



NOTICE OF RULE ADOPTION – FINAL RULE

STATE OF MISSISSIPPI
MS State Department of Health

MS State Department of Health
c/o Tim Darnell/Director of Environmental Health

P. O. Box 1700
Jackson, MS 39215-1700
601-576-7690

Telephone Number
tim.darnell@msdh.state.ms.us

Email Address

Specific Legal Authority Authorizing the promulgation
of Rule: Section 41-3-15, Section 41-3-17 and Section 41-67-1
through 41-67-39, MS Code of 1972, Annotated.

Reference to Rules repealed, amended or suspended by
the Final Rule:
MS State Department of Health
Part III - Office of Health Protection
Subpart 77 - On-site Wastewater, Chapters 1,16 & 17

Date Rule Proposed: 6-5-09
Date Rule Adopted: 8-8-09

Explanation of the Purpose of the Proposed Rule and the reason(s) for proposing the rule: To revision the Regulation
Governing Individual Onsite Wastewater Disposal in order to comply with changes to State Law. Revisions include:
Requiring final approval for all on-site systems prior to permanent water connection, maintenance requirements for Alternative
Systems, creation of certification requirements for Professional Evaluators and Maintenance Providers, and fees for new
certification programs and for certain services.

The Agency Rule Making Record for this rule including any written comment(s) 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: July 1, 2009
Time: 9:00am
Place: Osbourne Auditorium - Room 124

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 differs from the proposed rule as there are minor editorial changes which affect the form rather
than the substance of the rule.
This rule as adopted differs from the proposed rule and all of the following apply:
• The differences are within the scope of the matter in the notice of proposed rule adoption,
• The differences are a logical outgrowth of the contents of the Notice of Proposed Rule Adoption and the
comments submitted in 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 Final Rule including the text of any rule being amended or changed is attached.

Effective Date of Rule: 8-9-09

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

7-9-09
Signature