

FILED
NOV 16 2006

NOTICE OF PROPOSED RULE ADOPTION
STATE OF MISSISSIPPI
MISSISSIPPI STATE BOARD OF AGRICULTURAL AVIATION

MISSISSIPPI
SECRETARY OF STATE

Mississippi State Board of Agricultural Aviation
C/O Teresa "Lesa" Oswald, Executive Director
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Eupora, MS 39744
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Specific Legal Authority authorizing the promulgation of Rule: Section 69-21-109 (1) of the Mississippi Code of 1972 as amended

Reference to Rules repealed, amended or suspended by the Proposed Rule: Amended Chapter 05 Section 113 and 116; each adding two new subsections.

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

These proposed Rules amend and expand the equipment and record keeping responsibilities of all aerial applicators and/or pilots who apply glyphosate products as well as expanding the quality and type of meteorological information to be maintained by all applicators and/or pilots. These proposed Rules are designed to reduce chemical drift and to more precisely determine the source of drift when it does occur.

This rule is proposed as a 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:

An oral proceeding is scheduled on this rule on Date: Wednesday, December 13, 2006 at 1pm
Mississippi Department of Environmental Quality Commission Hearing Room
2380 Highway 80 West
Southport Center
Jackson, MS 39204

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:

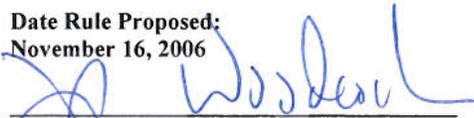
The agency has determined that an economic impact statement is not required for this rule, or

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:
November 16, 2006

Proposed Effective Date of Rule:
January 1, 2007



J.D. Woodcock
Special Assistant Attorney General
Mississippi Office of the Attorney General
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Jackson, MS 39201