

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 Margaret Wilson	TELEPHONE NUMBER 601-359-5248
ADDRESS 550 High Street, Suite 1000		CITY Jackson	STATE MS
EMAIL Margaret.Wilson@medicaid.ms.gov		SUBMIT DATE AUG 26 2013	ZIP 39201
Name or number of rule(s): Title 23: Division of Medicaid, Part 202: Hospital Services, Chapter 1: Inpatient Services, Rules: 1.4.B.1 – 6, New Rules: 5.1-5.6			

Short explanation of rule/amendment/pepeal and reason(s) for proposing rule/amendment/pepeal: (1) Moved Rule: 1.4.B.1- 6 to a new Chapter 5: Hospital Procedures. with new Rules: 5.1-5.6 because listed procedures are not limited to the inpatient hospital setting. (2) The language "in an inpatient or outpatient hospital setting in accordance with current standards of medical practice" was added to Rules 5.1-5.4 and 5.6. The language "in an outpatient hospital setting in accordance with current standards of medical practice" was added to Rule 5.5; (3) Rule: 1.8: Sterilization was moved to Rule: 5.3. Hysterectomy was removed from the Rule title and clarified existing language to 5.3.A.4, B.3, C.1, C.2, C.3; (3) Added new Rule 5.6: Hysterectomy. (4) "Revised 10/01/2012" removed from Rules: 5.3 and 5.4 due to non-substantive grammatical change.

Specific legal authority authorizing the promulgation of rule: MS Code §§ 43-13-117, 43-13-121.

List all rules repealed, amended, or suspended by the proposed rule: Part 202. Rules: 1.4.B.1 – 6, New Rules 5.1-5.6

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/pepeal 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>TEMPORARY RULES</p> <p>____ Original filing</p> <p>____ Renewal of effectiveness</p> <p>To be in effect in ____ days</p> <p>Effective date:</p> <p>____ Immediately upon filing</p> <p>____ Other (specify):</p>	<p>PROPOSED ACTION ON RULES</p> <p>Action proposed:</p> <p>____ New rule(s)</p> <p>____ Amendment to existing rule(s)</p> <p>____ Repeal of existing rule(s)</p> <p>____ Adoption by reference</p> <p>Proposed final effective date:</p> <p>____ 30 days after filing</p> <p>____ Other (specify):</p>	<p>FINAL ACTION ON RULES</p> <p>Date Proposed Rule Filed: JUL 31 2013</p> <p>Action taken:</p> <p><input checked="" type="checkbox"/> Adopted with no changes in text</p> <p>____ Adopted with changes</p> <p>____ Adopted by reference</p> <p>____ Withdrawn</p> <p>____ Repeal adopted as proposed</p> <p>Effective date:</p> <p>____ 30 days after filing</p> <p><input checked="" type="checkbox"/> Other (specify): OCT 01 2013</p>
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Printed name and Title of person authorized to file rules: David J. Ozielak, Ph.D., Executive Director

Signature of person authorized to file rules: _____

<p>OFFICIAL FILING STAMP</p> <div style="border: 1px solid black; height: 100px; width: 100%;"></div> <p>Accepted for filing by</p>	<p>DO NOT WRITE BELOW THIS LINE</p> <p>OFFICIAL FILING STAMP</p> <div style="border: 1px solid black; height: 100px; width: 100%;"></div> <p>Accepted for filing by</p>	<p>OFFICIAL FILING STAMP</p> <div style="border: 1px solid black; padding: 10px;"> <p style="font-size: 2em; color: blue; font-weight: bold; letter-spacing: 5px;">FILED</p> <p style="color: red; font-weight: bold;">AUG 26 2013</p> <p style="color: blue; font-weight: bold;">MISSISSIPPI</p> <p style="color: blue; font-weight: bold;">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.