

Mississippi Secretary of State

ADMINISTRATIVE PROCEDURES NOTICE FILING

AGENCY NAME Mississippi Department of Transportation		CONTACT PERSON Ray Goodman	TELEPHONE NUMBER 601-939-7105	
ADDRESS 401 N. West St.		CITY Jackson	STATE MS	ZIP 39201
EMAIL rules@mdot.state.ms.us	SUBMIT DATE 10-14-2020	Name or number of rule(s): 37.I.7601.00401		

Short explanation of rule/amendment/repeal and reason(s) for proposing rule/amendment/repeal: Installation and Maintenance of Pictograph Signs for Private Colleges and Universities

Specific legal authority authorizing the promulgation of rule: Section§ 65-1-8 (2)(cl. et. seq. of the Mississippi Code of 1972 Annotated as amended)

List all rules repealed, amended, or suspended by the proposed rule: N/A – new rule

ORAL PROCEEDING:

☐ An oral proceeding is scheduled for this rule on Date: _____ Time: _____ Place: _____

☒ Presently, an oral proceeding is not scheduled on this rule.

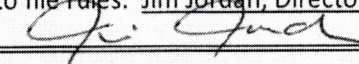
If an oral proceeding is not scheduled, an oral proceeding must be held if a written request for an oral proceeding is submitted by a political subdivision, an agency or ten (10) or more persons. The written request should be submitted to the agency contact person at the above address within twenty (20)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

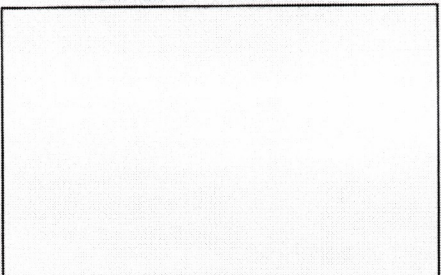
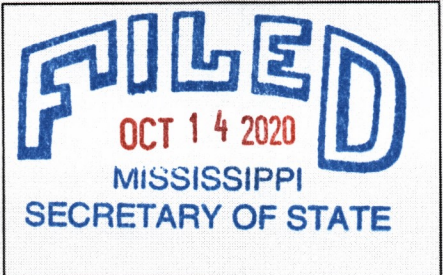
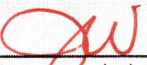
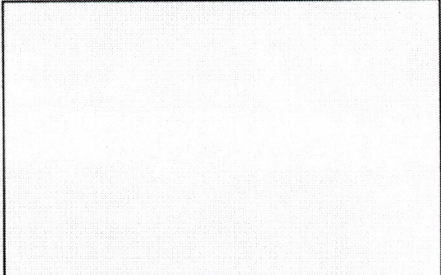
ECONOMIC IMPACT STATEMENT:

☐ 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) _____ Amendment to existing rule(s) _____ Repeal of existing rule(s) _____ Adoption by reference Proposed final effective date: _____ 30 days after filing ☒ Other (specify): <u>12-14-20</u>	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: Jim Jordan, Director, Central Services Division

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 <u>#25183</u> 	 Accepted for filing by _____

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



Michael Watson

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 Transportation	CONTACT PERSON Ray Goodman	TELEPHONE NUMBER 601-359-7105
ADDRESS 401 N. West Street	CITY Jackson	STATE MS
EMAIL	ZIP 39201	
DESCRIPTIVE TITLE OF PROPOSED RULE Installation and Maintenance of Pictograph Signs for Private Colleges and Universities		
Specific Legal Authority Authorizing the promulgation of Rule: Miss. Code Ann. §65-1-8.2		Reference to Rules repealed, amended or suspended by the Proposed Rule: None

A. Estimated Costs and Benefits

1. Briefly summarize the benefits that may result from this regulation and who will benefit:

The adoption of the proposed rule will support brand recognition of private colleges and universities in Mississippi by displaying their logo on highway guide signs.

2. Briefly describe the need for the proposed rule:

This rule is being proposed as required by Section 65-1-8.2 of the Mississippi Code.

3. Briefly describe the effect the proposed action will have on the public health, safety, and welfare:

The adoption of the proposed rule will not directly impact the public health, safety, and welfare.

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:

- a. Cost:
☐ Nothing ☐ Minimal ☐ Moderate ☒ Substantial ☐ Excessive
- b. 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:

The proposed rule would allow for voluntary participation by seven (7) private colleges and universities.

b. Projected costs for small businesses to comply:

Initial cost for fabrication and installation of pictograph signs could be up to \$18,000 (two signs) for each institution that chooses to participate.

Maintenance costs are largely unknown depending upon environmental conditions and whether or not a sign gets knocked down. It is anticipated that sign sheeting would have to be replaced after approximately 15-years of service costing up to \$4,000 (two signs). If no other maintenance is required, total combined cost to all seven eligible institutions over a 15-year period is anticipated be up to \$154,000.

c. Statement of probable effect on impacted small businesses:

The addition of a pictograph to a private college or university guide sign would provide brand recognition for the institution.

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

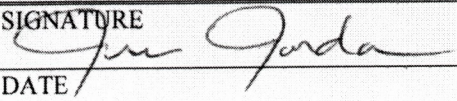
1. Please briefly describe the data and methodology you used in making the estimates required by this form.

Similar signage was installed for public universities. The estimates on this form are based on fabrication, installation, and maintenance costs for those and other signs across the state.

D. Public Notice

1. 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?

In accordance with Mississippi's Administrative Procedures Law, persons wishing to present their views must notify Ms. Amy Hornback, Secretary to the Commission, prior to the deadline for public comment. An oral proceeding will only be schedule if, within twenty (20) days after the proper filling of the notice of proposed rule adoption, a written request for an oral proceeding is submitted by a political subdivision, an agency, or ten (10) persons. Oral proceedings, if required, will occur at the Mississippi Department of Transportation Administration building located at 401 N. West Street in Jackson, Mississippi at a date and time which will be set by the Commission. Persons wishing to make oral presentations shall indicate the general subject of their presentation. The proceeding will be open to the public.

SIGNATURE 	TITLE Director, Central Services Division
DATE 10-14-20	PROPOSED EFFECTIVE DATE OF RULE 12-14-20