

16594

NOTICE OF PROPOSED RULE ADOPTION

STATE OF MISSISSIPPI  
Mississippi State Tax Commission

**FILED**  
NOV 17 2009  
MISSISSIPPI  
SECRETARY OF STATE

Mississippi State Tax Commission  
Commission Secretary  
c/o Sam Polk, Esq.  
Post Office Box 22805  
Jackson, Mississippi 39225-2805

(601) 923-7401  
[CommSec@mstc.state.ms.us](mailto:CommSec@mstc.state.ms.us)

Specific Legal Authority authorizing the promulgation of  
Rule: 63-21-7, 63-23-7, 85-7-251 MCA

Reference to Rules repealed, amended or suspended by the  
Proposed Rule: Title 35, Part VII, Subpart 06, Chapter 05  
Mississippi Administrative Code

**Explanation of the Purpose of the Proposed Rule and the reason(s) for proposing the rule:** This repeals the language in the previous rule because it is duplicated in another rule. The new language memorializes the avenues that that may be taken to sell a motor vehicle for repairing, towing and/or storage costs.

This rule is proposed as a  Final Rule, and/or a  Temporary Rule (Check one or both boxers as applicable.)

Persons may present their views on the proposed rule by addressing written comments to the agency at the above address. Persons making comments should include their name and address, as well as other contact information, and if you are an agent or attorney, the name, address and telephone number of the party or parties you represent.

Oral Proceeding: Check one box below:

An oral proceeding is scheduled on this rule on Date: December 18, 2009 Time: 2:30 PM  
Place: Mississippi Library Commission  
3881 Eastwood Drive  
Jackson, Mississippi 39211

If you wish to be heard and present evidence at the oral proceeding you must make a written request to the agency at the above address at least 72 hours prior to the proceeding to be placed on the agenda. The request should include your name, address, telephone number as well as other contact information; and if you are an agent or attorney, the name, address and telephone number of the party or parties you represent.

An oral proceeding is not scheduled on this rule. Where an oral proceeding is not scheduled, an oral proceeding will be held if a written request for an oral proceeding is submitted by a political subdivision, an agency or ten (10) persons. The written request should be submitted to the agency contact person at the above address within twenty (20) days after the filing of this notice of proposed rule adoption and should include the name, address and telephone number of the person(s) making the request; and if you are an agent or attorney, the name, address and telephone number of the party or parties you represent.

Economic Impact Statement: Check one box below:

The agency has determined that an economic impact statement is not required for this rule, or  
 The concise summary of the economic impact statement required is attached.

The entire text of the Proposed Rule including the text of any rule being amended or changed is attached.

Date Rule Proposed: November 17, 2009

Proposed Effective Date of Rule: January 19, 2010

  
Sam T. Polk, Esquire, Commission Secretary