

**NOTICE OF RULE ADOPTION – TEMPORARY RULE
STATE OF MISSISSIPPI
MISSISSIPPI STATE BOARD OF HEALTH**

MS State Department of Health
c/o F. E. Thompson, Jr., M.D., M.P.H.
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Specific Legal Authority Authorizing the promulgation of Rule:

MS Code Ann. §41-59-5(5) (Supp. 2008)

Reference to Rules repealed, amended or suspended by the Temporary Rule:

Mississippi Trauma Care System Rules and Regulations
Section 400.05 Pay or Play

Date Rule Proposed: November 4, 2008

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

The proposed rule shall amend the portion of the aforementioned regulations dealing with Financial Support for the Trauma System to allow the Mississippi Department of Health to calculate and pro-rate any fees assessed facilities for non-participation in the statewide trauma care system. The intention of said rule is to allow facilities to be charged a pro-rated fee based upon the number of days per week that they would actually be able to provide trauma care services, as calculated by the Department. Also, to allow for distribution of funds to all MSDH approved burn facilities, licensed aero-medical and ground ambulance services.

This modification increase necessary participation in the Mississippi Trauma Care System, decreasing morbidity and mortality from injuries resulting from trauma. The amendment will encourage participation in the Mississippi Trauma Care System, and will result in a reduction of existing imminent peril to the public health, safety and welfare caused by trauma, a preventable cause of morbidity and mortality.

Based upon the foregoing reason(s), the Agency finds that an imminent peril to the public health, safety or welfare requires the adoption of a rule upon fewer than twenty-five (25) days' notice. The Agency finds that this Temporary Rule is exempt from consideration of any economic impact of the rule.

Oral Proceeding (Check one box below):

An oral proceeding was held on this rule:

Date: _____

Time: _____

Place: _____

An oral proceeding was not held on this rule.

The Agency has not given notice of any proposed rule with respect to this Temporary Rule, has not received any written comments with respect to the Temporary Rule, and has no entries with respect to this Temporary Rule in its public rule-making docket. To the extent required by law, records pertaining to this Temporary Rule will be made available for public inspection by contacting the Agency at the above address.

Effective Date of Rule: November 4, 2008

F. E. Thompson, Jr., M.D., M.P.H., State Health Officer
Printed Name/Title of Person Submitting Rule for Filing


Signature