



NOTICE OF PROPOSED RULE ADOPTION

STATE OF MISSISSIPPI
MS State Department of Health

MS State Department of Health
c/o Jim Craig
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Jackson, MS 39215-1700
601-576-7680
Telephone Number
jim.craig@msdh.state.ms.us
Email Address

Specific Legal Authority Authorizing the promulgation
of Rule: MS Code 41-3-15
Reference to Rules repealed, amended or suspended by
the Proposed Rule:
MS Department of Health
Part III - Office of Health Protection
Subpart 75 - Food Protection, Chapter 02 Food Code

Explanation of the Purpose of the Proposed Rule and the reason(s) for proposing the rule:
To implement regulations for assessment of an administrative fine for operation of a food facility without a permit.

This rule is proposed as a [x] Final Rule, and/or a [ ] Temporary Rule (Check one or both boxers 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):

- [x] An oral proceeding is scheduled on this rule on Date: July 5, 2006 at Time: 3:00 p.m. at Location: Mississippi Department of Health - Osborne Auditorium in Jackson, MS

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 five (5) 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):

- [x] 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: June 15, 2006

Proposed Effective Date of Rule: August 11, 2006

Jim Craig, Director, Office of Health Protection
Printed Name/Title of Person Submitting Rule for Filing

Signature (handwritten signature)