

Administrative Rule Meeting
Thursday, March 26, 2009 • 8:00 a.m.
Commission Hearing Room 1025 • Tax Commission Building
210 North 1950 West • Salt Lake City, Utah

Participating:

D'Arcy Dixon – Commissioner, Chair Administrative Rules
Pam Hendrickson – Commission Chair
Bruce Johnson – Commissioner

Excused:

Marc Johnson - Commissioner

Commission Staff Present:

Cheryl Lee, Commission Executive Secretary

Note: A list of others present, a copy of related materials and an audio recording of the meeting can be obtained from the Office of the Commission at 297-3900.

1. Commission Business

Commissioner Hendrickson called the meeting to order at 8:00 a.m. She noted Commissioner Dixon was participating via phone due to the recent passing of her Father. She expressed condolences to Commissioner Dixon on behalf of the Commission. She also excused Commissioner M. Johnson and expressed sympathy to him for the recent loss of his mother-in-law.

Commissioner Hendrickson asked for approval of the minutes of February 19, 2009.

MOTION: Commissioner Dixon moved approval of the minutes for February 19, 2009. The motion passed unanimously.

2. Rule Items

2.1 Proposed Rules Amendments

- a. R865-4D-2 Refund Procedures for Undyed Diesel Fuel Used Off-Highway or to Operate a Power Take-Off Unit, and Sales Tax Liability Pursuant to Utah Code Ann. Sections 59-13-301 and 59-13-304.

COMMISSION COMMENT: Commissioner Hendrickson noted one public comment had been received on the rule from Bill Gray, Sinclair Companies.

COMMISSION COMMENT: Commissioner Dixon said as the Commissioner over rules, she communicated to Mr. Gray that the Commission had received and reviewed his comment and asked staff to prepare draft rule language for the Commission to consider at a future time in light of his comment and suggestions.

MOTION: Commissioner Dixon moved the rule as posted be approved. The motion passed unanimously.

- b. R865-4D-6 Invoices Pursuant to Utah Code Ann. Sections 59-13-301 & 59-13-313.

COMMISSION COMMENT: Commissioner Dixon noted there were no comments received on this rule.

MOTION: Commissioner Dixon moved the rule as posted be approved. The motion passed unanimously.

2.2 Rules proposed to be repealed due to rule amendments.

- a. R865-4D-24 Off Highway Use of Undyed Diesel Fuel Pursuant to Utah Code Ann. Section 59-13-301.

COMMISSION COMMENT: Commissioner Dixon noted there were no comments received on this rule.

MOTION: Commissioner Dixon moved the rule as posted be approved. The motion passed unanimously.

3. Other Items/Adjourn

COMMISSION COMMENT: Commissioner Dixon thanked her fellow commissioners and commission staff for the extended sympathies on her father's passing and Commissioner Hendrickson for officiating the meeting on her behalf.

Commissioner Dixon moved to adjourn. The motion passed unanimously.

Commissioner Hendrickson adjourned the meeting at 8:10 a.m.

Approved:

Attested: Cheryl Lee