**Mississippi Secretary of State**
**Heber Ladner Building, 401 Mississippi Street**
**P.O. Box 136, Jackson, MS 39205**

**ADMINISTRATIVE PROCEDURES FILING NOTICE**

<table>
<thead>
<tr>
<th>Agency</th>
<th>Commercial Radio Service Board</th>
</tr>
</thead>
<tbody>
<tr>
<td>Address</td>
<td>178 Pinecrest Street</td>
</tr>
<tr>
<td></td>
<td>Saltello, MS 38866</td>
</tr>
<tr>
<td>Phone</td>
<td>601/869-2811</td>
</tr>
<tr>
<td>Fax:</td>
<td>601/869-2171</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Person to contact</th>
<th>Bernie McDow</th>
</tr>
</thead>
<tbody>
<tr>
<td>Address</td>
<td>178 Pinecrest Street</td>
</tr>
<tr>
<td></td>
<td>Saltello, MS 38866</td>
</tr>
</tbody>
</table>

Transmittal date: X Yes N

**Name or number of rule(s):** Emergency Rule 1.

Terms or substance of the actions or description of the subject and issues:

Emergency Rule to provide for deadline for disbursing funds to Communications Districts.

**Printed name and title of person authorized to file rules:**

<table>
<thead>
<tr>
<th>Name</th>
<th>Bernie McDow, Chairman</th>
</tr>
</thead>
<tbody>
<tr>
<td>Title</td>
<td></td>
</tr>
</tbody>
</table>

**Signature:**

Bernie McDow, Chairman

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**EMERGENCY RULES**

X Original filing

_______ Renewal of effectiveness

To be in effect ___120___ days

Effective date:

X Immediately after effective date

_______ 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 date of adoption:

_______ 30 days after filing

_______ Other (specify):

---

**FINAL ACTION ON RULES**

Action taken:

_______ Adopted with no changes in text

_______ Adopted with changes

_______ Adopted by reference

_______ Withdrawn

Date action taken:

Effective date:

_______ 30 days after filing

_______ Other (specify):

---

**OFFICIAL FILING STAMP**

[Stamp: Filed Dec 6 1998]

Accepted for filing by

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EMERGENCY RULE ADOPTION

FINDING OF IMMINENT PERIL
TO THE PUBLIC SAFETY
EMERGENCY RULE 1

The Commercial Mobile Radio Service Board as an Executive Board of the State of Mississippi, created pursuant to Section 19-5-333 of the Mississippi Code of 1972, as amended, held its regularly scheduled monthly meeting on December 16, 1998. At that meeting the need to establish a deadline for the disbursement of certain funds received to the various Emergency Communications Districts (ECD) was identified. It was likewise determined that it was a matter of imminent peril to the public safety unless this was done since these Districts depend upon the timely receipt of those funds to fulfill their 911 duties. Therefore, finding that this matter should be address by a Rule promulgated by the Board, the Board adopts the following Emergency Rule pursuant to Section 25-43-7(2) of the Mississippi Code of 1972, as amended:

EMERGENCY RULE 1.

All funds due the respective Emergency Communications Districts (ECD), as their proportionate share of the funds received and on deposit in the Commercial Mobile Radio Service Fund (CMRS Fund), shall be disbursed to the Emergency Communications Districts, no later than five (5) business days after the date those funds are due to the Board from various commercial mobile radio service providers.

COMMERCIAL MOBILE RADIO SERVICE BOARD

BY: Bennie McDow, CHAIRMAN
**ADMINISTRATIVE PROCEDURES FILING NOTICE**

**AGENCY:** Commercial Radio Service Board  
**PERSON TO CONTACT:** Bennie McDow  
**ADDRESS:** 178 Pinecrest Street  
**ADDRESS:** 178 Pinecrest Street  
**Saltillo, MS 38866**  
**Saltillo, MS 38866**  
**PHONE:** 601/869-2911  
**TRANSMITTAL DATE:**  
**COPY ATTACHED:** X YES NO

**NAME OR NUMBER OF RULE(S):** Proposed Rule 1

**TERMS OF SUBSTANCE OF THE ACTIONS OR DESCRIPTION OF THE SUBJECT AND ISSUE:**  
Rule to provide formula and deadline for disbursing funds to Emergency Communications Districts. The proposed Rule 1 would replace Emergency Rule 1 filed December 30, 1998.

**PRINTED NAME AND TITLE**  
**OF PERSON AUTHORIZED TO FILE RULES:** Bennie McDow, Chairman of Board  
**NAME**  
**TITLE**  
**SIGNATURE**

---

**EMERGENCY RULES**

- Renewal of effectiveness

**PROPOSED ACTION ON RULES**

- Action proposed:
  - X New rules(s)
  - Amendment to existing Rules(s)
  - Repeal of existing rule(s)
  - Adoption by reference

**FINAL ACTION ON RULES**

- Action taken:
  - Adopted with no charges in text
  - Adopted with charges
  - Adopted by reference
  - Withdrawn

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- Accepted for filing by

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- Accepted for filing by
COMMERCIAL MOBILE RADIO SERVICE BOARD

ECONOMIC IMPACT STATEMENT

PROPOSED RULE 1

1. This Economic Impact Statement is prepared in compliance with Section 25-43-6 of the Mississippi Code of 1972, as amended.

2. A description of the need for this rule adoption is as follows: To establish a formula for distributing and disbursing funds collected to enhance wireless E911 service.

3. The benefits which will likely accrue as a result of the proposed actions is as follows: Funds will be properly disbursed to enhance wireless E911 services.

4. An estimate of the cost to the Board of implementing and enforcing the proposed action (including paperwork) is as follows: $750.00 for accounting services.

