

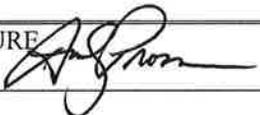


DELBERT HOSEMANN
Secretary of State

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 Mississippi Department of Agriculture & Commerce	CONTACT PERSON Julie McLemore	TELEPHONE NUMBER (601)359-1100
ADDRESS P.O. Box 1609	CITY Jackson	STATE MS
EMAIL Julie@mdac.ms.gov	ZIP 39215-1609	
DESCRIPTIVE TITLE OF PROPOSED RULE Petroleum Products Inspection Rules		
Specific Legal Authority Authorizing the promulgation of Rule: 75-55-3	Reference to Rules repealed, amended or suspended by the Proposed Rule: Amended Sections 103, 105, 106	

SIGNATURE 	TITLE Deputy Commissioner
DATE July 9, 2013	PROPOSED EFFECTIVE DATE OF RULE September 3, 2013

1. Describe the need for the proposed action: The Department has received consumer complaints that stations who sell multiple products of the same grade only advertise the lower price and when they pull into the station they are finding the price to be higher. This is the reason for 106. Section 103 is a housekeeping change. Section 105 provides for administrative service or process.
2. Describe the benefits which will likely accrue as the result of the proposed action: The benefit that results is that the consumer is able to identify the exact price of the product from the roadside when such price is advertised.
3. Describe the effect the proposed action will have on the public health, safety, and welfare: The benefit will allow the consumer to make an informed decision on whether to pull into a station based on clear and concise prices it sees on the sign.
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: Nothing
5. Estimate the cost or economic benefit to all persons directly affected by the proposed action: Moderate
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: 2,911

- 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: None
- c. State the probable effect on impacted small businesses: The cost will be nothing if the small business chooses to post the higher of the two prices. If a small business selling Regular 87 Octane both ethanol free and containing ethanol does not want to post only the higher price of the two then there may be a cost to add signage. Flip signs for one of the prices could be added at an estimated cost of \$110.00 for one product price to \$886.00 for eight product prices.
- d. Describe any less intrusive or less costly alternative methods of achieving the purpose of the proposed regulation including the following regulatory flexibility analysis: None
 - i. The establishment of less stringent compliance or reporting requirements for small businesses;
 - ii. The establishment of less stringent schedules or deadlines for compliance or reporting requirements for small businesses;
 - iii. The consolidation or simplification of compliance or reporting requirements for small businesses;
 - iv. The establishment of performance standards for small businesses to replace design or operational standards required in the proposed regulation; and
 - v. The exemption of some or all small businesses from all or any part of the requirements contained in the proposed regulations:
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: The benefit that results is that the consumer is able to identify the exact price of the product from the roadside when such price is advertised.
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: None
9. Describe reasonable alternative methods, where applicable, for achieving the purpose of the proposed action which were considered by the agency: None
10. State reasons for rejecting alternative methods that were described in #9 above: N/A
11. Provide a detailed statement of the data and methodology used in making estimates required by this subsection: Contacted sign companies for prices of the applicable signage required.