

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

ADMINISTRATIVE PROCEDURES NOTICE FILING

AGENCY NAME Mississippi Department of Agriculture & Commerce		CONTACT PERSON Purvie Green	TELEPHONE NUMBER (601)359-1168	
ADDRESS P.O. Box 1609		CITY Jackson	STATE MS	ZIP 39215 -1609
EMAIL purvie@mdac.ms.gov	SUBMIT DATE 3/31/16	Name or number of rule(s): Mississippi Farmers Market Nutrition Program Rules and Procedures for Participating Farmers, Subpart 2-Administrative Rules Chapter 07 - Farmers Market Nutrition Program		

Short explanation of rule/amendment/repeal and reason(s) for proposing rule/amendment/repeal: Updating previous version of the rules and procedures to reflect changes necessary for more effective communication between MDAC and farmers markets and farmers and more effective coordination by MDAC of USDA federal regulations governing the WIC and Senior Farmers Market Nutrition Programs.

Specific legal authority authorizing the promulgation of rule: *Miss. Code Ann. §69-1-13/ 7 CFR §248.16*

List all rules repealed, amended, or suspended by the proposed rule: Farmers Market Nutrition Program Regulations

ORAL PROCEEDING:

- An oral proceeding is scheduled for this rule on Date: _____ Time: _____ Place: _____
- Presently, an oral proceeding is not scheduled on this rule.

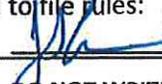
If an oral proceeding is not scheduled, an oral proceeding must be held if a written request for an oral proceeding is submitted by a political subdivision, an agency or ten (10) or more persons. The written request should be submitted to the agency contact person at the above address within twenty (20) 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.

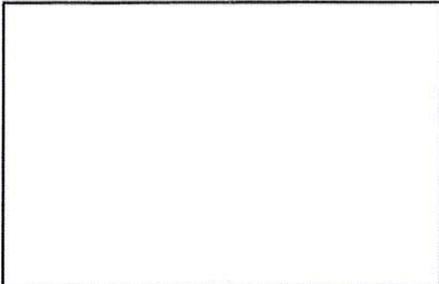
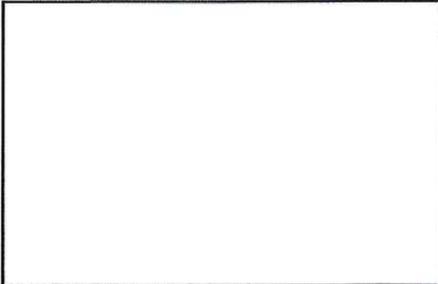
ECONOMIC IMPACT STATEMENT:

- 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 _____ Renewal of effectiveness To be in effect in _____ days Effective date: _____ Immediately upon filing _____ Other (specify): _____	Action proposed: _____ New rule(s) <input checked="" type="checkbox"/> Amendment to existing rule(s) _____ Repeal of existing rule(s) _____ Adoption by reference Proposed final effective date: <input checked="" type="checkbox"/> 30 days after filing _____ Other (specify): _____	Date Proposed Rule Filed: _____ Action taken: _____ Adopted with no changes in text _____ Adopted with changes _____ Adopted by reference _____ Withdrawn _____ Repeal adopted as proposed. Effective date: _____ 30 days after filing _____ Other (specify): _____

Printed name and Title of person authorized to file rules: John Campbell, Deputy Commissioner

Signature of person authorized to file rules: 

OFFICIAL FILING STAMP	DO NOT WRITE BELOW THIS LINE OFFICIAL FILING STAMP	OFFICIAL FILING STAMP
		
Accepted for filing by	Accepted for filing by  #21868	Accepted for filing by

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



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.

AGENCY NAME Mississippi Department of Agriculture & Commerce	CONTACT PERSON Purvie Green	TELEPHONE NUMBER (601)359-1168
ADDRESS: P.O. Box 1609	CITY Jackson	STATE MS
EMAIL purvie@mdac.ms.gov	DESCRIPTIVE TITLE OF PROPOSED RULE Mississippi Farmers Market Nutrition Program Regulations	
Specific Legal Authority Authorizing the promulgation of Rule: Miss. Code Ann. §69-1-13/ 7 CFR §248.16	Reference to Rules repealed, amended or suspended by the Proposed Rule: Subpart 2 Administrative Rules, Chapter 07 Farmers Market Nutrition Program	

A. Estimated Costs and Benefits

1. Briefly summarize the benefits that may result from this regulation and who will benefit:
The purpose of this amended rules and procedures is to improve the coordination of the Farmers Market Nutrition Program at participating markets. In addition, more coordination between cooperating agencies also improves certain aspects of the program for Senior and WIC participants and participating farmers.
2. Briefly describe the need for the proposed rule:
There have been a few changes with the operation of the state's WIC program that also affect some aspects of the coordination of the FMNP. In addition, there was a need to update some responsibilities of participating farmers market managers that would make monitoring and operation of the FMNP more effective.
3. Briefly describe the effect the proposed action will have on the public health, safety, and welfare:
The proposed action will improve access to local grown nutritious food for low income residents participating in certain supplemental food programs.
4. 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
5. 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
6. Estimated impact on small businesses:
 Nothing Minimal Moderate Substantial Excessive

- a. Estimate of the number of small businesses subject to the proposed regulation: 200-400
- b. Projected costs for small businesses to comply: \$0-\$10
- c. Statement of probable effect on impacted small businesses:
No change.

7. 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

8. 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. (Please see §25-43-4.104 for factors you must consider.)

C. Data and Methodology

1. Please briefly describe the data and methodology you used in making the estimates required by this form. MDAC files, FMNP information from other Southeast Region coordinating agencies

D. Public Notice

Where, when, and how may someone present their views on the proposed rule and request an oral proceeding on the proposed rule if one is not already scheduled? Written views on the rule may be submitted to the attention of the FMNP Coordinator at the MS Department of Agriculture & Commerce; P.O. Box 1609; Jackson, MS 39215. The Department will conduct an oral proceeding on this rule if requested by a political subdivision, an agency or ten (10) persons in writing within twenty (20) days after the filing of the notice of the proposed rule.

SIGNATURE

TITLE

Deputy Commissioner, MDAC

DATE

3/31/2016

PROPOSED EFFECTIVE DATE OF RULE

5/28/2016