

Motor Vehicle Fuel Use Tax

Taxpayer

The tax is paid by fuel use tax permit holders.

Tax Base

The tax applies to fuel used on Ohio highways by tractor-trailer combinations, trucks with three axles or more, and two-axle trucks with a gross vehicle weight or a registered gross vehicle weight over 26,000 pounds. Taxpayers pay on the amount by which the fuel consumed in Ohio exceeds the fuel purchased in Ohio.

Rate

The total rate is 28 cents per gallon, which is the same as the state motor fuel tax rate.

Major Exemptions

The tax does not apply to vehicles owned and operated by the federal government, the State of Ohio, or its political subdivisions.

Revenue

(In Millions)

Fiscal Year	Total
2006	\$51.1
2007	55.2
2008	34.8
2009	29.8
2010	38.1

Disposition of Revenue

Revenue is distributed to highway bond retirement funds to the extent it is needed for debt service, and then to the Highway Operating Fund.

Payment Dates

Reports and payments are filed quarterly by Jan. 31, April 30, July 31, and Oct. 31 for the liability for the previous three months.

Special Provisions/Credits

None.

Sections of Ohio Revised Code

Chapter 5728.

Responsibility for Administration

Tax Commissioner.

History of Major Changes

- 1981** Tax becomes effective July 1.
- 1990** House Bill 381 repeals a separate, 37-year-old highway use tax based on commercial vehicle mileage by setting rates to zero effective Jan. 1, 1991. In its place, the bill imposes a three cents per gallon motor fuel use surtax on vehicles previously covered by the highway use tax. The new surtax is in addition to the base motor vehicle fuel tax rate, then 20 cents per gallon.
- 1995** Ohio joins the International Fuel Tax Agreement.
- 2003** House Bill 87 increases the motor vehicle fuel tax by two cents per gallon, from 22 to 24 cents, effective July 1. H.B. 87 also contains two future motor vehicle fuel tax increases and a phase out of the surtax.
- 2004** Per H.B. 87, motor vehicle fuel tax rises from 24 cents to 26 cents per gallon and surtax falls from three cents to two cents per gallon, effective July 1.
- 2005** Per H.B. 87, motor vehicle fuel tax rate rises from 26 cents to 28 cents per gallon and surtax is eliminated, effective July 1.

Comparisons with Other States

(As of February, 2009)

Unless noted, the motor vehicle fuel tax rates listed in this table do not reflect the application of a state sales tax or local permissive motor vehicle fuel taxes.

State	Tax Rates (cents per gallon)		Sales Tax Applicable?
	Gasoline	Diesel	
California	none	43.7	Yes
Florida	21.17	31.87	Yes
Illinois	37.3	43.4	Yes
Indiana¹	29	27	Yes
Massachusetts	21	21	No
Kentucky	24.7	26.5	No
Michigan	N/A	31	Yes
New Jersey	14.5	17.5	No
New York	39.1	37.35	Yes
Ohio	28	28	No
Pennsylvania	31.2	38.1	No
Texas	20	20	No
West Virginia²	32.2	32.2	Yes

Source: International Fuel Tax Administration (IFTA) and Commerce Clearing House. All data is current as of Feb. 1, 2009.

¹ The rates shown for Indiana include a surcharge of 11 cents per gallon.

² The rates shown for West Virginia include sales and use tax.