

PRODUCT TAX RULES COMMITTEE

MINUTES

The Committee convened on Tuesday, June 19, 2018 at 1:00 p.m. at:

Idaho State Tax Commission
Room 1CR5 / Plaza IV / 800 Park Ave / Boise, Idaho

1:00 p.m. – Call to Order

1. Committee Chair Report Don Williams
2. Introductions Don Williams
3. Review of Drafts:
 - a. **Cigarette and Tobacco Tax Rule 15, Stamps—Source, Amount, Limitations**
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 1. The chair explained that an issue was discovered and the draft in the agenda couldn't be used. An updated draft was distributed (included in these minutes).
 2. Miguel Legarreta (Associated Taxpayers of Idaho) asked for a history of this rule and the reason a change was needed. The chair reviewed the 2016 statute change in HB 376. Don Anderson (STC) gave additional background information.
 3. The chair stated the committee would review Draft #2. It would either accept the draft or make additional changes. If the draft is accepted by the committee, another meeting wouldn't be required. However, if the rule is changed further, another public rules meeting would be required to review the new draft.
 - b. **Motor Fuel Rule 170, Information on Dyed and Undyed Diesel Fuel....Pages 3-4**
 1. There were no comments or questions on this rule.
4. Non-negotiated, Proposed Rules
 - a. June 2018 Bulletin (go to <https://adminrules.idaho.gov/bulletin/2018/06.pdf>)
 - i. Docket 35-0109-1801 (Wine Tax)
 1. Rule 016, Wine Tax Returns and Reports
 - ii. Docket 35-0110-1802 (Cigarette and Tobacco Products Tax)
 1. Rule 003, Administrative Appeals
 2. Rule 018, Cigarette Tax Return

The chair presented these rules and there were no comments or questions from the attendees.

5. Meeting Adjourned

Don Williams

For more information, please contact the Committee Chair at don.williams@tax.idaho.gov or call (208) 334-7855; or the Rules Coordinator at kimberlee.stratton@tax.idaho.gov or call 208.334.7544. All agendas and rules related documents are posted on our website under the appropriate committee.

CIGARETTE AND TOBACCO PRODUCTS TAX RULE 015 (DRAFT 1)

015. STAMPS-SOURCE, AMOUNT, LIMITATIONS (RULE 015).

Sections 63-2510 and 63-2510A, Idaho Code.

01. Obtaining Stamps. Cigarette stamps may only be obtained at the Boise office of the Commission. (7-1-93)

02. Unused Stamp Inventory. Wholesalers may not hold an inventory of unused Idaho ~~C~~cigarette ~~S~~sstamps, the face value of which exceeds the amount of their bonding ~~ing or three months estimated average tax liability whichever is greater~~. See Rule 017 of these rules regarding bonding. (7-1-93) ()

03. Filing and Paying Timely. Failure to file a cigarette tax return or pay the tax on a timely basis will result in no additional stamps being issued by the Commission to a wholesaler until clear and convincing evidence is received by the Commission that the return has been filed or that the tax has been paid. (7-1-93)

04. Security. Wholesalers are responsible for the face value of all stamps received from the Commission. Wholesalers must provide proper security for the stamps in their possession. (7-1-93)

CIGARETTE AND TOBACCO PRODUCTS TAX RULE 015 (DRAFT 2)

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