



DELBERT HOSEMANN  
Secretary of State

**ECONOMIC IMPACT STATEMENT**

An Economic Impact Statement is required for this proposed rule by Section 25-43-3.105 of the Administrative Procedures Act. An Economic Impact Statement must be attached to this Form and address the factors below. A **PDF** document containing this executed Form and the Economic Impact Statement must be filed with any proposed rule, if required by the aforementioned statute.

AGENCY NAME MS Dept. of Agriculture & Commerce	CONTACT PERSON Rebecca T. Wilson	TELEPHONE NUMBER (601)359-1113
ADDRESS P.O. Box 1609	CITY Jackson	STATE MS
EMAIL <a href="mailto:Rebecca@mdac.ms.gov">Rebecca@mdac.ms.gov</a>	DESCRIPTIVE TITLE OF PROPOSED RULE MS Agritourism Registration Program Guidelines	
Specific Legal Authority Authorizing the promulgation of Rule: Miss. Code Ann. Sections 69-1-1 et seq.	Reference to Rules repealed, amended or suspended by the Proposed Rule: Title 2, Part 1, Subpart 2, Chapter 13 (NEW RULE)	

SIGNATURE <i>Cindy Hyde Smith</i>	TITLE Commissioner of the MDAC
DATE 9/5/2012	PROPOSED EFFECTIVE DATE OF RULE 11/1/2012

1. Describe the need for the proposed action:  
**Allow agritourism activities to operate with added protection & reduce cost of liability insurance**
2. Describe the benefits which will likely accrue as the result of the proposed action:  
**Enhance agriculture knowledge and increase revenues for agritourism operations, which is a \$150 million industry.**
3. Describe the effect the proposed action will have on the public health, safety, and welfare:  
**Increase public's knowledge and awareness of inherent risks associated with agritourism activities.**
4. Estimate the cost to the agency and to any other state or local government entities, of implementing and enforcing the proposed action, including the estimated amount of paperwork, and any anticipated effect on state or local revenues: **\$5,000**
5. Estimate the cost or economic benefit to all persons directly affected by the proposed action:  
**\$50 annual registration fee**
6. Provide an analysis of the impact of the proposed rule on small business:
  - a. Identify and estimate the number of small businesses subject to the proposed regulation:  
**70 agritourism operations that will be impacted.**
  - b. Provide the projected reporting, recordkeeping, and other administrative costs required for compliance with the proposed regulation, including the type of professional skills necessary

- for preparation of the report or record: **Including \$50 annual registration fee and signage, it should be less than \$100 annually for the small business.**
- c. State the probable effect on impacted small businesses: **Lessen the liability to each agritourism venue upon registration.**
  - d. Describe any less intrusive or less costly alternative methods of achieving the purpose of the proposed regulation including the following regulatory flexibility analysis:
    - i. The establishment of less stringent compliance or reporting requirements for small businesses; **minimal, just annual registration application**
    - ii. The establishment of less stringent schedules or deadlines for compliance or reporting requirements for small businesses; **annual registration and fee**
    - iii. The consolidation or simplification of compliance or reporting requirements for small businesses; **brief application is required annually**
    - iv. The establishment of performance standards for small businesses to replace design or operational standards required in the proposed regulation; **incorporate proper signage required by state law**  
and
    - v. The exemption of some or all small businesses from all or any part of the requirements contained in the proposed regulations: **no exemptions under state law**
  7. Compare the costs and benefits of the proposed rule to the probable costs and benefits of not adopting the proposed rule or significantly amending an existing rule: **required by state law to register operation and each operation can be held liable for injuries, death, etc.**
  8. Determine whether less costly methods or less intrusive methods exist for achieving the purpose of the proposed rule where reasonable alternative methods exist which are not precluded by law: **no less intrusive method—required by state law.**
  9. Describe reasonable alternative methods, where applicable, for achieving the purpose of the proposed action which were considered by the agency: **no less intrusive method—required by state law.**
  10. State reasons for rejecting alternative methods that were described in #9 above: **no less intrusive method—required by state law.**
  11. Provide a detailed statement of the data and methodology used in making estimates required by this subsection: **Statistics and information from Mississippi State University Extension Service (Agritourism in Mississippi White Paper) , Mississippi Development Authority (Outdoor Tourism Division), Mississippi Agritourism Association & Senate Bill 2439 (2012 Regular Legislative Session).**