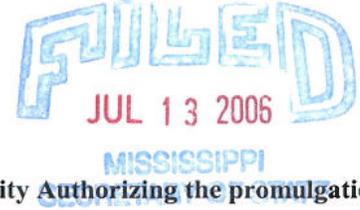


NOTICE OF RULE OF ADOPTION – FINAL RULE

STATE OF MISSISSIPPI
MS State Department of Health



MS State Department of Health
c/o Marilynn Winborne, Health Facilities
Licensure and Certification
P. O. Box 1700
Jackson, MS 39215-1700
601-576-7300
Telephone Number
marilynn.winborne@msdh.state.ms.us
Email Address

Specific Legal Authority Authorizing the promulgation
of Rule: Section 41-85-1

Reference to Rules repealed, amended or suspended by
the Proposed Rule:
Minimum Standards of Operation for Hospice

Date Rule Proposed: June 15, 2006

Explanation of the Purpose of the Proposed Rule and the reason(s) for proposing the rule:

Section 101.42 – Amends the definition of terminally ill from one (1) year to six (6) months or less of life expectancy. This change is based on the definition changes per statute in the 2006 Legislative session.

The Agency Rule Making Record for this rule including any written comment received during the comment period and the record of any oral proceeding is available for public inspection by contacting the Agency in the above address.

X An oral proceeding was held on this rule:
Date: July 5, 2006
Time: 2:30 p.m.
Place: MS Department of Health – Osborne Building
570 East Woodrow Wilson Boulevard
Jackson, MS 39215

An oral proceeding was not held on this rule.

The Agency has considered the written comments and the presentations made in any oral proceedings, and:

- X This rule as adopted is without variance from the proposed rule.
- This rule as adopted differs from the proposed rule as there are minor editorial changes which affect the form rather than the substance of the rule.
- This rule as adopted differs from the proposed rule. The differences however are:
 - Within the scope of the matter in the notice of proposed rule adoption.
 - The logical outgrowth of the contents of the Notice of Proposed Rule Adoption and the comments submitted response thereto, and
 - The Notice of Proposed Rule Adoption provided fair warning that the outcome of the proposed rule adoption could be the rule question.

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

Effective Date of Rule: August 12, 2006

Marilynn Winborne, Bureau Director, HFLC
Name and Title of Person Submitting Rule for Filing

Signature