

By: Compretta

To: Ways and Means

HOUSE BILL NO. 1499

1 AN ACT TO AMEND SECTION 27-55-13, MISSISSIPPI CODE OF 1972,
2 TO ELIMINATE THE EVAPORATION, SHRINKAGE AND OTHER NORMAL LOSS
3 DEDUCTION ALLOWED DISTRIBUTORS OF GASOLINE ON THEIR GASOLINE
4 EXCISE TAX LIABILITY; AND FOR RELATED PURPOSES.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

6 SECTION 1. Section 27-55-13, Mississippi Code of 1972, is
7 amended as follows:[JWB1]

8 27-55-13. For the purpose of determining the amount of his
9 liability for the tax imposed by this article, each bonded
10 distributor of gasoline shall, not later than the twentieth day of
11 the month next following the month in which this article becomes
12 effective, and not later than the twentieth day of each month
13 thereafter, file with the commission a monthly report which shall
14 include a statement of the number of gallons of gasoline or blend
15 stock received by such distributor within this state during the
16 preceding calendar month, and such other information as may be
17 reasonably necessary for the proper administration of this
18 article.

19 At the time of filing each monthly report with the
20 commission, a distributor may take a credit for the number of
21 gallons of gasoline that he purchased during the preceding
22 calendar month from a distributor who pays the excise tax imposed
23 by this article on such gasoline.

24 At the time of filing each monthly report with the
25 commission, each distributor of gasoline shall pay to the
26 commission the full amount of the gasoline tax due from such
27 distributor for the preceding calendar month * * *.

28 Reports and payments sent to the commission by mail must be
29 postmarked by the due date in order to be considered timely filed,
30 except when the due date falls on a weekend or holiday, in which
31 case such reports and payments must be postmarked by the first
32 working day following the due date in order to be considered
33 timely filed.

34 The monthly report of the distributor of gasoline shall be
35 prepared and filed with the commission on forms prescribed by the
36 commission, or the distributor of gasoline may, with the approval
37 of the commission, furnish the required information on
38 machine-prepared schedules. Such monthly reports or schedules
39 shall be signed by the distributor or his duly authorized agent
40 and shall contain a declaration that the statements contained
41 therein are true and correct and are made under the penalty of
42 perjury.

43 SECTION 2. This act shall take effect and be in force from
44 and after July 1, 2000.