## Mississippi Secretary of State

700 North Street P. O. Box 136, Jackson, MS 39205-0136

The rule was reworded throughout for clarity. Paragraph 100 was amended to include office equipment and patents as examples of tangible and intangible items. A sentence was added to new paragraph 101 to address the sale of parts of a larger piece of property. The examples were deleted in new paragraph 102 as these same examples are sufficiently covered in Miss. Cod Ann. Section 27-7-9. In new paragraph 104, number 2 was added. New paragraph 105 replaced old paragraph 104 addressing an exchange of property consisting of both property that qualifies as a tax-free exchange and other property. Other minor changes were made.  Specific legal authority authorizing the promulgation of rule: Pursuant to Miss. Code Ann. Sections 27-7-81 and 27-7-343, the Commissioner of Revenue is authorized to, "from time to time make such rules and regulations, not inconsistent with [the Income Tax Law of 1952], as he may deem necessary to enforce its provisions."  List all rules repealed, amended, or suspended by the proposed rule: Miss. Admin Code Title 35.III.2.03 Gains Derived from Dealings in Property.  ORAL PROCEEDING:  An oral proceeding is scheduled for this rule on Date: 6/26/19 Time: 1:30 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 o 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 a	ADMINISTRATIVE PROCEDURES	NOTICE FILING				
Po Box 0.3033    Main Comment   Main   Main			*			
Title 35, Part III, Subpart 2, Chapter 03 Gains Derived from Dealings in Property  Short explanation of rule/amendment/repeal and responsing rule/amendment/repeal. This rule was amended to change the name to "Gains or Loss on Disposition of Property  The rule was remoded throughout for clarity, Paragraph 300 vas practical parts of a larger piece of property. The examples were detected new yaragraph 102 to address the saile of parts of a larger piece of property. The examples were detected new yaragraph 102 as these same examples are sufficiently covered in Miss. Cod Ann. Section 27-7-8 in every paragraph 102, momber 2 was added. New paragraph 103 replaced oil paragraph 103 to address as the same examples are sufficiently covered in Miss. Cod Ann. Section 27-7-81 and 27-7-943, the Commissioner of Revenue is authorized to, "from time to time make such rules and regulations, not inconstitent with (the income Tax Law of 1952), as he may deem necessary to enforce its provisions."  It is all rules repeated, amended, or suspended by the proposed rule. Miss. Addinin Code Title 5 iii. 2.03 Gains (Derived from Dealings in Property).  ORAL PROCEEDING:  An oral proceeding is scheduled for this rule on Date: 6/26/19 Time: 1:30 p.m. Place: Mississippi Department of Revenue, 500 Clinton Center Drive, Clinton, MS 39056  Presently, an oral proceeding is not scheduled on this rule on Date: 6/26/19 Time: 1:30 p.m. Place: Mississippi Department of Revenue, 500 Clinton Center Drive, Clinton, MS 39056  Presently, 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 of 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, and address, and telephone number of the person number of the person number of the person number of the person number of the			1			i
The rule was reworked throughout for clarity. Paragraph 100 was amended to include office equipment and patents as examples of tangible and intangible items. A sentence was added to men paragraph 101 to address the sale of parts of a larger piece of property. The examples were deleted in new paragraph 102 as these same examples are sufficiently converted in Miss. Col Ams. Section 27-74 in new paragraph 102 and the paragraph 102 and the paragraph 103 to address the sale of parts of paragraph 104 paragraph 103 to address the sale of parts of paragraph 104 paragraph 104 paragraph 105 and the paragraph 105 paragraph 105 paragraph 105 paragraph 106 paragraph 106 paragraph 106 paragraph 106 paragraph 106 paragraph 106 paragraph 107 paragrap						
TEMPORARY RULES  Original filing Renewal of effectiveness To be in effect in days Effective date: Immediately upon filing Other (specify):	The rule was reworded throughout for clarity. Paragraph new paragraph 101 to address the sale of parts of a large Ann. Section 27-7-9. In new paragraph 104, number 2 w qualifies as a tax-free exchange and other property. Oth Specific legal authority authorizing the promulgation of make such rules and regulations, not inconsistent with [this tall rules repealed, amended, or suspended by the property. An oral proceeding is scheduled for South 100 Clinton Center Drive, Clinton, MS 3 Presently, an oral proceeding is not if an oral proceeding is not scheduled, an oral proceeding is not scheduled, an oral proceeding is not adoption and should include agent or attorney, the name, address, email addromment period, written submissions including a ECONOMIC IMPACT STATEMENT:	a 100 was amended to incluer piece of property. The exas added. New paragraph 10 er minor changes were mad rule: Pursuant to Miss. Code the Income Tax Law of 1952 opposed rule: Miss. Admin Code this rule on Date: 9056  Scheduled on this ruceeding must be held if ould be submitted to the date the name, address, a ess, and telephone num rguments, data, and vier	de office equipment and patents as example amples were deleted in new paragraph 102 of replaced old paragraph 104 addressing and le.  de Ann. Sections 27-7-81 and 27-7-343, the Coll., as he may deem necessary to enforce its prode Title 35.III.2.03 Gains Derived from Deadle Title 35.III	es of tangible and as these same ex n exchange of property.  Dings in Property.  Place: Missis  Ing is submitted address within of the person(s nt. At any time repeal may be	intangible items. A amples are sufficience by consisting of devenue is authorized by a political suftwenty (20) days a making the requestion of the submitted to the	sentence was added to ntly covered in Miss. Code both property that ed to, "from time to time ment of Revenue, odivision, an agency or after the filing of this uest; and, if you are an aty-five (25) day public filing agency.
Printed name and Title of person authorized to file rules: Sam Portera, CPA, Deputy Office Director, Tax Policy Signature of person authorized to file rules: Sam Portera  DO NOT WRITE BELOW THIS LINE OFFICIAL FILING STAMP  OFFICIAL FILING STAMP  OFFICIAL FILING STAMP	Original filing Renewal of effectiveness Ne To be in effect in days An Effective date: Immediately upon filing Ad Other (specify): Proposed 30		osed: rule(s) ndment to existing rule(s) al of existing rule(s) tion by reference nal effective date: ys after filing	Date Proposed Rule Filed: 5/20/19 Action taken: Adopted with no changes in text Adopted with changes Adopted by reference Withdrawn Repeal adopted as proposed Effective date: 30 days after filing		
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The entire text of the Proposed Rule including the text of any rule being amended or changed is attached.