

**FILED**  
APR 17 2006

MISSISSIPPI  
SECRETARY OF STATE

NOTICE OF PROPOSED RULE ADOPTION

STATE OF MISSISSIPPI  
CENTRAL MARKET BOARD

P.O. Box 1609  
Jackson, MS 39215-1609  
(601)354-6575  
Contact Person: Jake Hutchins  
Jake@mdac.state.ms.us

Specific Legal Authority authorizing the promulgation of Rule:

Miss. Code Ann. 69-7-109

Reference to Rules repealed, amended or suspended by the Proposed Rule:

MS Farmers Market Rules and Regulations

**Explanation of the Purpose of the Proposed Rule and the reason(s) for proposing the rule:**

Rules governing operation, vendor stalls, produce, nursery/landscape, and specialty foods and crafts.

This rule is proposed as a  Final Rule, and/or a  Temporary Rule (Check one or both boxes as applicable.)

Persons may present their views on the proposed rule by addressing written comments to the agency at the above address. Persons making comments should include their name and address, as well as other contact information, and if you are an agent or attorney, the name, address and telephone number of the party or parties you represent.

**Oral Proceeding:** (Check one box below)

An oral proceeding is scheduled on this rule on Date: \_\_\_\_\_ Time: \_\_\_\_\_  
Place: \_\_\_\_\_

If you wish to be heard and present evidence at the oral proceeding you must make a written request to the agency at the above address at least \_\_\_\_\_ days prior to the proceeding to be placed on the agenda. The request should include your name, address, telephone number as well as other contact information; and if you are an agent or attorney, the name, address and telephone number of the party or parties you represent.

An oral proceeding is not scheduled on this rule. Where an oral proceeding is not scheduled, an oral proceeding will be held if a written request for an oral proceeding is submitted by a political subdivision, an agency or ten (10) 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 and telephone number of the person(s) making the request; and if you are an agent or attorney, the name, address and telephone number of the party or parties you represent.

**Economic Impact Statement:** (Check one box below)

The agency has determined that an economic impact statement is not required for this rule, or

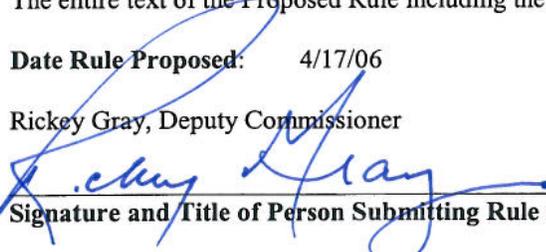
The concise summary of the economic impact statement required is attached.

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

Date Rule Proposed: 4/17/06

Proposed Effective Date of Rule: 6/13/06

Rickey Gray, Deputy Commissioner

  
Signature and Title of Person Submitting Rule for Filing

# CONCISE SUMMARY OF ECONOMIC IMPACT STATEMENT

## STATE OF MISSISSIPPI CENTRAL MARKET BOARD

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**Specific Legal Authority Authorizing the promulgation of Rule:**

*Miss Code Ann. § 69-7-109*

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

MS Farmers Market Rules and Regulations

**An Economic Impact Statement is required for this propose rule by Section 25-43-3.105 of the Administrative Procedures Law. This is a Concise Summary of the Economic Impact Statement, which must be filed with the Notice of Proposed Rule Adoption in the Secretary of States Office. The full text of the Economic Impact Statement may be obtained from the agency contact person at the above address.**

**Persons may present their views by submitting written comments on the proposed rule adoption to the agency contact person at the above address. Additional information on where, when and how persons make may present their views or demand an oral proceeding on the proposed rule are included in the Notice of Proposed Rule Adoption to which this is attached.**

a. Description of the need for and the benefits of the proposed rule:

The Mississippi Farmers' Market is, in concept, a start-up farmers' market in Jackson, MS, in 2006 at its new location. Because of this, operational flexibility is needed to appropriately adapt to public demands. This rule provides the needed flexibility.

b. Cost estimate to the agency and other state or local government entities:

Operating costs for the new market are approximately \$180,000 annually (primarily personnel, contractual expenses, and commodity purchases).

c. Estimate of the cost or economic benefit to all persons:

The new market will provide opportunity to in-state farmers and other specialty vendors. The general public is afforded the opportunity to purchase higher quality food products and participate in a simple market atmosphere.

d. Analysis of the impact on small business:

The majority of participating farmers and specialty vendors who benefit from the market are considered small business. Additionally, businesses adjacent to the market may benefit from increased consumer traffic.

e. Comparison of the costs and benefits of the proposed rule to the probable costs and benefits of not adopting the rule:

The proposed rule is intended to provide flexibility to satisfy public demand. As a public facility, the market must meet expectations and desires of the public.

f. Determination as to whether less costly or less intrusive methods exist to achieve the purpose of the rule:

This method is to allow ease in the development process and, to the greatest extent possible, avoid costs and intrusion.

g. Description of reasonable alternative methods and reasons for rejection of the alternative methods:

Farmers' markets are quite simple in concept. This organization mirrors that of typical farmers' markets. An alternative structure would bring the concept off base.

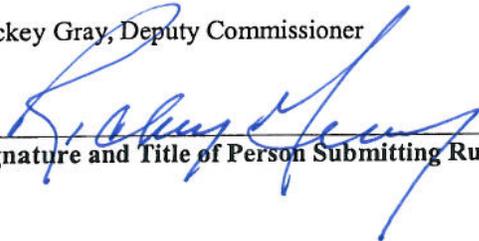
h. Data and methodology in making the estimates in the economic impact statement:

Research of other farmers' markets in various locations coupled with demographics, characteristics, and community needs specific to Jackson, MS.

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