

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

ADMINISTRATIVE PROCEDURES NOTICE FILING

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|---|-------------------------|--|----------------------------------|--------------|
| AGENCY NAME MISSISSIPPI DEPARTMENT OF HUMAN SERVICES | | CONTACT PERSON Earl Scales, Esq. | TELEPHONE NUMBER 601-359-4237 | |
| ADDRESS 750 NORTH STATE STREET | | CITY JACKSON | STATE MS | ZIP 39202 |
| EMAIL escal@ago.state.ms.us | SUBMIT DATE 12/29/11 | Name or number of rule(s): CHILD CARE & DEVELOPMENT FUND STATE PLAN FFY 2012-2013-Title 18-1.02 | | |

Short explanation of rule/amendment/repeal and reason(s) for proposing rule/amendment/repeal: Child Care and Development Fund State Plan – Child Care Certificate Program. Specifically to bring the administration of the child care program in house and therefore the program will not be administered by the eight PDD and one Head Start Agency.

Specific legal authority authorizing the promulgation of rule: Section 43-1-2, et. seq of the MS Code Annotated

List all rules repealed, amended, or suspended by the proposed rule: Prior CCDF State Plans

ORAL PROCEEDING:

An oral proceeding is scheduled for this rule on Date: 12/27/2011 Time: 9:00AM Place: Mississippi Public Broadcasting Auditorium 3825 Ridgewood Road, Jackson, MS See website www.childcareinfo.ms for proceeding rules.

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): _____ | Action proposed: <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 Proposed final effective date: <input type="checkbox"/> 30 days after filing <input type="checkbox"/> Other (specify): _____ | Date Proposed Rule Filed: <u>12/02/11</u> Action taken: <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 Effective date: <u>2/1/12</u> 30 days after filing <input type="checkbox"/> Other (specify): _____ |

Printed name and Title of person authorized to file rules: Earl Scales, Esq.

Signature of person authorized to file rules: 

| | | |
|--|---|---|
| OFFICIAL FILING STAMP  Accepted for filing by _____ | DO NOT WRITE BELOW THIS LINE OFFICIAL FILING STAMP  Accepted for filing by _____ | OFFICIAL FILING STAMP  Accepted for filing by <u>CB18344CD</u> |
|--|---|---|

The entire text of the Proposed Rule including the text of any rule being amended or changed is attached.



FILED
 DEC 29 2011
 MISSISSIPPI 18344CD
 SECRETARY OF STATE

DELBERT HOSEMANN
Secretary of State

CONCISE SUMMARY OF ECONOMIC IMPACT STATEMENT

An Economic Impact Statement is required for this proposed rule by Section 25-43-3.105 of the Administrative Procedures Act. This is a Concise Summary of the Economic Impact Statement which must be filed with the Secretary of State's Office.

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|--|---|----------------------------------|--------------|
| AGENCY NAME Department of Human Services | CONTACT PERSON Earl Scales | TELEPHONE NUMBER 601-359-4237 | |
| ADDRESS 750 N. State Street | CITY Jackson | STATE MS | ZIP 39202 |
| EMAIL escal@ago.state.ms.us | DESCRIPTIVE TITLE OF PROPOSED RULE CCDF State Plan 2012-2013 | | |
| Specific Legal Authority Authorizing the promulgation of Rule: Ecc.43-1-2 et.seq. | Reference to Rules repealed, amended or suspended by the Proposed Rule: CCDF State Plan 2011 and prior | | |

A. Estimated Costs and Benefits

1. Briefly summarize the benefits that may result from this regulation and who will benefit: DECCD administers the federal Child Care and Development Fund (CCDF), which provides subsidized child care to income-eligible Mississippi parent(s). MDHS now has the ability to process child care certificates, instead of utilizing the Designated Agents, on the web through new technology.

2. Briefly describe the need for the proposed rule: Moving the certificate program in house will allow more flexibility of funds, consistent management policies statewide, reduction in the opportunity for fraud and collection of more data. The program will have focused leadership at a state level instead of nine different leaders implementing the program with their interpretation of policies and procedures.

3. Estimated Cost of implementing proposed action:
 - a. To the agency
 Nothing Minimal Moderate Substantial Excessive
 - b. To other state or local government entities
 Nothing Minimal Moderate Substantial Excessive
4. Estimated Cost and/or economic benefit to all persons directly affected by the proposed rule:
 - c. Cost:
 Nothing Minimal Moderate Substantial Excessive
 - d. Economic Benefit:
 Nothing Minimal Moderate Substantial Excessive
5. Estimated impact on small businesses:
 Nothing Minimal Moderate Substantial Excessive

6. The cost of adopting the rule compared to not adopting the rule or significantly amending the existing rule (check option):
- substantially less than moderately less than minimally less than
 the same as minimally more than moderately more than
 substantially more than excessively more than
7. The benefit of adopting the rule compared to not adopting the rule or significantly amending the existing rule (check option):
- substantially less than moderately less than minimally less than
 the same as minimally more than moderately more than
 substantially more than excessively more than

B. Reasonable Alternative Methods

1. Other than adopting this rule, are there less costly or less intrusive methods for achieving the purpose of the proposed rule?
- yes no
2. If yes, please briefly describe available, reasonable alternative(s) and the reasons for rejecting those alternatives in favor of the proposed rule.

C. Data and Methodology

1. Please briefly describe the data and methodology you used in making the estimates required by this form. The data and methodology used to create these estimates was collected from the subcontracts of the Designated Agents in-direct costs. MDHS also used the estimates of the system development costs to derive the cost benefit analysis.

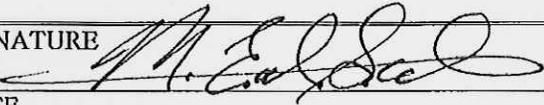
D. Public Notice

1. Where may someone obtain copies of the full text of the economic impact statement?

www.childcareinfo.ms

2. Where, when, and how may someone present their views on the proposed rule and demand an oral proceeding on the proposed rule if one is not already provided?

December 27, 2011 at 9:00am, Mississippi Public Broadcasting Auditorium, 3825 Ridgewood Road, Jackson, MS

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| SIGNATURE  | TITLE Asst. Attorney General |
| DATE 12/2/11 | PROPOSED EFFECTIVE DATE OF RULE 2/1/12 |

FILED
DEC 29 2011
MISSISSIPPI 18344CD
SECRETARY OF STATE