

NOTICE OF RULE ADOPTION—FINAL RULE

STATE OF MISSISSIPPI
MISSISSIPPI DEPARTMENT OF INSURANCE

Mississippi Department of Insurance
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Specific Legal Authority Authorizing the promulgation of
Rule: Miss. Code Ann. § 83-9-103, § 83-9-105; and § 25-43-
3.113.

Reference to Rules repealed, amended or suspended by the
Proposed Rule: This rule amends Regulation 96-103, As
Amended (last amended on February 23, 2005).

Date Rule Proposed: May 18, 2009

Explanation of the Purpose of the Proposed Rule and the reason(s) for proposing the rule: To amend Department of Insurance Regulation 96-103, As Amended, entitled, "Regulation to Implement Medicare Insurance Minimum Standards Model Act," in order to comply with the Medicare Improvements for Patients and Providers Act of 2008 (MIPPA), and the Genetic Information Nondiscrimination Act of 2008 (GINA). Pursuant to Miss. Code Ann. § 25-43-3.113, this regulation will become effective on June 30, 2009, in order to comply with the provisions of the above acts.

The Agency Rule Making Record for this rule including any written comments received during the comment period and the record of any oral proceeding is available for public inspection by contacting the Agency at the above address.

An oral proceeding was held on this rule:

Date: June 19, 2009

Time: 10:00 a.m.

Place: MID Offices, 501 N. West Street, Suite 1001, Jackson, MS 39205

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

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.

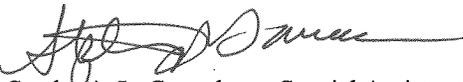
The rule as adopted differs from the proposed rule. The differences however are:

Within the scope of the matters in the Notice of Proposed Rule Adoption, the logical outgrowth of the contents of the Notice of Proposed Rule Adoption and the comments submitted in response thereto, and

The Notice of Proposed Rule Adoption provided fair warning that the outcome of the proposed rule adoption could be the rule in question.

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

Effective Date of Rule: June 30, 2009



Stephanie L. Ganucheau, Special Assistant Attorney General
Signature and Title of Person Submitting Rule for Filing