	20% WSP Δ
Cigarillos	16% WSP Δ	20% WSP Δ	20% WSP Δ	20% WSP Δ
Little Cigars	16% WSP Δ	20% WSP Δ	20% WSP Δ	20% WSP Δ
Pipe Tobacco	16% WSP Δ	20% WSP Δ	20% WSP Δ	20% WSP Δ
Roll-Your-Own Tobacco	16% WSP Δ	20% WSP Δ	20% WSP Δ	20% WSP Δ
Dry Snuff	62% WSP Δ	78% WSP Δ	\$2.02/oz §	\$2.02/oz §
Moist Snuff	62% WSP Δ	78% WSP Δ	\$2.02/oz §	\$2.02/oz §
Snus	62% WSP Δ	78% WSP Δ	\$2.02/oz §	\$2.02/oz §
Smokeless Tobacco Generally	62% WSP Δ	78% WSP Δ	\$2.02/oz §	\$2.02/oz §
Dissolvables	--	--	--	--
E-cigarettes	--	--	--	--

Δ Ad Valorem; § Specific; -- Not taxed; WSP=Wholesale Sales Price; oz=ounce.

## WSP

### Wholesale Sales Price

"... the price for which a manufacturer sells tobacco products to a distributor, exclusive of any discount or other reduction." (ME. REV. STAT. ANN. tit. 36, § 4401)

# Maryland



**Table 1: Other Tobacco Product Taxation**

OTP Taxed? No  Yes

*If yes, which products are taxed as of January 1, 2014?*

✓ Yes   Blank No   -- Not Applicable/Addressed

Product	Taxed?	Type of Tax		How Defined?	How Taxed?	Rate Change Since 2005?
		Ad Valorem	Specific			
Cigars	✓	✓		With OTPs	Stand-alone	↑
Cigarillos	✓	✓		With OTPs	Stand-alone	↑
Little Cigars	✓	✓		With OTPs	Stand-alone	↑
Pipe Tobacco	✓	✓		With OTPs	With OTPs	↑
Roll-Your-Own Tobacco	✓	✓		With OTPs	With OTPs	↑
Dry Snuff	✓	✓		With OTPs	With OTPs	↑
Moist Snuff	✓	✓		With OTPs	With OTPs	↑
Snus	✓	✓		With OTPs	With OTPs	↑
Smokeless Tobacco Generally	✓	✓		With OTPs	With OTPs	↑
Dissolvables	No	--	--	--	--	Not applicable
E-cigarettes	No	--	--	--	--	Not applicable

↓ Rate Decreased   ↑ Rate Increased   ↔ No Change

**Table 2: Summary of Cigarette and OTP Tax Rates, Selected Years, 2005-2014**

Product	2005	2008	2011	2014
Cigarettes	\$1.00/20 §	\$2.00/20 §	\$2.00/20 §	\$2.00/20 §
Cigars	15% WP Δ	15% WP Δ	15% WP Δ	70% WP Δ
Cigarillos	15% WP Δ	15% WP Δ	15% WP Δ	70% WP Δ
Little Cigars	15% WP Δ	15% WP Δ	15% WP Δ	70% WP Δ
Pipe Tobacco	15% WP Δ	15% WP Δ	15% WP Δ	30% WP Δ
Roll-Your-Own Tobacco	15% WP Δ	15% WP Δ	15% WP Δ	30% WP Δ
Dry Snuff	15% WP Δ	15% WP Δ	15% WP Δ	30% WP Δ
Moist Snuff	15% WP Δ	15% WP Δ	15% WP Δ	30% WP Δ
Snus	15% WP Δ	15% WP Δ	15% WP Δ	30% WP Δ
Smokeless Tobacco Generally	15% WP Δ	15% WP Δ	15% WP Δ	30% WP Δ
Dissolvables	--	--	--	--
E-cigarettes	--	--	--	--

Δ Ad Valorem; § Specific; -- Not taxed; WP=Wholesale Price.

**WP**

**Wholesale Price**

"... the price for which a wholesaler buys other tobacco products, exclusive of any discount, trade allowance, rebate, or other reduction." (MD. CODE ANN. TAX-GEN § 12-101)

# Massachusetts



**Table 1: Other Tobacco Product Taxation**

OTP Taxed? No  Yes

*If yes, which products are taxed as of January 1, 2014?*

✓ Yes   Blank No   -- Not Applicable/Addressed

Product	Taxed?	Type of Tax		How Defined?	How Taxed?	Rate Change Since 2005?
		Ad Valorem	Specific			
Cigars	✓	✓		Stand-alone	With OTPs	↑
Cigarillos	✓	✓		Stand-alone	With OTPs	↑
Little Cigars	✓		✓	Cigarette	Cigarette	↑
Pipe Tobacco	✓	✓		With OTPs	With OTPs	↑
Roll-Your-Own Tobacco	✓	✓		With OTPs	With OTPs	↑
Dry Snuff	✓	✓		With OTPs	With OTPs	↑
Moist Snuff	✓	✓		With OTPs	Smokeless	↑
Snus	✓	✓		With OTPs	Smokeless	↑
Smokeless Tobacco Generally	✓	✓		With OTPs	Smokeless	↑
Dissolvables	No	--	--	--	--	Not applicable
E-cigarettes	No	--	--	--	--	Not applicable

↓ Rate Decreased   ↑ Rate Increased   ↔ No Change

**Table 2: Summary of Cigarette and OTP Tax Rates, Selected Years, 2005-2014**

Product	2005	2008	2011	2014
Cigarettes	\$1.51/20 §	\$1.51/20 §	\$2.51/20 §	\$3.51/20 §
Cigars	30% WP Δ	30% WP Δ	30% WP Δ	40% WP Δ
Cigarillos	30% WP Δ	30% WP Δ	30% WP Δ	40% WP Δ
Little Cigars	\$1.51/20 §	\$1.51/20 §	\$2.51/20 §	\$3.51/20 §
Pipe Tobacco	30% WP Δ	30% WP Δ	30% WP Δ	40% WP Δ
Roll-Your-Own Tobacco	30% WP Δ	30% WP Δ	30% WP Δ	40% WP Δ
Dry Snuff	90% PPL Δ	90% PPL Δ	90% PPL Δ	210% PPL Δ
Moist Snuff	90% PPL Δ	90% PPL Δ	90% PPL Δ	210% PPL Δ
Snus	90% PPL Δ	90% PPL Δ	90% PPL Δ	210% PPL Δ
Smokeless Tobacco Generally	90% PPL Δ	90% PPL Δ	90% PPL Δ	210% PPL Δ
Dissolvables	--	--	--	--
E-cigarettes	--	--	--	--

Δ Ad Valorem; § Specific; -- Not taxed; WP=Wholesale Price; PPL=Price Paid by Licensee/Unclassified Acquirer.

WP	Wholesale Price
	"... the price set for such products or... the wholesale value of these products;" (MASS. GEN. LAWS ANN. ch. 64c, § 7b)

PPL	Price Paid by Licensee
	"...the excise imposed by this section shall equal 160 per cent of the <u>price paid by such licensee or unclassified acquirer</u> to purchase smokeless tobacco..." (MASS. GEN. LAWS ANN. ch. 64C, § 6)

\*Underlined language indicates the unit of analysis

# Michigan



**Table 1: Other Tobacco Product Taxation**

OTP Taxed? No  Yes

*If yes, which products are taxed as of January 1, 2014?*

✓ Yes   Blank No   -- Not Applicable/Addressed

Product	Taxed?	Type of Tax		How Defined?	How Taxed?	Rate Change Since 2005?
		Ad Valorem	Specific			
Cigars	✓	✓		With OTPs	With OTPs	↔
Cigarillos	✓	✓		With OTPs	With OTPs	↔
Little Cigars	✓	✓		With OTPs	With OTPs	↔
Pipe Tobacco	✓	✓		With OTPs	With OTPs	↔
Roll-Your-Own Tobacco	✓	✓		With OTPs	With OTPs	↔
Dry Snuff	✓	✓		With OTPs	With OTPs	↔
Moist Snuff	✓	✓		With OTPs	With OTPs	↔
Snus	✓	✓		With OTPs	With OTPs	↔
Smokeless Tobacco Generally	✓	✓		With OTPs	With OTPs	↔
Dissolvables	No	--	--	--	--	Not applicable
E-cigarettes	No	--	--	--	--	Not applicable

↓ Rate Decreased   ↑ Rate Increased   ↔ No Change

**Table 2: Summary of OTP Tax Rates, Selected Years, 2005-2014**

Product	2005	2008	2011	2014
Cigarettes	\$2.00/20 §	\$2.00/20 §	\$2.00/20 §	\$2.00/20 §
Cigars	32% WP Δ	32% WP Δ	32% WP Δ	32% WP Δ
Cigarillos	32% WP Δ	32% WP Δ	32% WP Δ	32% WP Δ
Little Cigars	32% WP Δ	32% WP Δ	32% WP Δ	32% WP Δ
Pipe Tobacco	32% WP Δ	32% WP Δ	32% WP Δ	32% WP Δ
Roll-Your-Own Tobacco	32% WP Δ	32% WP Δ	32% WP Δ	32% WP Δ
Dry Snuff	32% WP Δ	32% WP Δ	32% WP Δ	32% WP Δ
Moist Snuff	32% WP Δ	32% WP Δ	32% WP Δ	32% WP Δ
Snus	32% WP Δ	32% WP Δ	32% WP Δ	32% WP Δ
Smokeless Tobacco Generally	32% WP Δ	32% WP Δ	32% WP Δ	32% WP Δ
Dissolvables	--	--	--	--
E-cigarettes	--	--	--	--

Δ Ad Valorem; § Specific; -- Not taxed; WP=Wholesale Price.

**WP**

**Wholesale Price**

"... the actual price paid for a tobacco product, including any tax, by a wholesaler or unclassified acquirer to a manufacturer, excluding any discounts or reductions." (MICH. COMP. LAWS § 205.422)

# Minnesota



**Table 1: Other Tobacco Product Taxation**

OTP Taxed? No  Yes

*If yes, which products are taxed as of January 1, 2014?*

✓ Yes   Blank No   -- Not Applicable/Addressed

Product	Taxed?	Type of Tax		How Defined?	How Taxed?	Rate Change Since 2005?
		Ad Valorem	Specific			
Cigars	✓	✓		With OTPs	With OTPs	↑
Cigarillos	✓	✓		With OTPs	With OTPs	↑
Little Cigars	✓		✓	With OTPs	Cigarette	Tax Type Changed
Pipe Tobacco	✓	✓		With OTPs	With OTPs	↑
Roll-Your-Own Tobacco	✓	✓		With OTPs	With OTPs	↑
Dry Snuff	✓	✓		With OTPs	With OTPs	↑
Moist Snuff	✓		✓	With OTPs	Cigarette	Tax Type Changed
Snus	✓	✓		With OTPs	With OTPs	↑
Smokeless Tobacco Generally	✓	✓		With OTPs	With OTPs	↑
Dissolvables	✓	✓		With OTPs	With OTPs	↑
E-cigarettes	✓	✓		With OTPs	With OTPs	↑

↓ Rate Decreased   ↑ Rate Increased   ↔ No Change

**Table 2: Summary of Cigarette and OTP Tax Rates, Selected Years, 2005-2014**

Product	2005	2008	2011	2014
Cigarettes	\$0.48/20 §	\$1.493/20 §	\$1.576/20 §	\$2.830/20 §
Cigars	35% WSP Δ	70% WSP Δ	70% WSP Δ	95% WSP Δ
Cigarillos	35% WSP Δ	70% WSP Δ	70% WSP Δ	95% WSP Δ
Little Cigars	35% WSP Δ	70% WSP Δ	70% WSP Δ	\$2.830/20 §
Pipe Tobacco	35% WSP Δ	70% WSP Δ	70% WSP Δ	95% WSP Δ
Roll-Your-Own Tobacco	35% WSP Δ	70% WSP Δ	70% WSP Δ	95% WSP Δ
Dry Snuff	35% WSP Δ	70% WSP Δ	70% WSP Δ	95% WSP Δ
Moist Snuff	35% WSP Δ	70% WSP Δ	70% WSP Δ	«\$2.830 ea §
Snus	35% WSP Δ	70% WSP Δ	70% WSP Δ	95% WSP Δ
Smokeless Tobacco Generally	35% WSP Δ	70% WSP Δ	70% WSP Δ	95% WSP Δ
Dissolvables	--	--	70% WSP Δ	95% WSP Δ
E-cigarettes	--	--	--	95% WSP Δ

Δ Ad Valorem; § Specific; -- Not taxed; WSP=Wholesale Sales Price; ea=each. «"...a tax is imposed upon all tobacco products...at the rate of 95 percent of the wholesale sales price...a minimum tax equal to the rate imposed on a pack of 20 cigarettes weighing not more than three pounds per thousand, as established under subdivision 1, is imposed on each container of moist snuff." (Minn. Stat. Ann. § 297F.05 (2014)).

## WSP

### Wholesale Sales Price

"... the price at which a distributor purchases a tobacco product. Wholesale sales price includes the applicable federal excise tax, freight charges, or packaging costs, regardless of whether they were included in the purchase price." (MINN. STAT. § 297F.01)

# Mississippi



**Table 1: Other Tobacco Product Taxation**

OTP Taxed? No  Yes

*If yes, which products are taxed as of January 1, 2014?*

✓ Yes   Blank No   -- Not Applicable/Addressed

Product	Taxed?	Type of Tax		How Defined?	How Taxed?	Rate Change Since 2005?
		Ad Valorem	Specific			
Cigars	✓	✓		With OTPs	With OTPs	↔
Cigarillos	✓	✓		With OTPs	With OTPs	↔
Little Cigars	✓	✓		With OTPs	With OTPs	↔
Pipe Tobacco	✓	✓		With OTPs	With OTPs	↔
Roll-Your-Own Tobacco	✓	✓		With OTPs	With OTPs	↔
Dry Snuff	✓	✓		With OTPs	With OTPs	↔
Moist Snuff	✓	✓		With OTPs	With OTPs	↔
Snus	✓	✓		With OTPs	With OTPs	↔
Smokeless Tobacco Generally	✓	✓		With OTPs	With OTPs	↔
Dissolvables	No	--	--	--	--	Not applicable
E-cigarettes	No	--	--	--	--	Not applicable

↓ Rate Decreased   ↑ Rate Increased   ↔ No Change

**Table 2: Summary of Cigarette and OTP Tax Rates, Selected Years, 2005-2014**

Product	2005	2008	2011	2014
Cigarettes	\$0.18/20 §	\$0.18/20 §	\$0.68/20 §	\$0.68/20 §
Cigars	15% MLP Δ	15% MLP Δ	15% MLP Δ	15% MLP Δ
Cigarillos	15% MLP Δ	15% MLP Δ	15% MLP Δ	15% MLP Δ
Little Cigars	15% MLP Δ	15% MLP Δ	15% MLP Δ	15% MLP Δ
Pipe Tobacco	15% MLP Δ	15% MLP Δ	15% MLP Δ	15% MLP Δ
Roll-Your-Own Tobacco	15% MLP Δ	15% MLP Δ	15% MLP Δ	15% MLP Δ
Dry Snuff	15% MLP Δ	15% MLP Δ	15% MLP Δ	15% MLP Δ
Moist Snuff	15% MLP Δ	15% MLP Δ	15% MLP Δ	15% MLP Δ
Snus	15% MLP Δ	15% MLP Δ	15% MLP Δ	15% MLP Δ
Smokeless Tobacco Generally	15% MLP Δ	15% MLP Δ	15% MLP Δ	15% MLP Δ
Dissolvables	--	--	--	--
E-cigarettes	--	--	--	--

Δ Ad Valorem; § Specific; -- Not taxed; MLP=Manufacturer's List Price.

## MLP

### Manufacturer's List Price

"... the full sales price at which tobacco is sold or offered for sale by a manufacturer to the wholesaler or distributor in this state without any deduction for freight, trade discount, cash discounts, special discounts or deals, cash rebates, or any other reduction from the regular selling price ..." (MISS. CODE ANN. § 27-69-3)

# Missouri



**Table 1: Other Tobacco Product Taxation**

OTP Taxed? No  Yes

*If yes, which products are taxed as of January 1, 2014?*

✓ Yes   Blank No   -- Not Applicable/Addressed

Product	Taxed?	Type of Tax		How Defined?	How Taxed?	Rate Change Since 2005?
		Ad Valorem	Specific			
Cigars	✓	✓		With OTPs	With OTPs	↔
Cigarillos	✓	✓		With OTPs	With OTPs	↔
Little Cigars	✓	✓		With OTPs	With OTPs	↔
Pipe Tobacco	✓	✓		With OTPs	With OTPs	↔
Roll-Your-Own Tobacco	✓	✓		With OTPs	With OTPs	↔
Dry Snuff	✓	✓		With OTPs	With OTPs	↔
Moist Snuff	✓	✓		With OTPs	With OTPs	↔
Snus	✓	✓		With OTPs	With OTPs	↔
Smokeless Tobacco Generally	✓	✓		With OTPs	With OTPs	↔
Dissolvables	No	--	--	--	--	Not applicable
E-cigarettes	No	--	--	--	--	Not applicable

↓ Rate Decreased   ↑ Rate Increased   ↔ No Change

**Table 2: Summary of Cigarette and OTP Tax Rates, Selected Years, 2005-2014**

Product	2005	2008	2011	2014
Cigarettes	\$0.17/20 §	\$0.17/20 §	\$0.17/20 §	\$0.17/20 §
Cigars	10% MIP Δ	10% MIP Δ	10% MIP Δ	10% MIP Δ
Cigarillos	10% MIP Δ	10% MIP Δ	10% MIP Δ	10% MIP Δ
Little Cigars	10% MIP Δ	10% MIP Δ	10% MIP Δ	10% MIP Δ
Pipe Tobacco	10% MIP Δ	10% MIP Δ	10% MIP Δ	10% MIP Δ
Roll-Your-Own Tobacco	10% MIP Δ	10% MIP Δ	10% MIP Δ	10% MIP Δ
Dry Snuff	10% MIP Δ	10% MIP Δ	10% MIP Δ	10% MIP Δ
Moist Snuff	10% MIP Δ	10% MIP Δ	10% MIP Δ	10% MIP Δ
Snus	10% MIP Δ	10% MIP Δ	10% MIP Δ	10% MIP Δ
Smokeless Tobacco Generally	10% MIP Δ	10% MIP Δ	10% MIP Δ	10% MIP Δ
Dissolvables	--	--	--	--
E-cigarettes	--	--	--	--

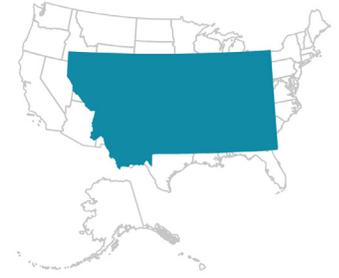
Δ Ad Valorem; § Specific; -- Not taxed; MIP=Manufacturer's Invoice Price.

## MIP

### Manufacturer's Invoice Price

"... the original net invoice price for which a manufacturer sells a tobacco product to a distributor, wholesaler or first seller in the state as shown by the manufacturer's original invoice ..." (MO. REV. STAT. § 149.011)

# Montana



**Table 1: Other Tobacco Product Taxation**

OTP Taxed? No  Yes

*If yes, which products are taxed as of January 1, 2014?*

✓ Yes   Blank No   -- Not Applicable/Addressed

Product	Taxed?	Type of Tax		How Defined?	How Taxed?	Rate Change Since 2005?
		Ad Valorem	Specific			
Cigars	✓	✓		With OTPs	With OTPs	↑
Cigarillos	✓	✓		With OTPs	With OTPs	↑
Little Cigars	✓		✓	With OTPs	Cigarette	Tax Type Changed
Pipe Tobacco	✓	✓		With OTPs	With OTPs	↑
Roll-Your-Own Tobacco	✓	✓		With OTPs	With OTPs	↑
Dry Snuff	✓	✓		With OTPs	With OTPs	↑
Moist Snuff	✓		✓	Stand-alone	Moist Snuff	↑
Snus	✓		✓	Moist Snuff	Moist Snuff	↑
Smokeless Tobacco Generally	✓	✓		With OTPs	With OTPs	↑
Dissolvables	✓	✓		With OTPs	With OTPs	↑
E-cigarettes	No	--	--	--	--	Not applicable

↓ Rate Decreased   ↑ Rate Increased   ↔ No Change

**Table 2: Summary of Cigarette and OTP Tax Rates, Selected Years, 2005-2014**

Product	2005	2008	2011	2014
Cigarettes	\$1.70/20 §	\$1.70/20 §	\$1.70/20 §	\$1.70/20 §
Cigars	25% WP Δ	50% WP Δ	50% WP Δ	50% WP Δ
Cigarillos	25% WP Δ	50% WP Δ	50% WP Δ	50% WP Δ
Little Cigars	25% WP Δ	\$1.70/20 §	\$1.70/20 §	\$1.70/20 §
Pipe Tobacco	25% WP Δ	50% WP Δ	50% WP Δ	50% WP Δ
Roll-Your-Own Tobacco	25% WP Δ	50% WP Δ	50% WP Δ	50% WP Δ
Dry Snuff	25% WP Δ	50% WP Δ	50% WP Δ	50% WP Δ
Moist Snuff	\$0.35/oz §	\$0.85/oz §	\$0.85/oz §	\$0.85/oz §
Snus	\$0.35/oz §	\$0.85/oz §	\$0.85/oz §	\$0.85/oz §
Smokeless Tobacco Generally	25% WP Δ	50% WP Δ	50% WP Δ	50% WP Δ
Dissolvables	25% WP Δ	50% WP Δ	50% WP Δ	50% WP Δ
E-cigarettes	--	--	--	--

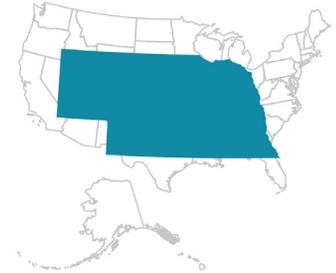
Δ Ad Valorem; § Specific; -- Not taxed; WP=Wholesale Price; oz=ounce.

