

NOTICE OF RULE ADOPTION—FINAL RULE

STATE OF MISSISSIPPI

DEPARTMENT OF AGRICULTURE AND COMMERCE

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Specific Legal Authority Authorizing the promulgation of Rule:
Miss. Code of 1972, Sec. 69-23-109

Reference to Rules repealed, amended or suspended by the Proposed Rule:
Subpart 3 – Bureau of Plant Industry
Chapter 10- Crop spraying and licensing of aerial applicators
Subchapter 02- Regulation of application by aircraft of pesticides
Sec. 200.01 through 217.04

Date Rule Proposed: July 10, 2008

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

Government regulation of aerial application of agricultural pesticides in Mississippi.

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:
Time:
Place:

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 is 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 matter in the notice of proposed rule adoption,
The logical outgrowth of the contents of the Notice of Proposed Rule Adoption and the comments submitted
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.

Effective Date of Rule: November 20, 2008

/s/ Lester Spell, DVM

Commissioner