



Information Release - Sports Gaming Receipts Tax (SGRT): SGRT 2023-01 – Tax Rate – July 2023

The purpose of this release is to provide guidance to taxpayers following the recent enactment of the State's biennial budget bill, Am. Sub. H.B. 33, which is effective July 4, 2023. That bill increases the tax rate on sports gaming receipts from 10% to 20% effective July 1, 2023. This change impacts returns due on and after August 15, 2023, which will report sports gaming receipts received in the month of July 2023 and thereafter.

Despite the fact that the enactment of this provision in the bill will be effective after the beginning of the tax period, the Ohio Supreme Court has long held that changes to the tax code can take place after a tax period has begun and can still be effective for the entire tax period¹. As such, all sports gaming receipts for July 1, 2023 and forward will be taxed at the new rate of 20%.

Please contact the Ohio Department of Taxation at 1-855-466-3921 with any questions regarding the sports gaming receipts tax.

¹ See *East Ohio Gas Company v. Limbach* (1986), 26 Ohio St.3d 63, 498 N.E.2d 453; *Burke Internatl. V. Lindley* (1979), 58 Ohio St.2d 27, 387 N.D.2d 1227; *State, ex rel. Cleveland, v. Kosydar* (1973), 36 Ohio St.2d 183, 305 N.E.2d 803.