

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

**ADMINISTRATIVE PROCEDURES NOTICE FILING**

AGENCY NAME Mississippi Department of Agriculture and Commerce		CONTACT PERSON Jennifer Thompson	TELEPHONE NUMBER 601-359-1100	
ADDRESS P.O. Box 1609		CITY Jackson	STATE MS	ZIP 39215
EMAIL Jennifer@mdac.state.ms.us	SUBMIT DATE July 21, 2010	Name or number of rule(s): MDAC Rules, Subpart 4, Chapter 08, Section 112, "General Rules of Procedure"		

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

The 2010 Legislature amended the administrative penalty of the Petroleum Products Inspection Law by removing the \$1,000.00 minimum penalty and provided certain administrative procedures. Accordingly, the Department is proposing this amendment to its General Rules of Procedures wherein the current rules of procedure are amended to reflect the changes in the law. The proposed sets penalties for specific violations of the Law and provides an appeal procedure.

Specific legal authority authorizing the promulgation of rule: Miss. Code Ann. section 75-55-3(1)

List all rules repealed, amended, or suspended by the proposed rule: Section 112 "General Rules of Procedure"

**ORAL PROCEEDING:**

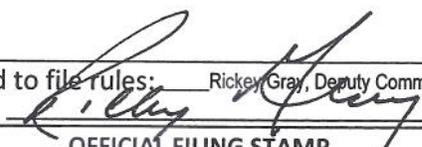
- An oral proceeding is scheduled for this rule on Date: \_\_\_\_\_ Time: \_\_\_\_\_ Place: \_\_\_\_\_
- Presently, an oral proceeding is not scheduled on this rule.

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 effective date:</b> <input type="checkbox"/> 30 days after final filing <input type="checkbox"/> Other (specify): _____	<b>Date Proposed Rule Filed:</b> <u>July 21, 2010</u> <b>Action taken:</b> <input checked="" type="checkbox"/> Adopted with no changes in text <input 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: Rickey Gray, Deputy Commissioner  
 Signature of person authorized to file rules: 

OFFICIAL FILING STAMP	OFFICIAL FILING STAMP	OFFICIAL FILING STAMP
		
Accepted for filing by	Accepted for filing by	Accepted for filing by <u>AF</u>