

Filed July 24, 1961
3:40 P.M.



The State of Wisconsin

DEPARTMENT OF TAXATION

ROOM 1000 STATE OFFICE BUILDING

MADISON 2, WISCONSIN

JOHN A. GRONOUSKI
COMMISSIONER OF TAXATION

July 24, 1961

TAX 9

Mr. James Burke
Revisor of Statutes
State Capitol
Madison, Wisconsin

Dear Mr. Burke:

This is to advise you that, consistent with Chapter 251 of the Laws of 1961 (published July 21, 1961), Rule TAX 9.67 has been repealed and recreated, and that a certified copy of such rule, as recreated, is enclosed herewith. We would appreciate your publication of such recreated rule in the Wisconsin Administrative Register at your earliest convenience.

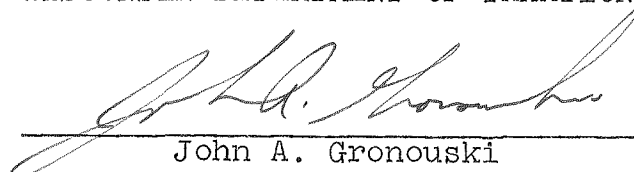
Under the provisions of the Wisconsin statutes, no formal hearing is necessary when a proposed rule is designed solely to bring the language of an existing rule into conformity with a statute which has been changed since the adoption of such rule. (Sec. 227.02 (b))

A certified copy of recreated Rule TAX 9.67 is being mailed today to the Secretary of State for filing, pursuant to Section 227.023 (1) of the statutes.

Such rule is to be effective on the first day of the month following publication in the Wisconsin Administrative Register.

Sincerely,

WISCONSIN DEPARTMENT OF TAXATION


John A. Gronouski
Commissioner of Taxation

JAG:MW

Enc.

cc. Hon. Robert C. Zimmerman
Secretary of State
State Capitol
Madison, Wisconsin
Enc.

Commerce Clearing House
4025 West Peterson Avenue
Chicago 46, Illinois
Enc.

Prentice-Hall, Inc. Att'n: Mr. Stephan L. Taylor
70 Fifth Avenue Editorial Staff
New York 11, New York Enc.

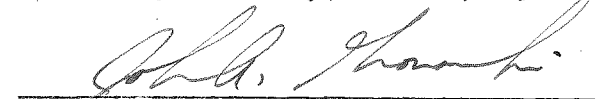
CERTIFICATE OF REPEAL AND RECREATION OF RULE

STATE OF WISCONSIN))
))
DEPARTMENT OF TAXATION) ss.

I, John A. Gronouski, Commissioner of Taxation and custodian of the official records of the Department of Taxation, do hereby certify that the repeal of Rule TAX 9.67 and the recreation of such Rule was duly apporved and adopted by me on July 24, 1961.

I further certify that the copy of such recreated Rule annexed hereto has been compared by me with the original on file in this Department, and that the same is a true copy thereof, and of the whole of such original.

IN TESTIMONY WHEREOF, I
have hereunto set my hand
at the State Office Building
in the City of Madison,
Wisconsin, this
24th day of July, A. D., 1961.



John A. Gronouski
Commissioner of Taxation

Pursuant to the authority vested in the Commissioner of Taxation by Section 139.50 (8) of the Statutes, Rule TAX 9.67 is repealed and re-created to read as follows:

TAX 9.67 TOBACCO TAX CREDIT.

- (a) The term "tobacco tax stamp" shall be construed to mean any of the authorized indicia of tobacco tax payment including water transfer stamps, heat applied stamps and metered impressions. The term "tobacco tax stamp purchase" shall be construed to mean the purchase of any of such authorized indicia of tobacco tax payment, by a wholesale permittee, to be affixed or applied to cigarette packages.
 - (b) Each wholesale permittee desiring to make tobacco tax stamp purchases on credit shall file with the commissioner of taxation a bond drawn in favor of the State of Wisconsin in an amount equal to 125% of the gross value of the credit desired. The bond shall be executed by a surety company licensed to do business in this state and shall provide that the liability shall not be affected by the revocation of any license or by partial recovery upon the bond or by the execution of any new bond.
 - (c) The credit extended for any tobacco tax stamp purchase under a surety bond will become due and payable:
 1. Upon request for another tobacco tax stamp purchase on credit.
 2. Upon formal demand by the commissioner of taxation.
 3. In any event, not later than 30 days from the date on which credit was extended on any such tobacco tax stamp purchase.
 - (d) The commissioner of taxation reserves the right to investigate the financial stability of the applicant and his surety company, and the right to deny credit to any permittee when there is any question of ability to pay as herein required.
 - (e) The privilege granted to any wholesale permittee of making tobacco tax stamp purchases on credit may be cancelled or revoked at any time at the discretion of the commissioner of taxation.
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