



NOTICE OF PROPOSED RULE ADOPTION

MISSISSIPPI SECRETARY OF STATE

MS State Department of Health

STATE OF MISSISSIPPI MS State Department of Health

Specific Legal Authority Authorizing the promulgation of Rule: §41-9-1 through 41-9-35

c/o Vickey Maddox P.O. Box 1700 Jackson, MS 39215-1700 601-364-1101

Reference to Rules repealed, amended or suspended by the proposed rule: Minimum Standards of Operation for Mississippi Hospitals

Vickey.Maddox@msdh.state.ms.us Email Address

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

The amendment deletes the word, "alleged" in Section 105.17 (8) Criminal History Record Check; Adds two (2) new Sections - Section 143/143.01 Emergency Operations Plan (EOP) and Section 143.02 - Facility Fire Preparedness. These new sections replace the Section formerly known as Disaster Planning. In addition, there is an amendment to Section 152.01; language changed to be consistent with the federal requirement allowing physicians to sign medical orders/entries for the prescribing physician provided that physician is also responsible for the care of the patient.

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: January 16, 2008 Time: 2:45 p.m. Location: MS Dept. of Health, Osborne 320, 570 E Woodrow Wilson, Jackson, MS

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 21, 2007

Proposed Effective Date of Rule: February 22, 2008

Vickey Maddox, Office Director Printed Name/Title of Person Submitting Rule for Filing

Vickey J. Maddox Signature