

Mississippi Secretary of State

125 South Congress St., P. O. Box 136, Jackson, MS 39205-0136

ADMINISTRATIVE PROCEDURES NOTICE FILING

AGENCY NAME Mississippi Department of Public Safety		CONTACT PERSON Denita N. Smith		TELEPHONE NUMBER 601-987-1377	
ADDRESS P.O. Box 958		CITY Jackson		STATE MS	ZIP 39205
EMAIL DNSmith@dps.ms.gov	SUBMIT DATE 10/26/2020	Name or number of rule(s): Title 31 Part 5 Public Records Policy Administrative Code			

Short explanation of rule/amendment/repeal and reason(s) for proposing rule/amendment/repeal: This administrative Code filing is being submitted to amend MDPS Public Records Policy Administrative Code to comply with current statute.

Specific legal authority authorizing the promulgation of rule: Miss. Code Ann. §§ 25-61-1, et seq.

List all rules repealed, amended, or suspended by the proposed rule: Rule 2.1 Public Body Description-Contact Information Public Records Officer; Rule 3.1 Hours for Inspection of Records; Rule 3.3 Making a Request for Public Records; Rule 4.1 Providing Access to Public Records; Rule 4.2 Acknowledging Receipt of Requests; Rule 4.3 Consequences of Failure to Respond; Rule 4.4 Protecting Rights of Others; Rule 4.5 Records Exempt from Disclosure; Rule 4.7 Providing Copies of Records; Rule 4.8 Providing Records in Installments; Rule 4.9 Completion of Inspection; Rule 4.10 Closing Withdrawn or Abandoned Requests; Rule 4.11 Later Discovered Documents; Rule 5.2 Providing Electronic Records; Rule 6.1 Exemptions; Rule 8.1 Costs for Paper Copies; Rule 8.2 Costs for Electronic Records; Rule 9.1 Petition for Internal Administrative Review of Denial of Access; Rule 9.2 Consideration of Petition for Review; Rule 9.3 Review by the Ethics Commission; Rule 9.4 Judicial Review

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

_____ Original filing
 _____ Renewal of effectiveness
 To be in effect in _____ days
 Effective date:
 _____ Immediately upon filing
 _____ Other (specify): _____

PROPOSED ACTION ON RULES

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): _____

FINAL ACTION ON RULES

Date Proposed Rule Filed: 9/2/2020

Action taken:

☒ Adopted with no changes in text
 _____ Adopted with changes
 _____ Adopted by reference
 _____ Withdrawn
 _____ Repeal adopted as proposed

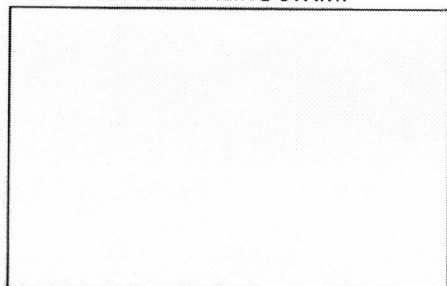
Effective date:

☒ 30 days after filing
 _____ Other (specify): _____

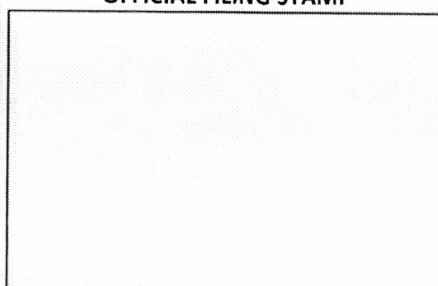
Printed name and Title of person authorized to file rules: Denita N. Smith

Signature of person authorized to file rules: *Denita N. Smith*

OFFICIAL FILING STAMP

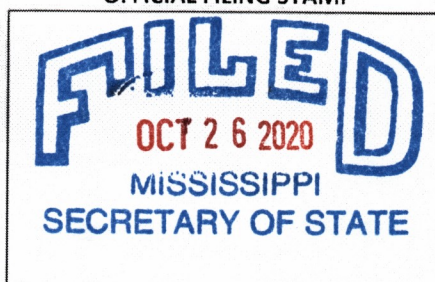


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#25214 *[Signature]*

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