

NOTICE OF PROPOSED RULE ADOPTION

STATE OF MISSISSIPPI
MS State Department of Health

MS State Department of Health
c/o Sam Dawkins
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Jackson, MS 39215-1700
(601)-576-7874
Telephone Number
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Email Address

Specific Legal Authority Authorizing the promulgation
of Rule: Mississippi Code Section 41-7-185

Reference to Rules repealed, amended or suspended by
the Proposed Rule:
Mississippi Department of Health – Certificate of Need
Manual (November 12, 2006)

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

Revision of the Mississippi Department of Health Certificate of Need Manual to remove extracorporeal shockwave lithotripsy services from the list of services requiring filing of a Notice of Intent to Apply for a Certificate of Need and to require submission of a Notice of Intent to Apply for a Certificate of Need at least 30 days prior to the Application for a Certificate of Need.

This rule is proposed as a [X] Final Rule, and/or a [] Temporary Rule (Check one or both boxers as applicable.)

Persons may present their views on the proposed rule by addressing written comments to the agency at the above address. Persons making comments should include their name and address, as well as other contact information, and if you are an agent or attorney, the name, address and telephone number of the party or parties you represent.

Oral Proceeding (Check one box below):

- [X] An oral proceeding is scheduled on this rule on Date: 1/04/2007 at Time: 10:30 a.m. at Location: Mississippi Department of Health, Osborne Building, Room 150,570 East Woodrow Wilson, Jackson, Mississippi 39215.

If you wish to be heard and present evidence at the oral proceeding you must make a written request to the agency at the above address at least five (5) days prior to the proceeding to be placed on the agenda. The request should include your name, address, telephone number as well as other contact information; and if you are an agent or attorney, the name, address and telephone number of the party or parties you represent.

- [] An oral proceeding is not scheduled on this rule. Where an oral proceeding is not scheduled, an oral proceeding will be held if a written request for an oral proceeding is submitted by a political subdivision, an agency or ten (10) 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 and telephone number of the person(s) making the request; and if you are an agent or attorney, the name, address and telephone number of the party or parties you represent.

Economic Impact Statement (Check one box below):

- [X] The agency has determined that an economic impact statement is not required for this rule, or
[] The concise summary of the economic impact statement required is attached.

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

Date Rule Proposed: December 13, 2006

Proposed Effective Date of Rule: Feburary 10, 2006

Sam Dawkins, Director of Office of Health Policy and Planning
Printed Name/Title of Person Submitting Rule for Filing

Signature