Revenue Estimating Conference Tobacco Tax and Surcharge Executive Summary November 17, 2020

The Revenue Estimating Conference met November 17, 2020 and revised the Tobacco Tax and Surcharge estimates for Cigarettes and Other Tobacco Products (OTP). For FY 2020-21, year-to-date combined cigarette tax and surcharge collections were \$8.7 million over estimate, and other tobacco tax and surcharge estimates were right on estimate.

The Department of Business and Professional Regulation entered into a legal settlement agreement in May 2019 to resolve a series of refund claims and related litigation on the taxation of other tobacco products. The payments and tax credits incorporated in this settlement began in August 2019 and will continue through June 2021 pursuant to the settlement terms. For Conference purposes, that agreement is treated as current law, current administration affecting the distribution to the Health Care Trust Fund. The settlement results in refund payments of \$29.9 million in FY 2019-20, and tax credits in the amounts of \$2.4 million in FY 2019-20 and \$10.2 million in FY 2020-21.

The performance of the cigarette tax and surcharge was doing better than originally expected, but most of the overage was realized in one month. As a result, the Conference only modestly increased the combined forecast by \$15.5 million in FY 2020-21 and \$15.1 million in FY 2021-22. Throughout the remainder of the forecast, the overall growth rates were reaffirmed, causing the increase to the estimates to decline each year.

For OTP, the estimates remained unchanged. This reflects the current fiscal year's performance of OTP tax and surcharge collections.

The table on the following page summarizes the changes in collections and distributions since the last forecast.

Tobacco Tax and Surcharge Conference Comparison of the August 2020 and November 2020 Forecasts

	COL	LECTIONS				
	2020-21	2021-22	2022-23	2023-24	2024-25	2025-26
Cigarette Tax						
August 2020	241.8	236.1	232.0	227.9	223.9	220.0
November 2020	245.7	239.9	235.7	231.5	227.5	223.5
Difference	3.9	3.8	3.7	3.6	3.6	3.5
Cigarette Surcharge						
August 2020	723.5	706.5	694.1	682.0	670.0	658.3
November 2020	735.1	717.8	705.2	692.8	680.7	668.8
Difference	11.6	11.3	11.1	10.8	10.7	10.5
OTP Tax						
August 2020	40.1	40.9	41.7	42.5	43.4	44.2
November 2020	40.1	40.9	41.7	42.5	43.4	44.2
Difference	0.0	0.0	0.0	0.0	0.0	0.0
OTP Surcharge						
August 2020	85.5	97.6	99.6	101.6	103.6	105.8
November 2020	85.5	97.6	99.6	101.6	103.6	105.8
Difference	0.0	0.0	0.0	0.0	0.0	0.0

	DIST	RIBUTIONS				
	2020-21	2021-22	2022-23	2023-24	2024-25	2025-26
Health Care Trust Fund						
August 2020	744.2	739.8	730.2	720.8	711.7	702.9
November 2020	754.9	750.2	740.4	730.8	721.5	712.6
Difference	10.7	10.4	10.2	10.0	9.8	9.7
General Revenue Service Charge						
August 2020	84.1	83.2	82.1	81.0	79.8	78.8
November 2020	85.4	84.4	83.3	82.1	81.0	79.9
Difference	1.3	1.2	1.2	1.1	1.2	1.1
General Revenue Excise Tax						
August 2020	131.7	128.2	125.7	123.2	120.8	118.4
November 2020	134.0	130.5	128.0	125.4	123.0	120.5
Difference	2.3	2.3	2.3	2.2	2.2	2.1
OTP General Revenue Tax						
August 2020	40.1	40.9	41.7	42.5	43.4	44.2
November 2020	40.1	40.9	41.7	42.5	43.4	44.2
Difference	0.0	0.0	0.0	0.0	0.0	0.0
Total GR Distributions						
August 2020	255.9	252.3	249.5	246.7	244.0	241.4
November 2020	259.5	255.8	253.0	250.0	247.4	244.6
Difference	3.6	3.5	3.5	3.3	3.4	3.2
All Other Funds						
August 2020	90.8	89.0	87.7	86.5	85.2	84.0
November 2020	92.0	90.2	88.8	87.6	86.3	85.1
Difference	1.2	1.2	1.1	1.1	1.1	1.1