**WP**

**Wholesale Price**

"... the established price for which a manufacturer sells a tobacco product to a wholesaler or any other person before any discount or reduction." (MONT. CODE ANN. § 16-11-102)

# Nebraska



**Table 1: Other Tobacco Product Taxation**

OTP Taxed? No  Yes

*If yes, which products are taxed as of January 1, 2014?*

✓ Yes   Blank No   -- Not Applicable/Addressed

Product	Taxed?	Type of Tax		How Defined?	How Taxed?	Rate Change Since 2005?
		Ad Valorem	Specific			
Cigars	✓	✓		With OTPs	With OTPs	↔
Cigarillos	✓	✓		With OTPs	With OTPs	↔
Little Cigars	✓	✓		With OTPs	With OTPs	↔
Pipe Tobacco	✓	✓		With OTPs	With OTPs	↔
Roll-Your-Own Tobacco	✓	✓		With OTPs	With OTPs	↔
Dry Snuff	✓		✓	With OTPs	Stand-alone	Tax Type Changed
Moist Snuff	✓		✓	With OTPs	Stand-alone	Tax Type Changed
Snus	✓		✓	With OTPs	Stand-alone	Tax Type Changed
Smokeless Tobacco Generally	✓	✓		With OTPs	With OTPs	↔
Dissolvables	No	--	--	--	--	Not applicable
E-cigarettes	No	--	--	--	--	Not applicable

↓ Rate Decreased   ↑ Rate Increased   ↔ No Change

**Table 2: Summary of Cigarette and OTP Tax Rates, Selected Years, 2005-2014**

Product	2005	2008	2011	2014
Cigarettes	\$0.64/20 §	\$0.64/20 §	\$0.64/20 §	\$0.64/20 §
Cigars	20% PP Δ	20% PP Δ	20% PP Δ	20% PP Δ
Cigarillos	20% PP Δ	20% PP Δ	20% PP Δ	20% PP Δ
Little Cigars	20% PP Δ	20% PP Δ	20% PP Δ	20% PP Δ
Pipe Tobacco	20% PP Δ	20% PP Δ	20% PP Δ	20% PP Δ
Roll-Your-Own Tobacco	20% PP Δ	20% PP Δ	20% PP Δ	20% PP Δ
Dry Snuff	20% PP Δ	20% PP Δ	\$0.44/oz §	\$0.44/oz §
Moist Snuff	20% PP Δ	20% PP Δ	\$0.44/oz §	\$0.44/oz §
Snus	20% PP Δ	20% PP Δ	\$0.44/oz §	\$0.44/oz §
Smokeless Tobacco Generally	20% PP Δ	20% PP Δ	20% PP Δ	20% PP Δ
Dissolvables	--	--	--	--
E-cigarettes	--	--	--	--

Δ Ad Valorem; § Specific; -- Not taxed; PP=Purchase Price; oz=ounce.

PP	Purchase Price
	"(c) The tax on tobacco products other than snuff shall be twenty percent of (i) the <u>purchase price</u> of such tobacco products paid by the first owner ..." (NEB. REV. STAT. § 77-4008)

\*Underlined language indicates the unit of analysis

# Nevada



**Table 1: Other Tobacco Product Taxation**

OTP Taxed? No  Yes

*If yes, which products are taxed as of January 1, 2014?*

✓ Yes   Blank No   -- Not Applicable/Addressed

Product	Taxed?	Type of Tax		How Defined?	How Taxed?	Rate Change Since 2005?
		Ad Valorem	Specific			
Cigars	✓	✓		With OTPs	With OTPs	↔
Cigarillos	✓	✓		With OTPs	With OTPs	↔
Little Cigars	✓	✓		With OTPs	With OTPs	↔
Pipe Tobacco	✓	✓		With OTPs	With OTPs	↔
Roll-Your-Own Tobacco	✓	✓		With OTPs	With OTPs	↔
Dry Snuff	✓	✓		With OTPs	With OTPs	↔
Moist Snuff	✓	✓		With OTPs	With OTPs	↔
Snus	✓	✓		With OTPs	With OTPs	↔
Smokeless Tobacco Generally	✓	✓		With OTPs	With OTPs	↔
Dissolvables	✓	✓		With OTPs	With OTPs	↔
E-cigarettes	No	--	--	--	--	Not applicable

↓ Rate Decreased   ↑ Rate Increased   ↔ No Change

**Table 2: Summary of Cigarette and OTP Tax Rates, Selected Years, 2005-2014**

Product	2005	2008	2011	2014
Cigarettes	\$0.80/20 §	\$0.80/20 §	\$0.80/20 §	\$0.80/20 §
Cigars	30% WP Δ	30% WP Δ	30% WP Δ	30% WP Δ
Cigarillos	30% WP Δ	30% WP Δ	30% WP Δ	30% WP Δ
Little Cigars	30% WP Δ	30% WP Δ	30% WP Δ	30% WP Δ
Pipe Tobacco	30% WP Δ	30% WP Δ	30% WP Δ	30% WP Δ
Roll-Your-Own Tobacco	30% WP Δ	30% WP Δ	30% WP Δ	30% WP Δ
Dry Snuff	30% WP Δ	30% WP Δ	30% WP Δ	30% WP Δ
Moist Snuff	30% WP Δ	30% WP Δ	30% WP Δ	30% WP Δ
Snus	30% WP Δ	30% WP Δ	30% WP Δ	30% WP Δ
Smokeless Tobacco Generally	30% WP Δ	30% WP Δ	30% WP Δ	30% WP Δ
Dissolvables	30% WP Δ	30% WP Δ	30% WP Δ	30% WP Δ
E-cigarettes	--	--	--	--

Δ Ad Valorem; § Specific; -- Not taxed; WP=Wholesale Price.

**WP**

**Wholesale Price**

"... Except as otherwise provided in paragraph (b), the established price for which a product made from tobacco, other than cigarettes, is sold to a wholesale dealer before any discount or other reduction is made." (NEV. REV. STAT. ANN. § 370.440)

# New Hampshire



**Table 1: Other Tobacco Product Taxation**

OTP Taxed? No  Yes

*If yes, which products are taxed as of January 1, 2014?*

✓ Yes   Blank No   -- Not Applicable/Addressed

Product	Taxed?	Type of Tax		How Defined?	How Taxed?	Rate Change Since 2005?
		Ad Valorem	Specific			
Cigars	✓	✓		With OTPs	With OTPs	↑
Cigarillos	✓	✓		With OTPs	With OTPs	↑
Little Cigars	✓		✓	With OTPs	Cigarette	↑
Pipe Tobacco	✓	✓		With OTPs	With OTPs	↑
Roll-Your-Own Tobacco	✓		✓	Cigarette	Cigarette	↑
Dry Snuff	✓	✓		With OTPs	With OTPs	↑
Moist Snuff	✓	✓		With OTPs	With OTPs	↑
Snus	✓	✓		With OTPs	With OTPs	↑
Smokeless Tobacco Generally	✓	✓		With OTPs	With OTPs	↑
Dissolvables	✓	✓		With OTPs	With OTPs	↑
E-cigarettes	No	--	--	--	--	Not applicable

↓ Rate Decreased   ↑ Rate Increased   ↔ No Change

**Table 2: Summary of Cigarette and OTP Tax Rates, Selected Years, 2005-2014**

Product	2005	2008	2011	2014
Cigarettes	\$0.52/20 §	\$1.08/20 §	\$1.78/20 §	\$1.78/20 §
Cigars	--	--	65.03% WSP Δ	65.03% WSP Δ
Cigarillos	--	--	65.03% WSP Δ	65.03% WSP Δ
Little Cigars	--	--	\$1.78/20 §	\$1.78/20 §
Pipe Tobacco	--	19% WSP Δ	65.03% WSP Δ	65.03% WSP Δ
Roll-Your-Own Tobacco	--	19% WSP Δ	65.03% WSP Δ	\$0.933/oz §
Dry Snuff	19% WSP Δ	19% WSP Δ	65.03% WSP Δ	65.03% WSP Δ
Moist Snuff	19% WSP Δ	19% WSP Δ	65.03% WSP Δ	65.03% WSP Δ
Snus	19% WSP Δ	19% WSP Δ	65.03% WSP Δ	65.03% WSP Δ
Smokeless Tobacco Generally	19% WSP Δ	19% WSP Δ	65.03% WSP Δ	65.03% WSP Δ
Dissolvables	19% WSP Δ	19% WSP Δ	65.03% WSP Δ	65.03% WSP Δ
E-cigarettes	--	--	--	--

Δ Ad Valorem; § Specific; -- Not taxed; WSP=Wholesale Sales Price; oz=ounce.

## WSP

### Wholesale Sales Price

"... the established price for which a manufacturer sells tobacco products other than cigarettes to a wholesaler, exclusive of any discount or other reduction." (N.H. REV. STAT. ANN. § 78:1)

# New Jersey



**Table 1: Other Tobacco Product Taxation**

OTP Taxed? No  Yes

*If yes, which products are taxed as of January 1, 2014?*

✓ Yes   Blank No   -- Not Applicable/Addressed

Product	Taxed?	Type of Tax		How Defined?	How Taxed?	Rate Change Since 2005?
		Ad Valorem	Specific			
Cigars	✓	✓		With OTPs	With OTPs	↔
Cigarillos	✓	✓		With OTPs	With OTPs	↔
Little Cigars	✓	✓		With OTPs	With OTPs	↔
Pipe Tobacco	✓	✓		With OTPs	With OTPs	↔
Roll-Your-Own Tobacco	✓	✓		With OTPs	With OTPs	↔
Dry Snuff	✓	✓		With OTPs	With OTPs	↔
Moist Snuff	✓		✓	With OTPs	Moist Snuff	Tax Type Changed
Snus	✓		✓	With OTPs	Moist Snuff	Tax Type Changed
Smokeless Tobacco Generally	✓	✓		With OTPs	With OTPs	↔
Dissolvables	✓	✓		With OTPs	With OTPs	↔
E-cigarettes	No	--	--	--	--	Not applicable

↓ Rate Decreased   ↑ Rate Increased   ↔ No Change

**Table 2: Summary of Cigarette and OTP Tax Rates, Selected Years, 2005-2014**

Product	2005	2008	2011	2014
Cigarettes	\$2.40/20 §	\$2.575/20 §	\$2.70/20 §	\$2.70/20 §
Cigars	30% WP Δ	30% WP Δ	30% WP Δ	30% WP Δ
Cigarillos	30% WP Δ	30% WP Δ	30% WP Δ	30% WP Δ
Little Cigars	30% WP Δ	30% WP Δ	30% WP Δ	30% WP Δ
Pipe Tobacco	30% WP Δ	30% WP Δ	30% WP Δ	30% WP Δ
Roll-Your-Own Tobacco	30% WP Δ	30% WP Δ	30% WP Δ	30% WP Δ
Dry Snuff	30% WP Δ	30% WP Δ	30% WP Δ	30% WP Δ
Moist Snuff	30% WP Δ	\$0.75/oz §	\$0.75/oz §	\$0.75/oz §
Snus	30% WP Δ	\$0.75/oz §	\$0.75/oz §	\$0.75/oz §
Smokeless Tobacco Generally	30% WP Δ	30% WP Δ	30% WP Δ	30% WP Δ
Dissolvables	30% WP Δ	30% WP Δ	30% WP Δ	30% WP Δ
E-cigarettes	--	--	--	--

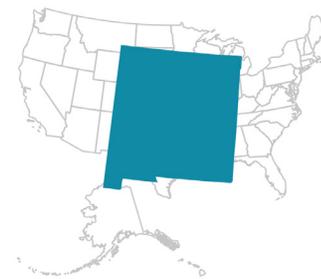
Δ Ad Valorem; § Specific; -- Not taxed; WP=Wholesale Price; oz=ounce.

**WP**

**Wholesale Price**

"... the actual price for which a manufacturer sells tobacco products to a distributor ..." (N.J. REV. STAT. § 54:40B-2)

# New Mexico



**Table 1: Other Tobacco Product Taxation**

OTP Taxed? No  Yes

*If yes, which products are taxed as of January 1, 2014?*

✓ Yes   Blank No   -- Not Applicable/Addressed

Product	Taxed?	Type of Tax		How Defined?	How Taxed?	Rate Change Since 2005?
		Ad Valorem	Specific			
Cigars	✓	✓		With OTPs	With OTPs	↔
Cigarillos	✓	✓		With OTPs	With OTPs	↔
Little Cigars	✓		✓	Cigarette	Cigarette	Tax Type Changed
Pipe Tobacco	✓	✓		With OTPs	With OTPs	↔
Roll-Your-Own Tobacco	✓		✓	Cigarette	Cigarette	Tax Type Changed
Dry Snuff	✓	✓		With OTPs	With OTPs	↔
Moist Snuff	✓	✓		With OTPs	With OTPs	↔
Snus	✓	✓		With OTPs	With OTPs	↔
Smokeless Tobacco Generally	✓	✓		With OTPs	With OTPs	↔
Dissolvables	✓	✓		With OTPs	With OTPs	↔
E-cigarettes	No	--	--	--	--	Not applicable

↓ Rate Decreased   ↑ Rate Increased   ↔ No Change

**Table 2: Summary of Cigarette and OTP Tax Rates, Selected Years, 2005-2014**

Product	2005	2008	2011	2014
Cigarettes	\$0.91/20 §	\$0.91/20 §	\$1.66/20 §	\$1.66/20 §
Cigars	25% PV Δ	25% PV Δ	25% PV Δ	25% PV Δ
Cigarillos	25% PV Δ	25% PV Δ	25% PV Δ	25% PV Δ
Little Cigars	25% PV Δ	\$0.91/20 §	\$1.66/20 §	\$1.66/20 §
Pipe Tobacco	25% PV Δ	25% PV Δ	25% PV Δ	25% PV Δ
Roll-Your-Own Tobacco	25% PV Δ	25% PV Δ	\$0.922/oz §	\$0.922/oz §
Dry Snuff	25% PV Δ	25% PV Δ	25% PV Δ	25% PV Δ
Moist Snuff	25% PV Δ	25% PV Δ	25% PV Δ	25% PV Δ
Snus	25% PV Δ	25% PV Δ	25% PV Δ	25% PV Δ
Smokeless Tobacco Generally	25% PV Δ	25% PV Δ	25% PV Δ	25% PV Δ
Dissolvables	25% PV Δ	25% PV Δ	25% PV Δ	25% PV Δ
E-cigarettes	--	--	--	--

Δ Ad Valorem; § Specific; -- Not taxed; PV=Product Value; oz=ounce.

**PV**

**Product Value**

"...there is imposed an excise tax at the rate of twenty-five percent of the product value of the tobacco products." (N.M. STAT. ANN. § 7-12A-3)

\*Underlined language indicates the unit of analysis

# New York



**Table 1: Other Tobacco Product Taxation**

OTP Taxed? No  Yes

*If yes, which products are taxed as of January 1, 2014?*

✓ Yes   Blank No   -- Not Applicable/Addressed

Product	Taxed?	Type of Tax		How Defined?	How Taxed?	Rate Change Since 2005?
		Ad Valorem	Specific			
Cigars	✓	✓		With OTPs	With OTPs	↑
Cigarillos	✓	✓		With OTPs	With OTPs	↑
Little Cigars	✓		✓	With OTPs	Cigarette	Tax Type Changed
Pipe Tobacco	✓	✓		With OTPs	With OTPs	↑
Roll-Your-Own Tobacco	✓	✓		With OTPs	With OTPs	↑
Dry Snuff	✓		✓	With OTPs	Stand-alone	Tax Type Changed
Moist Snuff	✓		✓	With OTPs	Stand-alone	Tax Type Changed
Snus	✓		✓	With OTPs	Stand-alone	Tax Type Changed
Smokeless Tobacco Generally	✓	✓		With OTPs	With OTPs	↑
Dissolvables	No	--	--	--	--	Not applicable
E-cigarettes	No	--	--	--	--	Not applicable

↓ Rate Decreased   ↑ Rate Increased   ↔ No Change

**Table 2: Summary of Cigarette and OTP Tax Rates, Selected Years, 2005-2014**

Product	2005	2008	2011	2014
Cigarettes	\$1.50/20 §	\$2.75/20 §	\$4.35/20 §	\$4.35/20 §
Cigars	37% WP Δ	37% WP Δ	75% WP Δ	75% WP Δ
Cigarillos	37% WP Δ	37% WP Δ	75% WP Δ	75% WP Δ
Little Cigars	37% WP Δ	37% WP Δ	\$4.35/20 §	\$4.35/20 §
Pipe Tobacco	37% WP Δ	37% WP Δ	75% WP Δ	75% WP Δ
Roll-Your-Own Tobacco	37% WP Δ	37% WP Δ	75% WP Δ	75% WP Δ
Dry Snuff	37% WP Δ	37% WP Δ	\$2.00/oz §	\$2.00/oz §
Moist Snuff	37% WP Δ	37% WP Δ	\$2.00/oz §	\$2.00/oz §
Snus	37% WP Δ	37% WP Δ	\$2.00/oz §	\$2.00/oz §
Smokeless Tobacco Generally	37% WP Δ	37% WP Δ	75% WP Δ	75% WP Δ
Dissolvables	--	--	--	--
E-cigarettes	--	--	--	--

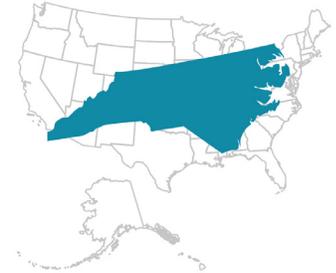
Δ Ad Valorem; § Specific; -- Not taxed; WP=Wholesale Price; oz=ounce.

**WP**

**Wholesale Price**

"The established price for which a manufacturer sells tobacco products to a distributor, before the allowance of any discount, trade allowance, rebate or other reduction." (N.Y. TAX LAW § 470)

# North Carolina



**Table 1: Other Tobacco Product Taxation**

OTP Taxed? No  Yes

*If yes, which products are taxed as of January 1, 2014?*

✓ Yes   Blank No   -- Not Applicable/Addressed

Product	Taxed?	Type of Tax		How Defined?	How Taxed?	Rate Change Since 2005?
		Ad Valorem	Specific			
Cigars	✓	✓		With OTPs	With OTPs	↑
Cigarillos	✓	✓		With OTPs	With OTPs	↑
Little Cigars	✓	✓		With OTPs	With OTPs	↑
Pipe Tobacco	✓	✓		With OTPs	With OTPs	↑
Roll-Your-Own Tobacco	✓	✓		With OTPs	With OTPs	↑
Dry Snuff	✓	✓		With OTPs	With OTPs	↑
Moist Snuff	✓	✓		With OTPs	With OTPs	↑
Snus	✓	✓		With OTPs	With OTPs	↑
Smokeless Tobacco Generally	✓	✓		With OTPs	With OTPs	↑
Dissolvables	✓	✓		With OTPs	With OTPs	↑
E-cigarettes	No	--	--	--	--	Not applicable

↓ Rate Decreased   ↑ Rate Increased   ↔ No Change

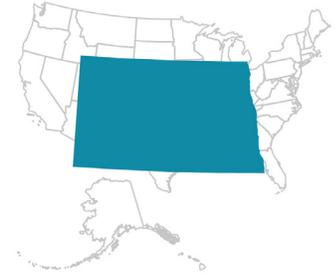
**Table 2: Summary of Cigarette and OTP Tax Rates, Selected Years, 2005-2014**

Product	2005	2008	2011	2014
Cigarettes	\$0.05/20 §	\$0.35/20 §	\$0.45/20 §	\$0.45/20 §
Cigars	2% CP Δ	10% CP Δ	12.8% CP Δ	12.8% CP Δ
Cigarillos	2% CP Δ	10% CP Δ	12.8% CP Δ	12.8% CP Δ
Little Cigars	2% CP Δ	10% CP Δ	12.8% CP Δ	12.8% CP Δ
Pipe Tobacco	2% CP Δ	10% CP Δ	12.8% CP Δ	12.8% CP Δ
Roll-Your-Own Tobacco	2% CP Δ	10% CP Δ	12.8% CP Δ	12.8% CP Δ
Dry Snuff	2% CP Δ	10% CP Δ	12.8% CP Δ	12.8% CP Δ
Moist Snuff	2% CP Δ	10% CP Δ	12.8% CP Δ	12.8% CP Δ
Snus	2% CP Δ	10% CP Δ	12.8% CP Δ	12.8% CP Δ
Smokeless Tobacco Generally	2% CP Δ	10% CP Δ	12.8% CP Δ	12.8% CP Δ
Dissolvables	2% CP Δ	10% CP Δ	12.8% CP Δ	12.8% CP Δ
E-cigarettes	--	--	--	--

Δ Ad Valorem; § Specific; -- Not taxed; CP=Cost Price.

<b>CP</b>	<b>Cost Price</b>
	"The price a person liable for the tax on tobacco products imposed by Part 3 of this Article paid for the products, before any discount, rebate, or allowance or the tax imposed by that Part." (N.C. GEN. STAT. § 105-113.4)

# North Dakota



**Table 1: Other Tobacco Product Taxation**

OTP Taxed? No  Yes

*If yes, which products are taxed as of January 1, 2014?*

✓ Yes   Blank No   -- Not Applicable/Addressed

Product	Taxed?	Type of Tax		How Defined?	How Taxed?	Rate Change Since 2005?
		Ad Valorem	Specific			
Cigars	✓	✓		Stand-alone	Stand-alone	↔
Cigarillos	✓	✓		Stand-alone	Stand-alone	↔
Little Cigars	✓	✓		Stand-alone	Stand-alone	↔
Pipe Tobacco	✓	✓		Stand-alone	Stand-alone	↔
Roll-Your-Own Tobacco	No	--	--	--	--	Not applicable
Dry Snuff	✓		✓	With OTPs	Stand-alone	↔
Moist Snuff	✓		✓	With OTPs	Stand-alone	↔
Snus	✓		✓	With OTPs	Stand-alone	↔
Smokeless Tobacco Generally	✓		✓	With OTPs	Stand-alone	↔
Dissolvables	No	--	--	--	--	Not applicable
E-cigarettes	No	--	--	--	--	Not applicable

↓ Rate Decreased   ↑ Rate Increased   ↔ No Change

**Table 2: Summary of OTP Tax Rates, Selected Years, 2005-2014**

Product	2005	2008	2011	2014
Cigarettes	\$0.44/20 §	\$0.44/20 §	\$0.44/20 §	\$0.44/20 §
Cigars	28% WPP Δ	28% WPP Δ	28% WPP Δ	28% WPP Δ
Cigarillos	28% WPP Δ	28% WPP Δ	28% WPP Δ	28% WPP Δ
Little Cigars	28% WPP Δ	28% WPP Δ	28% WPP Δ	28% WPP Δ
Pipe Tobacco	28% WPP Δ	28% WPP Δ	28% WPP Δ	28% WPP Δ
Roll-Your-Own Tobacco	--	--	--	--
Dry Snuff	\$0.60/oz §	\$0.60/oz §	\$0.60/oz §	\$0.60/oz §
Moist Snuff	\$0.60/oz §	\$0.60/oz §	\$0.60/oz §	\$0.60/oz §
Snus	\$0.60/oz §	\$0.60/oz §	\$0.60/oz §	\$0.60/oz §
Smokeless Tobacco Generally	\$0.16/oz §	\$0.16/oz §	\$0.16/oz §	\$0.16/oz §
Dissolvables	--	--	--	--
E-cigarettes	--	--	--	--

Δ Ad Valorem; § Specific; -- Not taxed; WPP=Wholesale Purchase Price; oz=ounce.

