



NOTICE OF PROPOSED RULE ADOPTION

STATE OF MISSISSIPPI
MS State Department of Health

MISSISSIPPI SECRETARY OF STATE
MS State Department of Health

Specific Legal Authority Authorizing the promulgation of Rule: §41-85-1 through 41-85-25

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

601-364-1101
Telephone Number

Reference to Rules repealed, amended or suspended by the Proposed Rule: Minimum Standards of Operation for Hospice

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

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

Changes were made to Section 101.26, Geographic Service Area, to clarify that the referenced 50 mile radius does not expand the Parent's designated geographic service area and that the hospice must seek approval from MSDH to expand their geographic service area. In addition, there are changes to Section 105.05 Application for License, which clarifies that the existing satellite branch offices operating outside the 50 mile radius as referenced in 101.26 prior to the effective date of these regulations are permitted to remain satellite branch offices under their existing Parent facility.

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: June 25, 2008 Time: 10:15 a.m. Location: MS State Dept. of Health, Office of Licensure, Bureau of Health Facilities Licensure and Certification, 143-B Lefleur's Square, Jackson, MS, 39211

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: June 10, 2008

Proposed Effective Date of Rule: August 8, 2008

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

Vickey J. Maddox
Signature