

STATE OF ARIZONA
TOBACCO PRODUCT MANUFACTURER
QUARTERLY ESCROW DEPOSIT CERTIFICATION – 2014
PURSUANT TO A.R.S. § 44-7111(5)(g)

GENERAL INFORMATION

When must a Tobacco Product Manufacturer make its escrow deposit?

Effective August 2, 2012, nonparticipating manufacturers with units sold in Arizona must “make the required escrow deposits in quarterly installments during the year in which the sales covered by the deposits are made.” A.R.S. § 44-7111(5)(g). Thus, nonparticipating manufacturers are required to make four quarterly escrow deposits, and those deposits are to be based on the units sold in the corresponding quarter. Pursuant to A.R.S. § 44-7111(5)(g)(1-4), the quarterly deposit associated with the appropriate units sold is to be deposited by the following dates, along with the submission of the deposit certification to the Office of the Arizona Attorney General:

1. Quarter 1, January – March: on or before May 31
2. Quarter 2, April – June: on or before August 31
3. Quarter 3, July – September: on or before November 30
4. Quarter 4, October – December: on or before February 28 (of the following calendar year)

For more General Information, please see the compliance certification forms for A.R.S. §§ 44-7101 and 44-7111 as well as the FAQs on the Arizona Attorney General’s website: <http://www.azag.gov/consumer/Tobacco/faq>.

SPECIFIC INSTRUCTIONS

Part 1: Tobacco Product Manufacturer Identification. Identify the Tobacco Product Manufacturer’s name, physical address, mailing address, telephone and fax numbers, Email address, website address, and name/title of the person completing the Certification.

Part 2: Sales Quarter. List the sales quarter for the Units Sold in question. (NOTE: The Tobacco Product Manufacturer must complete a separate Certification for each quarter of sales in addition to the annual escrow statute compliance certification required pursuant to § A.R.S. 44-7101.)

Part 3: Units Sold. List the Tobacco Product Manufacturer’s total Units Sold in Arizona during the sales year listed in Part 2. Next, list each brand family(ies) of cigarettes included in this total figure. (**Note: the definition of “units sold” has changed, effective July 24, 2014. Please see A.R.S. § 44-7101(2)(k) (definition of “Units Sold”) and www.azag.gov for more information.**)

Part 4: Escrow Rates and Deposits. Multiply the Units Sold by the appropriate escrow rate for the sales quarter identified in Part 2 and write the result as the total.

Part 5: Financial Institution. Identify: (i) the name, mailing address, and telephone number of the financial institution where the Tobacco Product Manufacturer has established a Qualified Escrow Fund pursuant to A.R.S. § 44-7101(3)(b); and (ii) the escrow account number as well as the account number for the Arizona sub-account. Also, provide the total cumulative amount currently deposited in this escrow account for the benefit of the State of Arizona.

Part 6: Execution by Authorized Designee. The Designee executing this Certification must be an employee of the Tobacco Product Manufacturer identified in Part 1, and authorized to execute the Certification on the manufacturer’s behalf. The Designee’s name and title must be printed, and the Certification executed, in the presence of an authorized notary.

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Part 1: Tobacco Product Manufacturer Identification

Tobacco Product Manufacturer: _____
 Physical Address (no post office box): _____
 Mailing Address: _____
 Phone: _____ Fax: _____
 Email: _____ Website Address: _____
 Name/Title of Person Completing Certification: _____

Part 2: Sales Quarter

1. Quarter 1, January – March: on or before May 31
2. Quarter 2, April – June: on or before August 31
3. Quarter 3, July – September: on or before November 30
4. Quarter 4, October – December: on or before February 28 (of the following calendar year)

The sales quarter for this Certification of Deposit is: _____

(NOTE: The Tobacco Product Manufacturer must complete a separate Certification for each quarter of sales in addition to the annual escrow statute compliance certification required pursuant to A.R.S. § 44-7101.)

Part 3: Units Sold

(The definition of “units sold” has changed, effective July 24, 2014. Please see A.R.S. § 44-7101(2)(k) (definition of “Units Sold”) and www.azag.gov for more information.)

Total number of Units Sold (includes "roll-your-own" tobacco), for the Tobacco Product Manufacturer identified in Part 1 of this Certification during the sales quarter listed in Part 2 is (please provide “roll-your-own” figures in both ounces and individual cigarettes):

The Units Sold figure provided in Part 3 of this Certification includes the Brand Family(ies) listed in the table below along with the corresponding Units Sold:

Brand Family	Corresponding Units Sold

Part 4: Escrow Rates and Deposits

For Liability Year 2014 and thereafter, the base rate per Unit Sold is 0.0188482.

To calculate the estimated escrow liability for the applicable sales quarter, multiply the Units Sold listed in Part 3 by **\$0.0308783** (2014 combined base rate and estimated annual inflation rate, which equals **\$6.18 per carton**) and enter the amount here: \$ _____

(Note: An estimated inflation adjustment rate has been provided because the actual rate cannot yet be calculated. The actual inflation adjustment rate is calculated each spring pursuant to the terms of Exhibit C of the MSA. After the rate is calculated and released to manufacturers, any adjustments to deposits must be made as part of the NPM escrow statute annual certification of compliance requirement due by April 15 of each year.)

Part 5: Financial Institution

Name of Financial Institution: _____

Mailing Address: _____

Escrow Account No: _____

Arizona Sub-Account No: _____

Total Amount Held for the State of Arizona for all Years and Quarters: _____

NOTE: Please attach proof of deposit from the financial institution identified in Part 5.

Part 6: Execution by Authorized Designee

Under penalty of perjury, I state that: (i) I have read the instructions included as part of this Certification; (ii) the information contained in this Certification, which includes all Exhibits and other attachments, is true and accurate; and (iii) I am an employee of the Tobacco Product Manufacturer identified in Part 1 and am authorized to execute this Certification on behalf of that Tobacco Product Manufacturer.

Designee (Print Name): _____ Title: _____

Signature of Designee: _____ Date: _____

Subscribed and sworn to before me on this date: _____

Signature of Notary Public: _____

City or County of: _____

My Commission expires: _____

Mail this Quarterly Escrow Deposit Certification to:

Office of the Arizona Attorney General
Tobacco Enforcement Unit
1275 W. Washington
Phoenix, Arizona 85007-2926