

Mississippi Secretary of State  
700 North Street P. O. Box 136, Jackson, MS 39205-0136

**ADMINISTRATIVE PROCEDURES NOTICE FILING**

AGENCY NAME Division of Medicaid		CONTACT PERSON Kristi Plotner	TELEPHONE NUMBER 601-359-6698	
ADDRESS 550 High Street, Suite 1000		CITY Jackson	STATE MS	ZIP 39201
EMAIL <a href="mailto:Kristi.plotner@medicaid.ms.gov">Kristi.plotner@medicaid.ms.gov</a>	SUBMIT DATE 11/29/2012	Name or number of rule(s): Administrative Code Title 23: Division of Medicaid Part 202 Hospital Services, Chapter 2 Outpatient Services, Rule 2.3 Emergency Room Outpatient Visits		

Short explanation of rule/amendment/repeal and reason(s) for proposing rule/amendment/repeal:

The purpose of this modification to the MS Division of Medicaid's Administrative Code Title 23, Part 202 Hospital Services, Chapter 2.B. Outpatient Services, Rule 2.3 Emergency Room Outpatient Visits is to clarify the original language by stating all services and ancillaries for beneficiaries over the age of (20) twenty are bundled into the two lowest emergency department evaluation and management code descriptions for non-emergent emergency department visits.

Specific legal authority authorizing the promulgation of rule: MS Code §43-13-117(A)(2)(c); 42 CFR § 440.230; 42 CFR § 447.204

List all rules repealed, amended, or suspended by the proposed rule: §43-13-117(A)(2)

**ORAL PROCEEDING:**

An oral proceeding is scheduled for this rule on Date: \_\_\_\_\_ Time: \_\_\_\_\_ Place: \_\_\_\_\_

Presently, an oral proceeding is not scheduled on this rule.

If an oral proceeding is not scheduled, an oral proceeding must be held if a written request for an oral proceeding is submitted by a political subdivision, an agency or ten (10) or more persons. The written request should be submitted to the agency contact person at the above address within twenty (20) days after the filing of this notice of proposed rule adoption and should include the name, address, email address, and telephone number of the person(s) making the request; and, if you are an agent or attorney, the name, address, email address, and telephone number of the party or parties you represent. At any time within the twenty-five (25) day public comment period, written submissions including arguments, data, and views on the proposed rule/amendment/repeal may be submitted to the filing agency.

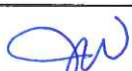
**ECONOMIC IMPACT STATEMENT:**

Economic impact statement not required for this rule.  Concise summary of economic impact statement attached.

<p align="center"><b>TEMPORARY RULES</b></p> <p>____ Original filing ____ Renewal of effectiveness To be in effect in ____ days Effective date: ____ Immediately upon filing ____ Other (specify): ____</p>	<p align="center"><b>PROPOSED ACTION ON RULES</b></p> <p>Action proposed: ____ New rule(s) ____ Amendment to existing rule(s) ____ Repeal of existing rule(s) ____ Adoption by reference Proposed final effective date: ____ 30 days after filing ____ Other (specify): ____</p>	<p align="center"><b>FINAL ACTION ON RULES</b></p> <p>Date Proposed Rule Filed: <u>11/02/2012</u> Action taken: <input checked="" type="checkbox"/> Adopted with no changes in text <input type="checkbox"/> Adopted with changes <input type="checkbox"/> Adopted by reference <input type="checkbox"/> Withdrawn <input type="checkbox"/> Repeal adopted as proposed Effective date: ____ 30 days after filing <input checked="" type="checkbox"/> Other (specify): <u>January 01, 2013</u></p>
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Printed name and Title of person authorized to file rules: David J. Zielak, Ph.D., Executive Director

Signature of person authorized to file rules: 

<p><b>OFFICIAL FILING STAMP</b></p> <div style="border: 1px solid black; height: 100px; width: 100%;"></div> <p>Accepted for filing by</p>	<p><b>DO NOT WRITE BELOW THIS LINE</b></p> <p><b>OFFICIAL FILING STAMP</b></p> <div style="border: 1px solid black; height: 100px; width: 100%;"></div> <p>Accepted for filing by</p>	<p><b>OFFICIAL FILING STAMP</b></p> <div style="border: 1px solid black; padding: 10px;"> <p align="center"><b>FILED</b></p> <p align="center">NOV 29 2012</p> <p align="center">MISSISSIPPI</p> <p align="center">SECRETARY OF STATE</p> </div> <p>Accepted for filing by </p>
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The entire text of the Proposed Rule including the text of any rule being amended or changed is attached.