

Idaho



Minimum Markup Minimum Pricing

Yes Blank No -- Not Applicable/Addressed

Cigarette Pricing¹ – 2015



OTP Pricing – 2015

State OTP pricing scheme matches Cigarette Pricing? Yes No

Types of OTP Regulated

Tobacco Products	<input checked="" type="checkbox"/>	Moist Snuff	<input checked="" type="checkbox"/>
Cigars	<input checked="" type="checkbox"/>	Dry Snuff	<input checked="" type="checkbox"/>
Little Cigars	<input type="checkbox"/>	Snus/Smokeless	<input checked="" type="checkbox"/>
Pipe Tobacco	<input checked="" type="checkbox"/>	Bidis	<input type="checkbox"/>
Chewing Tobacco	<input type="checkbox"/>	Other	<input type="checkbox"/>
Total Products			6

Formulating Price

State Pricing Regulation Strength: Factors that Decrease versus Increase Statutory Price*

Pricing Formula Elements That **DECREASE PRICE** ↓ Number of factors decreasing price: **Below Average**

Pricing Formula Elements That **INCREASE PRICE** ↓ Number of factors increasing price: **Below Average**

Total Decrease Factors (State):	2
Average Decrease Factors (National):	3.2
Below-Cost Combination Sales Explicitly Permitted	
Below-Cost Coupons Permitted	✓
Consumers Can Receive Below-Cost Coupons	✓
Trade Discounts Explicitly Permitted	
Trade Discounts Include Discount Programs	
Competitor Price-Matching Permitted	

Total Increase Factors (State):	0
Average Increase Factors (National):	3.3
≥ 2 Parties Regulated	
Markup Applied	
Taxes	
Cartage	
Other Costs	

**Note: See "How to Read" for an explanation of terms and factors, and "Methods" for detailed methodology.*

Markup Rates Across Standard Distribution Chain

	Stamping Agent	Wholesaler/Distributor	Retailer/Dealer	Total Standard Markup	State vs Nat'l Total Markups
Idaho	--	--	--	--	--
Nat'l Average Markup of States Where Distribution Level Regulated	1.15% (N=3)	3.668% (N=26)	8.021% (N=24)	12.839%	--
Nat'l Average Markup of All Markup States (N=27)	0.128%	3.532%	7.13%	10.79%	--

Combination Sales

Types of Combination Sales Permitted

Buy-One-Get-One or Multi-Pack	--
Tobacco Product + Coupon	--
Tobacco Product + Non-Tobacco Product	--

Coupons

Who May Distribute Coupons to Consumers?

Manufacturer	
Wholesaler/Distributor	

Retailer/Dealer	
Distributing Party Not Addressed	✓

Footnotes

Idaho- Cigarette

1. Idaho's minimum pricing laws exist within its sampling and access laws, where they prohibit the distribution of free or "below cost" tobacco products (defined to include cigarettes). I.C. §§ 39-5702. These laws directly address the distribution of cigarettes and tobacco products, but do not apply a presumptive "cost of doing business" or similar markup to the base "cost." I.C. §§ 39-5702.
2. The laws only regulate sales at the retailer level, and do not regulate wholesale prices. I.C. § 63-2551. This was verified through a phone conversation with Terry Pappin of the Idaho Dept. of Health and Welfare's Idaho Tobacco Project on January 17, 2014.
3. Idaho does not define "cost," nor have state courts or officials formally addressed this issue.

Idaho- OTP

1. Idaho's minimum pricing laws exist within its sampling and access laws, where they prohibit the distribution of free or "below cost" tobacco products. I.C. §§ 39-5702. These laws directly address the distribution of cigarettes and tobacco products, but do not apply a presumptive "cost of doing business" or similar markup to the base "cost." I.C. §§ 39-5702.
2. Idaho applies its minimum pricing laws to "tobacco products," which are defined to include cigars, pipes, snuff, smoking tobacco, tobacco papers, or smokeless tobacco. I.C. §§ 39-5702.
3. Idaho only regulates sales at the retailer level, and does not regulate wholesale prices. I.C. § 63-2551. This was verified through a phone conversation with Terry Pappin of the Idaho Dept. of Health and Welfare's Idaho Tobacco Project on January 17, 2014.
4. Idaho does not define "cost," nor have state courts or officials formally addressed this issue.