

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

ADMINISTRATIVE PROCEDURES NOTICE FILING

AGENCY NAME Mississippi Division of Medicaid		CONTACT PERSON Margaret Wilson	TELEPHONE NUMBER (601) 359-5241	
ADDRESS 550 High Street, Suite 1000		CITY Jackson	STATE MS	ZIP 39201
EMAIL Margaret.Wilson@medicaid.ms.gov	SUBMIT DATE 05/30/2013	Name or number of rule(s): Title 23 Medicaid, Part 214 Pharmacy Services, Chapter 1: General Pharmacy, Rules 1.3, 1.4, 1.6 and 1.12		

Short explanation of rule/amendment/repeal and reason(s) for proposing rule/amendment/repeal: The MS Division of Medicaid's Administrative Code filing is to modify Title 23: Part 214: Pharmacy Services, Chapter 1: Rule 1.3 – to include specific section modified in 01/01/2013 filing; Rule 1.4: – to include clarification language as well as the add seventy-two (72) hour emergency drug supply verbiage inadvertently omitted in the 04/01/2012 compilation filing. Rule 1.6: to include language regarding recoupment of funds for hard copy prescriptions not written on tamper-resistant pad/paper and add language requiring the NPI must be included on prescription claims for individual providers required with SPA 2012-004 Provider Screening and Enrollment. Rule 1.12: to include verbiage inadvertently omitted in the 04/01/2012 compilation filing.

Specific legal authority authorizing the promulgation of rule: Miss. Code Ann. § 43-13-121; 43-13-117(A)(9); § 73-21-129; 42 USC 1396r-8(d)(5)

List all rules repealed, amended, or suspended by the proposed rule: Title 23 Medicaid, Part 214 Pharmacy Services, Chapter 1: General Pharmacy, Rules 1.3, 1.4, 1.6 and 1.12.

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.

TEMPORARY RULES	PROPOSED ACTION ON RULES	FINAL ACTION ON RULES
_____ Original filing _____ Renewal of effectiveness To be in effect in _____ days Effective date: _____ Immediately upon filing _____ Other (specify): _____	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): _____	Date Proposed Rule Filed: 5/3/2013 Action taken: <input checked="" type="checkbox"/> Adopted with no changes in text _____ Adopted with changes _____ Adopted by reference _____ Withdrawn _____ Repeal adopted as proposed Effective date: <input checked="" type="checkbox"/> 30 days after filing _____ Other (specify): _____

Printed name and Title of person authorized to file rules: David J. Dzielak, Ph.D., Executive Director
Signature of person authorized to file rules: *[Signature]*

OFFICIAL FILING STAMP <div style="border: 1px solid black; height: 100px; width: 100%;"></div> Accepted for filing by _____	DO NOT WRITE BELOW THIS LINE OFFICIAL FILING STAMP <div style="border: 1px solid black; height: 100px; width: 100%;"></div> Accepted for filing by _____	OFFICIAL FILING STAMP <div style="border: 1px solid black; padding: 10px;"> <p style="font-size: 2em; font-weight: bold; color: blue; margin: 0;">FILED</p> <p style="font-size: 1.2em; font-weight: bold; color: red; margin: 0;">MAY 31 2013</p> <p style="font-size: 1.2em; font-weight: bold; color: blue; margin: 0;">MISSISSIPPI</p> <p style="font-size: 1.2em; font-weight: bold; color: blue; margin: 0;">SECRETARY OF STATE</p> </div> Accepted for filing by <i>[Signature]</i>
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The entire text of the Proposed Rule including the text of any rule being amended or changed is attached.