## WPP

### Wholesale Purchase Price

"... the established price for which a manufacturer sells cigars or pipe tobacco to a distributor exclusive of any discount or other reduction." (N.D. CENT. CODE § 57-36-26)

# Ohio



**Table 1: Other Tobacco Product Taxation**

OTP Taxed? No  Yes

*If yes, which products are taxed as of January 1, 2014?*

✓ Yes   Blank No   -- Not Applicable/Addressed

Product	Taxed?	Type of Tax		How Defined?	How Taxed?	Rate Change Since 2005?
		Ad Valorem	Specific			
Cigars	✓	✓		With OTPs	With OTPs	↔
Cigarillos	✓	✓		With OTPs	With OTPs	↔
Little Cigars	✓	✓		With OTPs	Stand-alone	↑
Pipe Tobacco	✓	✓		With OTPs	With OTPs	↔
Roll-Your-Own Tobacco	✓	✓		With OTPs	With OTPs	↔
Dry Snuff	✓	✓		With OTPs	With OTPs	↔
Moist Snuff	✓	✓		With OTPs	With OTPs	↔
Snus	✓	✓		With OTPs	With OTPs	↔
Smokeless Tobacco Generally	✓	✓		With OTPs	With OTPs	↔
Dissolvables	No	--	--	--	--	Not applicable
E-cigarettes	No	--	--	--	--	Not applicable

↓ Rate Decreased   ↑ Rate Increased   ↔ No Change

**Table 2: Summary of Cigarette and OTP Tax Rates, Selected Years, 2005-2014**

Product	2005	2008	2011	2014
Cigarettes	\$0.55/20 §	\$1.25/20 §	\$1.25/20 §	\$1.25/20 §
Cigars	17% WP Δ	17% WP Δ	17% WP Δ	17% WP Δ
Cigarillos	17% WP Δ	17% WP Δ	17% WP Δ	17% WP Δ
Little Cigars	17% WP Δ	17% WP Δ	17% WP Δ	37% WP Δ
Pipe Tobacco	17% WP Δ	17% WP Δ	17% WP Δ	17% WP Δ
Roll-Your-Own Tobacco	17% WP Δ	17% WP Δ	17% WP Δ	17% WP Δ
Dry Snuff	17% WP Δ	17% WP Δ	17% WP Δ	17% WP Δ
Moist Snuff	17% WP Δ	17% WP Δ	17% WP Δ	17% WP Δ
Snus	17% WP Δ	17% WP Δ	17% WP Δ	17% WP Δ
Smokeless Tobacco Generally	17% WP Δ	17% WP Δ	17% WP Δ	17% WP Δ
Dissolvables	--	--	--	--
E-cigarettes	--	--	--	--

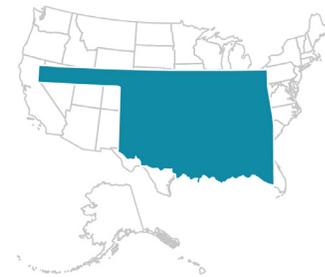
Δ Ad Valorem; § Specific; -- Not taxed; WP=Wholesale Price.

**WP**

**Wholesale Price**

"... the invoice price, including all federal excise taxes, at which the manufacturer of the tobacco product sells the tobacco product to unaffiliated distributors, excluding any discounts based on the method of payment of the invoice or on time of payment of the invoice." (OHIO REV. CODE ANN. § 5743.01)

# Oklahoma



**Table 1: Other Tobacco Product Taxation**

OTP Taxed? No  Yes

*If yes, which products are taxed as of January 1, 2014?*

✓ Yes   Blank No   -- Not Applicable/Addressed

Product	Taxed?	Type of Tax		How Defined?	How Taxed?	Rate Change Since 2005?
		Ad Valorem	Specific			
Cigars	✓		✓	With OTPs	Stand-alone	↔
Cigarillos	✓		✓	With OTPs	Stand-alone	↔
Little Cigars	✓		✓	With OTPs	Stand-alone	↔
Pipe Tobacco	✓	✓		With OTPs	Stand-alone	↔
Roll-Your-Own Tobacco	✓	✓		With OTPs	Stand-alone	↔
Dry Snuff	✓	✓		With OTPs	Smokeless	↔
Moist Snuff	✓	✓		With OTPs	Smokeless	↔
Snus	✓	✓		With OTPs	Smokeless	↔
Smokeless Tobacco Generally	✓	✓		With OTPs	Smokeless	↔
Dissolvables	✓	✓		With OTPs	Smokeless	↔
E-cigarettes	No	--	--	--	--	Not applicable

↓ Rate Decreased   ↑ Rate Increased   ↔ No Change

**Table 2: Summary of Cigarette and OTP Tax Rates, Selected Years, 2005-2014**

Product	2005	2008	2011	2014
Cigarettes	\$1.03/20 §	\$1.03/20 §	\$1.03/20 §	\$1.03/20 §
Cigars	\$0.12 ea §	\$0.12 ea §	\$0.12 ea §	\$0.12 ea §
Cigarillos	\$0.10 ea §	\$0.10 ea §	\$0.10 ea §	\$0.10 ea §
Little Cigars	\$0.72/20 §	\$0.72/20 §	\$0.72/20 §	\$0.72/20 §
Pipe Tobacco	80% FLP Δ	80% FLP Δ	80% FLP Δ	80% FLP Δ
Roll-Your-Own Tobacco	80% FLP Δ	80% FLP Δ	80% FLP Δ	80% FLP Δ
Dry Snuff	60% FLP Δ	60% FLP Δ	60% FLP Δ	60% FLP Δ
Moist Snuff	60% FLP Δ	60% FLP Δ	60% FLP Δ	60% FLP Δ
Snus	60% FLP Δ	60% FLP Δ	60% FLP Δ	60% FLP Δ
Smokeless Tobacco Generally	60% FLP Δ	60% FLP Δ	60% FLP Δ	60% FLP Δ
Dissolvables	60% FLP Δ	60% FLP Δ	60% FLP Δ	60% FLP Δ
E-cigarettes	--	--	--	--

Δ Ad Valorem; § Specific; -- Not taxed; FLP=Factory List Price; ea=each.

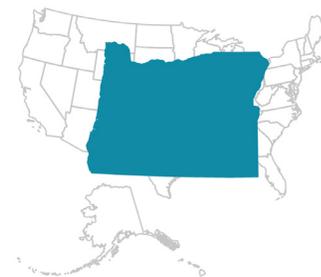
## FLP

### Factory List Price

"... the tax shall be fifteen percent (15%) of the factory list price exclusive of any trade discount, special discount or deals." (OKLA. STAT. tit. 68, § 402-1)

\*Underlined language indicates the unit of analysis

# Oregon



**Table 1: Other Tobacco Product Taxation**

OTP Taxed? No  Yes

*If yes, which products are taxed as of January 1, 2014?*

✓ Yes   Blank No   -- Not Applicable/Addressed

Product	Taxed?	Type of Tax		How Defined?	How Taxed?	Rate Change Since 2005?
		Ad Valorem	Specific			
Cigars	✓	✓		With OTPs	With OTPs	↔
Cigarillos	✓	✓		With OTPs	With OTPs	↔
Little Cigars	✓	✓		With OTPs	With OTPs	↔
Pipe Tobacco	✓	✓		With OTPs	With OTPs	↔
Roll-Your-Own Tobacco	✓	✓		With OTPs	With OTPs	↔
Dry Snuff	✓	✓		With OTPs	With OTPs	↔
Moist Snuff	✓		✓	With OTPs	Moist Snuff	Tax Type Changed
Snus	✓		✓	Moist Snuff	Moist Snuff	Tax Type Changed
Smokeless Tobacco Generally	✓	✓		With OTPs	With OTPs	↔
Dissolvables	✓		✓	With OTPs	Moist Snuff	↑
E-cigarettes	No	--	--	--	--	Not applicable

↓ Rate Decreased   ↑ Rate Increased   ↔ No Change

**Table 2: Summary of OTP Tax Rates, Selected Years, 2005-2014**

Product	2005	2008	2011	2014
Cigarettes	\$1.18/20 §	\$1.18/20 §	\$1.18/20 §	\$1.31/20 §
Cigars	65% WSP Δ	65% WSP Δ	65% WSP Δ	65% WSP Δ
Cigarillos	65% WSP Δ	65% WSP Δ	65% WSP Δ	65% WSP Δ
Little Cigars	65% WSP Δ	65% WSP Δ	65% WSP Δ	65% WSP Δ
Pipe Tobacco	65% WSP Δ	65% WSP Δ	65% WSP Δ	65% WSP Δ
Roll-Your-Own Tobacco	65% WSP Δ	65% WSP Δ	65% WSP Δ	65% WSP Δ
Dry Snuff	65% WSP Δ	65% WSP Δ	65% WSP Δ	65% WSP Δ
Moist Snuff	65% WSP Δ	65% WSP Δ	\$1.78/oz §	\$1.78/oz §
Snus	65% WSP Δ	65% WSP Δ	\$1.78/oz §	\$1.78/oz §
Smokeless Tobacco Generally	65% WSP Δ	65% WSP Δ	65% WSP Δ	65% WSP Δ
Dissolvables	--	--	\$1.78/oz §	\$1.78/oz §
E-cigarettes	--	--	--	--

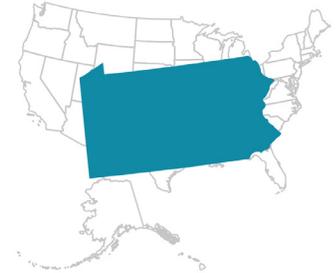
Δ Ad Valorem; § Specific; -- Not taxed; WSP=Wholesale Sales Price; oz=ounce.

## WSP

### Wholesale Sales Price

"... the price paid for untaxed tobacco products to or on behalf of a seller by a purchaser of the untaxed tobacco products." (OR. REV. STAT. §323.500)

# Pennsylvania



**Table 1: Other Tobacco Product Taxation**

OTP Taxed? No  Yes

*If yes, which products are taxed as of January 1, 2014?*

✓ Yes   Blank No   -- Not Applicable/Addressed

Product	Taxed?	Type of Tax		How Defined?	How Taxed?	Rate Change Since 2005?
		Ad Valorem	Specific			
Cigars	No	--	--	--	--	Not applicable
Cigarillos	No	--	--	--	--	Not applicable
Little Cigars	✓		✓	Cigarette	Cigarette	↑
Pipe Tobacco	No	--	--	--	--	Not applicable
Roll-Your-Own Tobacco	No	--	--	--	--	Not applicable
Dry Snuff	No	--	--	--	--	Not applicable
Moist Snuff	No	--	--	--	--	Not applicable
Snus	No	--	--	--	--	Not applicable
Smokeless Tobacco Generally	No	--	--	--	--	Not applicable
Dissolvables	No	--	--	--	--	Not applicable
E-cigarettes	No	--	--	--	--	Not applicable

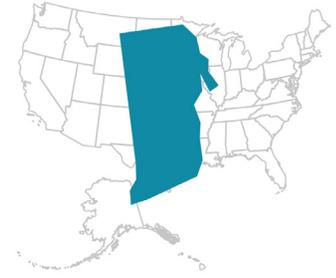
↓ Rate Decreased   ↑ Rate Increased   ↔ No Change

**Table 2: Summary of Cigarette and OTP Tax Rates, Selected Years, 2005-2014**

Product	2005	2008	2011	2014
Cigarettes	\$1.35/20 §	\$1.35/20 §	\$1.60/20 §	\$1.60/20 §
Cigars	--	--	--	--
Cigarillos	--	--	--	--
Little Cigars	--	--	\$1.60/20 §	\$1.60/20 §
Pipe Tobacco	--	--	--	--
Roll-Your-Own Tobacco	--	--	--	--
Dry Snuff	--	--	--	--
Moist Snuff	--	--	--	--
Snus	--	--	--	--
Smokeless Tobacco Generally	--	--	--	--
Dissolvables	--	--	--	--
E-cigarettes	--	--	--	--

§ Specific; -- Not taxed.

# Rhode Island



**Table 1: Other Tobacco Product Taxation**

OTP Taxed? No  Yes

If yes, which products are taxed as of January 1, 2014?

✓ Yes   Blank No   -- Not Applicable/Addressed

Product	Taxed?	Type of Tax		How Defined?	How Taxed?	Rate Change Since 2005?
		Ad Valorem	Specific			
Cigars	✓	✓		Stand-alone	With OTPs	↑
Cigarillos	✓	✓		Stand-alone	With OTPs	↑
Little Cigars	✓		✓	Stand-alone	Cigarette	Tax Type Changed
Pipe Tobacco	✓	✓		Stand-alone	With OTPs	↑
Roll-Your-Own Tobacco	No	--	--	--	--	Not applicable
Dry Snuff	✓		✓	Stand-alone	Stand-alone	Tax Type Changed
Moist Snuff	✓		✓	Stand-alone	Stand-alone	Tax Type Changed
Snus	✓		✓	Stand-alone	Stand-alone	Tax Type Changed
Smokeless Tobacco Generally	✓	✓		Stand-alone	With OTPs	↑
Dissolvables	✓	✓		Stand-alone	With OTPs	↑
E-cigarettes	No	--	--	--	--	Not applicable

↓ Rate Decreased   ↑ Rate Increased   ↔ No Change

**Table 2: Summary of Cigarette and OTP Tax Rates, Selected Years, 2005-2014**

Product	2005	2008	2011	2014
Cigarettes	\$2.46/20 §	\$2.46/20 §	\$3.46/20 §	\$3.50/20 §
Cigars	30% WC Δ	40% WC Δ	80% WC Δ	80% WC Δ
Cigarillos	30% WC Δ	40% WC Δ	80% WC Δ	80% WC Δ
Little Cigars	30% WC Δ	40% WC Δ	\$3.46/20 §	\$3.50/20 §
Pipe Tobacco	30% WC Δ	40% WC Δ	80% WC Δ	80% WC Δ
Roll-Your-Own Tobacco	--	--	--	--
Dry Snuff	30% WC Δ	\$1.00/oz §	\$1.00/oz §	\$1.00/oz §
Moist Snuff	30% WC Δ	\$1.00/oz §	\$1.00/oz §	\$1.00/oz §
Snus	30% WC Δ	\$1.00/oz §	\$1.00/oz §	\$1.00/oz §
Smokeless Tobacco Generally	30% WC Δ	40% WC Δ	80% WC Δ	80% WC Δ
Dissolvables	30% WC Δ	40% WC Δ	80% WC Δ	80% WC Δ
E-cigarettes	--	--	--	--

Δ Ad Valorem; § Specific; -- Not taxed; WC=Wholesale Cost; oz=ounce.

**WC**

**Wholesale Cost**

"(1) At the rate of eighty percent (80%) of the wholesale cost of cigars, pipe tobacco products and smokeless tobacco other than snuff." (R.I. GEN. LAWS § 44-20-13.2)

\*Underlined language indicates the unit of analysis

# South Carolina



**Table 1: Other Tobacco Product Taxation**

OTP Taxed? No  Yes

*If yes, which products are taxed as of January 1, 2014?*

✓ Yes   Blank No   -- Not Applicable/Addressed

Product	Taxed?	Type of Tax		How Defined?	How Taxed?	Rate Change Since 2005?
		Ad Valorem	Specific			
Cigars	✓	✓		With OTPs	With OTPs	↔
Cigarillos	✓	✓		With OTPs	With OTPs	↔
Little Cigars	✓		✓	Cigarette	Cigarette	↑
Pipe Tobacco	✓	✓		With OTPs	With OTPs	↔
Roll-Your-Own Tobacco	✓	✓		With OTPs	With OTPs	↔
Dry Snuff	✓	✓		With OTPs	With OTPs	↔
Moist Snuff	✓	✓		With OTPs	With OTPs	↔
Snus	✓	✓		With OTPs	With OTPs	↔
Smokeless Tobacco Generally	✓	✓		With OTPs	With OTPs	↔
Dissolvables	No	--	--	--	--	Not applicable
E-cigarettes	No	--	--	--	--	Not applicable

↓ Rate Decreased   ↑ Rate Increased   ↔ No Change

**Table 2: Summary of Cigarette and OTP Tax Rates, Selected Years, 2005-2014**

Product	2005	2008	2011	2014
Cigarettes	\$0.07/20 §	\$0.07/20 §	\$0.57/20 §	\$0.57/20 §
Cigars	5% MP Δ	5% MP Δ	5% MP Δ	5% MP Δ
Cigarillos	5% MP Δ	5% MP Δ	5% MP Δ	5% MP Δ
Little Cigars	\$0.07/20 §	\$0.07/20 §	\$0.57/20 §	\$0.57/20 §
Pipe Tobacco	5% MP Δ	5% MP Δ	5% MP Δ	5% MP Δ
Roll-Your-Own Tobacco	5% MP Δ	5% MP Δ	5% MP Δ	5% MP Δ
Dry Snuff	5% MP Δ	5% MP Δ	5% MP Δ	5% MP Δ
Moist Snuff	5% MP Δ	5% MP Δ	5% MP Δ	5% MP Δ
Snus	5% MP Δ	5% MP Δ	5% MP Δ	5% MP Δ
Smokeless Tobacco Generally	5% MP Δ	5% MP Δ	5% MP Δ	5% MP Δ
Dissolvables	--	--	--	--
E-cigarettes	--	--	--	--

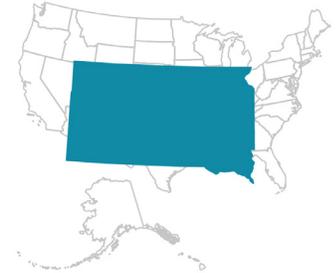
Δ Ad Valorem; § Specific; -- Not taxed; MP=Manufacturer's Price.

**MP**

**Manufacturer's Price**

"... the established price at which a manufacturer sells to a wholesaler." (S.C. CODE ANN. § 12-21-620)

# South Dakota



**Table 1: Other Tobacco Product Taxation**

OTP Taxed? No  Yes

*If yes, which products are taxed as of January 1, 2014?*

✓ Yes   Blank No   -- Not Applicable/Addressed

Product	Taxed?	Type of Tax		How Defined?	How Taxed?	Rate Change Since 2005?
		Ad Valorem	Specific			
Cigars	✓	✓		With OTPs	With OTPs	↑
Cigarillos	✓	✓		With OTPs	With OTPs	↑
Little Cigars	✓	✓		With OTPs	With OTPs	↑
Pipe Tobacco	✓	✓		With OTPs	With OTPs	↑
Roll-Your-Own Tobacco	✓	✓		With OTPs	With OTPs	↑
Dry Snuff	✓	✓		With OTPs	With OTPs	↑
Moist Snuff	✓	✓		With OTPs	With OTPs	↑
Snus	✓	✓		With OTPs	With OTPs	↑
Smokeless Tobacco Generally	✓	✓		With OTPs	With OTPs	↑
Dissolvables	✓	✓		With OTPs	With OTPs	↑
E-cigarettes	No	--	--	--	--	Not applicable

↓ Rate Decreased   ↑ Rate Increased   ↔ No Change

**Table 2: Summary of Cigarette and OTP Tax Rates, Selected Years, 2005-2014**

Product	2005	2008	2011	2014
Cigarettes	\$0.53/20 §	\$1.53/20 §	\$1.53/20 §	\$1.53/20 §
Cigars	10% WPP Δ	35% WPP Δ	35% WPP Δ	35% WPP Δ
Cigarillos	10% WPP Δ	35% WPP Δ	35% WPP Δ	35% WPP Δ
Little Cigars	10% WPP Δ	35% WPP Δ	35% WPP Δ	35% WPP Δ
Pipe Tobacco	10% WPP Δ	35% WPP Δ	35% WPP Δ	35% WPP Δ
Roll-Your-Own Tobacco	10% WPP Δ	35% WPP Δ	35% WPP Δ	35% WPP Δ
Dry Snuff	10% WPP Δ	35% WPP Δ	35% WPP Δ	35% WPP Δ
Moist Snuff	10% WPP Δ	35% WPP Δ	35% WPP Δ	35% WPP Δ
Snus	10% WPP Δ	35% WPP Δ	35% WPP Δ	35% WPP Δ
Smokeless Tobacco Generally	10% WPP Δ	35% WPP Δ	35% WPP Δ	35% WPP Δ
Dissolvables	10% WPP Δ	35% WPP Δ	35% WPP Δ	35% WPP Δ
E-cigarettes	--	--	--	--

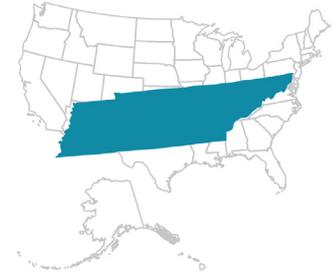
Δ Ad Valorem; § Specific; -- Not taxed; WPP=Wholesale Purchase Price.

