

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 Education		CONTACT PERSON Dr. Jackie Sampsell		TELEPHONE NUMBER 601-359-3052	
ADDRESS 359 N. West Street		CITY Jackson		STATE MS	ZIP 39201
EMAIL jsampsell@mdek12.org	SUBMIT DATE 5/3/22	Name or number of rule(s): Title 7, Part 3, Chapter 78, Rule 78.10 Subject Area Testing Program Appeals Process			

Short explanation of rule/amendment/repeal and reason(s) for proposing rule/amendment/repeal: To repeal Title 7, Part 3, Chapter 78, Rule 78.10 Subject Area Testing Program Appeals Process in accordance with Miss. Code Ann. § 25-43-3.114 which requires an agency to review all of its rules at least every five years to determine whether any rules should be repealed, amended, or a new rule adopted.

Specific legal authority authorizing the promulgation of rule: Source Code: Miss. Code Ann. § 37-1-3

List all rules repealed, amended, or suspended by the proposed rule: Title 7, Part 3, Chapter 78, Rule 78.10

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): _____	Date Proposed Rule Filed: 3/17/22 Action taken: _____ Adopted with no changes in text _____ Adopted with changes _____ Adopted by reference X _____ Withdrawn _____ Repeal adopted as proposed Effective date: _____ 30 days after filing X _____ Other (specify): 5/2/22

Printed name and Title of person authorized to file rules: Dr. Jackie Sampsell

Signature of person authorized to file rules: Dr. Jackie Sampsell /s/

OFFICIAL FILING STAMP	DO NOT WRITE BELOW THIS LINE OFFICIAL FILING STAMP	OFFICIAL FILING STAMP
Accepted for filing by	Accepted for filing by	FILED MAY 02 2022 MISSISSIPPI SECRETARY OF STATE Accepted for filing by <u>26305 Pom</u>

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