

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 Address 178 Pinecrest Street
Saltillo, MS 38866 Saltillo, MS 38866
 Phone 601/869-2911 Transmittal date _____
 Fax: 601/869-2171 Copy attached: Yes No
 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 Emergency
Communications Districts

Printed name and title Bennie McDow, Chairman
 of person authorized to file rules: _____

Name _____ Title _____
Bennie McDow
 Signature

<p>EMERGENCY RULES <input checked="" type="checkbox"/> Original filing <input type="checkbox"/> Renewal of effectiveness To be in effect <u>120</u> days Effective date: <input checked="" type="checkbox"/> Immediately <input type="checkbox"/> Other (specify): _____</p>	<p>PROPOSED ACTION ON RULES Action proposed: <input type="checkbox"/> New rule(s) <input type="checkbox"/> Amendment to existing rule(s) <input type="checkbox"/> Repeal of existing rule(s) <input type="checkbox"/> Adoption by reference Proposed date of adoption: <input type="checkbox"/> 30 days after filing <input type="checkbox"/> Other (specify): _____</p>	<p>FINAL ACTION ON RULES Action taken: <input type="checkbox"/> Adopted with no changes in text <input type="checkbox"/> Adopted with changes <input type="checkbox"/> Adopted by reference <input type="checkbox"/> Withdrawn Date action taken _____ Effective date: <input type="checkbox"/> 30 days after filing <input type="checkbox"/> Other (specify): _____</p>
---	---	--

OFFICIAL FILING STAMP

FILED

DEC 6 0 1998

ERIC CLARK
SECRETARY
OF STATE

Accepted for filing by [Signature]

DO NOT WRITE BELOW THIS LINE

OFFICIAL FILING STAMP

Accepted for filing by _____

OFFICIAL FILING STAMP

Accepted for filing by _____

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
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 ADDRESS: 178 Pinecrest Street
Saltillo, MS 38866 Saltillo, MS 38866
PHONE: 601/869-2911 TRANSMITTAL DATE:
COPY ATTACHED X YES NO

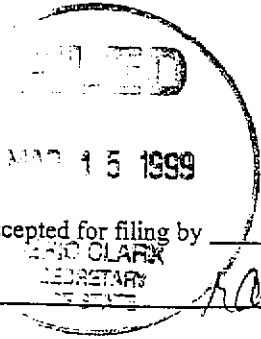
NAME OR NUMBER OF RULE(S) Proposed Rule 1.

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

Bennie McDow
SIGNATURE

EMERGENCY RULES	PROPOSED ACTION ON RULES	FINAL ACTION ON RULES
OFFICIAL FILING STAMP Accepted for filing by _____	DO NOT WRITE BELOW THIS LINE OFFICIAL FILING STAMP  Accepted for filing by _____	OFFICIAL FILING STAMP 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 a 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/^{S.L.}month
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 23 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 ADDRESS: 178 Pinecrest Street
 Jackson, MS 39236-2948 Jackson, MS 38866
 PHONE: 601/869-2911 TRANSMITTAL DATE:
 COPY ATTACHED 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
 NAME TITLE

Bennie McDow
 SIGNATURE

EMERGENCY RULES	PROPOSED ACTION ON RULES	FINAL ACTION ON RULES
<input type="checkbox"/> Renewal of effectiveness To be in effect _____ days Effective date: <input type="checkbox"/> Immediately on <input type="checkbox"/> Other (specify): _____	Action proposed: <input type="checkbox"/> New rules(s) <input type="checkbox"/> Amendment to existing Rules (s) <input type="checkbox"/> Repeal of existing rule(s) <input type="checkbox"/> Adoption by reference Proposed date of adoption: <input type="checkbox"/> 30 days after filing <input type="checkbox"/> Other (specify): _____	Action taken: <input checked="" type="checkbox"/> Adopted with no charges in text <input type="checkbox"/> Adopted with charges <input type="checkbox"/> Adopted by reference <input type="checkbox"/> Withdrawn Date action taken _____ Effective date <input checked="" type="checkbox"/> 30 days after filing <input type="checkbox"/> Other (specify) _____
OFFICIAL FILING STAMP	DO NOT WRITE BELOW THIS LINE OFFICIAL FILING STAMP	OFFICIAL FILING STAMP
Accepted for filing by _____	Accepted for filing by _____	<div style="text-align: center;"> </div> 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 a 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/month ^{S.L.}
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 23 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