## WPP

### Wholesale Purchase Price

"...a tax upon all tobacco products...at the rate of thirty-five percent of the wholesale purchase price of such tobacco products" (S.D. CODIFIED LAWS ANN. § 10-50-61)

# Tennessee



**Table 1: Other Tobacco Product Taxation**

OTP Taxed? No  Yes

*If yes, which products are taxed as of January 1, 2014?*

✓ Yes   Blank No   -- Not Applicable/Addressed

Product	Taxed?	Type of Tax		How Defined?	How Taxed?	Rate Change Since 2005?
		Ad Valorem	Specific			
Cigars	✓	✓		With OTPs	With OTPs	↔
Cigarillos	✓	✓		With OTPs	With OTPs	↔
Little Cigars	✓	✓		With OTPs	With OTPs	↔
Pipe Tobacco	✓	✓		With OTPs	With OTPs	↔
Roll-Your-Own Tobacco	✓	✓		With OTPs	With OTPs	↔
Dry Snuff	✓	✓		With OTPs	With OTPs	↔
Moist Snuff	✓	✓		With OTPs	With OTPs	↔
Snus	✓	✓		With OTPs	With OTPs	↔
Smokeless Tobacco Generally	✓	✓		With OTPs	With OTPs	↔
Dissolvables	✓	✓		With OTPs	With OTPs	↔
E-cigarettes	No	--	--	--	--	Not applicable

↓ Rate Decreased   ↑ Rate Increased   ↔ No Change

**Table 2: Summary of Cigarette and OTP Tax Rates, Selected Years, 2005-2014**

Product	2005	2008	2011	2014
Cigarettes	\$0.20/20 §	\$0.62/20 §	\$0.62/20 §	\$0.62/20 §
Cigars	6.6% WCP Δ	6.6% WCP Δ	6.6% WCP Δ	6.6% WCP Δ
Cigarillos	6.6% WCP Δ	6.6% WCP Δ	6.6% WCP Δ	6.6% WCP Δ
Little Cigars	6.6% WCP Δ	6.6% WCP Δ	6.6% WCP Δ	6.6% WCP Δ
Pipe Tobacco	6.6% WCP Δ	6.6% WCP Δ	6.6% WCP Δ	6.6% WCP Δ
Roll-Your-Own Tobacco	6.6% WCP Δ	6.6% WCP Δ	6.6% WCP Δ	6.6% WCP Δ
Dry Snuff	6.6% WCP Δ	6.6% WCP Δ	6.6% WCP Δ	6.6% WCP Δ
Moist Snuff	6.6% WCP Δ	6.6% WCP Δ	6.6% WCP Δ	6.6% WCP Δ
Snus	6.6% WCP Δ	6.6% WCP Δ	6.6% WCP Δ	6.6% WCP Δ
Smokeless Tobacco Generally	6.6% WCP Δ	6.6% WCP Δ	6.6% WCP Δ	6.6% WCP Δ
Dissolvables	6.6% WCP Δ	6.6% WCP Δ	6.6% WCP Δ	6.6% WCP Δ
E-cigarettes	--	--	--	--

Δ Ad Valorem; § Specific; -- Not taxed; WCP=Wholesale Cost Price.

## WCP

### Wholesale Cost Price

"...the manufacturers' and/or processors' actual sales price of any tobacco product, delivered to Tennessee dealers, exclusive of any discounts, rebates, allowances, or the privilege tax imposed by this part ..." (TENN. CODE ANN. § 67-4-1001)

# Texas



**Table 1: Other Tobacco Product Taxation**

OTP Taxed? No  Yes

*If yes, which products are taxed as of January 1, 2014?*

✓ Yes   Blank No   -- Not Applicable/Addressed

Product	Taxed?	Type of Tax		How Defined?	How Taxed?	Rate Change Since 2005?
		Ad Valorem	Specific			
Cigars	✓		✓	With OTPs	Stand-alone	↔
Cigarillos	✓		✓	With OTPs	Stand-alone	↔
Little Cigars	✓		✓	With OTPs	Stand-alone	↔
Pipe Tobacco	✓		✓	With OTPs	With OTPs	Tax Type Changed
Roll-Your-Own Tobacco	✓		✓	With OTPs	With OTPs	Tax Type Changed
Dry Snuff	✓		✓	With OTPs	With OTPs	Tax Type Changed
Moist Snuff	✓		✓	With OTPs	With OTPs	Tax Type Changed
Snus	✓		✓	With OTPs	With OTPs	Tax Type Changed
Smokeless Tobacco Generally	✓		✓	With OTPs	With OTPs	Tax Type Changed
Dissolvables	✓		✓	With OTPs	With OTPs	Tax Type Changed
E-cigarettes	No	--	--	--	--	Not applicable

↓ Rate Decreased   ↑ Rate Increased   ↔ No Change

**Table 2: Summary of Cigarette and OTP Tax Rates, Selected Years, 2005-2014**

Product	2005	2008	2011	2014
Cigarettes	\$0.41/20 §	\$1.41/20 §	\$1.41/20 §	\$1.41/20 §
Cigars	\$0.011 ea §	\$0.011 ea §	\$0.011 ea §	\$0.011 ea §
Cigarillos	\$0.008 ea §	\$0.008 ea §	\$0.008 ea §	\$0.008 ea §
Little Cigars	\$0.02/20 §	\$0.02/20 §	\$0.02/20 §	\$0.02/20 §
Pipe Tobacco	35.21% MLP Δ	40% MLP Δ	\$1.13/oz §	\$1.22/oz §
Roll-Your-Own Tobacco	35.21% MLP Δ	40% MLP Δ	\$1.13/oz §	\$1.22/oz §
Dry Snuff	35.21% MLP Δ	40% MLP Δ	\$1.13/oz §	\$1.22/oz §
Moist Snuff	35.21% MLP Δ	40% MLP Δ	\$1.13/oz §	\$1.22/oz §
Snus	35.21% MLP Δ	40% MLP Δ	\$1.13/oz §	\$1.22/oz §
Smokeless Tobacco Generally	35.21% MLP Δ	40% MLP Δ	\$1.13/oz §	\$1.22/oz §
Dissolvables	35.21% MLP Δ	40% MLP Δ	\$1.13/oz §	\$1.22/oz §
E-cigarettes	--	--	--	--

Δ Ad Valorem; § Specific; -- Not taxed; MLP=Manufacturer's List Price; ea=each; oz=ounce.

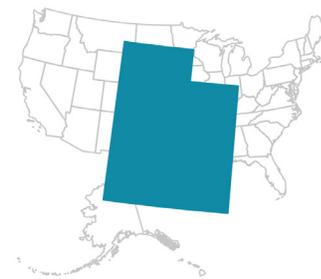
## MLP

### Manufacturer's List Price

"(b) The tax rate for tobacco products other than cigars is 35.213 percent of the manufacturer's list price, exclusive of any trade discount, special discount, or deal." (TEX. TAX CODE § 155.0211 (2005, 2008 definitions ONLY))

\*Underlined language indicates the unit of analysis

# Utah



**Table 1: Other Tobacco Product Taxation**

OTP Taxed? No  Yes

*If yes, which products are taxed as of January 1, 2014?*

✓ Yes   Blank No   -- Not Applicable/Addressed

Product	Taxed?	Type of Tax		How Defined?	How Taxed?	Rate Change Since 2005?
		Ad Valorem	Specific			
Cigars	✓	✓		With OTPs	With OTPs	↑
Cigarillos	✓	✓		With OTPs	With OTPs	↑
Little Cigars	✓		✓	With OTPs	Cigarette	Tax Type Changed
Pipe Tobacco	✓	✓		With OTPs	With OTPs	↑
Roll-Your-Own Tobacco	✓	✓		With OTPs	With OTPs	↑
Dry Snuff	✓	✓		With OTPs	With OTPs	↑
Moist Snuff	✓		✓	With OTPs	Moist Snuff	Tax Type Changed
Snus	✓		✓	With OTPs	Moist Snuff	Tax Type Changed
Smokeless Tobacco Generally	✓	✓		With OTPs	With OTPs	↑
Dissolvables	✓	✓		With OTPs	With OTPs	↑
E-cigarettes	No	--	--	--	--	Not applicable

↓ Rate Decreased   ↑ Rate Increased   ↔ No Change

**Table 2: Summary of Cigarette and OTP Tax Rates, Selected Years, 2005-2014**

Product	2005	2008	2011	2014
Cigarettes	\$0.695/20 §	\$0.695/20 §	\$1.70/20 §	\$1.70/20 §
Cigars	35% MSP Δ	35% MSP Δ	86% MSP Δ	86% MSP Δ
Cigarillos	35% MSP Δ	35% MSP Δ	86% MSP Δ	86% MSP Δ
Little Cigars	35% MSP Δ	35% MSP Δ	86% MSP Δ	\$1.70/20 §
Pipe Tobacco	35% MSP Δ	35% MSP Δ	86% MSP Δ	86% MSP Δ
Roll-Your-Own Tobacco	35% MSP Δ	35% MSP Δ	86% MSP Δ	86% MSP Δ
Dry Snuff	35% MSP Δ	35% MSP Δ	86% MSP Δ	86% MSP Δ
Moist Snuff	35% MSP Δ	35% MSP Δ	\$1.83/oz §	\$1.83/oz §
Snus	35% MSP Δ	35% MSP Δ	\$1.83/oz §	\$1.83/oz §
Smokeless Tobacco Generally	35% MSP Δ	35% MSP Δ	86% MSP Δ	86% MSP Δ
Dissolvables	35% MSP Δ	35% MSP Δ	86% MSP Δ	86% MSP Δ
E-cigarettes	--	--	--	--

Δ Ad Valorem; § Specific; -- Not taxed; MSP=Manufacturer's Sales Price; oz=ounce.

## MSP

### Manufacturer's Sales Price

"... the amount the manufacturer of a tobacco product charges after subtracting a discount." (UTAH CODE ANN. § 59-14-302)

# Vermont



**Table 1: Other Tobacco Product Taxation**

OTP Taxed? No  Yes

If yes, which products are taxed as of January 1, 2014?

✓ Yes   Blank No   -- Not Applicable/Addressed

Product	Taxed?	Type of Tax		How Defined?	How Taxed?	Rate Change Since 2005?
		Ad Valorem	Specific			
Cigars	✓		✓	With OTPs	Stand-alone	Tax Type Changed
Cigarillos	✓	✓		With OTPs	With OTPs	↑
Little Cigars	✓		✓	Stand-alone	Cigarette	Tax Type Changed
Pipe Tobacco	✓	✓		With OTPs	With OTPs	↑
Roll-Your-Own Tobacco	✓		✓	Stand-alone	Cigarette	Tax Type Changed
Dry Snuff	✓		✓	Stand-alone	Stand-alone	Tax Type Changed
Moist Snuff	✓		✓	Stand-alone	Stand-alone	Tax Type Changed
Snus	✓		✓	With OTPs	Stand-alone	Tax Type Changed
Smokeless Tobacco Generally	✓	✓		With OTPs	With OTPs	↑
Dissolvables	✓		✓	With OTPs	Stand-alone	↑
E-cigarettes	No	--	--	--	--	Not applicable

↓ Rate Decreased   ↑ Rate Increased   ↔ No Change

**Table 2: Summary of Cigarette and OTP Tax Rates, Selected Years, 2005-2014**

Product	2005	2008	2011	2014
Cigarettes	\$1.19/20 §	\$1.79/20 §	\$2.24/20 §	\$2.62/20 §
Cigars	41% WP Δ	41% WP Δ	\$2.00 ea §	\$2.00 ea §
Cigarillos	41% WP Δ	41% WP Δ	92% WP Δ	92% WP Δ
Little Cigars	41% WP Δ	\$1.79/20 §	\$2.24/20 §	\$2.62/20 §
Pipe Tobacco	41% WP Δ	41% WP Δ	92% WP Δ	92% WP Δ
Roll-Your-Own Tobacco	41% WP Δ	\$0.994/oz §	\$3.446/oz §	\$4.031/oz §
Dry Snuff	41% WP Δ	\$1.49/oz §	\$1.87/oz §	\$1.87/oz §
Moist Snuff	41% WP Δ	\$1.49/oz §	\$1.87/oz §	\$1.87/oz §
Snus	41% WP Δ	\$1.49/oz §	\$1.87/oz §	\$1.87/oz §
Smokeless Tobacco Generally	41% WP Δ	41% WP Δ	92% WP Δ	92% WP Δ
Dissolvables	--	--	\$1.87/oz §	\$1.87/oz §
E-cigarettes	--	--	--	--

Δ Ad Valorem; § Specific; -- Not taxed; WP=Wholesale Price; ea=each; oz=ounce.

**WP**

**Wholesale Price**

"... the price at which a licensed wholesale dealer sells or furnishes cigarettes, little cigars, roll-your-own tobacco, snuff, new smokeless tobacco, or other tobacco products to any retail dealer." (VT. STAT. ANN. tit. 32, § 7702)

# Virginia



**Table 1: Other Tobacco Product Taxation**

OTP Taxed? No  Yes

*If yes, which products are taxed as of January 1, 2014?*

✓ Yes   Blank No   -- Not Applicable/Addressed

Product	Taxed?	Type of Tax		How Defined?	How Taxed?	Rate Change Since 2005?
		Ad Valorem	Specific			
Cigars	✓	✓		With OTPs	With OTPs	↑
Cigarillos	✓	✓		With OTPs	With OTPs	↑
Little Cigars	✓	✓		With OTPs	With OTPs	↑
Pipe Tobacco	✓	✓		With OTPs	With OTPs	↑
Roll-Your-Own Tobacco	✓	✓		Cigarette	Stand-alone	↑
Dry Snuff	✓	✓		With OTPs	With OTPs	↑
Moist Snuff	✓		✓	With OTPs	Moist Snuff	↑
Snus	✓		✓	With OTPs	Moist Snuff	↑
Smokeless Tobacco Generally	✓	✓		With OTPs	With OTPs	↑
Dissolvables	No	--	--	--	--	Not applicable
E-cigarettes	No	--	--	--	--	Not applicable

↓ Rate Decreased   ↑ Rate Increased   ↔ No Change

**Table 2: Summary of Cigarette and OTP Tax Rates, Selected Years, 2005-2014**

Product	2005	2008	2011	2014
Cigarettes	\$0.30/20 §	\$0.30/20 §	\$0.30/20 §	\$0.30/20 §
Cigars	--	10% MSP Δ	10% MSP Δ	10% MSP Δ
Cigarillos	--	10% MSP Δ	10% MSP Δ	10% MSP Δ
Little Cigars	--	10% MSP Δ	10% MSP Δ	10% MSP Δ
Pipe Tobacco	--	10% MSP Δ	10% MSP Δ	10% MSP Δ
Roll-Your-Own Tobacco	--	10% MSP Δ	10% MSP Δ	10% MSP Δ
Dry Snuff	--	10% MSP Δ	10% MSP Δ	10% MSP Δ
Moist Snuff	--	10% MSP Δ	\$0.18/oz §	\$0.18/oz §
Snus	--	10% MSP Δ	\$0.18/oz §	\$0.18/oz §
Smokeless Tobacco Generally	--	10% MSP Δ	10% MSP Δ	10% MSP Δ
Dissolvables	--	--	--	--
E-cigarettes	--	--	--	--

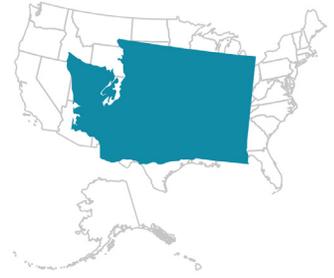
Δ Ad Valorem; § Specific; -- Not taxed; MSP=Manufacturer's Sales Price; oz=ounce

## MSP

### Manufacturer's Sales Price

"... the actual price for which a manufacturer, manufacturer's representative, or any other person sells tobacco products to an unaffiliated distributor." (VA. CODE ANN. § 58.1-1021.01)

# Washington



**Table 1: Other Tobacco Product Taxation**

OTP Taxed? No  Yes

If yes, which products are taxed as of January 1, 2014?

✓ Yes   Blank No   -- Not Applicable/Addressed

Product	Taxed?	Type of Tax		How Defined?	How Taxed?	Rate Change Since 2005?
		Ad Valorem	Specific			
Cigars	✓	✓		With OTPs	With OTPs	↓
Cigarillos	✓	✓		With OTPs	With OTPs	↓
Little Cigars	✓		✓	Stand-alone	Cigarette	Tax Type Changed
Pipe Tobacco	✓	✓		With OTPs	With OTPs	↓
Roll-Your-Own Tobacco	✓		✓	Cigarette	Cigarette	Tax Type Changed
Dry Snuff	✓	✓		With OTPs	With OTPs	↓
Moist Snuff	✓		✓	With OTPs	Moist Snuff	Tax Type Changed
Snus	✓		✓	With OTPs	Moist Snuff	Tax Type Changed
Smokeless Tobacco Generally	✓	✓		With OTPs	With OTPs	↓
Dissolvables	✓	✓		With OTPs	With OTPs	↑
E-cigarettes	No	--	--	--	--	Not applicable

↓ Rate Decreased   ↑ Rate Increased   ↔ No Change

**Table 2: Summary of Cigarette and OTP Tax Rates, Selected Years, 2005-2014**

Product	2005	2008	2011	2014
Cigarettes	\$1.425/20 §	\$2.025/20 §	\$3.025/20 §	\$3.025/20 §
Cigars	129.42% TSP Δ	75% TSP Δ	95% TSP Δ	95% TSP Δ
Cigarillos	129.42% TSP Δ	75% TSP Δ	95% TSP Δ	95% TSP Δ
Little Cigars	129.42% TSP Δ	75% TSP Δ	\$3.025/20§	\$3.025/20 §
Pipe Tobacco	129.42% TSP Δ	75% TSP Δ	95% TSP Δ	95% TSP Δ
Roll-Your-Own Tobacco	129.42% TSP Δ	75% TSP Δ	95% TSP Δ	\$1.68/oz §
Dry Snuff	129.42% TSP Δ	75% TSP Δ	95% TSP Δ	95% TSP Δ
Moist Snuff	129.42% TSP Δ	75% TSP Δ	\$2.526 ea §	«\$2.526 ea §
Snus	129.42% TSP Δ	75% TSP Δ	\$2.105/oz §	\$2.105/oz §
Smokeless Tobacco Generally	129.42% TSP Δ	75% TSP Δ	95% TSP Δ	95% TSP Δ
Dissolvables	--	--	95% TSP Δ	95% TSP Δ
E-cigarettes	--	--	--	--

Δ Ad Valorem; § Specific; -- Not taxed; TSP=Taxable Sales Price; ea=each; oz=ounce. «On each single unit consumer-sized can or package whose net weight is one and two-tenths ounces or less, a rate per single unit that is equal to the greater of 2.526 dollars or eighty-three and one-half percent of the cigarette tax under chapter 82.24 RCW multiplied by twenty...» (Wash. Rev. Code § 82.26.020 (LexisNexis 2014)).

<b>TSP</b>	<b>Taxable Sales Price</b>
	"... the actual price for which the taxpayer purchased the tobacco products" (WASH. REV. CODE ANN. § 82.26.010)

# West Virginia



**Table 1: Other Tobacco Product Taxation**

OTP Taxed? No  Yes

If yes, which products are taxed as of January 1, 2014?

✓ Yes   Blank No   -- Not Applicable/Addressed

Product	Taxed?	Type of Tax		How Defined?	How Taxed?	Rate Change Since 2005?
		Ad Valorem	Specific			
Cigars	✓	✓		With OTPs	With OTPs	↔
Cigarillos	✓	✓		With OTPs	With OTPs	↔
Little Cigars	✓	✓		With OTPs	With OTPs	↔
Pipe Tobacco	✓	✓		With OTPs	With OTPs	↔
Roll-Your-Own Tobacco	✓	✓		With OTPs	With OTPs	↔
Dry Snuff	✓	✓		With OTPs	With OTPs	↔
Moist Snuff	✓	✓		With OTPs	With OTPs	↔
Snus	✓	✓		With OTPs	With OTPs	↔
Smokeless Tobacco Generally	✓	✓		With OTPs	With OTPs	↔
Dissolvables	✓	✓		With OTPs	With OTPs	↔
E-cigarettes	No	--	--	--	--	Not applicable

↓ Rate Decreased   ↑ Rate Increased   ↔ No Change

**Table 2: Summary of Cigarette and OTP Tax Rates, Selected Years, 2005-2014**

Product	2005	2008	2011	2014
Cigarettes	\$0.55/20 §	\$0.55/20 §	\$0.55/20 §	\$0.55/20 §
Cigars	7% WP Δ	7% WP Δ	7% WP Δ	7% WP Δ
Cigarillos	7% WP Δ	7% WP Δ	7% WP Δ	7% WP Δ
Little Cigars	7% WP Δ	7% WP Δ	7% WP Δ	7% WP Δ
Pipe Tobacco	7% WP Δ	7% WP Δ	7% WP Δ	7% WP Δ
Roll-Your-Own Tobacco	7% WP Δ	7% WP Δ	7% WP Δ	7% WP Δ
Dry Snuff	7% WP Δ	7% WP Δ	7% WP Δ	7% WP Δ
Moist Snuff	7% WP Δ	7% WP Δ	7% WP Δ	7% WP Δ
Snus	7% WP Δ	7% WP Δ	7% WP Δ	7% WP Δ
Smokeless Tobacco Generally	7% WP Δ	7% WP Δ	7% WP Δ	7% WP Δ
Dissolvables	7% WP Δ	7% WP Δ	7% WP Δ	7% WP Δ
E-cigarettes	--	--	--	--

Δ Ad Valorem; § Specific; -- Not taxed; WP=Wholesale Price.

**WP**

**Wholesale Price**

"... the gross invoice price, including all federal excise taxes, at which the manufacturer of the tobacco product sells the tobacco product to unaffiliated distributors, excluding all trade discounts and other reductions in the manufacturer's price." (W. VA. CODE § 11-17-2)

# Wisconsin



**Table 1: Other Tobacco Product Taxation**

OTP Taxed? No  Yes

If yes, which products are taxed as of January 1, 2014?

✓ Yes   Blank No   -- Not Applicable/Addressed

Product	Taxed?	Type of Tax		How Defined?	How Taxed?	Rate Change Since 2005?
		Ad Valorem	Specific			
Cigars	✓	✓		With OTPs	With OTPs	↑
Cigarillos	✓	✓		With OTPs	With OTPs	↑
Little Cigars	✓	✓		With OTPs	With OTPs	↑
Pipe Tobacco	✓	✓		With OTPs	With OTPs	↑
Roll-Your-Own Tobacco	✓	✓		With OTPs	With OTPs	↑
Dry Snuff	✓	✓		With OTPs	With OTPs	↑
Moist Snuff	✓	✓		With OTPs	Moist Snuff	↑
Snus	✓	✓		With OTPs	Moist Snuff	↑
Smokeless Tobacco Generally	✓	✓		With OTPs	With OTPs	↑
Dissolvables	No	--	--	--	--	Not applicable
E-cigarettes	No	--	--	--	--	Not applicable

↓ Rate Decreased   ↑ Rate Increased   ↔ No Change

**Table 2: Summary of Cigarette and OTP Tax Rates, Selected Years, 2005-2014**

Product	2005	2008	2011	2014
Cigarettes	\$0.77/20 §	\$1.77/20 §	\$2.52/20 §	\$2.52/20 §
Cigars	25% MLP Δ	50% MLP Δ	71% MLP Δ	71% MLP Δ
Cigarillos	25% MLP Δ	50% MLP Δ	71% MLP Δ	71% MLP Δ
Little Cigars	25% MLP Δ	50% MLP Δ	71% MLP Δ	71% MLP Δ
Pipe Tobacco	25% MLP Δ	50% MLP Δ	71% MLP Δ	71% MLP Δ
Roll-Your-Own Tobacco	25% MLP Δ	50% MLP Δ	71% MLP Δ	71% MLP Δ
Dry Snuff	25% MLP Δ	50% MLP Δ	71% MLP Δ	71% MLP Δ
Moist Snuff	25% MLP Δ	\$1.31/oz §	100% MLP Δ	100% MLP Δ
Snus	25% MLP Δ	\$1.31/oz §	100% MLP Δ	100% MLP Δ
Smokeless Tobacco Generally	25% MLP Δ	50% MLP Δ	71% MLP Δ	71% MLP Δ
Dissolvables	--	--	--	--
E-cigarettes	--	--	--	--

Δ Ad Valorem; § Specific; -- Not taxed; MLP=Manufacturer's List Price; oz=ounce.

