**NOTICE OF RULE ADOPTION—FINAL RULE**

**STATE OF MISSISSIPPI**
**MISSISSIPPI PUBLIC SERVICE COMMISSION**
**AND**
**MISSISSIPPI PUBLIC UTILITIES STAFF**

FILED
OCT 11 2005
MISSISSIPPI
SECRETARY OF STATE

**Mississippi Public Service Commission**
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**Specific Legal Authority Authorizing the promulgation of Rule:**
Miss. Code Ann. Sec. 77-3-45 and
Sec. 25-43-7

**Reference to Rules repealed, amended or suspended by the Proposed Rule:** N/A

**Date Rule Proposed:** June 22, 2005

**Explanation of the Purpose of the Proposed Rule and the reason(s) for proposing the rule:** To comply with new Administrative Procedures Act and to update current rules.

**The Agency Rule Making Record for this rule including any written comments received during the comment period and the record of any oral proceeding is available for public inspection by contacting the Agency at the above address.**

☒ An oral proceeding was held on this rule:

Date: October 4, 2005
Time: 10:00 a.m.
Place: MPSC Hearing Room, 1st Floor Woolfolk Building, Jackson, MS.

☐ An oral proceeding was not held on this rule.

**The Agency has considered the written comments and the presentations made in any oral proceedings, and**

☐ This rule as adopted is without variance from the proposed rule.

☐ This rule as adopted differs from the proposed rule as there are minor editorial changes which affect the form rather than the substance of the rule.

☒ The rule as adopted differs from the proposed rule. The differences however are:
Within the scope of the matters in the Notice of Proposed Rule Adoption, the logical outgrowth of the contents of the Notice of Proposed Rule Adoption and the comments submitted in response thereto, and
The Notice of Proposed Rule Adoption provided fair warning that the outcome of the proposed rule adoption could be the rule in question.

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