

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

ADMINISTRATIVE PROCEDURES NOTICE FILING

AGENCY NAME Mississippi State Department of Health		CONTACT PERSON Jim Craig, Senior Deputy, Director of Health Protection	TELEPHONE NUMBER 601-576-7847	
ADDRESS P. O. Box 1700		CITY Jackson	STATE MS	ZIP 39215
EMAIL <u>Cassandra.Walter@msdh.ms.gov</u>	SUBMIT DATE 5-18-21	Name or number of rule(s): Regulations Governing Registration of Medical Radiation Technologists Rule 7.6.1 Item 5, and Rule 7.6.1 Item 6.		

Short explanation of rule/amendment/repeal and reason(s) for proposing rule/amendment/repeal: The amendment brings Rule 7.6.1 Item 5 and Rule 7.6.1 Item 6. in line with § 41-58-3 (7)(e) of the Medical Radiation Technology registration statute. The amendment also clarifies the rule.

Specific legal authority authorizing the promulgation of rule: § 41-58-3 (1)

List all rules repealed, amended, or suspended by the proposed rule: Rule 7.6.1 Item 5, and Rule 7.6.1 Item 6.

ORAL PROCEEDING:

☒ An oral proceeding is scheduled for this rule on Date: June 7, 2021 Time: 10:30 a.m. Place: ZOOM Meeting
Join from PC, Mac, Linux, iOS or Android:

https://us02web.zoom.us/j/89492609952?pwd=WkgwZjM3ekR3SHE5MW5FOVd0Sm0yZz09

Password: 102020 Or Telephone: Dial: USA 713 353 0212 Conference code: 540839

☐ 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: _____ Action taken: _____ Adopted with no changes in text _____ Adopted with changes _____ Adopted by reference _____ Withdrawn _____ Repeal adopted as proposed Effective date: _____ 30 days after filing _____ Other (specify): _____

Printed name and Title of person authorized to file rules: Jim Craig, Senior Deputy, Director of Health Protection
Signature of person authorized to file rules: Jim Craig

OFFICIAL FILING STAMP	DO NOT WRITE BELOW THIS LINE OFFICIAL FILING STAMP	OFFICIAL FILING STAMP
	FILED MAY 18 2021 Mississippi Secretary of State	
Accepted for filing by _____	Accepted for filing by <u>25583</u> <u>AT</u>	Accepted for filing by _____

The entire text of the Proposed Rule including the text of any rule being amended or changed is attached.



DELBERT HOSEMAN
Secretary of State

CONCISE SUMMARY OF ECONOMIC IMPACT STATEMENT

An Economic Impact Statement is required for this proposed rule by Section 25-43-3.105 of the Administrative Procedures Act. This is a Concise Summary of the Economic Impact Statement which must be filed with the Secretary of State's Office.

AGENCY NAME Mississippi State Department of Health	CONTACT PERSON Jim Craig, Senior Deputy, Director of Health Protection	TELEPHONE NUMBER 601-576-7847
ADDRESS PO Box 1700	CITY Jackson	STATE MS
EMAIL Cassandra.walter@msdh.ms.gov	DESCRIPTIVE TITLE OF PROPOSED RULE Regulations Governing Registration of Medical Radiation Technologists	
Specific Legal Authority Authorizing the promulgation of Rule: Mississippi Code Annotated §41-58-3(1)	Reference to Rules repealed, amended, or suspended by the Proposed Rule: Regulations Governing Registration of Medical Radiation Technologists Rule 7.6.1 Item 5. and Rule 7.6.1 Item 6.	

A. Estimated Costs and Benefits

1. Briefly summarize the benefits that may result from this regulation and who will benefit:

The amendment brings Rule 7.6.1 Item 5 and Rule 7.6.1 Item 6. in line with § 41-58-3 (7)(e) of the Medical Radiation Technology registration statute. The amendment also clarifies the rule. The patients receiving services in a physician's office, a radiology clinic, or a licensed hospital will benefit from this amendment.

2. Briefly describe the need for the proposed rule:

The amendment brings Rule 7.6.1 Item 5 and Rule 7.6.1 Item 6. in line with § 41-58-3 (7)(e) of the Medical Radiation Technology registration statute.

3. Briefly describe the effect the proposed action will have on the public health, safety, and welfare:

The amendment clarifies who may apply ionizing radiation in a physician's office, a radiology clinic, or a licensed hospital.

4. Estimated Cost of implementing proposed action:

- a. To the agency
☒ Nothing ☐ Minimal ☐ Moderate ☐ Substantial ☐ Excessive
- b. To other state or local government entities
☒ Nothing ☐ Minimal ☐ Moderate ☐ Substantial ☐ Excessive

5. Estimated Cost and/or economic benefit to all persons directly affected by the proposed rule:

- c. Cost:

- ☒ Nothing ☐ Minimal ☐ Moderate ☐ Substantial ☐ Excessive
- d. Economic Benefit:
- ☐ Nothing ☐ Minimal ☒ Moderate ☐ Substantial ☐ Excessive

6. Estimated impact on small businesses:

- ☒ Nothing ☐ Minimal ☐ Moderate ☐ Substantial ☐ Excessive

- a. Estimate of the number of small businesses subject to the proposed regulation: 0
- b. Projected costs for small businesses to comply: \$0
- c. Statement of probable effect on impacted small businesses: None

7. The cost of adopting the rule compared to not adopting the rule or significantly amending the existing rule (check option):

- ☐ substantially less than ☐ moderately less than ☐ minimally less than
- ☒ the same as ☐ minimally more than ☐ moderately more than
- ☐ substantially more than ☐ excessively more than

8. The benefit of adopting the rule compared to not adopting the rule or significantly amending the existing rule (check option):

- ☐ substantially less than ☐ moderately less than ☐ minimally less than
- ☐ the same as ☐ minimally more than ☒ moderately more than
- ☐ substantially more than ☐ excessively more than

B. Reasonable Alternative Methods

1. Other than adopting this rule, are there less costly or less intrusive methods for achieving the purpose of the proposed rule?
- ☐ yes ☒ no
2. If yes, please briefly describe available, reasonable alternative(s) and the reasons for rejecting those alternatives in favor of the proposed rule. (Please see §25-43-4.104 for factors you must consider.)

C. Data and Methodology

1. Please briefly describe the data and methodology you used in making the estimates required by this form.

The Medial Radiation Technologists statute and regulations were thoroughly reviewed.

D. Public Notice

1. Where, when, and how may someone present their views on the proposed rule and request an oral proceeding on the proposed rule if one is not already scheduled?

An Oral Proceeding is scheduled for June 7, 2021, at 10:30 a.m., via ZOOM meeting.

Join from PC, Mac, Linux, iOS or Android:

<https://us02web.zoom.us/j/89492609952?pwd=WkgwZjM3ekR3SHE5MW5FOVd0Sm0yZz09>

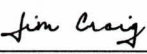
Password: 102020

Or Telephone:

Dial:

USA 713 353 0212

Conference code: 540839

SIGNATURE DocuSigned by: 	TITLE Senior Deputy, Director of Health Protection
DATE 5-18-21	PROPOSED EFFECTIVE DATE OF RULE 8-13-2021

ATTACHMENTS

CHAPTER 7: REGULATIONS GOVERNING REGISTRATION OF MEDICAL RADIATION TECHNOLOGISTS

Subchapter 6: Exceptions and Exemptions

RULE 7.6.1 Item 5. and RULE 7.6.1 Item 6.