Tobacco Tax and Surcharge Conference Comparison of the August 2020 and November 2020 Forecasts 17-Nov-20 FINAL

					Cigarette Tax									Cią						
	Packs		%	Cigarette		Net	GR	AB&T	County Rev		Moffitt	Biomedical	General	Cigarette			GR Service	Health Care	Total	Percentage
	(calculated	i) Ci	hange	Tax	Refunds	Tax	Service Charge	Trust Fund	Sharing	PMATF	Center	Research TF	Revenue	Surcharge	Adjustments ¹	Floor Tax	Charge	Trust Fund	Revenues	Change
Aug-19 2007-08	1,232	5	-2.1%	411.9	0.3	411.6	29.9	3.7	10.9	110.3	15.9	0.0	239.3							
2007-08	1,252		1.6%	411.5	0.3	411.0	30.5	3.8	11.1	110.3	10.8	0.0	250.4							
2009-10	959		-23.4%	300.8	0.3	300.5	23.6	2.7	8.0	80.3	5.7	0.0	180.2	856.1		97.5	76.3	872.0	1156.6	
2010-11	920		-4.1%	303.7	0.4	303.3	24.5	2.8	8.2	82.9	5.6	0.0	186.2	924.2		0.0	74.5		1227.5	6.13%
2011-12	860	.1	-6.5%	288.1	0.2	287.9	0.0	2.6	7.6	76.8	5.8	0.0	171.8	859.5		0.0	0.0	-65.6	1147.4	-6.53%
2012-13	846		-1.6%	285.3	0.4	284.9	0.0	2.6	7.7	77.5	5.7	0.0	173.7	843.8		0.0	0.0		1128.7	-1.63%
2013-14	810		-4.2%	271.3	0.6	270.7	0.0	2.4	7.0	70.7	10.6	2.7	150.6	810.3		0.0	0.0		1081.0	-4.23%
2014-15	817		0.8%	274.2	0.1	274.2	0.0	2.5 2.5	7.2	73.2	15.5	2.7	151.3	816.1		0.0 0.0	0.0		1090.3	0.86%
2015-16 2016-17	828 821		1.3% -0.8%	280.5 276.0	0.1	280.3 276.0	22.7	2.5	7.4 7.3	74.8 73.5	15.5 15.5	2.8 2.5	155.0 152.0	824.4 819.8		0.0	66.0 65.9		1104.8 1095.8	1.33% -0.81%
2010-17	788		-3.9%	264.8	0.0	264.8	20.1	2.4	7.0	71.0	15.5	2.4	146.3	787.7		0.0	60.8		1053.5	-3.95%
2018-19	761		-3.5%	263.0	0.4	262.6	23.2	2.3	6.9	69.5	15.5	2.4	142.8	753.2		0.0	64.7		1015.8	-3.48%
2019-20	744		-2.2%	240.7	0.0	240.7	18.4	2.2	6.4	64.5	15.5	2.2	131.5	753.1	-29.9	0.0			963.9	-5.11%
FORFCACTS																				
FORECASTS 2020-21																				
August 2020	724	. 4	-2.75%	242.1	0.3	241.8	19.3	2.2	6.4	64.5	15.5	2.2	131.7	723.5	0.0	0.0	57.9	665.6	965.3	-0.74%
EOG	736		-1.20%	246.0	0.3	245.7	19.7	2.2	6.5	65.6	15.5	2.2	134.0	735.1	0.0	0.0	58.8		980.8	1.75%
EDR	748		0.42%	250.0	0.3	249.7	20.0	2.2	6.6	66.7	15.5	2.3	136.4	747.1	0.0	0.0	59.8		996.8	3.41%
DBPR	748	.6	0.50%	250.2	0.3	249.9	20.0	2.2	6.6	66.7	15.5	2.3	136.6	747.7	0.0	0.0	59.8	687.9	997.6	3.50%
November 2020	736	.0	-1.20%	246.0	0.3	245.7	19.7	2.2	6.5	65.6	15.5	2.2	134.0	735.1	0.0	0.0	58.8	676.3	980.8	1.75%
2021-22																				
August 2020	707	.4	-2.35%	236.4	0.3	236.1	18.9	2.1	6.2	63.0	15.5	2.2	128.2	706.5	0.0	0.0	56.5	650.0	942.6	-2.35%
EOG	718	.7	-2.35%	240.2	0.3	239.9	19.2	2.2	6.3	64.0	15.5	2.2	130.5	717.8	0.0	0.0	57.4	660.4	957.7	-2.36%
EDR	729	.3	-2.50%	243.7	0.3	243.4	19.5	2.2	6.4	65.0	15.5	2.2	132.6	728.4	0.0	0.0	58.3	670.1	971.8	-2.51%