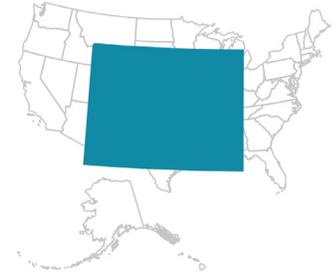
## MLP

### Manufacturer's List Price

"... at the rate, for tobacco products, not including moist snuff, of 71 percent of the manufacturers established list price to distributors without diminution by volume or other discounts on domestic products and, for moist snuff, at the rate of 100 percent of the manufacturers established list price to distributors without diminution by volume or other discounts on domestic products." (WIS. STAT. § 139.76)

\*Underlined language indicates the unit of analysis

# Wyoming



**Table 1: Other Tobacco Product Taxation**

OTP Taxed? No  Yes

*If yes, which products are taxed as of January 1, 2014?*

✓ Yes   Blank No   -- Not Applicable/Addressed

Product	Taxed?	Type of Tax		How Defined?	How Taxed?	Rate Change Since 2005?
		Ad Valorem	Specific			
Cigars	✓	✓		Stand-alone	With OTPs	↔
Cigarillos	✓	✓		Stand-alone	With OTPs	↔
Little Cigars	✓	✓		Stand-alone	With OTPs	↔
Pipe Tobacco	✓	✓		Stand-alone	With OTPs	↔
Roll-Your-Own Tobacco	✓	✓		Stand-alone	With OTPs	↔
Dry Snuff	✓	✓		Stand-alone	With OTPs	↔
Moist Snuff	✓		✓	With OTPs	Moist Snuff	Tax Type Changed
Snus	✓		✓	Moist Snuff	Moist Snuff	Tax Type Changed
Smokeless Tobacco Generally	✓	✓		Stand-alone	With OTPs	↔
Dissolvables	No	--	--	--	--	Not applicable
E-cigarettes	No	--	--	--	--	Not applicable

↓ Rate Decreased   ↑ Rate Increased   ↔ No Change

**Table 2: Summary of Cigarette and OTP Tax Rates, Selected Years, 2005-2014**

Product	2005	2008	2011	2014
Cigarettes	\$0.60/20 §	\$0.60/20 §	\$0.60/20 §	\$0.60/20 §
Cigars	20% WPP Δ	20% WPP Δ	20% WPP Δ	20% WPP Δ
Cigarillos	20% WPP Δ	20% WPP Δ	20% WPP Δ	20% WPP Δ
Little Cigars	20% WPP Δ	20% WPP Δ	20% WPP Δ	20% WPP Δ
Pipe Tobacco	20% WPP Δ	20% WPP Δ	20% WPP Δ	20% WPP Δ
Roll-Your-Own Tobacco	20% WPP Δ	20% WPP Δ	20% WPP Δ	20% WPP Δ
Dry Snuff	20% WPP Δ	20% WPP Δ	20% WPP Δ	20% WPP Δ
Moist Snuff	20% WPP Δ	20% WPP Δ	\$0.60/oz §	\$0.60/oz §
Snus	20% WPP Δ	20% WPP Δ	\$0.60/oz §	\$0.60/oz §
Smokeless Tobacco Generally	20% WPP Δ	20% WPP Δ	20% WPP Δ	20% WPP Δ
Dissolvables	--	--	--	--
E-cigarettes	--	--	--	--

Δ Ad Valorem; § Specific; -- Not taxed; WPP=Wholesale Purchase Price; oz=ounce.

## WPP

### Wholesale Purchase Price

"... the established price for which a manufacturer sells the tobacco product to a wholesaler exclusive of any discount or other reduction ..." (WYO. STAT. § 39-18-101)

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## Section 5: Conclusion

Raising the price of cigarettes and OTPs by increasing excise taxes is one of the most successful strategies for reducing tobacco use and its consequences.<sup>5:17</sup> States have taken a variety of approaches to taxing tobacco products, including differences in the types of taxes (ad valorem vs. specific) and applying various tax rates to different products. This report presents a comprehensive overview of OTP taxation at the state level that helps inform the overall OTP tax policy discussion.

Several key themes emerged from this study:

1. **Definitions matter.** What is deemed taxable at the state level and at what rate is largely based on how the product is defined (i.e., as a stand-alone product, as a broader group of tobacco products generally, or as a cigarette).
2. **States are shifting their tax structures for tobacco products.** From January 1, 2005 to January 1, 2014, there was a clear movement away from ad valorem to specific taxes particularly for snus, moist and dry snuff, and little cigars, and increasingly for RYOT. This trend may reflect states wanting to follow the federal tax structure for OTPs (which is on a specific tax basis) or it may indicate states recognize that specific taxes often lead to higher prices and are easier to enforce (however, the specific taxes must be adjusted with inflation in order for the price effects to be sustainable).
3. **E-cigarette taxation strategies are starting to emerge.** During the period examined for this chartbook, only one state, Minnesota, determined that e-cigarettes were taxable as a tobacco product. The decision was based on the state's 2012 Department of Revenue interpretation of its definition of tobacco products. Thus, it was not the state legislature that applied the tax to e-cigarettes in Minnesota, rather, it was through an administrative ruling. (Note: Following the timeline for this study, the North Carolina legislature passed a law that requires the liquid consumed in vapor products (including e-cigarettes) to be taxed as of June 1, 2015.)
4. **OTP tax rates have increased over time.** Regardless of whether one is examining the ad valorem or specific tax rate changes between January 1, 2005 and January 1, 2014, the average tax rate across states increased over time. Some of these changes can be attributed to the structural shifts from ad valorem to specific taxes that were seen for several products (particularly for specific taxes). In other cases, states were increasing their tax rates. Examples of such increases on an ad valorem basis include the 11.7 average percentage-point increase in the ad valorem tax on pipe tobacco (increased from an average of 29.57% in 44 states in 2005 to 41.27% in 46 states in 2014) and the 11.5 average percentage point increase in the ad valorem tax on cigarillos (from 28.31% in 41 states in 2005 to 39.85% in 44 states in 2014). On a specific tax basis, the most notable increases occurred for little cigars

(increase by an average of \$1.44/per pack of 20), RYOT (increase by an average of \$0.98/ounce), dry snuff (increased by an average of \$0.67/ounce), snus (increased by an average of \$0.64/ounce), moist snuff (increased by an average of \$0.53/ounce), and cigars (increased by an average of \$0.40/cigar).

5. **Changes to federal taxes on tobacco products were key for concomitant changes to taxes on tobacco products by states.** Following the CHIP Reauthorization of 2009, which led to increases in the federal tax rate for cigarettes, little cigars, and RYOT effective April 1, 2009, states increased their taxes on these products and on smokeless tobacco, pipe tobacco, and cigars.
6. **States with higher cigarette taxes tend to tax OTPs at a higher rate.** With the exception of cigarillos and pipe tobacco, which are primarily taxed on an ad valorem basis, the average state specific taxes on OTPs were larger in states that levied an above-average cigarette tax (>\$1.53/pack).
7. **State taxes account for a larger tax burden than federal taxes for all OTPs except for cigarillos and RYOT.** As of January 1, 2014, across all states, the average state specific tax rates on OTPs (except for cigarillos and RYOT) were higher than the federal tax rates on the same products. However, this distinction was clearly driven by higher-taxing states (i.e., states that tax cigarettes at an above-average tax rate) for combustible tobacco products. Yet, for all non-combustible tobacco products, the federal tax rate lags far below even the lower taxing states.

In summary, this report demonstrates the wide variation in OTP tax approaches and tax rates across the 50 states and the District of Columbia which, ultimately, affects the price variation often seen in the sale of OTPs nationwide. By examining changes in the tax rate and structure of OTPs over a 10-year period (2005 to 2014 inclusive), we were able to document changes states made to both OTP tax rates and structures over time. Many of the changes that have occurred with regards to OTP taxation have, in fact, occurred during the decade covered by this study.

This report will help inform the tobacco control community about the wide variability in tobacco product taxation across the states and can be used by policymakers, state and local agencies, tobacco control practitioners and advocates, and the research community in future tobacco taxation discussions and efforts. We hope that this in-depth review of state OTP tax approaches will be useful for future studies seeking to understand how OTP tax approaches affect tobacco product consumption, including ongoing public health debates between those who support harm reduction (e.g., lower taxes for select non-combustible “less harmful” OTPs that would encourage consumers away from combustible “more harmful” products) and proponents of abstinence who generally support high taxes on all products to discourage use.<sup>5:17</sup>

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# Appendices

Table A-1. States with OTP Taxation as of January 1, 2014

✓ Yes    Blank No

	Any OTP Taxed	Cigars	Cigarillos	Little Cigars	Pipe Tobacco	RYOT	Dry Snuff	Moist Snuff	Snus	Smokeless Generally	Dissolvables	E-Cigarettes	# Products Taxed
AL	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓			9
AK	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓		10
AZ	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓			9
AR	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓		10
CA	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓		10
CO	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓			9
CT	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓			9
DE	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓		10
DC	✓			✓		✓	✓	✓	✓	✓			6
FL	✓				✓	✓	✓	✓	✓	✓			6
GA	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓			9
HI	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓		10
ID	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓		10
IL	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓			9
IN	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓			9
IA	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓			9
KS	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓			9
KY	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓		10
LA	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓		10
ME	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓			9
MD	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓			9
MA	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓			9
MI	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓			9
MN	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	11
MS	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓			9
MO	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓			9
MT	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓		10

Table A-1. States with OTP Taxation as of January 1, 2014

✓ Yes Blank No

	Any OTP Taxed	Cigars	Cigarillos	Little Cigars	Pipe Tobacco	RYOT	Dry Snuff	Moist Snuff	Snus	Smokeless Generally	Dissolvables	E-Cigarettes	# Products Taxed
NE	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓			9
NV	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓		10
NH	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓		10
NJ	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓		10
NM	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓		10
NY	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓			9
NC	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓		10
ND	✓	✓	✓	✓	✓		✓	✓	✓	✓			8
OH	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓			9
OK	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓		10
OR	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓		10
PA	✓			✓									1
RI	✓	✓	✓	✓	✓		✓	✓	✓	✓	✓		9
SC	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓			9
SD	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓		10
TN	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓		10
TX	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓		10
UT	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓		10
VT	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓		10
VA	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓			9
WA	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓		10
WV	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓		10
WI	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓			9
WY	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓			9
<b>Total</b>	<b>51</b>	<b>48</b>	<b>48</b>	<b>50</b>	<b>49</b>	<b>48</b>	<b>50</b>	<b>50</b>	<b>50</b>	<b>50</b>	<b>25</b>	<b>1</b>	

## Table A-2. State Cigar Taxation Laws, Selected Years 2005-2014

✓ Yes    Blank No

W/ **OTP** (With other OTPs); **Std. Al.** (Stand-alone definition/taxation); **CP** (Cost Price); **DP** (Distributor's Price); **ea** (each); **MIP** (Manufacturer's Invoice Price); **MLP** (Manufacturer's List Price); **MP** (Manufacturer's Price); **MSP** (Manufacturer's Sales Price); **PV** (Product Value); **PP** (Purchase Price); **TSP** (Taxable Sales Price); **WC** (Wholesale Cost); **WCP** (Wholesale Cost Price); **WPP** (Wholesale Purchase Price); **WSP** (Wholesale Sales Price); **WP** (Wholesale Price)

	Cigars Taxed	How Defined (2014)	How Taxed (2014)	2005		2008		2011		2014	
				Ad Valorem	Specific						
AL	✓	Std. Al.	Std. Al.		\$0.006 ea		\$0.006 ea		\$0.006 ea		\$0.006 ea
AK	✓	W/ OTP	W/ OTP	75% WP		75% WP		75% WP		75% WP	
AZ	✓	W/ OTP	Std. Al.		\$0.13 ea		\$0.218 ea		\$0.218 ea		\$0.218 ea
AR	✓	W/ OTP	W/ OTP	32% MSP		32% MSP		68% MSP		68% MSP	
CA	✓	W/ OTP	W/ OTP	46.76% WC		46.76% WC		33.02% WC		29.82% WC	
CO	✓	W/ OTP	W/ OTP	40% MLP		40% MLP		40% MLP		40% MLP	
CT	✓	W/ OTP	W/ OTP	20% WSP		20% WSP		27.5% WSP		50% WSP	
DE	✓	W/ OTP	W/ OTP	15% WP		15% WP		15% WP		15% WP	
DC											
FL											
GA	✓	W/ OTP	Std. Al.	23% WCP		23% WCP		23% WCP		23% WCP	
HI	✓	W/ OTP	Std. Al.	40% WP		40% WP		50% WP		50% WP	
ID	✓	W/ OTP	W/ OTP	40% WSP		40% WSP		40% WSP		40% WSP	
IL	✓	W/ OTP	W/ OTP	18% WP		18% WP		18% WP		36% WP	
IN	✓	W/ OTP	W/ OTP	18% WP		24% WP		24% WP		24% WP	
IA	✓	W/ OTP	W/ OTP	22% WSP		50% WSP		50% WSP		50% WSP	
KS	✓	W/ OTP	W/ OTP	10% WSP		10% WSP		10% WSP		10% WSP	
KY	✓	W/ OTP	W/ OTP			7.5% WSP		15% WSP		15% DP	
LA	✓	Std. Al.	Std. Al.	20% MIP		20% MIP		20% MIP		20% MIP	
ME	✓	W/ OTP	W/ OTP	16% WSP		20% WSP		20% WSP		20% WSP	
MD	✓	W/ OTP	Std. Al.	15% WP		15% WP		15% WP		70% WP	
MA	✓	Std. Al.	W/ OTP	30% WP		30% WP		30% WP		40% WP	
MI	✓	W/ OTP	W/ OTP	32% WP		32% WP		32% WP		32% WP	
MN	✓	W/ OTP	W/ OTP	35% WSP		70% WSP		70% WSP		95% WSP	
MS	✓	W/ OTP	W/ OTP	15% MLP		15% MLP		15% MLP		15% MLP	
MO	✓	W/ OTP	W/ OTP	10% MIP		10% MIP		10% MIP		10% MIP	
MT	✓	W/ OTP	W/ OTP	25% WP		50% WP		50% WP		50% WP	

## Table A-2. State Cigar Taxation Laws, Selected Years 2005-2014

✓ Yes    Blank No

W/ **OTP** (With other OTPs); **Std. Al.** (Stand-alone definition/taxation); **CP** (Cost Price); **DP** (Distributor's Price); **ea** (each); **MIP** (Manufacturer's Invoice Price); **MLP** (Manufacturer's List Price); **MP** (Manufacturer's Price); **MSP** (Manufacturer's Sales Price); **PV** (Product Value); **PP** (Purchase Price); **TSP** (Taxable Sales Price); **WC** (Wholesale Cost); **WCP** (Wholesale Cost Price); **WPP** (Wholesale Purchase Price); **WSP** (Wholesale Sales Price); **WP** (Wholesale Price)

	Cigars Taxed	How Defined (2014)	How Taxed (2014)	2005		2008		2011		2014	
				Ad Valorem	Specific	Ad Valorem	Specific	Ad Valorem	Specific	Ad Valorem	Specific
NE	✓	W/ OTP	W/ OTP	20% PP		20% PP		20% PP		20% PP	
NV	✓	W/ OTP	W/ OTP	30% WP		30% WP		30% WP		30% WP	
NH	✓	W/ OTP	W/ OTP					65.03% WSP		65.03% WSP	
NJ	✓	W/ OTP	W/ OTP	30% WP		30% WP		30% WP		30% WP	
NM	✓	W/ OTP	W/ OTP	25% PV		25% PV		25% PV		25% PV	
NY	✓	W/ OTP	W/ OTP	37% WP		37% WP		75% WP		75% WP	
NC	✓	W/ OTP	W/ OTP	2% CP		10% CP		12.8% CP		12.8% CP	
ND	✓	Std. Al.	Std. Al.	28% WPP		28% WPP		28% WPP		28% WPP	
OH	✓	W/ OTP	W/ OTP	17% WP		17% WP		17% WP		17% WP	
OK	✓	W/ OTP	Std. Al.		\$0.12 ea		\$0.12 ea		\$0.12 ea		\$0.12 ea
OR	✓	W/ OTP	W/ OTP	65% WSP		65% WSP		65% WSP		65% WSP	
PA											
RI	✓	Std. Al.	W/ OTP	30% WC		40% WC		80% WC		80% WC	
SC	✓	W/ OTP	W/ OTP	5% MP		5% MP		5% MP		5% MP	
SD	✓	W/ OTP	W/ OTP	10% WPP		35% WPP		35% WPP		35% WPP	
TN	✓	W/ OTP	W/ OTP	6.6% WCP		6.6% WCP		6.6% WCP		6.6% WCP	
TX	✓	W/ OTP	Std. Al.		\$0.011 ea		\$0.011 ea		\$0.011 ea		\$0.011 ea
UT	✓	W/ OTP	W/ OTP	35% MSP		35% MSP		86% MSP		86% MSP	
VT	✓	W/ OTP	Std. Al.	41% WP		41% WP			\$2.00 ea		\$2.00 ea
VA	✓	W/ OTP	W/ OTP			10% MSP		10% MSP		10% MSP	
WA	✓	W/ OTP	W/ OTP	129.42% TSP		75% TSP		95% TSP		95% TSP	
WV	✓	W/ OTP	W/ OTP	7% WP		7% WP		7% WP		7% WP	
WI	✓	W/ OTP	W/ OTP	25% MLP		50% MLP		71% MLP		71% MLP	
WY	✓	Std. Al.	W/ OTP	20% WPP		20% WPP		20% WPP		20% WPP	

### Table A-3. State Cigarillo Taxation Laws, Selected Years 2005-2014

✓ Yes    Blank No

**W/ OTP** (With other OTPs); **Std. Al.** (Stand-alone definition/taxation); **CP** (Cost Price); **DP** (Distributor's Price); **ea** (each); **MIP** (Manufacturer's Invoice Price); **MLP** (Manufacturer's List Price); **MP** (Manufacturer's Price); **MSP** (Manufacturer's Sales Price); **PV** (Product Value); **PP** (Purchase Price); **TSP** (Taxable Sales Price); **WC** (Wholesale Cost); **WCP** (Wholesale Cost Price); **WP** (Wholesale Price); **WPP** (Wholesale Purchase Price); **WSP** (Wholesale Sales Price)

	Cigarillos Taxed	How Defined (2014)	How Taxed (2014)	2005		2008		2011		2014	
				Ad Valorem	Specific						
AL	✓	Std. Al.	Std. Al.		\$0.003 ea		\$0.003 ea		\$0.003 ea		\$0.003 ea
AK	✓	W/ OTP	W/ OTP	75% WP		75% WP		75% WP		75% WP	
AZ	✓	W/ OTP	Std. Al.		\$0.05 ea		\$0.072 ea		\$0.072 ea		\$0.072 ea
AR	✓	W/ OTP	W/ OTP	32% MSP		32% MSP		68% MSP		68% MSP	
CA	✓	W/ OTP	W/ OTP	46.76% WC		46.76% WC		33.02% WC		29.82% WC	
CO	✓	W/ OTP	W/ OTP	40% MLP		40% MLP		40% MLP		40% MLP	
CT	✓	W/ OTP	W/ OTP	20% WSP		20% WSP		27.5% WSP		50% WSP	
DE	✓	W/ OTP	W/ OTP	15% WP		15% WP		15% WP		15% WP	
DC											
FL											
GA	✓	W/ OTP	Std. Al.	23% WCP		23% WCP		23% WCP		23% WCP	
HI	✓	Std. Al.	Std. Al.	40% WP		40% WP		50% WP		50% WP	
ID	✓	W/ OTP	W/ OTP	40% WSP		40% WSP		40% WSP		40% WSP	
IL	✓	W/ OTP	W/ OTP	18% WP		18% WP		18% WP		36% WP	
IN	✓	W/ OTP	W/ OTP	18% WP		24% WP		24% WP		24% WP	
IA	✓	W/ OTP	W/ OTP	22% WSP		50% WSP		50% WSP		50% WSP	
KS	✓	W/ OTP	W/ OTP	10% WSP		10% WSP		10% WSP		10% WSP	
KY	✓	W/ OTP	W/ OTP			7.5% WSP		15% WSP		15% DP	
LA	✓	Std. Al.	Std. Al.	20% MIP		20% MIP		20% MIP		20% MIP	
ME	✓	W/ OTP	W/ OTP	16% WSP		20% WSP		20% WSP		20% WSP	
MD	✓	W/ OTP	Std. Al.	15% WP		15% WP		15% WP		70% WP	
MA	✓	Std. Al.	W/ OTP	30% WP		30% WP		30% WP		40% WP	
MI	✓	W/ OTP	W/ OTP	32% WP		32% WP		32% WP		32% WP	
MN	✓	W/ OTP	W/ OTP	35% WSP		70% WSP		70% WSP		95% WSP	
MS	✓	W/ OTP	W/ OTP	15% MLP		15% MLP		15% MLP		15% MLP	
MO	✓	W/ OTP	W/ OTP	10% MIP		10% MIP		10% MIP		10% MIP	

