

Rule No.: 941 - 9201 - 04000

Agency: Mississippi Department of Transportation

Agency Effective Date: May 15, 2005

Agency Issued Date: March 8, 2005

Secretary of State Authority Date: May 15, 2005 Supercedes Rule:

Division: Financial Management

Rule Title: Electronic Transactions

The person to be contacted regarding the proposed rule is: Facility and Records Management Director

Name of person originating the proposed rule: James McKinnie

Name of supervisor or person who approved the proposed rule: Mark Valentine

Purpose:

To set forth the statutory basis for electronic payments made and received by the Mississippi Department of Transportation.

Summary:

This rule gives statutory guidance for electronic payments allowed under the Uniform Electronic Transactions Act (UETA) codified at the most recent version of sections 75-12-1, et seq., Mississippi Code of 1972, Annotated, as amended.

The full text of the proposed rule is:

All cites herein refer to the most current version of the cited document.

MDOT, pursuant to Section 75-12-35, Mississippi Code of 1972, Annotated, as amended, and available at www.mississippi.gov, in order to promote more efficient operations, may accept payments for various fees, permits and services in electronic form in accordance with the UETA and the Department of Finance and Administration Official Policy for State Agencies Acceptance of Electronic Payments as issued August 22, 2001, or as may be amended (the DFA policy). Both current and new applications deployed by MDOT for acceptance of electronic payment must be consistent with the DFA policy and must be approved by DFA in advance of deployment. Electronic authorizations for transactions initiated under MDOT applications for payment of fees, services and permits are valid, and the electronic approval is considered an electronic signature and is valid and enforceable under the terms of the UETA. MDOT, pursuant to Section 75-12-35, in order to promote more efficient contractual arrangements, may contractually agree to make or accept electronic payments for goods or services. MDOT will also, pursuant to Section 75-12-35, in order to promote more efficient internal operations, accept electronic records and signatures of employees and contract workers in accordance with this policy and the UETA.