DBPR	748		0.00%	250.2	0.3	249.9	20.0	2.2	6.6	66.7	15.5	2.3	136.6	747.7	0.0	0.0	59.8		997.6	0.00%
November 2020	718	.7	-2.35%	240.2	0.3	239.9	19.2	2.2	6.3	64.0	15.5	2.2	130.5	717.8	0.0	0.0	57.4	660.4	957.7	-2.36%
2022-23																				
August 2020	695	.0	-1.75%	232.3	0.3	232.0	18.6	2.1	6.1	61.9	15.5	2.1	125.7	694.1	0.0	0.0	55.5	638.6	926.1	-1.75%
EOG	706		-1.75%	236.0	0.3	235.7	18.9	2.1	6.2	62.9	15.5	2.1	128.0	705.2	0.0	0.0	56.4		940.9	-1.75%
EDR	716		-1.75%	239.5	0.3	239.2	19.1	2.2	6.3	63.8	15.5	2.2	130.1	715.6	0.0	0.0	57.2		954.8	-1.75%
DBPR November 2020	744 706		-0.49% -1.75%	248.9 236.0	0.3	248.6 235.7	19.9 18.9	2.2 2.1	6.6 6.2	66.4 62.9	15.5 15.5	2.3 2.1	135.7 128.0	744.0 705.2	0.0 0.0	0.0 0.0	59.5 56.4		992.6 940.9	-0.50% -1.75%
November 2020	700		-1./3/0	230.0	0.3	233.7	16.5	2.1	0.2	02.5	13.3	2.1	128.0	703.2	0.0	0.0	30.4	046.6	340.5	-1.73/0
2023-24																				
August 2020	682	.9	-1.75%	228.2	0.3	227.9	18.2	2.1	6.0	60.8	15.5	2.1	123.2	682.0	0.0	0.0	54.6	627.4	909.9	-1.75%
EOG	693		-1.75%	231.8	0.3	231.5	18.5	2.1	6.1	61.8	15.5	2.1	125.4	692.8	0.0	0.0	55.4		924.3	-1.76%
EDR	704		-1.75%	235.3	0.3	235.0	18.8	2.1	6.2	62.7	15.5	2.1	127.6	703.1	0.0	0.0	56.2		938.1	-1.75%
DBPR November 2020	741 693		-0.50% -1.75%	247.7 231.8	0.3	247.4 231.5	19.8 18.5	2.2 2.1	6.5 6.1	66.0 61.8	15.5 15.5	2.3 2.1	135.1 125.4	740.3 692.8	0.0 0.0	0.0 0.0	59.2 55.4		987.7 924.3	-0.49% -1.76%
November 2020	033	/	-1.7370	231.0	0.5	231.3	16.5	2.1	0.1	01.0	13.3	2.1	123.4	032.0	0.0	0.0	33.4	037.4	324.3	-1.70%
2024-25																				
August 2020	670		-1.75%	224.2	0.3	223.9	17.9	2.0	5.9	59.8	15.5	2.0	120.8	670.0	0.0	0.0	53.6		893.9	-1.76%
EOG	681		-1.75%	227.8	0.3	227.5	18.2	2.0	6.0	60.7	15.5	2.1	123.0	680.7	0.0	0.0			908.2	-1.74%
EDR DBPR	691 737		-1.75% -0.50%	231.2 246.5	0.3	230.9 246.2	18.5 19.7	2.1 2.2	6.1 6.5	61.6 65.7	15.5 15.5	2.1 2.2	125.0 134.4	690.8 736.6	0.0	0.0 0.0	55.3 58.9		921.7 982.8	-1.75% -0.50%
November 2020	681		-0.50% -1.75%	246.5	0.3	246.2	19.7	2.2	6.0	60.7	15.5	2.2	134.4	680.7	0.0	0.0	58.9 54.5		908.2	-0.50% -1.74%
l !																				
2025-26			-1.75%	220.2	0.3	220.0	47.0	3.0		E0 7	15.5	2.0	110 4	650.3		0.0	F2 7	605.6	070.2	1 750/
August 2020 EOG	659 669		-1.75% -1.75%	220.3 223.8	0.3	220.0 223.5	17.6 17.9	2.0 2.0	5.8 5.9	58.7 59.7	15.5 15.5	2.0 2.0	118.4 120.5	658.3 668.8	0.0 0.0	0.0	52.7 53.5		878.3 892.3	-1.75% -1.75%
EDR	679		-1.75% -1.75%	223.8	0.3	225.5	18.1	2.0	6.0	60.6	15.5	2.0	120.5	678.7	0.0	0.0	54.3		905.5	-1.75% -1.76%
DBPR	733		-0.50%	245.2	0.3	244.9	19.6	2.2	6.5	65.4	15.5	2.2	133.5	732.9	0.0	0.0			977.8	-0.51%
November 2020	669		-1.75%	223.8	0.3	223.5	17.9	2.0	5.9	59.7	15.5	2.0	120.5	668.8	0.0	0.0			892.3	-1.75%

