

Form OR-531, Oregon Unlicensed Tobacco Quarterly Tax Return, Instructions

General information

Any individual or business who purchased untaxed tobacco products, either over the internet, by phone, by mail order, or from some other source, whether for personal use or resale, is responsible for paying the tax. For every calendar quarter you purchase any untaxed tobacco products, you must file a return, including all schedules, by the last day of the month following each quarterly reporting period. Quarterly returns are due on or before the last day of January, April, July, and October. Tax payment must be sent with the return.

Tobacco products don't include cigarettes. Untaxed cigarettes are reported on Form OR-514.

What is the applicable law? This publication isn't a complete statement of Oregon laws. For more information, refer to Oregon Revised Statutes (ORS) 323.500 through 323.995.

Oregon tobacco products tax rates

The tobacco products tax rate is 65 percent of the wholesale sales price on all tobacco products except moist snuff and cigars. The moist snuff rate is the greater of \$1.80 per ounce or \$2.17 per retail container. The cigar rate is the lower of 65 percent of the wholesale sales price or \$1.00 per single cigar.

What is moist snuff?

Moist snuff is taxed by weight. **Moist snuff definition A** includes any finely cut, ground, milled, or powdered tobacco product that isn't intended to be smoked or placed in the nasal cavity.

Moist snuff definition B includes other products containing tobacco that aren't intended to be consumed by burning. See Oregon Administrative Rule (OAR) 150-323-0310 for examples.

What are inhalant products?

As of January 1, 2021, inhalant products are taxable as "Other Tobacco Products." An inhalant is a device that is used to deliver nicotine in the form of a vapor or aerosol. All substances and components of the inhalant system are taxable.

Exceptions. Battery chargers and lanyards are not taxable. Tobacco cessation products approved by the FDA are not taxable, if they are used solely for the approved therapeutic purpose. See ORS 323.500(8).

Instructions

Use blue or black ink when filling out this form.

Enter information in the boxes at the top of the form as follows:

- **Quarter ending.** Enter the month, day, and year for the ending date of the quarter you're reporting (for example, 03/31/16).
- **Social Security number (SSN).** Enter your SSN if you're an individual reporting your purchases.
- **Federal employer identification number (FEIN).** Enter your FEIN if you're a business reporting purchases.
- Enter your name and address.

Line 1. Enter the total wholesale **price** of all tobacco products purchased (**except moist snuff, chewing tobacco, cigars, and inhalant products**) during the reporting period from Schedule 1A, line 20.

Line 3. Enter the total **number of units** (retail containers) of moist snuff (definition A) (weighing 1.2 ounces or less) purchased during the reporting period from Schedule 2A, line 20.

Line 5. Enter the total **ounces** of moist snuff (definition A) (for retail containers weighing more than 1.2 ounces) purchased during the reporting period from Schedule 3A, line 20.

Line 7. Enter the total **number of units** (retail containers) of moist snuff (definition B) (weighing 1.2 ounces or less) purchased during the reporting period from Schedule 4A, line 20.

Line 9. Enter the total **ounces** of moist snuff (definition B) (for retail containers weighing more than 1.2 ounces) purchased during the reporting period from Schedule 5A, line 20.

Line 11. Enter the **total number of cigars** purchased during the reporting period that have a wholesale sales price of \$1.54 or more per cigar from Schedule 6A, line 20.

Line 13. Enter the total wholesale **price** of cigars purchased during the reporting period that have a wholesale sales price less than \$1.54 per cigar from Schedule 7A, line 20.

Inhalant products: Inhalant products income must be reported separately from other tobacco products. Report all inhalant activity on lines 15–18.

Line 15. Enter the total wholesale price of inhalant products purchased during the quarter.

Line 17. Quarterly tax discount for inhalant items only.

Line 18. Net tax on inhalant products only. This net tax will be combined with the net tax from the other sections on line 22.

Line 19. Quarterly tax for sections 1–7 only.

Line 20. Quarter discount for sections 1–7 only.

Line 21. Quarterly net tax for sections 1–7 only.

Line 22. Total net quarterly tax for sections 1–8 (all sections).

Line 23. Penalty and interest. Enter a **penalty** amount if applicable. A penalty is imposed if you mail your return or pay the tax after the due date. The penalty is 5 percent of the unpaid tax. If you file **more than 30 days** after the due date, add an additional penalty of 20 percent of the unpaid tax (ORS 305.992).

Interest is imposed on any unpaid tax from the due date until the date payment in full is received. The current interest rate can be found on our website. The interest rate may change once a calendar year.

Sign and date your return. Don't use red ink or staple your check or money order to this return.

Mail your return, payment, and all supporting schedules to the following address. Your return can't be processed

without the schedules. Failure to include the schedules may result in penalties. Make your check payable to Oregon Department of Revenue. Mail to:

Oregon Department of Revenue
Tobacco Compliance Unit
PO Box 14110
Salem OR 97309-0910

Keep a copy of your completed return and schedules with your records.

Do you have questions or need help?

www.oregon.gov/dor
questions.dor@dor.oregon.gov

General 503-378-4988 or 800 356-4222
Tobacco Unit..... 503-947-2560

Contact us for ADA accommodations or assistance in other languages.