

# House Bill 2489

Introduced and printed pursuant to House Rule 12.00. Pre-session filed (at the request of Governor John A. Kitzhaber, M.D., for Department of Revenue)

## SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Removes provision for expiration of cigarette tax stamps following tax increases. Directs Department of Revenue to determine average number of stamps purchased monthly by each licensed distributor. Limits distributor purchases of stamps in months immediately prior to tax increases to 150 percent of average.

Takes effect on 91st day following adjournment sine die.

## A BILL FOR AN ACT

1  
2 Relating to administration of increases in cigarette taxes; amending section 23a, chapter 5, Oregon  
3 Laws 2013 (special session); and prescribing an effective date.

4 **Be It Enacted by the People of the State of Oregon:**

5 **SECTION 1.** Section 23a, chapter 5, Oregon Laws 2013 (special session), is amended to read:

6 **Sec. 23a.** *[(1) All Oregon cigarette tax stamps in the possession of or under the control of any*  
7 *dealer or distributor as of December 31, 2015, bearing the indicia of \$1.64 for each Oregon cigarette*  
8 *tax stamp bearing the designation "25," or of \$1.31 for each Oregon cigarette tax stamp bearing the*  
9 *designation "20," shall expire on January 31, 2016.]*

10 *[(2) All Oregon cigarette tax stamps in the possession of or under the control of any dealer or*  
11 *distributor as of December 31, 2017, bearing the indicia of \$1.65 for each Oregon cigarette tax stamp*  
12 *bearing the designation "25," or of \$1.32 for each Oregon cigarette tax stamp bearing the designation*  
13 *"20," shall expire on January 31, 2018.]*

14 **(1) The Department of Revenue shall determine, for each licensed distributor, the aver-**  
15 **age number of Oregon cigarette tax stamps purchased monthly by the distributor for the**  
16 **period beginning May 1, 2015, and ending October 31, 2015. Each distributor may purchase**  
17 **up to 150 percent of that six-month average number of stamps in November 2015 and in De-**  
18 **cember 2015, but may not exceed the security limits established by ORS 323.110 or 323.120.**

19 **(2) The department shall determine, for each licensed distributor, the average number**  
20 **of Oregon cigarette tax stamps purchased monthly by the distributor for the period begin-**  
21 **ning May 1, 2017, and ending October 31, 2017. Each distributor may purchase up to 150 per-**  
22 **cent of that six-month average number of stamps in November 2017 and in December 2017,**  
23 **but may not exceed the security limits established by ORS 323.110 or 323.120.**

24 **SECTION 2.** This 2015 Act takes effect on the 91st day after the date on which the 2015  
25 regular session of the Seventy-eighth Legislative Assembly adjourns sine die.  
26

**NOTE:** Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted. New sections are in **boldfaced** type.