



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 and Commerce	CONTACT PERSON Gene Robertson	TELEPHONE NUMBER 601-359-1111	
ADDRESS P O Box 1609	CITY Jackson	STATE MS	ZIP 39215
EMAIL gene@mdac.ms.gov	DESCRIPTIVE TITLE OF PROPOSED RULE Catfish Marketing Law Labeling Regulations		
Specific Legal Authority Authorizing the promulgation of Rule: 69-7-611	Reference to Rules repealed, amended or suspended by the Proposed Rule: Catfish Labeling Sections 100-104		

SIGNATURE 	TITLE Deputy Commissioner
DATE 7/11/2013	PROPOSED EFFECTIVE DATE OF RULE 9/1/2013

1. Describe the need for the proposed action: **Consumers of catfish and/or fish will know the method of production and Country of origin.**
2. Describe the benefits which will likely accrue as the result of the proposed action: **The consumer will be able to make an informed decision when selecting catfish and/or fish products.**
3. Describe the effect the proposed action will have on the public health, safety, and welfare: **Imported catfish and/or fish maybe treated with chemicals and/or antibiotics that are banned for use in U.S. aquaculture.**
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: **Minimal cost will be incurred government entities already are preforming inspections in this area.**
5. Estimate the cost or economic benefit to all persons directly affected by the proposed action: **Minimal cost will be incurred by food service establishments, it could be accomplish by adding a permanent label to the menu.**
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: **500**
 - 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: **No extra cost should be incurred food service establishment already keep these type records.**

- c. State the probable effect on impacted small businesses: **Minimal cost will be incurred by food service establishments, it could be accomplish by adding a permanent label to the menu.**
- 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. There is no other option according to the Catfish Marketing Law, but there should be only minimal cost.**
 - 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: **Minimal cost could be realized, but the consumer will benefit.**
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: The regulations are following the Catfish Marketing Law it does not leave room for an alternative method
11. Provide a detailed statement of the data and methodology used in making estimates required by this subsection: **Decisions were made after discussing implementation with the industry. In addition checking prices for menus on several web sites, the cost of a replacement menu could be \$2.00 to \$3.00 each and labels around \$.20 each. Therefore 200 menus would cost about \$400.00 to \$600.00.**