

NOTICE OF RULE OF ADOPTION – FINAL RULE

STATE OF MISSISSIPPI
STATE BOARD OF HEALTH

MS State Department of Health
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Specific Legal Authority Authorizing the promulgation
of Rule: Mississippi Code Ann 41-59-5(5) (Supp 2008)

Reference to Rules repealed, amended or suspended by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

The Mississippi Trauma Care Regulations

Date Rule Proposed: December 1, 2008

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

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: December 19, 2008
Time: 3:00 pm
Place: Underwood Auditorium

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: February 15, 2009



Arthur C. Sharpe, Jr., Director of Office of Emergency Planning & Response
Name and Title of Person Submitting Rule for Filing