

Mississippi Secretary of State

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

ADMINISTRATIVE PROCEDURES NOTICE FILING

AGENCY NAME Mississippi Department of Revenue		CONTACT PERSON John P Treadway	TELEPHONE NUMBER 601-923-7440	
ADDRESS PO Box 1033		CITY Jackson	STATE MS	ZIP 39215
EMAIL mstaxpolicy@dor.ms.gov	SUBMIT DATE 2/4/2025	Name or number of rule(s): Title 35, Part XI- Cannabis Dispensaries		

A short explanation of rule/amendment/repeal and reason(s) for proposing rule/amendment/repeal: This rule is amended to reflect the internal policy changes regarding changes to the violations and fees table found in Chapter 28. Additionally, the amendments, to reflect changes to the code from SB 2857, set certain application procedures and provide the requisite considerations for who may be considered an agent and officer of a medical cannabis establishment. The changes also delete the weekly limit on the allowable amount of medical cannabis that a resident cardholder may obtain. Also, to align with HB 1158 (2023) the amendment includes language regarding the sale of "topical cannabis products," and various administrative appeals and procedure changes

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. In addition, more legal authority can be found at Miss. Code Ann. Sections 41-137-41, 25-43-1.103, and 25-53-1

List all rules repealed, amended, or suspended by the proposed rule: Miss. Admin Code Title 35.XI- Cannabis Dispensaries

ORAL PROCEEDING:

☐ An oral proceeding is scheduled for this rule on Date: Time: Place:

☒ 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:

☒ An 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
_____ Original filing _____ Renewal of effectiveness To be in effect in _____ days Effective date: _____ Immediately upon filing _____ Other (specify): _____	Action proposed : _____ New rule(s) _____ Amendment to existing rule(s) _____ Repeal of existing rule(s) _____ Adoption by reference Proposed final effective date: _____ 30 days after filing _____ Other (specify): _____	Date Proposed Rule Filed: 1/3/2025 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 _____ Other (specify): _____

Printed name and Title of person authorized to file rules: John Treadway Attorney, Review Board & Tax Policy

Signature of person authorized to file rules: *John P Treadway* John P Treadway

OFFICIAL FILING STAMP	DO NOT WRITE BELOW THIS LINE OFFICIAL FILING STAMP	OFFICIAL FILING STAMP
Accepted for filing by	Accepted for filing by	 Accepted for filing by <i>27852 JBL</i>

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