NOTICE OF RULE ADOPTION—FINAL RULE

STATE OF MISSISSIPPI
MISSISSIPPI DEPARTMENT OF TRANSPORTATION
Maintenance Division

FILED
FEB 23 2010
MISSISSIPPI
SECRETARY OF STATE

Mississippi Department of Transportation
c/o Facility and Records Maintenance Director
P.O. Box 1850
Jackson, MS 39215-1850
Phone: (601)359-7105
rules@mdot.state.ms.us

Specific Legal Authority Authorizing the promulgation of Rule:

_____}

Reference to Rules repealed, amended or suspended by the Proposed Rule:
37.I.7501.0400_____
_____}

Date Rule Proposed: January 22, 2010

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

To establish a policy for underground utility line crossings, encroachments and tunneling permits and to establish the responsibility for construction and maintenance of all such work on Mississippi Department of Transportation Right of Way.

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: {Insert Date}
Time: {Insert Time}
Place: {Insert 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 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 matters in the Notice of Proposed Rule Adoption, the 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 Proposed Rule including the text of any rule being amended or changed is attached.

Effective Date of Rule: March 25, 2010

Ruthann Vercher

Ruthann Vercher, Facility and Records Management Director