### Table A-3. State Cigarillo Taxation Laws, Selected Years 2005-2014

✓ Yes    Blank No

**W/ OTP** (With other OTPs); **Std. Al.** (Stand-alone definition/taxation); **CP** (Cost Price); **DP** (Distributor's Price); **ea** (each); **MIP** (Manufacturer's Invoice Price); **MLP** (Manufacturer's List Price); **MP** (Manufacturer's Price); **MSP** (Manufacturer's Sales Price); **PV** (Product Value); **PP** (Purchase Price); **TSP** (Taxable Sales Price); **WC** (Wholesale Cost); **WCP** (Wholesale Cost Price); **WP** (Wholesale Price); **WPP** (Wholesale Purchase Price); **WSP** (Wholesale Sales Price)

	Cigarillos Taxed	How Defined (2014)	How Taxed (2014)	2005		2008		2011		2014	
				Ad Valorem	Specific	Ad Valorem	Specific	Ad Valorem	Specific	Ad Valorem	Specific
MT	✓	W/ OTP	W/ OTP	25% WP		50% WP		50% WP		50% WP	
NE	✓	W/ OTP	W/ OTP	20% PP		20% PP		20% PP		20% PP	
NV	✓	W/ OTP	W/ OTP	30% WP		30% WP		30% WP		30% WP	
NH	✓	W/ OTP	W/ OTP					65.03% WSP		65.03% WSP	
NJ	✓	W/ OTP	W/ OTP	30% WP		30% WP		30% WP		30% WP	
NM	✓	W/ OTP	W/ OTP	25% PV		25% PV		25% PV		25% PV	
NY	✓	W/ OTP	W/ OTP	37% WP		37% WP		75% WP		75% WP	
NC	✓	W/ OTP	W/ OTP	2% CP		10% CP		12.8% CP		12.8% CP	
ND	✓	Std. Al.	Std. Al.	28% WPP		28% WPP		28% WPP		28% WPP	
OH	✓	W/ OTP	W/ OTP	17% WP		17% WP		17% WP		17% WP	
OK	✓	W/ OTP	Std. Al.		\$0.10 ea		\$0.10 ea		\$0.10 ea		\$0.10 ea
OR	✓	W/ OTP	W/ OTP	65% WSP		65% WSP		65% WSP		65% WSP	
PA											
RI	✓	Std. Al.	W/ OTP	30% WC		40% WC		80% WC		80% WC	
SC	✓	W/ OTP	W/ OTP	5% MP		5% MP		5% MP		5% MP	
SD	✓	W/ OTP	W/ OTP	10% WPP		35% WPP		35% WPP		35% WPP	
TN	✓	W/ OTP	W/ OTP	6.6% WCP		6.6% WCP		6.6% WCP		6.6% WCP	
TX	✓	W/ OTP	Std. Al.		\$0.008 ea		\$0.008 ea		\$0.008 ea		\$0.008 ea
UT	✓	W/ OTP	W/ OTP	35% MSP		35% MSP		86% MSP		86% MSP	
VT	✓	W/ OTP	W/ OTP	41% WP		41% WP		92% WP		92% WP	
VA	✓	W/ OTP	W/ OTP			10% MSP		10% MSP		10% MSP	
WA	✓	W/ OTP	W/ OTP	129.42% TSP		75% TSP		95% TSP		95% TSP	
WV	✓	W/ OTP	W/ OTP	7% WP		7% WP		7% WP		7% WP	
WI	✓	W/ OTP	W/ OTP	25% MLP		50% MLP		71% MLP		71% MLP	
WY	✓	Std. Al.	W/ OTP	20% WPP		20% WPP		20% WPP		20% WPP	

## Table A-4. State Little Cigar Taxation Laws, Selected Years 2005-2014

✓ Yes    Blank No

**Cigarette** (taxed as a cigarette); **W/ OTP** (With other OTPs); **Std. Al.** (Stand-alone definition/taxation); **CP** (Cost Price); **DP** (Distributor's Price); **MIP** (Manufacturer's Invoice Price); **MLP** (Manufacturer's List Price); **MSP** (Manufacturer's Sales Price); **PV** (Product Value); **PP** (Purchase Price); **TSP** (Taxable Sales Price); **WC** (Wholesale Cost); **WCP** (Wholesale Cost Price); **WPP** (Wholesale Purchase Price); **WSP** (Wholesale Sales Price); **WP** (Wholesale Price)

	Little Cigars Taxed	How Defined (2014)	How Taxed (2014)	2005		2008		2011		2014	
				Ad Valorem	Specific						
AL	✓	Std. Al.	Std. Al.		\$0.08/20		\$0.08/20		\$0.08/20		\$0.08/20
AK	✓	W/ OTP	W/ OTP	75% WP		75% WP		75% WP		75% WP	
AZ	✓	W/ OTP	Std. Al.		\$0.262/20		\$0.441/20		\$0.441/20		\$0.441/20
AR	✓	W/ OTP	W/ OTP	32% MSP		32% MSP		68% MSP		68% MSP	
CA	✓	W/ OTP	Cigarette	46.76% WC			\$0.87/20		\$0.87/20		\$0.87/20
CO	✓	W/ OTP	W/ OTP	40% MLP		40% MLP		40% MLP		40% MLP	
CT	✓	W/ OTP	W/ OTP	20% WSP		20% WSP		27.5% WSP		50% WSP	
DE	✓	W/ OTP	W/ OTP	15% WP		15% WP		15% WP		15% WP	
DC	✓	W/ OTP	Cigarette					\$2.50/20		\$2.50/20	
FL											
GA	✓	Std. Al.	Std. Al.		\$0.05/20		\$0.05/20		\$0.05/20		\$0.05/20
HI	✓	Std. Al.	Cigarette	40% WP		40% WP		\$3.00/20		\$3.20/20	
ID	✓	W/ OTP	W/ OTP	40% WSP		40% WSP		40% WSP		40% WSP	
IL	✓	W/ OTP	Cigarette	18% WP		18% WP		18% WP			\$1.98/20
IN	✓	W/ OTP	W/ OTP	18% WP		24% WP		24% WP		24% WP	
IA	✓	W/ OTP	Cigarette		\$0.36/20		\$1.36/20		\$1.36/20		\$1.36/20
KS	✓	W/ OTP	W/ OTP	10% WSP		10% WSP		10% WSP		10% WSP	
KY	✓	W/ OTP	W/ OTP			7.5% WSP		15% WSP		15% DP	
LA	✓	Std. Al.	Std. Al.	8% MIP		8% MIP		8% MIP		8% MIP	
ME	✓	W/ OTP	W/ OTP	16% WSP		20% WSP		20% WSP		20% WSP	
MD	✓	W/ OTP	Std. Al.	15% WP		15% WP		15% WP		70% WP	
MA	✓	Cigarette	Cigarette		\$1.51/20		\$1.51/20		\$2.51/20		\$3.51/20
MI	✓	W/ OTP	W/ OTP	32% WP		32% WP		32% WP		32% WP	
MN	✓	W/ OTP	Cigarette	35% WSP		70% WSP		70% WSP			\$2.83/20
MS	✓	W/ OTP	W/ OTP	15% MLP		15% MLP		15% MLP		15% MLP	
MO	✓	W/ OTP	W/ OTP	10% MIP		10% MIP		10% MIP		10% MIP	
MT	✓	W/ OTP	Cigarette	25% WP			\$1.70/20		\$1.70/20		\$1.70/20

## Table A-4. State Little Cigar Taxation Laws, Selected Years 2005-2014

✓ Yes    Blank No

**Cigarette** (taxed as a cigarette); **W/ OTP** (With other OTPs); **Std. Al.** (Stand-alone definition/taxation); **CP** (Cost Price); **DP** (Distributor's Price); **MIP** (Manufacturer's Invoice Price); **MLP** (Manufacturer's List Price); **MSP** (Manufacturer's Sales Price); **PV** (Product Value); **PP** (Purchase Price); **TSP** (Taxable Sales Price); **WC** (Wholesale Cost); **WCP** (Wholesale Cost Price); **WPP** (Wholesale Purchase Price); **WSP** (Wholesale Sales Price); **WP** (Wholesale Price)

	Little Cigars Taxed	How Defined (2014)	How Taxed (2014)	2005		2008		2011		2014	
				Ad Valorem	Specific	Ad Valorem	Specific	Ad Valorem	Specific	Ad Valorem	Specific
NE	✓	W/ OTP	W/ OTP	20% PP		20% PP		20% PP		20% PP	
NV	✓	W/ OTP	W/ OTP	30% WP		30% WP		30% WP		30% WP	
NH	✓	W/ OTP	Cigarette						\$1.78/20		\$1.78/20
NJ	✓	W/ OTP	W/ OTP	30% WP		30% WP		30% WP		30% WP	
NM	✓	Cigarette	Cigarette	25% PV			\$0.91/20		\$1.66/20		\$1.66/20
NY	✓	W/ OTP	Cigarette	37% WP		37% WP			\$4.35/20		\$4.35/20
NC	✓	W/ OTP	W/ OTP	2% CP		10% CP		12.8% CP		12.8% CP	
ND	✓	Std. Al.	Std. Al.	28% WPP		28% WPP		28% WPP		28% WPP	
OH	✓	W/ OTP	Std. Al.	17% WP		17% WP		17% WP		37% WP	
OK	✓	W/ OTP	Std. Al.		\$0.72/20		\$0.72/20		\$0.72/20		\$0.72/20
OR	✓	W/ OTP	W/ OTP	65% WSP		65% WSP		65% WSP		65% WSP	
PA	✓	Cigarette	Cigarette						\$1.60/20		\$1.60/20
RI	✓	Std. Al.	Cigarette	30% WC		40% WC			\$3.46/20		\$3.50/20
SC	✓	Cigarette	Cigarette		\$0.07/20		\$0.07/20		\$0.57/20		\$0.57/20
SD	✓	W/ OTP	W/ OTP	10% WPP		35% WPP		35% WPP		35% WPP	
TN	✓	W/ OTP	W/ OTP	6.6% WCP		6.6% WCP		6.6% WCP		6.6% WCP	
TX	✓	W/ OTP	Std. Al.		\$0.02/20		\$0.02/20		\$0.02/20		\$0.02/20
UT	✓	W/ OTP	Cigarette	35% MSP		35% MSP		86% MSP			\$1.70/20
VT	✓	Std. Al.	Cigarette	41% WP			\$1.79/20		\$2.24/20		\$2.62/20
VA	✓	W/ OTP	W/ OTP			10% MSP		10% MSP		10% MSP	
WA	✓	Std. Al.	Cigarette	129.42% TSP		75% TSP			\$3.025/20		\$3.025/20
WV	✓	W/ OTP	W/ OTP	7% WP		7% WP		7% WP		7% WP	
WI	✓	W/ OTP	W/ OTP	25% MLP		50% MLP		71% MLP		71% MLP	
WY	✓	Std. Al.	W/ OTP	20% WPP		20% WPP		20% WPP		20% WPP	

## Table A-5. State Pipe Tobacco Taxation Laws, Selected Years 2005-2014

✓ Yes   Blank No

W/ **OTP** (With other OTPs); **Std. Al.** (Stand-alone definition/taxation); **CP** (Cost Price); **DP** (Distributor's Price); **FLP** (Factory List Price); **MIP** (Manufacturer's Invoice Price); **MLP** (Manufacturer's List Price); **MP** (Manufacturer's Price); **MSP** (Manufacturer's Sales Price); **oz** (ounce); **PV** (Product Value); **PP** (Purchase Price); **TSP** (Taxable Sales Price); **WC** (Wholesale Cost); **WCP** (Wholesale Cost Price); **WPP** (Wholesale Purchase Price); **WSP** (Wholesale Sales Price); **WP** (Wholesale Price)

	Pipe Tobacco Taxed	How Defined (2014)	How Taxed (2014)	2005		2008		2011		2014	
				Ad Valorem	Specific						
AL	✓	Std. Al.	Std. Al.		\$0.036/oz		\$0.036/oz		\$0.036/oz		\$0.036/oz
AK	✓	W/ OTP	W/ OTP	75% WP		75% WP		75% WP		75% WP	
AZ	✓	W/ OTP	W/ OTP		\$0.198/oz		\$0.223/oz		\$0.223/oz		\$0.223/oz
AR	✓	W/ OTP	W/ OTP	32% MSP		32% MSP		68% MSP		68% MSP	
CA	✓	W/ OTP	W/ OTP	46.76% WC		45.13% WC		33.02% WC		29.82% WC	
CO	✓	W/ OTP	W/ OTP	40% MLP		40% MLP		40% MLP		40% MLP	
CT	✓	W/ OTP	W/ OTP	20% WSP		20% WSP		27.5% WSP		50% WSP	
DE	✓	W/ OTP	W/ OTP	15% WP		15% WP		15% WP		15% WP	
DC											
FL	✓	W/ OTP	W/ OTP	25% WSP		25% WSP		85% WSP		85% WSP	
GA	✓	Smokeless	Smokeless	10% WCP		10% WCP		10% WCP		10% WCP	
HI	✓	W/ OTP	W/ OTP	40% WP		40% WP		70% WP		70% WP	
ID	✓	W/ OTP	W/ OTP	40% WSP		40% WSP		40% WSP		40% WSP	
IL	✓	W/ OTP	W/ OTP	18% WP		18% WP		18% WP		36% WP	
IN	✓	W/ OTP	W/ OTP	18% WP		24% WP		24% WP		24% WP	
IA	✓	W/ OTP	W/ OTP	22% WSP		50% WSP		50% WSP		50% WSP	
KS	✓	W/ OTP	W/ OTP	10% WSP		10% WSP		10% WSP		10% WSP	
KY	✓	W/ OTP	W/ OTP			7.5% WSP		15% WSP		15% DP	
LA	✓	W/ OTP	Std. Al.	33% MIP		33% MIP		33% MIP		33% MIP	
ME	✓	W/ OTP	W/ OTP	16% WSP		20% WSP		20% WSP		20% WSP	
MD	✓	W/ OTP	W/ OTP	15% WP		15% WP		15% WP		30% WP	
MA	✓	W/ OTP	W/ OTP	30% WP		30% WP		30% WP		40% WP	
MI	✓	W/ OTP	W/ OTP	32% WP		32% WP		32% WP		32% WP	
MN	✓	W/ OTP	W/ OTP	35% WSP		70% WSP		70% WSP		95% WSP	
MS	✓	W/ OTP	W/ OTP	15% MLP		15% MLP		15% MLP		15% MLP	
MO	✓	W/ OTP	W/ OTP	10% MIP		10% MIP		10% MIP		10% MIP	
MT	✓	W/ OTP	W/ OTP	25% WP		50% WP		50% WP		50% WP	

## Table A-5. State Pipe Tobacco Taxation Laws, Selected Years 2005-2014

✓ Yes    Blank No

**W/ OTP** (With other OTPs); **Std. Al.** (Stand-alone definition/taxation); **CP** (Cost Price); **DP** (Distributor's Price); **FLP** (Factory List Price); **MIP** (Manufacturer's Invoice Price); **MLP** (Manufacturer's List Price); **MP** (Manufacturer's Price); **MSP** (Manufacturer's Sales Price); **oz** (ounce); **PV** (Product Value); **PP** (Purchase Price); **TSP** (Taxable Sales Price); **WC** (Wholesale Cost); **WCP** (Wholesale Cost Price); **WPP** (Wholesale Purchase Price); **WSP** (Wholesale Sales Price); **WP** (Wholesale Price)

	Pipe Tobacco Taxed	How Defined (2014)	How Taxed (2014)	2005		2008		2011		2014	
				Ad Valorem	Specific	Ad Valorem	Specific	Ad Valorem	Specific	Ad Valorem	Specific
NE	✓	W/ OTP	W/ OTP	20% PP		20% PP		20% PP		20% PP	
NV	✓	W/ OTP	W/ OTP	30% WP		30% WP		30% WP		30% WP	
NH	✓	W/ OTP	W/ OTP			19% WSP		65.03% WSP		65.03% WSP	
NJ	✓	W/ OTP	W/ OTP	30% WP		30% WP		30% WP		30% WP	
NM	✓	W/ OTP	W/ OTP	25% PV		25% PV		25% PV		25% PV	
NY	✓	W/ OTP	W/ OTP	37% WP		37% WP		75% WP		75% WP	
NC	✓	W/ OTP	W/ OTP	2% CP		10% CP		12.8% CP		12.8% CP	
ND	✓	Std. Al.	Std. Al.	28% WPP		28% WPP		28% WPP		28% WPP	
OH	✓	W/ OTP	W/ OTP	17% WP		17% WP		17% WP		17% WP	
OK	✓	W/ OTP	Std. Al.	80% FLP		80% FLP		80% FLP		80% FLP	
OR	✓	W/ OTP	W/ OTP	65% WSP		65% WSP		65% WSP		65% WSP	
PA											
RI	✓	Std. Al.	W/ OTP	30% WC		40% WC		80% WC		80% WC	
SC	✓	W/ OTP	W/ OTP	5% MP		5% MP		5% MP		5% MP	
SD	✓	W/ OTP	W/ OTP	10% WPP		35% WPP		35% WPP		35% WPP	
TN	✓	W/ OTP	W/ OTP	6.6% WCP		6.6% WCP		6.6% WCP		6.6% WCP	
TX	✓	W/ OTP	W/ OTP	35.21% MLP		40% MLP			\$1.13/oz		\$1.22/oz
UT	✓	W/ OTP	W/ OTP	35% MSP		35% MSP		86% MSP		86% MSP	
VT	✓	W/ OTP	W/ OTP	41% WP		41% WP		92% WP		92% WP	
VA	✓	W/ OTP	W/ OTP			10% MSP		10% MSP		10% MSP	
WA	✓	W/ OTP	W/ OTP	129.42% TSP		75% TSP		95% TSP		95% TSP	
WV	✓	W/ OTP	W/ OTP	7% WP		7% WP		7% WP		7% WP	
WI	✓	W/ OTP	W/ OTP	25% MLP		50% MLP		71% MLP		71% MLP	
WY	✓	Std. Al.	W/ OTP	20% WPP		20% WPP		20% WPP		20% WPP	

## Table A-6. State RYOT Taxation Laws, Selected Years 2005-2014

✓ Yes    Blank No

W/ **OTP** (With other OTPs); **Std. Al.** (Stand-alone definition/taxation); **CP** (Cost Price); **DP** (Distributor's Price); **FLP** (Factory List Price); **MIP** (Manufacturer's Invoice Price); **MLP** (Manufacturer's List Price); **MP** (Manufacturer's Price); **MSP** (Manufacturer's Sales Price); **oz** (ounce); **PV** (Product Value); **PP** (Purchase Price); **TSP** (Taxable Sales Price); **WC** (Wholesale Cost); **WCP** (Wholesale Cost Price); **WPP** (Wholesale Purchase Price); **WSP** (Wholesale Sales Price); **WP** (Wholesale Price)

	RYOT Taxed	How Defined (2014)	How Taxed (2014)	2005		2008		2011		2014	
				Ad Valorem	Specific						
AL	✓	Std. Al.	Std. Al.		\$0.036/oz		\$0.036/oz		\$0.036/oz		\$0.036/oz
AK	✓	W/ OTP	W/ OTP	75% WP		75% WP		75% WP		75% WP	
AZ	✓	W/ OTP	W/ OTP		\$0.198/oz		\$0.223/oz		\$0.223/oz		\$0.223/oz
AR	✓	Cigarette	Cigarette	32% MSP		32% MSP		68% MSP			\$0.117/oz
CA	✓	W/ OTP	W/ OTP	46.76% WC		45.13% WC		33.02% WC		29.82% WC	
CO	✓	W/ OTP	W/ OTP	40% MLP		40% MLP		40% MLP		40% MLP	
CT	✓	W/ OTP	W/ OTP	20% WSP		20% WSP		27.5% WSP		50% WSP	
DE	✓	W/ OTP	W/ OTP	15% WP		15% WP		15% WP		15% WP	
DC	✓	W/ OTP	W/ OTP						\$0.75/oz		\$0.75/oz
FL	✓	W/ OTP	W/ OTP	25% WSP		25% WSP		85% WSP		85% WSP	
GA	✓	Smokeless	Smokeless	10% WCP		10% WCP		10% WCP		10% WCP	
HI	✓	W/ OTP	W/ OTP	40% WP		40% WP		70% WP		70% WP	
ID	✓	W/ OTP	W/ OTP	40% WSP		40% WSP		40% WSP		40% WSP	
IL	✓	W/ OTP	W/ OTP	18% WP		18% WP		18% WP		36% WP	
IN	✓	W/ OTP	W/ OTP	18% WP		24% WP		24% WP		24% WP	
IA	✓	W/ OTP	W/ OTP	22% WSP		50% WSP		50% WSP		50% WSP	
KS	✓	W/ OTP	W/ OTP	10% WSP		10% WSP		10% WSP		10% WSP	
KY	✓	W/ OTP	W/ OTP			7.5% WSP		15% WSP		15% DP	
LA	✓	W/ OTP	Std. Al.	33% MIP		33% MIP		33% MIP		33% MIP	
ME	✓	W/ OTP	W/ OTP	16% WSP		20% WSP		20% WSP		20% WSP	
MD	✓	W/ OTP	W/ OTP	15% WP		15% WP		15% WP		30% WP	
MA	✓	W/ OTP	W/ OTP	30% WP		30% WP		30% WP		40% WP	
MI	✓	W/ OTP	W/ OTP	32% WP		32% WP		32% WP		32% WP	
MN	✓	W/ OTP	W/ OTP	35% WSP		70% WSP		70% WSP		95% WSP	
MS	✓	W/ OTP	W/ OTP	15% MLP		15% MLP		15% MLP		15% MLP	
MO	✓	W/ OTP	W/ OTP	10% MIP		10% MIP		10% MIP		10% MIP	
MT	✓	W/ OTP	W/ OTP	25% WP		50% WP		50% WP		50% WP	

## Table A-6. State RYOT Taxation Laws, Selected Years 2005-2014

✓ Yes    Blank No

**W/ OTP** (With other OTPs); **Std. Al.** (Stand-alone definition/taxation); **CP** (Cost Price); **DP** (Distributor's Price); **FLP** (Factory List Price); **MIP** (Manufacturer's Invoice Price); **MLP** (Manufacturer's List Price); **MP** (Manufacturer's Price); **MSP** (Manufacturer's Sales Price); **oz** (ounce); **PV** (Product Value); **PP** (Purchase Price); **TSP** (Taxable Sales Price); **WC** (Wholesale Cost); **WCP** (Wholesale Cost Price); **WPP** (Wholesale Purchase Price); **WSP** (Wholesale Sales Price); **WP** (Wholesale Price)

