

Notice of Emergency Rule

DEPARTMENT OF REVENUE

Miscellaneous Tax

RULE NO.: RULE TITLE:

12BER18-03 Fuel Used for Agricultural Shipment

SUMMARY: Notice of Renewal of Emergency Rule 12BER18-03, F.A.C.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Tammy Miller, Technical Assistance and Dispute Resolution, Department of Revenue, P.O. Box 7443, Tallahassee, Florida 32314-7443, telephone: (850)717-6309.

THE FULL TEXT OF THE EMERGENCY RULE IS:

The Department of Revenue (“Department”) hereby provides notice of renewal of Emergency Rule 12BER18-03, Fuel Used for Agricultural Shipment, as adopted on May 17, 2018, and noticed in the Florida Administrative Register on May 18, 2018, Vol. 44/98. On October 31, 2018, the Department published a Notice of Rule Development for Rule 12B-5.150, F.A.C., pursuant to Section 120.54(3)(a)1., Florida Statutes. Proposed Rule 12B-5.150, if adopted, would address the same topic as Emergency Rule 12BER18-03. The Legislature expressly authorized in Sections 59, Chapter 2018-118, L.O.F., the promulgation of an emergency rule by the Department to provide forms and instructions on this topic. Those sections also specifically provide for the renewal of the emergency rule pending procedures to adopt permanent rules addressing the subject of the emergency rules. Therefore, pursuant to Section 120.54(4)(c)1., Florida Statutes, the Emergency Rule 12BER18-03, Florida Administrative Code, is renewed.

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.