

**Mississippi Secretary of State**  
700 North Street P. O. Box 136, Jackson, MS 39205-0136

**ADMINISTRATIVE PROCEDURES NOTICE FILING**

AGENCY NAME Secretary of State		CONTACT PERSON Dave Scott	TELEPHONE NUMBER (601) 359-9055	
ADDRESS 700 North Street		CITY Jackson	STATE MS	ZIP 39202
EMAIL Dave.scott@sos.ms.gov	SUBMIT DATE 05/20/10	Name or number of rule(s): Scrap Metal Rules		

Short explanation of rule/amendment/repeal and reason(s) for proposing rule/amendment/repeal: The following Rules are hereby adopted by the Secretary of State by the authority granted in Miss. Code Ann. Section 97-17-71(1)(b) (2009). These Rules supersede all rules heretofore adopted and from this date shall be applicable to the administration of the Mississippi Scrap Metal Dealer Registration Act. The procedures and practices expressed in these Rules were drafted by the Regulation and Enforcement Division of the Secretary of State. The adoption of these Rules represents a finding by the Secretary of State that such Rules are necessary and appropriate for the public interest and are consistent with the purposes fairly intended by the policy and provisions of the Mississippi Scrap Metal Dealer Registration Act, codified at Mississippi Code Annotated Section 97-17-71, et seq.

Specific legal authority authorizing the promulgation of rule: Miss. Code Ann. § 97-17-71(1)(b)

List all rules repealed, amended, or suspended by the proposed rule: None

**ORAL PROCEEDING:**

- An oral proceeding is scheduled for this rule on Date: \_\_\_\_\_ Time: \_\_\_\_\_ Place: \_\_\_\_\_
- Presently, an oral proceeding is not scheduled on this rule.

If an oral proceeding is not scheduled, an oral proceeding must be held if a written request for an oral proceeding is submitted by a political subdivision, an agency or ten (10) or more 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, email address, and telephone number of the person(s) making the request; and, if you are an agent or attorney, the name, address, email address, and telephone number of the party or parties you represent. At any time within the twenty-five (25) day public comment period, written submissions including arguments, data, and views on the proposed rule/amendment/repeal may be submitted to the filing agency.

**ECONOMIC IMPACT STATEMENT:**

- Economic impact statement not required for this rule.  Concise summary of economic impact statement attached.

TEMPORARY RULES	PROPOSED ACTION ON RULES	FINAL ACTION ON RULES
<input type="checkbox"/> Original filing <input type="checkbox"/> Renewal of effectiveness To be in effect in _____ days Effective date: <input type="checkbox"/> Immediately upon filing <input type="checkbox"/> Other (specify): _____	<b>Action proposed:</b> <input type="checkbox"/> New rule(s) <input type="checkbox"/> Amendment to existing rule(s) <input type="checkbox"/> Repeal of existing rule(s) <input type="checkbox"/> Adoption by reference <b>Proposed final effective date:</b> <input type="checkbox"/> 30 days after filing <input type="checkbox"/> Other (specify): _____	<b>Date Proposed Rule Filed: 2/4/2010</b> <b>Action taken:</b> <input type="checkbox"/> Adopted with no changes in text <input checked="" type="checkbox"/> Adopted with changes <input type="checkbox"/> Adopted by reference <input type="checkbox"/> Withdrawn <input type="checkbox"/> Repeal adopted as proposed <b>Effective date:</b> <input checked="" type="checkbox"/> 30 days after filing <input type="checkbox"/> Other (specify): _____

Printed name and Title of person authorized to file rules: Dave Scott, Assistant Secretary of State

Signature of person authorized to file rules: *Dave Scott*

OFFICIAL FILING STAMP	OFFICIAL FILING STAMP	OFFICIAL FILING STAMP
Accepted for filing by _____	Accepted for filing by _____	Accepted for filing by <u>16920 CB</u>