¹⁻ Adjustments in Fiscal Year 2019-20 reflect a recent settlement agreement. The adjustment includes refunds of \$29.9m for FY 2019-20.

Tobacco Tax and Surcharge Conference Comparison of the August 2020 and November 2020 Forecasts 17-Nov-20

Table Tabl		17-Nov-20 FINAL															
Test								Other Tobacco Products Surcharge									
2007-68			% change		% change	Products Tax to			Surcharge	Adjustments ²			Refunds	Trust Fund After	Distributed After		
2009-10	2007-08									,					,		
2009-11	2008-09																
2011-12																	
2012-13																	
2013-14 1000 -6.0% 22.6 -6.0% 22.6 -6.0% 27.6 -6.0%																	
2014-15 121.1 11.1.5 102.9 11.1.5 30.0 73.0 0.0 0.0 73.0 0.3 77.7 77.7 77.9 77.9 2015-16 130.2 7.5% 112.5 1.7% 1.7%													1.1				
1976-17	2014-15																
2017-18 143.6 8.7% 122.2 8.7% 56.3 86.0 0.0 6.9 79.1 2.0 77.1 84.0 2018-19 152.2 5.9% 129.4 5.9% 42.0 0.4 87.4 0.0 7.1 80.4 0.5 79.5 85.5 2019-20 157.5 3.4% 133.0 3.4% 36.4 0.0 97.5 2.4 7.6 87.4 0.5 78.6 94.6 2019-20 157.5 3.4% 133.0 3.4% 36.4 0.0 97.5 2.4 7.6 87.4 0.5 79.5 94.6 2019-20 157.5 3.4% 133.0 3.4% 36.4 0.0 97.5 2.4 7.6 87.4 0.5 79.5 94.6 2019-20 160.2 1.8% 136.2 1.8% 40.1 0.2 96.1 10.2 6.9 79.0 0.4 78.6 85.5 2019-20 160.2 1.8% 136.2 1.8% 40.1 0.2 96.1 10.2 6.9 79.0 0.4 78.6 85.5 2019-20 160.2 1.8% 136.2 1.8% 40.1 0.2 96.1 10.2 6.9 79.0 0.4 78.6 85.5 2019-20 160.2 1.8% 136.2 1.8% 40.1 0.2 96.1 10.2 6.9 79.0 0.4 78.6 85.5 2019-20 160.2 1.8% 136.2 1.8% 40.1 0.2 96.1 10.2 6.9 79.0 0.4 78.6 85.5 2019-20 160.2 1.8% 136.2 1.8% 40.1 0.2 96.1 10.2 6.9 79.0 0.4 78.6 85.5 2019-20 160.2 1.8% 136.2 1.8% 40.1 0.2 96.1 10.2 6.9 79.0 0.4 78.6 85.5 2019-20 160.2 1.8% 136.2 1.8% 40.1 0.2 96.1 10.2 6.9 79.0 0.4 78.6 85.5 2019-20 160.2 1.8% 136.2 1.8% 40.1 0.2 96.1 10.2 70.8 80.3 0.4 79.9 85.9 2019-20 161.4 2.0% 138.9 2.0% 40.9 0.2 98.0 0.0 7.8 90.2 0.4 99.8 97.6 2019-20 161.4 2.0% 138.9 2.0% 40.9 0.2 98.0 0.0 7.8 90.2 0.4 89.8 97.6 2019-20 161.4 2.0% 138.9 2.0% 40.9 0.2 98.0 0.0 7.8 90.2 0.4 89.8 97.6 2019-20 166.7 2.0% 141.7 2.0% 41.7 0.2 100.0 0.0 8.0 92.0 0.4 99.8 97.6 2019-20 166.7 2.0% 141.7 2.0% 41.7 0.2 100.0 0.0 8.0 92.0 0.4 99.8 97.6 2019-20 166.7 2.0% 144.5 2.0% 44.1 0.2 100.0 0.0 8.0 92.0 0.4 99.8 99.5 2029-20 166.7 2.0% 144.5 2.0% 44.1 0.2 100.0	2015-16	130.2	7.5%	110.6		32.5			78.1	0.0	0.0	78.1	0.3	77.9			
