

Mississippi Secretary of State

700 North Street P. O. Box 136, Jackson, MS 39205-0136

ADMINISTRATIVE PROCEDURES NOTICE FILING

AGENCY CONTACT PERSON TELEPHONE NUMBER
Public Employees' Retirement System Denise Mounger 601-359-2281

ADDRESS CITY STATE ZIP
429 Mississippi Street Jackson MS 39201

EMAIL SUBMIT Name or number of rule(s):
dmounger@pers.ms.gov Date 6/30/2010 Regulation 38

Short explanation of rule/amendment/repeal and reason(s) for proposing rule/amendment/repeal:

The proposed amendments to Regulation 38 are made to conform the regulation with the modifications made to the Mississippi Public Records Act pursuant to H. B. 113 (2010 Legislative Session). These statutory changes, which take effect July 1, 2010, change the period within which a public body has to produce requested public records. The time frame for producing or denying production of such records has been reduced from fourteen (14) days to seven (7) days, except as otherwise provided. The statutory change also requires the public body to specify the exemption relied upon if access to the records are denied.

Specific legal authority authorizing the promulgation of rule: MCA§ 25-11-15(6)

List all rules repealed, amended, or suspended by the proposed rule: Regulation 38

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
Original filing Action proposed: Action taken:
Renewal of effectiveness New rule(s) Adopted with no changes in text
To be in effect in days Amendment to existing rule(s) Adopted with changes
Effective date: Repeal of existing rule(s) Adopted by reference
Immediately on Adoption by reference Withdrawn
Other (specify): Proposed date of adoption: Repeal adopted as proposed
30 days after filing Effective date:
Other (specify): 30 days after filing
Other (specify): July 1, 2010
(Eff date of Statute)

Printed name and Title of person authorized to file rules: Denise Mounger, Deputy Director

Signature of person authorized to file rules: Denise Mounger

OFFICIAL FILING STAMP DO NOT WRITE BELOW THIS LINE OFFICIAL FILING STAMP OFFICIAL FILING STAMP
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FILED JUN 30 2010 MISSISSIPPI SECRETARY OF STATE 17095