SOS APA Form 001

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

ADMINISTRATIVE PROCEDURES NOTICE FILING

AGENCY NAME	CONTACT PERSON	TELEPHONE NUMBER	
Mississippi Department of Marine Resources	Michaela Hill	228 523-4011	
ADDRESS	**CITY**	**STATE**	**ZIP**
1141 Bayview Avenue	Biloxi	MS	39530
EMAIL / **SUBMIT DATE**	**Name or number of rule(s):**		
Michaela.hill@dmr.ms.gov / 4/17/12	Title 22 , Part 6		

Short explanation of rule/amendment/repeal and reason(s) for proposing rule/amendment/repeal: Title 22 Mississippi Department of Marine Resources Part 6 Rules and Regulations for Live-Bait Shrimping in the State of Mississippi. Chapter 5 Section 100 Subsection 100.09 It shall be unlawful for any minnow fishermen or live bait catcher boat to have in possession in excess of five (5) pounds of dead mullet. The commercial minimum length limit for mullet (10 inches) in Title 22 Part 07 Chapter 09 Section 100.05 shall not apply to resident licensed minnow fishermen, licensed live bait catcher boats fishing below the CSX or licensed live bait dealers selling mullet for bait. Minnow fishermen shall only sell mullet to licensed Mississippi live bait dealers or Mississippi recreational fisherman. It shall be unlawful to possess mullet north of the CSX railroad while engaged in minnow fishing; Chapter 5 Section 100 Subsection 100.12. Clarifies that live bait catcher are not restricted to the commercial size limit set for mullet; Chapter 5 Section 100 Subsections 100.10 through Subsection 100.15 renumbered.

Specific legal authority authorizing the promulgation of rule: Mississippi Code Ann. § 49-15-15, APA, § 25-43-1.101 *et seq.*

List all rules repealed, amended, or suspended by the proposed rule: Title 22, Part 6: Chapter 5, (see above description).

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:**	**Date Proposed Rule Filed:**
_____ Renewal of effectiveness	_____ New rule(s)	**Action taken:**
To be in effect in _____ days	X____ Amendment to existing rule(s)	_____ Adopted with no changes in text
Effective date:	_____ Repeal of existing rule(s)	_____ Adopted with changes
_____ Immediately upon filing	_____ Adoption by reference	_____ Adopted by reference
_____ Other (specify): _____	**Proposed final effective date:**	_____ Withdrawn
	_____ 30 days after filing	_____ Repeal adopted as proposed
	X____ Other (specify): July 1, 2012	**Effective date:**
		_____ 30 days after filing
		_____ Other (specify): _____

Printed name and Title of person authorized to file rules: Dr. William W. Walker, Executive Director

Signature of person authorized to file rules: _____ 4/17/12

DO NOT WRITE BELOW THIS LINE

OFFICIAL FILING STAMP	OFFICIAL FILING STAMP	OFFICIAL FILING STAMP
	FILED APR 17 2012 MISSISSIPPI SECRETARY OF STATE	
Accepted for filing by	Accepted for filing by AF 18680E	Accepted for filing by

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