

By: Representative Wilson

To: Judiciary A

HOUSE BILL NO. 858

1 AN ACT TO AMEND SECTION 25-43-3.108, MISSISSIPPI CODE OF  
2 1972, TO REVISE THE ADMINISTRATIVE PROCEDURES ACT TO REDUCE THE  
3 PERIOD OF TIME THAT A TEMPORARY RULE MAY BE EFFECTIVE; AND FOR  
4 RELATED PURPOSES.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

6 **SECTION 1.** Section 25-43-3.108, Mississippi Code of 1972, is  
7 amended as follows:

8 25-43-3.108. **Exemption from public rule-making procedures**  
9 **for temporary rules.**

10 If an agency finds that an imminent peril to the public  
11 health, safety or welfare requires adoption of a rule upon fewer  
12 than twenty-five (25) days' notice and states in writing its  
13 reasons for that finding, it may proceed without prior notice of  
14 hearing or upon any abbreviated notice and hearing that it finds  
15 practicable to adopt an emergency rule. The rule may be effective  
16 for a period of not longer than \* \* \* ninety (90) days, renewable  
17 once for a period not exceeding \* \* \* sixty (60) days, but the  
18 adoption of an identical rule \* \* \* is not precluded.



19           **SECTION 2.** This act shall take effect and be in force from  
20 and after July 1, 2018.