	RYOT Taxed	How Defined (2014)	How Taxed (2014)	2005		2008		2011		2014	
				Ad Valorem	Specific	Ad Valorem	Specific	Ad Valorem	Specific	Ad Valorem	Specific
NE	✓	W/ OTP	W/ OTP	20% PP		20% PP		20% PP		20% PP	
NV	✓	W/ OTP	W/ OTP	30% WP		30% WP		30% WP		30% WP	
NH	✓	Cigarette	Cigarette			19% WSP		65.03% WSP			\$0.933/oz
NJ	✓	W/ OTP	W/ OTP	30% WP		30% WP		30% WP		30% WP	
NM	✓	Cigarette	Cigarette	25% PV		25% PV			\$0.922/oz		\$0.922/oz
NY	✓	W/ OTP	W/ OTP	37% WP		37% WP		75% WP		75% WP	
NC	✓	W/ OTP	W/ OTP	2% CP		10% CP		12.8% CP		12.8% CP	
ND											
OH	✓	W/ OTP	W/ OTP	17% WP		17% WP		17% WP		17% WP	
OK	✓	W/ OTP	Std. Al.	80% FLP		80% FLP		80% FLP		80% FLP	
OR	✓	W/ OTP	W/ OTP	65% WSP		65% WSP		65% WSP		65% WSP	
PA											
RI											
SC	✓	W/ OTP	W/ OTP	5% MP		5% MP		5% MP		5% MP	
SD	✓	W/ OTP	W/ OTP	10% WPP		35% WPP		35% WPP		35% WPP	
TN	✓	W/ OTP	W/ OTP	6.6% WCP		6.6% WCP		6.6% WCP		6.6% WCP	
TX	✓	W/ OTP	W/ OTP	35.21% MLP		40% MLP			\$1.13/oz		\$1.22/oz
UT	✓	W/ OTP	W/ OTP	35% MSP		35% MSP		86% MSP		86% MSP	
VT	✓	Std. Al.	Cigarette	41% WP			\$0.994/oz		\$3.446/oz		\$4.031/oz
VA	✓	Cigarette	Std. Al.			10% MSP		10% MSP		10% MSP	
WA	✓	Cigarette	Cigarette	129.42% TSP		75% TSP		95% TSP			\$1.68/oz
WV	✓	W/ OTP	W/ OTP	7% WP		7% WP		7% WP		7% WP	
WI	✓	W/ OTP	W/ OTP	25% MLP		50% MLP		71% MLP		71% MLP	
WY	✓	Std. Al.	W/ OTP	20% WPP		20% WPP		20% WPP		20% WPP	

## Table A-7. State Dry Snuff Taxation Laws, Selected Years 2005-2014

✓ Yes    Blank No

W/ **OTP** (With other OTPs); **Std. Al.** (Stand-alone definition/taxation); **CP** (Cost Price); **FLP** (Factory List Price); **MIP** (Manufacturer's Invoice Price); **MLP** (Manufacturer's List Price); **MP** (Manufacturer's Price); **MSP** (Manufacturer's Sales Price); **oz** (ounce); **PPL** (Price Paid by Licensee/Unclassified Acquirer); **PV** (Product Value); **PP** (Purchase Price); **TSP** (Taxable Sales Price); **WC** (Wholesale Cost); **WCP** (Wholesale Cost Price); **WPP** (Wholesale Purchase Price); **WSP** (Wholesale Sales Price); **WP** (Wholesale Price)

	Dry Snuff Taxed	How Defined (2014)	How Taxed (2014)	2005		2008		2011		2014	
				Ad Valorem	Specific						
AL	✓	Std. Al.	Std. Al.		\$0.01/oz		\$0.01/oz		\$0.01/oz		\$0.01/oz
AK	✓	W/ OTP	W/ OTP	75% WP		75% WP		75% WP		75% WP	
AZ	✓	W/ OTP	W/ OTP		\$0.133/oz		\$0.223/oz		\$0.223/oz		\$0.223/oz
AR	✓	W/ OTP	W/ OTP	32% MSP		32% MSP		68% MSP		68% MSP	
CA	✓	W/ OTP	W/ OTP	46.76% WC		45.13% WC		33.02% WC		29.82% WC	
CO	✓	W/ OTP	W/ OTP	40% MLP		40% MLP		40% MLP		40% MLP	
CT	✓	W/ OTP	Std. Al.		\$0.40/oz		\$0.40/oz		\$0.55/oz		\$1.00/oz
DE	✓	W/ OTP	W/ OTP	15% WP		15% WP		15% WP		15% WP	
DC	✓	W/ OTP	W/ OTP						\$0.75/oz		\$0.75/oz
FL	✓	W/ OTP	W/ OTP	25% WSP		25% WSP		85% WSP		85% WSP	
GA	✓	Smokeless	Smokeless	10% WCP		10% WCP		10% WCP		10% WCP	
HI	✓	W/ OTP	W/ OTP	40% WP		40% WP		70% WP		70% WP	
ID	✓	W/ OTP	W/ OTP	40% WSP		40% WSP		40% WSP		40% WSP	
IL	✓	W/ OTP	W/ OTP	18% WP		18% WP		18% WP		36% WP	
IN	✓	W/ OTP	W/ OTP	18% WP		24% WP		24% WP		24% WP	
IA	✓	W/ OTP	Std. Al.	22% WSP			\$1.19/oz		\$1.19/oz		\$1.19/oz
KS	✓	W/ OTP	W/ OTP	10% WSP		10% WSP		10% WSP		10% WSP	
KY	✓	W/ OTP	Std. Al.				\$0.063/oz		\$0.127/oz		\$0.127/oz
LA	✓	Smokeless	Smokeless	20% MIP		20% MIP		20% MIP		20% MIP	
ME	✓	W/ OTP	Smokeless	62% WSP		78% WSP			\$2.02/oz		\$2.02/oz
MD	✓	W/ OTP	W/ OTP	15% WP		15% WP		15% WP		30% WP	
MA	✓	W/ OTP	W/ OTP	90% PPL		90% PPL		90% PPL		210% PPL	
MI	✓	W/ OTP	W/ OTP	32% WP		32% WP		32% WP		32% WP	
MN	✓	W/ OTP	W/ OTP	35% WSP		70% WSP		70% WSP		95% WSP	
MS	✓	W/ OTP	W/ OTP	15% MLP		15% MLP		15% MLP		15% MLP	
MO	✓	W/ OTP	W/ OTP	10% MIP		10% MIP		10% MIP		10% MIP	
MT	✓	W/ OTP	W/ OTP	25% WP		50% WP		50% WP		50% WP	

## Table A-7. State Dry Snuff Taxation Laws, Selected Years 2005-2014

✓ Yes    Blank No

W/ OTP (With other OTPs); **Std. Al.** (Stand-alone definition/taxation); **CP** (Cost Price); **FLP** (Factory List Price); **MIP** (Manufacturer's Invoice Price); **MLP** (Manufacturer's List Price); **MP** (Manufacturer's Price); **MSP** (Manufacturer's Sales Price); **oz** (ounce); **PPL** (Price Paid by Licensee/Unclassified Acquirer); **PV** (Product Value); **PP** (Purchase Price); **TSP** (Taxable Sales Price); **WC** (Wholesale Cost); **WCP** (Wholesale Cost Price); **WPP** (Wholesale Purchase Price); **WSP** (Wholesale Sales Price); **WP** (Wholesale Price)

	Dry Snuff Taxed	How Defined (2014)	How Taxed (2014)	2005		2008		2011		2014	
				Ad Valorem	Specific	Ad Valorem	Specific	Ad Valorem	Specific	Ad Valorem	Specific
NE	✓	W/ OTP	Std. Al.	20% PP		20% PP			\$0.44/oz		\$0.44/oz
NV	✓	W/ OTP	W/ OTP	30% WP		30% WP		30% WP		30% WP	
NH	✓	W/ OTP	W/ OTP	19% WSP		19% WSP		65.03% WSP		65.03% WSP	
NJ	✓	W/ OTP	W/ OTP	30% WP		30% WP		30% WP		30% WP	
NM	✓	W/ OTP	W/ OTP	25% PV		25% PV		25% PV		25% PV	
NY	✓	W/ OTP	Std. Al.	37% WP		37% WP			\$2.00/oz		\$2.00/oz
NC	✓	W/ OTP	W/ OTP	2% CP		10% CP		12.8% CP		12.8% CP	
ND	✓	W/ OTP	Std. Al.		\$0.60/oz		\$0.60/oz		\$0.60/oz		\$0.60/oz
OH	✓	W/ OTP	W/ OTP	17% WP		17% WP		17% WP		17% WP	
OK	✓	W/ OTP	Smokeless	60% FLP		60% FLP		60% FLP		60% FLP	
OR	✓	W/ OTP	W/ OTP	65% WSP		65% WSP		65% WSP		65% WSP	
PA											
RI	✓	Std. Al.	Std. Al.	30% WC			\$1.00/oz		\$1.00/oz		\$1.00/oz
SC	✓	W/ OTP	W/ OTP	5% MP		5% MP		5% MP		5% MP	
SD	✓	W/ OTP	W/ OTP	10% WPP		35% WPP		35% WPP		35% WPP	
TN	✓	W/ OTP	W/ OTP	6.6% WCP		6.6% WCP		6.6% WCP		6.6% WCP	
TX	✓	W/ OTP	W/ OTP	35.21% MLP		40% MLP			\$1.13/oz		\$1.22/oz
UT	✓	W/ OTP	W/ OTP	35% MSP		35% MSP		86% MSP		86% MSP	
VT	✓	Std. Al.	Std. Al.	41% WP			\$1.49/oz		\$1.87/oz		\$1.87/oz
VA	✓	W/ OTP	W/ OTP			10% MSP		10% MSP		10% MSP	
WA	✓	W/ OTP	W/ OTP	129.42% TSP		75% TSP		95% TSP		95% TSP	
WV	✓	W/ OTP	W/ OTP	7% WP		7% WP		7% WP		7% WP	
WI	✓	W/ OTP	W/ OTP	25% MLP		50% MLP		71% MLP		71% MLP	
WY	✓	Std. Al.	W/ OTP	20% WPP		20% WPP		20% WPP		20% WPP	

## Table A-8. State Moist Snuff Taxation Laws, Selected Years 2005-2014

✓ Yes    Blank No

W/ **OTP** (With other OTPs); **Std. Al.** (Stand-alone definition/taxation); **Mst. Sn.** (Moist Snuff); **CP** (Cost Price); **ea** (each); **FLP** (Factory List Price); **MIP** (Manufacturer's Invoice Price); **MLP** (Manufacturer's List Price); **MP** (Manufacturer's Price); **MSP** (Manufacturer's Sales Price); **oz** (ounce); **PPL** (Price Paid by Licensee/Unclassified Acquirer); **PV** (Product Value); **PP** (Purchase Price); **TSP** (Taxable Sales Price); **WC** (Wholesale Cost); **WCP** (Wholesale Cost Price); **WP** (Wholesale Price); **WPP** (Wholesale Purchase Price); **WSP** (Wholesale Sale Price)

	Moist Snuff Taxed	How Defined (2014)	How Taxed (2014)	2005		2008		2011		2014	
				Ad Valorem	Specific						
AL	✓	Std. Al.	Std. Al.		\$0.01/oz		\$0.01/oz		\$0.01/oz		\$0.01/oz
AK	✓	W/ OTP	W/ OTP	75% WP		75% WP		75% WP		75% WP	
AZ	✓	W/ OTP	W/ OTP		\$0.133/oz		\$0.223/oz		\$0.223/oz		\$0.223/oz
AR	✓	W/ OTP	W/ OTP	32% MSP		32% MSP		68% MSP		68% MSP	
CA	✓	W/ OTP	W/ OTP	46.76% WC		45.13% WC		33.02% WC		29.82% WC	
CO	✓	W/ OTP	W/ OTP	40% MLP		40% MLP		40% MLP		40% MLP	
CT	✓	W/ OTP	Std. Al.		\$0.40/oz		\$0.40/oz		\$0.55/oz		\$1.00/oz
DE	✓	Mst. Sn.	Mst. Sn.	15% WP			\$0.54/oz		\$0.54/oz		\$0.54/oz
DC	✓	W/ OTP	W/ OTP						\$0.75/oz		\$0.75/oz
FL	✓	W/ OTP	W/ OTP	25% WSP		25% WSP		85% WSP		85% WSP	
GA	✓	STD. aL.	Smokeless	10% WCP		10% WCP		10% WCP		10% WCP	
HI	✓	W/ OTP	W/ OTP	40% WP		40% WP		70% WP		70% WP	
ID	✓	W/ OTP	W/ OTP	40% WSP		40% WSP		40% WSP		40% WSP	
IL	✓	W/ OTP	Std. Al.	18% WP		18% WP		18% WP			\$0.30/oz
IN	✓	W/ OTP	Mst. Sn.	18% WP		24% WP		24% WP			\$0.40/oz
IA	✓	W/ OTP	Std. Al.	22% WSP			\$1.19/oz		\$1.19/oz		\$1.19/oz
KS	✓	W/ OTP	W/ OTP	10% WSP		10% WSP		10% WSP		10% WSP	
KY	✓	W/ OTP	Std. Al.				\$0.063/oz		\$0.127/oz		\$0.127/oz
LA	✓	Smokeless	Smokeless	20% MIP		20% MIP		20% MIP		20% MIP	
ME	✓	W/ OTP	Smokeless	62% WSP		78% WSP			\$2.02/oz		\$2.02/oz
MD	✓	W/ OTP	W/ OTP	15% WP		15% WP		15% WP		30% WP	
MA	✓	W/ OTP	Smokeless	90% PPL		90% PPL		90% PPL		210% PPL	
MI	✓	W/ OTP	W/ OTP	32% WP		32% WP		32% WP		32% WP	
MN	✓	W/ OTP	Cigarette	35% WSP		70% WSP		70% WSP			\$2.83 ea*
MS	✓	W/ OTP	W/ OTP	15% MLP		15% MLP		15% MLP		15% MLP	
MO	✓	W/ OTP	W/ OTP	10% MIP		10% MIP		10% MIP		10% MIP	
MT	✓	Std. Al.	Mst. Sn.		\$0.35/oz		\$0.85/oz		\$0.85/oz		\$0.85/oz

## Table A-8. State Moist Snuff Taxation Laws, Selected Years 2005-2014

✓ Yes    Blank No

**W/ OTP** (With other OTPs); **Std. Al.** (Stand-alone definition/taxation); **Mst. Sn.** (Moist Snuff); **CP** (Cost Price); **ea** (each); **FLP** (Factory List Price); **MIP** (Manufacturer's Invoice Price); **MLP** (Manufacturer's List Price); **MP** (Manufacturer's Price); **MSP** (Manufacturer's Sales Price); **oz** (ounce); **PPL** (Price Paid by Licensee/Unclassified Acquirer); **PV** (Product Value); **PP** (Purchase Price); **TSP** (Taxable Sales Price); **WC** (Wholesale Cost); **WCP** (Wholesale Cost Price); **WP** (Wholesale Price); **WPP** (Wholesale Purchase Price); **WSP** (Wholesale Sale Price)

	Moist Snuff Taxed	How Defined (2014)	How Taxed (2014)	2005		2008		2011		2014	
				Ad Valorem	Specific	Ad Valorem	Specific	Ad Valorem	Specific	Ad Valorem	Specific
NE	✓	W/ OTP	Std. Al.	20% PP		20% PP			\$0.44/oz		\$0.44/oz
NV	✓	W/ OTP	W/ OTP	30% WP		30% WP		30% WP		30% WP	
NH	✓	W/ OTP	W/ OTP	19% WSP		19% WSP		65.03% WSP		65.03% WSP	
NJ	✓	W/ OTP	Mst. Sn.	30% WP			\$0.75/oz		\$0.75/oz		\$0.75/oz
NM	✓	W/ OTP	W/ OTP	25% PV		25% PV		25% PV		25% PV	
NY	✓	W/ OTP	Std. Al.	37% WP		37% WP			\$2.00/oz		\$2.00/oz
NC	✓	W/ OTP	W/ OTP	2% CP		10% CP		12.8% CP		12.8% CP	
ND	✓	W/ OTP	Std. Al.		\$0.60/oz		\$0.60/oz		\$0.60/oz		\$0.60/oz
OH	✓	W/ OTP	W/ OTP	17% WP		17% WP		17% WP		17% WP	
OK	✓	W/ OTP	Smokeless	60% FLP		60% FLP		60% FLP		60% FLP	
OR	✓	W/ OTP	Mst. Sn.	65% WSP		65% WSP			\$1.78/oz		\$1.78/oz
PA											
RI	✓	Std. Al.	Std. Al.	30% WC			\$1.00/oz		\$1.00/oz		\$1.00/oz
SC	✓	W/ OTP	W/ OTP	5% MP		5% MP		5% MP		5% MP	
SD	✓	W/ OTP	W/ OTP	10% WPP		35% WPP		35% WPP		35% WPP	
TN	✓	W/ OTP	W/ OTP	6.6% WCP		6.6% WCP		6.6% WCP		6.6% WCP	
TX	✓	W/ OTP	W/ OTP	35.21% MLP		40% MLP			\$1.13/oz		\$1.22/oz
UT	✓	W/ OTP	Mst. Sn.	35% MSP		35% MSP			\$1.83/oz		\$1.83/oz
VT	✓	Std. Al.	Std. Al.	41% WP			\$1.49/oz		\$1.87/oz		\$1.87/oz
VA	✓	W/ OTP	Mst. Sn.			10% MSP			\$0.18/oz		\$0.18/oz
WA	✓	W/ OTP	Mst. Sn.	129.42% TSP		75% TSP			\$2.526 ea		\$2.526 ea*
WV	✓	W/ OTP	W/ OTP	7% WP		7% WP		7% WP		7% WP	
WI	✓	W/ OTP	Mst. Sn.	25% MLP			\$1.31/oz	100% MLP		100% MLP	
WY	✓	W/ OTP	Mst. Sn.	20% WPP		20% WPP			\$0.60/oz		\$0.60/oz

\*The specific tax on moist snuff as of January 1, 2014, was presented in two forms for these states. For simplicity, only the \$ rate is presented in the table. The two forms were as follows: MN (\$2.83/container OR 95% of cigarette tax) and WA (\$2.526/unit—consumer-sized can or package OR 83.5% of cigarette tax).

## Table A-9. State Snus Taxation Laws, Selected Years 2005-2014

✓ Yes    Blank No

W/ OTP (With other OTPs); **Std. Al.** (Stand-alone definition/taxation); **Mst. Sn.** (Moist Snuff); **CP** (Cost Price); **FLP** (Factory List Price); **MIP** (Manufacturer's Invoice Price); **MLP** (Manufacturer's List Price); **MP** (Manufacturer's Price); **MSP** (Manufacturer's Sales Price); **oz** (ounce); **PPL** (Price Paid by Licensee/Unclassified Acquirer); **PV** (Product Value); **PP** (Purchase Price); **TSP** (Taxable Sales Price); **WC** (Wholesale Cost); **WCP** (Wholesale Cost Price); **WPP** (Wholesale Purchase Price); **WSP** (Wholesale Sales Price); **WP** (Wholesale Price)

	Snus Taxed	How Defined (2014)	How Taxed (2014)	2005		2008		2011		2014	
				Ad Valorem	Specific						
AL	✓	Std. Al.	Std. Al.		\$0.01/oz		\$0.01/oz		\$0.01/oz		\$0.01/oz
AK	✓	W/ OTP	W/ OTP	75% WP		75% WP		75% WP		75% WP	
AZ	✓	W/ OTP	W/ OTP		\$0.133/oz		\$0.223/oz		\$0.223/oz		\$0.223/oz
AR	✓	W/ OTP	W/ OTP	32% MSP		32% MSP		68% MSP		68% MSP	
CA	✓	W/ OTP	W/ OTP	46.76% WC		45.13% WC		33.02% WC		29.82% WC	
CO	✓	W/ OTP	W/ OTP	40% MLP		40% MLP		40% MLP		40% MLP	
CT	✓	W/ OTP	Std. Al.		\$0.40/oz		\$0.40/oz		\$0.55/oz		\$1.00/oz
DE	✓	Mst. Sn.	Mst. Sn.	15% WP			\$0.54/oz		\$0.54/oz		\$0.54/oz
DC	✓	W/ OTP	W/ OTP						\$0.75/oz		\$0.75/oz
FL	✓	W/ OTP	W/ OTP	25% WSP		25% WSP		85% WSP		85% WSP	
GA	✓	Smokeless	Smokeless	10% WCP		10% WCP		10% WCP		10% WCP	
HI	✓	W/ OTP	W/ OTP	40% WP		40% WP		70% WP		70% WP	
ID	✓	W/ OTP	W/ OTP	40% WSP		40% WSP		40% WSP		40% WSP	
IL	✓	W/ OTP	Mst. Sn.	18% WP		18% WP		18% WP			\$0.03/oz
IN	✓	Mst. Sn.	Mst. Sn.	18% WP		24% WP		24% WP			\$0.40/oz
IA	✓	W/ OTP	Std. Al.	22% WSP			\$1.19/oz		\$1.19/oz		\$1.19/oz
KS	✓	W/ OTP	W/ OTP	10% WSP		10% WSP		10% WSP		10% WSP	
KY	✓	W/ OTP	Std. Al.				\$0.063/oz		\$0.127/oz		\$0.127/oz
LA	✓	Smokeless	Smokeless	20% MIP		20% MIP		20% MIP		20% MIP	
ME	✓	W/ OTP	W/ OTP	62% WSP		78% WSP			\$2.02/oz		\$2.02/oz
MD	✓	W/ OTP	W/ OTP	15% WP		15% WP		15% WP		30% WP	
MA	✓	W/ OTP	Smokeless	90% PPL		90% PPL		90% PPL		210% PPL	
MI	✓	W/ OTP	W/ OTP	32% WP		32% WP		32% WP		32% WP	
MN	✓	W/ OTP	W/ OTP	35% WSP		70% WSP		70% WSP		95% WSP	
MS	✓	W/ OTP	W/ OTP	15% MLP		15% MLP		15% MLP		15% MLP	
MO	✓	W/ OTP	W/ OTP	10% MIP		10% MIP		10% MIP		10% MIP	
MT	✓	Mst. Sn.	Mst. Sn.		\$0.35/oz		\$0.85/oz		\$0.85/oz		\$0.85/oz

