

**Mississippi Secretary of State**  
 125 South Congress St., 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	ZIP 39201
EMAIL Margaret.Wilson@medicaid.ms.gov	SUBMIT DATE <b>MAY 05 2021</b>	Name or number of rule(s): Title 23: Medicaid, Part 223: Early and Periodic Screening, Diagnosis and Treatment (EPSDT), Chapter 4: Private Duty Nursing and Chapter 5: Personal Care Services, Rule(s) 4.8: Reimbursement, 5.8: Reimbursement.		

Short explanation of rule/amendment/repeal and reason(s) for proposing rule/amendment/repeal: This Administrative Code is being filed to correspond with MS SPA 20-0002 that added coverage and reimbursement of PDN and PCS for Early and Periodic Screening, Diagnosis and Treatment (EPSDT)-eligible beneficiaries. The final filing removes the five percent (5%) reduction language and makes technical corrections.

Specific legal authority authorizing the promulgation of rule: SPA 20-0002, 42 C.F.R. §§ 440.80, 440.167, and 447.201.

List all rules repealed, amended, or suspended by the proposed rule: 4.8, 5.8

**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  <b>Proposed final effective date:</b>                  ____ 30 days after filing                  ____ Other (specify): _____</p>	<p align="center"><b>FINAL ACTION ON RULES</b></p> <p>Date Proposed Rule Filed: <b>MAR 31 2021</b>                  Action taken:                  ____ Adopted with no changes in text  <input checked="" type="checkbox"/> Adopted with changes                  ____ Adopted by reference                  ____ Withdrawn                  ____ Repeal adopted as proposed                  Effective date:                  ____ 30 days after filing  <input checked="" type="checkbox"/> Other (specify): <b>JUL 01 2021</b></p>
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Printed name and Title of person authorized to file rules: Drew L. Snyder, 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><b>FILED</b></p> <p><b>MAY 05 2021</b></p> <p>Mississippi Secretary of State</p> </div> <p>Accepted for filing by <b>25539 Pom</b></p>
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The entire text of the Proposed Rule including the text of any rule being amended or changed is attached.