FILED
JUN 04 2008
MISSISSIPPI
SECRETARY OF STATE

NOTICE OF PROPOSED RULE ADOPTION

STATE OF MISSISSIPPI
MISSISSIPPI STATE PERSONNEL BOARD

Mississippi State Personnel Board
Hollis Baugh
301 North Lamar Street, Suite 203
Jackson, Mississippi 39201
(601) 359-2737
hbaugh@spb.state.ms.us:

Specific Legal Authority authorizing the promulgation of Rule: Chapter 9 of Title 25 of the Mississippi Code 1972 Annotated

Reference to Rules repealed, amended or suspended by the Proposed Rule:

Explanation of the Purpose of the Proposed Rule and the reason(s) for proposing the rule: Changes to the following Mississippi State Personnel Board Policies and Procedures Manual sections due to changes in state and federal laws (5) and to make consistent with Rules of Civil Procedures (2): Section 2.40.1, certain law enforcement officers at DWFP are non-state service; Section 4.50.B, verification of employment eligibility; Section 5.02.1, certain positions at MS Dept. of Education excluded from salary setting authority of SPB; Section 7.90.2, establishes educational programs for various agencies; Section 7.91, expands FMLA leave benefits for certain employees; Section 10.40.12, assessment of fees for cancellation of appeals hearings; and Section 10.40.15, subpoenas may be served by persons not less than 18 years of age.

This rule is proposed as a X☐Final Rule, and/or a X☐ 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:

☐An oral proceeding is scheduled on this rule on Date:

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 _____ day(s) 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.

X☐ 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:

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: May15, 2008

Proposed Effective Date of Rule: July 1, 2008

_____
Signature and Title of Person Submitting Rule for Filing