

By: Senator(s) Parks

To: Accountability,
Efficiency, Transparency

SENATE BILL NO. 2561

1 AN ACT TO AMEND SECTION 25-43-3.108, MISSISSIPPI CODE OF
2 1972, TO REVISE THE MAXIMUM NUMBER OF DAYS FOR WHICH A TEMPORARY
3 RULE MAY BE EFFECTIVE UNDER THE ADMINISTRATIVE PROCEDURES ACT; AND
4 FOR 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
7 1972, is 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 under * * * this Article III is not
19 precluded.



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

