



MISSISSIPPI STATE TAX COMMISSION

Sales and Use Tax Bureau

Notice 72-08-004 July 1, 2008

NOTICE TO ALL MOTORCYCLE AND ATV RETAILERS

House Bill 1405, 2008 Regular Session, levies a point of sale fee of \$50.00 on the retail sales of all-terrain vehicles and motorcycles as defined by Miss. Code Ann. Section 63-21-05. Point of sale means the location of the retailer which transacts the sale. All-terrain vehicles are defined as a motor vehicle that is designed for off-road use and is not required to have a motor vehicle privilege license. ATVs include, but are not limited, to four-wheelers, utility vehicles, go carts and golf carts. Motorcycles are defined as every motor vehicle having a seat or saddle for the use of the rider and designed to travel on not more than three (3) wheels in contact with the ground, excluding a farm tractor. The \$50.00 fee will be referred to as the "Motorcycle/ATV Trauma Care Fee".

Effective July 1, 2008, all Mississippi motorcycle and all-terrain vehicle retailers are required to collect the Motorcycle/ATV Trauma Care Fee of \$50.00 on every retail sale of a new or used motorcycle or all-terrain vehicle, even if the purchaser is an exempt entity. The Motorcycle/ATV Trauma Care Fee is in addition to the regular 7% sales tax collected on retail sales of motorcycles and ATVs. The \$50.00 Motorcycle/ATV Trauma Care Fee is not subject to the regular 7% sales tax.

The Motorcycle/ATV Trauma Care Fee is due on all sales of motorcycles and ATVs made in the State of Mississippi. Sales by a Mississippi dealer to residents of other states are also considered point of sale purchases and are subject to the fee, regardless if sales tax is due or not. The 48 hour drive out exemption for sales tax does not apply to the Motorcycle/ATV Trauma Care Fee.

The Motorcycle/ATV Trauma Care Fee is not due on motorcycles and ATVs purchased by Mississippi residents outside the State of Mississippi even if the vehicles are shipped or delivered to a location inside the State of Mississippi.

A separate return for reporting the Motorcycle/ATV Trauma Care Fee will be provided. The Motorcycle/ATV Trauma Care Fee return will have the same due date as your regular Sales Tax Return (by the 20th of the month following the reporting period). The returns will be made available in time for you to file the first return by the July due date.

The seller shall provide a written statement to the purchaser, which may be printed on the sales receipt, that reads as follows: "\$50.00 of the amount that you paid for this vehicle will be used to fund the Mississippi Trauma Care System."

Please call this office at 601-923-7015, should you need additional information or assistance regarding this notice.