## Table A-9. State Snus Taxation Laws, Selected Years 2005-2014

✓ Yes    Blank No

W/ OTP (With other OTPs); **Std. Al.** (Stand-alone definition/taxation); **Mst. Sn.** (Moist Snuff); **CP** (Cost Price); **FLP** (Factory List Price); **MIP** (Manufacturer's Invoice Price); **MLP** (Manufacturer's List Price); **MP** (Manufacturer's Price); **MSP** (Manufacturer's Sales Price); **oz** (ounce); **PPL** (Price Paid by Licensee/Unclassified Acquirer); **PV** (Product Value); **PP** (Purchase Price); **TSP** (Taxable Sales Price); **WC** (Wholesale Cost); **WCP** (Wholesale Cost Price); **WPP** (Wholesale Purchase Price); **WSP** (Wholesale Sales Price); **WP** (Wholesale Price)

	Snus Taxed	How Defined (2014)	How Taxed (2014)	2005		2008		2011		2014	
				Ad Valorem	Specific	Ad Valorem	Specific	Ad Valorem	Specific	Ad Valorem	Specific
NE	✓	W/ OTP	Std. Al.	20% PP		20% PP			\$0.44/oz		\$0.44/oz
NV	✓	W/ OTP	W/ OTP	30% WP		30% WP		30% WP		30% WP	
NH	✓	W/ OTP	W/ OTP	19% WSP		19% WSP		65.03% WSP		65.03% WSP	
NJ	✓	W/ OTP	Mst. Sn.	30% WP			\$0.75/oz		\$0.75/oz		\$0.75/oz
NM	✓	W/ OTP	W/ OTP	25% PV		25% PV		25% PV		25% PV	
NY	✓	W/ OTP	Std. Al.	37% WP		37% WP			\$2.00/oz		\$2.00/oz
NC	✓	W/ OTP	W/ OTP	2% CP		10% CP		12.8% CP		12.8% CP	
ND	✓	W/ OTP	Std. Al.		\$0.60/oz		\$0.60/oz		\$0.60/oz		\$0.60/oz
OH	✓	W/ OTP	W/ OTP	17% WP		17% WP		17% WP		17% WP	
OK	✓	W/ OTP	Smokeless	60% FLP		60% FLP		60% FLP		60% FLP	
OR	✓	Mst. Sn.	Mst. Sn.	65% WSP		65% WSP			\$1.78/oz		\$1.78/oz
PA											
RI	✓	Std. Al.	Std. Al.	30% WC			\$1.00/oz		\$1.00/oz		\$1.00/oz
SC	✓	W/ OTP	W/ OTP	5% MP		5% MP		5% MP		5% MP	
SD	✓	W/ OTP	W/ OTP	10% WPP		35% WPP		35% WPP		35% WPP	
TN	✓	W/ OTP	W/ OTP	6.6% WCP		6.6% WCP		6.6% WCP		6.6% WCP	
TX	✓	W/ OTP	W/ OTP	35.21% MLP		40% MLP			\$1.13/oz		\$1.22/oz
UT	✓	W/ OTP	Mst. Sn.	35% MSP		35% MSP			\$1.83/oz		\$1.83/oz
VT	✓	W/ OTP	Std. Al.	41% WP			\$1.49/oz		\$1.87/oz		\$1.87/oz
VA	✓	W/ OTP	Mst. Sn.			10% MSP			\$0.18/oz		\$0.18/oz
WA	✓	W/ OTP	Mst. Sn.	129.42% TSP		75% TSP			\$2.105/oz		\$2.105/oz
WV	✓	W/ OTP	W/ OTP	7% WP		7% WP		7% WP		7% WP	
WI	✓	W/ OTP	Mst. Sn.	25% MLP			\$1.31/oz	100% MLP		100% MLP	
WY	✓	Mst. Sn.	Mst. Sn.	20% WPP		20% WPP			\$0.60/oz		\$0.60/oz

## Table A-10. State Smokeless Taxation Laws, Selected Years 2005-2014

✓ Yes    Blank No

W/ **OTP** (With other OTPs); **Std. Al.** (Stand-alone definition/taxation); **CP** (Cost Price); **FLP** (Factory List Price); **MIP** (Manufacturer's Invoice Price); **MLP** (Manufacturer's List Price); **MP** (Manufacturer's Price); **MSP** (Manufacturer's Sales Price); **oz** (ounce); **PPL** (Price Paid by Licensee/Unclassified Acquirer); **PV** (Product Value); **PP** (Purchase Price); **TSP** (Taxable Sales Price); **WC** (Wholesale Cost); **WCP** (Wholesale Cost Price); **WPP** (Wholesale Purchase Price); **WSP** (Wholesale Sales Price); **WP** (Wholesale Price)

	Smoke less Taxed	How Defined (2014)	How Taxed (2014)	2005		2008		2011		2014	
				Ad Valorem	Specific						
AL	✓	Std. Al.	Std. Al.		\$0.015/oz		\$0.015/oz		\$0.015/oz		\$0.015/oz
AK	✓	W/ OTP	W/ OTP	75% WP		75% WP		75% WP		75% WP	
AZ	✓	W/ OTP	W/ OTP		\$0.133/oz		\$0.223/oz		\$0.223/oz		\$0.223/oz
AR	✓	W/ OTP	W/ OTP	32% MSP		32% MSP		68% MSP		68% MSP	
CA	✓	W/ OTP	W/ OTP	48.89% WC		45.13% WC		33.02% WC		29.82% WC	
CO	✓	W/ OTP	W/ OTP	40% MLP		40% MLP		40% MLP		40% MLP	
CT	✓	W/ OTP	W/ OTP	20% WSP		20% WSP		27.5% WSP		50% WSP	
DE	✓	W/ OTP	W/ OTP	15% WP		15% WP		15% WP		15% WP	
DC	✓	W/ OTP	W/ OTP						\$0.75/oz		\$0.75/oz
FL	✓	W/ OTP	W/ OTP	25% WSP		25% WSP		85% WSP		85% WSP	
GA	✓	Smokeless	Smokeless	10% WCP		10% WCP		10% WCP		10% WCP	
HI	✓	W/ OTP	W/ OTP	40% WP		40% WP		70% WP		70% WP	
ID	✓	W/ OTP	W/ OTP	40% WSP		40% WSP		40% WSP		40% WSP	
IL	✓	W/ OTP	W/ OTP	18% WP		18% WP		18% WP		36% WP	
IN	✓	W/ OTP	W/ OTP	18% WP		24% WP		24% WP		24% WP	
IA	✓	W/ OTP	W/ OTP	22% WSP		50% WSP		50% WSP		50% WSP	
KS	✓	W/ OTP	W/ OTP	10% WSP		10% WSP		10% WSP		10% WSP	
KY	✓	W/ OTP	Std. Al.			7.5% WSP		15% WSP			\$0.048/oz
LA	✓	Smokeless	Smokeless	20% MIP		20% MIP		20% MIP		20% MIP	
ME	✓	W/ OTP	Smokeless	62% WSP		78% WSP			\$2.02/oz		\$2.02/oz
MD	✓	W/ OTP	W/ OTP	15% WP		15% WP		15% WP		30% WP	
MA	✓	W/ OTP	Smokeless	90% PPL		90% PPL		90% PPL		210% PPL	
MI	✓	W/ OTP	W/ OTP	32% WP		32% WP		32% WP		32% WP	
MN	✓	W/ OTP	W/ OTP	35% WSP		70% WSP		70% WSP		95% WSP	
MS	✓	W/ OTP	W/ OTP	15% MLP		15% MLP		15% MLP		15% MLP	
MO	✓	W/ OTP	W/ OTP	10% MIP		10% MIP		10% MIP		10% MIP	
MT	✓	W/ OTP	W/ OTP	25% WP		50% WP		50% WP		50% WP	

## Table A-10. State Smokeless Taxation Laws, Selected Years 2005-2014

✓ Yes    Blank No

W/ OTP (With other OTPs); **Std. Al.** (Stand-alone definition/taxation); **CP** (Cost Price); **FLP** (Factory List Price); **MIP** (Manufacturer's Invoice Price); **MLP** (Manufacturer's List Price); **MP** (Manufacturer's Price); **MSP** (Manufacturer's Sales Price); **oz** (ounce); **PPL** (Price Paid by Licensee/Unclassified Acquirer); **PV** (Product Value); **PP** (Purchase Price); **TSP** (Taxable Sales Price); **WC** (Wholesale Cost); **WCP** (Wholesale Cost Price); **WPP** (Wholesale Purchase Price); **WSP** (Wholesale Sales Price); **WP** (Wholesale Price)

	Smoke less Taxed	How Defined (2014)	How Taxed (2014)	2005		2008		2011		2014	
				Ad Valorem	Specific	Ad Valorem	Specific	Ad Valorem	Specific	Ad Valorem	Specific
NE	✓	W/ OTP	W/ OTP	20% PP		20% PP		20% PP		20% PP	
NV	✓	W/ OTP	W/ OTP	30% WP		30% WP		30% WP		30% WP	
NH	✓	W/ OTP	W/ OTP	19% WSP		19% WSP		65.03% WSP		65.03% WSP	
NJ	✓	W/ OTP	W/ OTP	30% WP		30% WP		30% WP		30% WP	
NM	✓	W/ OTP	W/ OTP	25% PV		25% PV		25% PV		25% PV	
NY	✓	W/ OTP	W/ OTP	37% WP		37% WP		75% WP		75% WP	
NC	✓	W/ OTP	W/ OTP	2% CP		10% CP		12.8% CP		12.8% CP	
ND	✓	W/ OTP	Std. Al.		\$0.16/oz		\$0.16/oz		\$0.16/oz		\$0.16/oz
OH	✓	W/ OTP	W/ OTP	17% WP		17% WP		17% WP		17% WP	
OK	✓	W/ OTP	Smokeless	60% FLP		60% FLP		60% FLP		60% FLP	
OR	✓	W/ OTP	W/ OTP	65% WSP		65% WSP		65% WSP		65% WSP	
PA											
RI	✓	Std. Al.	W/ OTP	30% WC		40% WC		80% WC		80% WC	
SC	✓	W/ OTP	W/ OTP	5% MP		5% MP		5% MP		5% MP	
SD	✓	W/ OTP	W/ OTP	10% WPP		35% WPP		35% WPP		35% WPP	
TN	✓	W/ OTP	W/ OTP	6.6% WCP		6.6% WCP		6.6% WCP		6.6% WCP	
TX	✓	W/ OTP	W/ OTP	35.21% MLP		40% MLP			\$1.13/oz		\$1.22/oz
UT	✓	W/ OTP	W/ OTP	35% MSP		35% MSP		86% MSP		86% MSP	
VT	✓	W/ OTP	W/ OTP	41% WP		41% WP		92% WP		92% WP	
VA	✓	W/ OTP	W/ OTP			10% MSP		10% MSP		10% MSP	
WA	✓	W/ OTP	W/ OTP	129.42% TSP		75% TSP		95% TSP		95% TSP	
WV	✓	W/ OTP	W/ OTP	7% WP		7% WP		7% WP		7% WP	
WI	✓	W/ OTP	W/ OTP	25% MLP		50% MLP		71% MLP		71% MLP	
WY	✓	Std. Al.	W/ OTP	20% WPP		20% WPP		20% WPP		20% WPP	

## Table A-11. State Dissolvable Taxation Laws, Selected Years 2005-2014

✓ Yes    Blank No

W/ **OTP** (With other OTPs); **Std. Al.** (Stand-alone definition/taxation); **Mst. Sn.** (Moist Snuff); **CP** (Cost Price); **DP** (Distributor's Price); **FLP** (Factory List Price); **MIP** (Manufacturer's Invoice Price); **MLP** (Manufacturer's List Price); **MSP** (Manufacturer's Sales Price); **oz** (ounce); **PV** (Product Value); **TSP** (Taxable Sales Price); **WC** (Wholesale Cost); **WCP** (Wholesale Cost Price); **WSP** (Wholesale Sales Price); **WP** (Wholesale Price); **WPP** (Wholesale Purchase Price)

	Dissol vables Taxed	How Defined (2014)	How Taxed (2014)	2005		2008		2011		2014	
				Ad Valorem	Specific	Ad Valorem	Specific	Ad Valorem	Specific	Ad Valorem	Specific
AL											
AK	✓	W/ OTP	W/ OTP	75% WP		75% WP		75% WP		75% WP	
AZ											
AR	✓	W/ OTP	W/ OTP	32% MSP		32% MSP		68% MSP		68% MSP	
CA	✓	W/ OTP	W/ OTP	48.89% WC		45.13% WC		33.02% WC		29.82% WC	
CO											
CT											
DE	✓	W/ OTP	W/ OTP	15% WP		15% WP		15% WP		15% WP	
DC											
FL											
GA											
HI	✓	W/ OTP	W/ OTP	40% WP		40% WP		70% WP		70% WP	
ID	✓	W/ OTP	W/ OTP	40% WSP		40% WSP		40% WSP		40% WSP	
IL											
IN											
IA											
KS											
KY	✓	W/ OTP	W/ OTP							15% DP	
LA	✓	Smokeless	Smokeless	20% MIP		20% MIP		20% MIP		20% MIP	
ME											
MD											
MA											
MI											
MN	✓	W/ OTP	W/ OTP					70% WSP		95% WSP	
MS											
MO											
MT	✓	W/ OTP	W/ OTP	25% WP		50% WP		50% WP		50% WP	

## Table A-11. State Dissolvable Taxation Laws, Selected Years 2005-2014

✓ Yes    Blank No

W/ **OTP** (With other OTPs); **Std. Al.** (Stand-alone definition/taxation); **Mst. Sn.** (Moist Snuff); **CP** (Cost Price); **DP** (Distributor's Price); **FLP** (Factory List Price); **MIP** (Manufacturer's Invoice Price); **MLP** (Manufacturer's List Price); **MSP** (Manufacturer's Sales Price); **oz** (ounce); **PV** (Product Value); **TSP** (Taxable Sales Price); **WC** (Wholesale Cost); **WCP** (Wholesale Cost Price); **WSP** (Wholesale Sales Price); **WP** (Wholesale Price); **WPP** (Wholesale Purchase Price)

	Dissol vables Taxed	How Defined (2014)	How Taxed (2014)	2005		2008		2011		2014	
				Ad Valorem	Specific	Ad Valorem	Specific	Ad Valorem	Specific	Ad Valorem	Specific
NE											
NV	✓	W/ OTP	W/ OTP	30% WP		30% WP		30% WP		30% WP	
NH	✓	W/ OTP	W/ OTP	19% WSP		19% WSP		65.03% WSP		65.03% WSP	
NJ	✓	W/ OTP	W/ OTP	30% WP		30% WP		30% WP		30% WP	
NM	✓	W/ OTP	W/ OTP	25% PV		25% PV		25% PV		25% PV	
NY											
NC	✓	W/ OTP	W/ OTP	2% CP		10% CP		12.8% CP		12.8% CP	
ND											
OH											
OK	✓	W/ OTP	Smokeless	60% FLP		60% FLP		60% FLP		60% FLP	
OR	✓	W/ OTP	Mst. Sn.						\$1.78/oz		\$1.78/oz
PA											
RI	✓	Std. Al.	W/ OTP	30% WC		40% WC		80% WC		80% WC	
SC											
SD	✓	W/ OTP	W/ OTP	10% WPP		35% WPP		35% WPP		35% WPP	
TN	✓	W/ OTP	W/ OTP	6.6% WCP		6.6% WCP		6.6% WCP		6.6% WCP	
TX	✓	W/ OTP	W/ OTP	35.21% MLP		40% MLP			\$1.13/oz		\$1.22/oz
UT	✓	W/ OTP	W/ OTP	35% MSP		35% MSP		86% MSP		86% MSP	
VT	✓	W/ OTP	Std. Al.						\$1.87/oz		\$1.87/oz
VA											
WA	✓	W/ OTP	W/ OTP					95% TSP		95% TSP	
WV	✓	W/ OTP	W/ OTP	7% WP		7% WP		7% WP		7% WP	
WI											
WY											

## Table A-12. Legal Citations for State Laws Presented in the Chartbook

■ Citations vary for different years    **Note:** States with laws/citations starting after 2005—DC, KY, PA, VA

	Year of Citation	Cite(s)
AL	2005-2014	ALA. CODE § 40-25-2
AK	2005-2014	ALASKA STAT. § 43.50.300
AZ	2005-2006	ARIZ. REV. STAT. ANN. §§ 42-3052(6) and 42-3251(A)(5)(2)
AZ	2007-2014	ARIZ. REV. STAT. ANN. §§ 42-3052(6); 42-3251(A)(5)(2); 42-3251.01; 42-3251.02; 42-3371(2)
AR	2005-2009	ARK.CODE ANN. §§ 26-57-203, 26-57-208, 26-57-803
AR	2010-2014	ARK.CODE ANN. §§ 26-57-203; 26-57-208; 26-57-803; 26-57-805; 26-57-807; 26-57-1102(a)(1)
CA	2005-2014	CAL. REV. & TAX CODE §§ 30123; 30131.2; 30126; <a href="http://www.boe.ca.gov/sptaxprog/tax_rates_stfd.htm#5">http://www.boe.ca.gov/sptaxprog/tax_rates_stfd.htm#5</a>
CO	2005-2014	COLO. REV. STAT. §§ 39-28.5-102; 39-28.5-102.5
CT	2005-2014	CONN. GEN. STAT. ANN. §§ 12-330a; 12-330c
DE	2005-2014	DEL. CODE ANN. tit. 30 §§ 5301; 5305
DC	2010-2014	D.C. CODE ANN. §§ 47-2401; 47-2402.01; 47-2001
FL	2005-2014	FLA. STAT. ANN. §§ 210.276; 210.25; 210.30
GA	2005-2014	GA. CODE ANN. § 48-11-2
HI	2005-2014	HAW. REV. STAT. §§ 245-1; 245-3
ID	2005-2014	IDAHO CODE §§ 63-2551; 63-2552; 63-2552A
IL	2005-2014	35 ILL. COMP. STAT. ANN. §§ 143/10-5; 143/10-10
IN	2005-2014	IND. CODE ANN. §§ 6-7-2-5; 6-7-2-7
IA	2005-2014	IOWA CODE ANN. §§ 453A.42; 453A.43
KS	2005-2014	KAN. STAT. ANN. §§ 79-3301; 79-3371
KY	2006-2014	KY. REV. STAT. ANN. §§ 138.130; 138.140
LA	2005-2014	47 LA. REV. STAT. ANN. §§ 841; 842
ME	2005-2014	ME. REV. STAT. ANN. tit. 36, §§ 4401; 4403
MD	2005-2014	MD. CODE ANN. TAX-GEN §§ 12-101 and 12-105
MA	2005-2014	MASS. GEN. LAWS ANN. ch. 64C, §§ 1; 6; 7
MI	2005-2014	MICH. COMP. LAWS § 205.427
MN	2005	MINN. STAT. §§ 297F.01, 297F.05
MN	2006-2012	MINN. STAT. §§ 297F.01, 297F.05 and 256.9658
MN	2013-2014	MINN. STAT. §§ 297F.01, 297F.05 and 256.9658; 2012 Revenue Notice #12-10 (Eff Oct. 22, 2012)
MS	2005-2014	MISS. CODE ANN. §§ 27-69-3; 27-69-13
MO	2005-2014	MO. REV. STAT. §§ 149.011; 149.160
MT	2005-2007	MONT. CODE ANN. §§ 16-11-201 and 16-11-202

## Table A-12. Legal Citations for State Laws Presented in the Chartbook

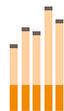
■ Citations vary for different years    **Note:** States with laws/citations starting after 2005—DC, KY, PA, VA

	Year of Citation	Cite(s)
MT	2008-2014	MONT. CODE ANN. §§ 16-11-102; 16-11-111 ; Mont. Admin. Code R. 42.31.206
NE	2005-2014	NEB. REV. STAT. §§ 77-4007; 77-4008
NV	2005-2014	NEV. REV. STAT. ANN. § 370.450
NH	2005-2014	N.H. REV. STAT. ANN. §§ 78:1; 78:7-c
NJ	2005-2006	N.J. REV. STAT. §§ 54:40B-2 and 54:40B-3
NJ	2007-2014	N.J. REV. STAT. §§ 54:40B-2, 54:40B-3; 54:40B-3.1
NM	2005-2006	N.M. STAT. ANN. §§ 7-12A-2 and 7-12A-3
NM	2007-2014	N.M. STAT. ANN. §§ 7-12A-2; 7-12A-3; 6-4-12; 7-12-2
NY	2005-2014	N.Y. TAX LAW §§ 470; 471-b
NC	2005-2014	N.C. GEN. STAT. §§ 105-113.35; 105-113.4
ND	2005-2014	N.D. CENT. CODE §§ 57-36-01; 57-36-25
OH	2005-2014	OHIO REV. CODE ANN. §§ 5743.01; 5743.51
OK	2005-2014	OKLA. STAT. tit. 68, §§ 401; 402; 402-1; 402-3
OR	2005-2009	OR. REV. STAT. §§ 323.500 and 323.505
OR	2010-2014	OR. REV. STAT. §§ 323.500; 323.505; Or. Admin. r. 150-323.500(9)
PA	2010-2014	72 PA. CONS. STAT. ANN. § 8206.1 (2014)
RI	2005	R.I. GEN. LAWS § 44-20-13.2
RI	2006-2014	R.I. GEN. LAWS § 44-20-13.2; 44-20-12
SC	2005-2014	S.C. CODE ANN. §§ 12-21-620; 12-21-800
SD	2005-2014	S.D. CODIFIED LAWS ANN. §§ 10-50-1; 10-50-61
TN	2005-2014	TENN. CODE ANN. §§ 67-4-1001; 67-4-1005
TX	2005-2008	TEX. TAX CODE §§ 155.001 and 155.0211
TX	2009-2010	TEX. TAX CODE §§ 155.001, 155.0211, and 155.021
TX	2011-2014	TEX. TAX CODE §§ 155.001, 155.0211; 155.021; 34 Tex. Admin. Code § 3.121
UT	2005-2014	UTAH CODE ANN. §§ 59-14-102; 59-14-302
VT	2005-2014	VT. STAT. ANN. tit. 32, §§ 7702; 7771; 7811
VA	2006-2014	VA. CODE ANN. §§ 58.1-1021.01; 58.1-1021.02
WA	2005-2014	WASH. REV. CODE ANN. §§ 82.26.010; 82.26.020; 82.26.025; 82.26.028
WV	2005-2014	W. VA. CODE §§ 11-17-2; 11-17-3
WI	2005-2014	WIS. STAT. §§ 139.75; 139.76
WY	2005-2014	WYO. STAT. §§ 39-18-101; 39-18-104

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