5. An estimate of the cost to other state or local government entities of implementing and enforcing the proposed action (including paperwork) is as follows: None anticipated.

6. The anticipated effect on state and local revenues this proposed action will have is as follows: None anticipated.

7. An estimate of the cost or economic benefit to all persons directly affected by proposed action, is as follows: None anticipated, since this rule concerns only the disbursement of funds already collected.

8. The analysis of the impact of this proposed action on small business is as follows: None anticipated, since this rule concerns only the disbursement of funds already collected.

9. A comparison of the costs and benefits of the proposed action to the probable costs and benefits of not adopting the proposed action or significantly amending and existing rule is as follows: There are no benefits or disadvantage. The Rule merely implements state law requirements.

10. A determination of whether less costly methods or less intrusive methods exist for achieving the purpose of the proposed action where reasonable alternative methods exist which are not precluded by law was done and indicated as follows: None exists, since this provision is required by state law.
11. A description of reasonable alternative methods, where applicable, for achieving the purpose of the proposed action which were considered by the Board and a statement of reasons for rejecting those alternatives in favor of the proposed rule is as follows: The Board is not aware of any reasonable alternatives.

12. A detailed statement of the data and methodology used in making estimates is as follows: There is no data or methodology, other than the requirements of the state statute.

13. The Board, as required by the statute, considered the concerns of all those who expressed an interest in this matter and in the preparation or contents of this Economic Impact Statement.

Signed this the 27th day of February, 1999.

Bennie McDow, Chairman
BEFORE THE COMMERCIAL MOBILE SERVICE BOARD

PROPOSED RULE

The Commercial Mobile Radio Service Board, as an Executive Board of the State of Mississippi, created pursuant to Section 19-5-333 of the Mississippi Code of 1972, as amended, held its regularly scheduled meeting on February 17, 1999. At that time the Board adopted the following proposed Rule to establish the statutory required distribution formula as to funds handled by the Board. The Board also incorporated and likewise adopted the provisions of the Board’s current Emergency Rule 1 concerning the time frames for disbursing the funds in question, in order to conform the requirements of that Emergency Rule into a permanent Rule.

That proposed Rule, is proposed as set forth below. Likewise, the Economic Impact Statement required in conjunction with the adoption of such a Rule by Section 25-43-6 of the Mississippi Code of 1972, as amended, is attached.

Rule 1.

The CMRS service charge shall be $1.00 as established by state law.

1) From the $1.00 service charge collected by each provider as contemplated by Section 19-5-331 of the Mississippi Code of 1972 as amended:

   a) 1 cent shall be retained by the provider to cover their cost of collecting, handling and processing the service charge

   b) 99 cents shall be forwarded by the provider to the CMRS Board

   c) Thirty percent (30%), of the 99 cents, or 29.70 cents, shall be identified for use to reimburse service suppliers for expenses as specified in the applicable sections of state law to meet FCC mandates and to pay Board expenses. Board expenses shall not exceed two percent (2%), of the 99 cents or 1.98 cents. Thus the remaining 27.72 cents will be available to reimburse service suppliers.

   d) Seventy percent (70%) of the 99 cents or 69.3 cents, shall
be identified to be distributed to the respective county Emergency
Communications Districts (ECDs) from which the service charge was
imposed.

2) All funds due to the respective ECD as their proportionate share of the
funds received and on deposits in the Commercial Mobile Radio
Service Fund (CMRS Fund), shall be disbursed, no later than (5) business
days after the date those are due to the Board from various commercial
mobile radio service providers.

COMMERCIAL MOBILE RADIO SERVICE BOARD

BY: Bennie McDow

BENNIE McDOW, CHAIRMAN
Mississippi Secretary of State  
Heber Ladner Building, 401 Mississippi Street  
P.O. Box 136, Jackson, MS 39205  

ADMINISTRATIVE PROCEDURES FILING NOTICE  

AGENCY: Commercial Radio Service Board  
PERSON TO CONTACT: Bennie McDow  

ADDRESS: 178 Pinecrest Street  
Jackson, MS 39236-2948  
ADDRESS: 178 Pinecrest Street  
Jackson, MS 38866  

PHONE: 601/869-2911  
TRANSMITTAL DATE:  
COPY ATTACHED __X__ YES ____ NO  

NAME OR NUMBER OF RULE(S)  Proposed Rule 1.  

TERMS OR SUBSTANCE OF THE ACTIONS OR DESCRIPTION OF THE SUBJECT AND ISSUE:  
Rule to provide formula and deadline for disbursing funds to Emergency Communications Districts. The Rule 1 would replace Emergency Rule 1 filed December 30, 1998.  

PRINTED NAME AND TITLE  
OF PERSON AUTHORIZED TO FILE RULES: Bennie McDow, Chairman of Board  


<table>
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<th>PROPOSED ACTION ON RULES</th>
<th>FINAL ACTION ON RULES</th>
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<tr>
<td>Renewal of effectiveness</td>
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Filed  

APR 21 1999  

ERIC CLARK  
SECRETARY  

Accepted for filing by  

Accepted for filing by  

Accepted for filing by
COMMERCIAL MOBILE RADIO SERVICE BOARD

ECONOMIC IMPACT STATEMENT

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13. The Board, as required by the statute, considered the concerns of all those who expressed an interest in this matter and in the preparation or contents of this Economic Impact Statement.

Signed this the 23rd day of February, 1999.

BENNIE McDOW, CHAIRMAN
BEFORE THE COMMERCIAL MOBILE SERVICE BOARD

PROPOSED RULE

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COMMERCIAL MOBILE RADIO SERVICE BOARD

BY: Bennie McDow

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