



## Cigarette Tax – County

### Taxpayer

Taxpayers are cigarette dealers (primarily wholesalers), who must be licensed and who pay the tax by purchasing tax indicia (stamps or impressions). The indicia must be affixed to all packs of cigarettes before sale at retail in counties that levy such taxes.

### Tax Base

Cigarettes.

### Rates

County cigarette taxes may be levied at the following rates:

- Up to 0.225 cents per cigarette (4.5 cents per pack of 20 cigarettes) for construction of a sports facility.
- Up to 1.5 cents per cigarette (30 cents per pack of 20 cigarettes) for the purpose of funding a regional arts and cultural district. Such a levy may only be enacted in a county with a population of 1.2 million or more.

Cuyahoga County currently levies both of these taxes at the maximum rate. No other county levies a tax on cigarettes; in 2008, the General Assembly prohibited new local taxes on cigarettes.

### Major Exemptions

None.

### Revenue (In Millions)

Fiscal Year	Revenue	Adm. Fund	Total
2004	\$4.3	\$0.1	\$4.4
2005	4.2	0.1	4.3
2006	3.7	0.1	3.8
2007	12.9	0.3	13.2
2008	23.0	0.5	23.5

### Disposition of Revenue

The county or development corporation receives 98 percent of revenue. In Cuyahoga County, this revenue is split as follows:

- 13.04 percent goes to operate or service the debt of a sports facility.
- 86.96 percent goes to the regional arts and cultural district.

Two percent of revenue is distributed to the Department of Taxation for the administration of the tax.

## Payment Dates

See the **Cigarette and Other Tobacco Products Tax** chapter in the **State Taxes** section.

## Special Provisions/Credits

See the **Cigarette and Other Tobacco Products Tax** chapter in the **State Taxes** section.

## Sections of Ohio Revised Code

Sections 307.696, 307.697, 351.26, 3381.04, 5743.021 and 5743.024.

## Responsibility for Administration

Tax Commissioner.

## History of Major Changes

- 1986** General Assembly authorizes county sports facility cigarette tax.
- 1990** Voters of Cuyahoga County approve a 4.5 cents-per-pack tax to run through July 31, 2005.
- 1995** General Assembly permits counties to enact cigarette taxes that do not take effect until a current levy expires. Later, Cuyahoga County voters extend county sports facility cigarette tax for ten years, through July 31, 2015.
- 2006** Counties with a population of 1.2 million or more are authorized to levy a tax to fund a regional arts and cultural district. Cuyahoga County voters enact such a tax, at 30 cents per pack, to take effect Feb. 1, 2007.
- 2008** General Assembly enacts House Bill 562, which includes a provision that prohibits future local taxes on cigarettes.

## Comparisons with Other States (As of 12/08)

### Illinois

Cook County	\$2.00 per pack
Chicago, additional	68 cents per pack
Evanston, additional	50 cents per pack

### New York

New York City	\$1.50 per pack
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### Ohio

Cuyahoga County	34.5 cents per pack
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**California, Florida, Indiana, Kentucky, Massachusetts, Michigan, New Jersey, Pennsylvania, Texas, and West Virginia** do not have local taxes on cigarettes.