2019-19 1523 5.5% 122-4 5.5% 4.20 0.4 97.5 2.24 0.0 7.1 88.4 0.9 7.95 86.5 2019-20 1575 3.4% 133.9 3.4% 36.4 0.0 97.5 2.24 7.6 87.4 0.5 86.9 94.6 2019-20 1502 1.5% 136.2 1.5% 40.1 0.2 96.1 -10.2 6.9 79.0 0.4 78.6 85.5 2019 1.602 1.5% 136.2 1.5% 40.1 0.2 96.1 -10.2 6.9 79.0 0.4 78.6 85.5 2010 1.602 1.5% 136.2 1.5% 40.1 0.2 96.1 -10.2 6.9 79.0 0.4 78.6 85.5 2010 1.602 1.5% 136.2 1.5% 40.1 0.2 96.1 -10.2 6.9 79.0 0.4 78.6 85.5 2011 1.5% 1.562 1.5% 136.2 1.5% 40.1 0.2 96.1 -10.2 6.9 79.0 0.4 78.6 85.5 2011 1.5% 1.562 1.5% 40.1 0.2 96.1 -10.2 6.9 79.0 0.4 78.6 85.5 2011 1.5% 1.562 1.5% 40.1 0.2 96.1 -10.2 6.9 79.0 0.4 78.6 85.5 2011 1.5% 1.562 1.5% 40.1 0.2 96.1 -10.2 6.9 79.0 0.4 78.6 85.5 2011 1.5% 1.562 1.5% 40.1 0.2 96.1 -10.2 6.9 79.0 0.4 78.6 85.5 2011 1.5% 1.562 1.5% 40.1 0.2 96.1 -10.2 6.9 79.0 0.4 78.6 85.5 2011 1.5% 1.562 1.5% 40.1 0.2 96.1 -10.2 6.9 79.0 0.4 78.6 85.5 2011 1.5% 1.562 1.5% 40.1 0.2 96.1 -10.2 6.9 79.0 0.4 78.6 85.5 2011 1.5% 1.562 1.5% 40.1 0.2 96.1 -10.2 6.9 79.0 0.4 78.6 85.5 2012 1.5% 1.5% 1.5% 1.5% 40.1 0.2 96.1 -10.2 6.9 79.0 0.4 78.6 85.5 2013 1.5% 1.5% 1.5% 1.5% 40.1 0.2 96.1 -10.2 6.9 79.0 0.4 78.6 85.5 2014 1.5% 1.5% 1.5% 1.5% 40.1 0.2 96.1 -10.2 6.9 79.0 0.4 78.6 85.5 2014 1.5%	2016-17																
2019-20							0.4										
160.2 1.8% 136.2 1.8% 136.2 1.8% 40.1 0.2 96.1 1.0.2 6.9 79.0 0.4 78.6 85.5	2013-20	157.5	3.470	133.9	3.470	30.4	0.0	H	37.3	-2.4	7.0	87.4	0.5	80.5	34.0		
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^{1 -} ABT Refunds has been provided here for information; however, they will be paid out of Beverage Tax and ABT TF GR.
2- Adjustments include floor tax payments which ended in Fiscal Year 2009-10. Adjustments in Fiscal Year 2019-20 reflect a recent settlement agreement.
The adjustments includes credits in the following amounts: For FY 2019-20, tax credits of \$2.4m. For FY 2020-21, tax credits in the amount of \$10.2m.