SOS APA Form 001

Mississippi Secretary of State
700 North Street P. O. Box 136, Jackson, MS 39205-0136

ADMINISTRATIVE PROCEDURES NOTICE FILING

AGENCY NAME		CONTACT PERSON	TELEPHONE NUMBER	
Mississippi Department of Revenue		Melinda R. Lott	601-923-7309	
ADDRESS		CITY	STATE	ZIP
PO Box 1033		Jackson	MS	39215
EMAIL	SUBMIT DATE	Name or number of rule(s):		
melinda.lott@dor.ms.gov	7/22/16	Title 35, Part IV, Subpart 11, Chapter 02 Automobile, Truck and Truck-Tractor Dealers		

Short explanation of rule/amendment/repeal and reason(s) for proposing rule/amendment/repeal: The Rule has been updated to include an exemption from sales taxation retail sales of truck-tractors and semitrailers used in the interstate commerce and registered under the IRP as provided for in SB 2934.

Specific legal authority authorizing the promulgation of rule: Miss. Code Ann. Section 27-65-93, "(1) The commissioner shall, from time to time, promulgate rules and regulations, not inconsistent with the provisions of the sales tax law, for making returns and for the ascertainment, assessment and collection of the tax imposed by the sales tax law as he may deem necessary to enforce its provisions."

List all rules repealed, amended, or suspended by the proposed rule: Miss. Admin Rule 35.IV.11.02 Automobile, Truck and Truck-Tractor Dealers

ORAL PROCEEDING:

☒ An oral proceeding is scheduled for this rule on Date: 07/20/16 Time: 3:30 p.m. Place: Mississippi Department of Revenue, 500 Clinton Center Drive, Clinton, MS 39056

☐ Presently, an oral proceeding is not scheduled on this rule.

If an oral proceeding is not scheduled, an oral proceeding must be held if a written request for an oral proceeding is submitted by a political subdivision, an agency or ten (10) or more 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, email address, and telephone number of the person(s) making the request; and, if you are an agent or attorney, the name, address, email address, and telephone number of the party or parties you represent. At any time within the twenty-five (25) day public comment period, written submissions including arguments, data, and views on the proposed rule/amendment/repeal may be submitted to the filing agency.

ECONOMIC IMPACT STATEMENT:

☒ Economic impact statement not required for this rule. ☐ Concise summary of economic impact statement attached.

TEMPORARY RULES	PROPOSED ACTION ON RULES	FINAL ACTION ON RULES
		Date Proposed Rule Filed: 6/15/16
_____ Original filing	**Action proposed:**	**Action taken:**
_____ Renewal of effectiveness	_____ New rule(s)	X Adopted with no changes in text
To be in effect in _____ days	_____ Amendment to existing rule(s)	_____ Adopted with changes
Effective date:	_____ Repeal of existing rule(s)	_____ Adopted by reference
_____ Immediately upon filing	_____ Adoption by reference	_____ Withdrawn
_____ Other (specify): _____	**Proposed final effective date:**	_____ Repeal adopted as proposed
	_____ 30 days after filing	**Effective date:**
	_____ Other (specify): _____	X 30 days after filing
		_____ Other (specify): _____

Printed name and Title of person authorized to file rules: Melinda R. Lott, Deputy Office Director, Tax Policy
Signature of person authorized to file rules: _____

OFFICIAL FILING STAMP	DO NOT WRITE BELOW THIS LINE OFFICIAL FILING STAMP	OFFICIAL FILING STAMP
		FILED JUL 22 2016 MISSISSIPPI SECRETARY OF STATE
Accepted for filing by	**Accepted for filing by**	**Accepted for filing by** #22121

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