

# MISSISSIPPI STATE DEPARTMENT OF HEALTH

## LEGAL NOTICE

**NOVEMBER 14, 2016**

The Mississippi State Department of Health hereby gives notice of staff recommendation(s) for the listed project(s) reviewed during October 2016.

**CON Review Number: ESRD-ES-0916-022**  
**Bio-Medical Applications of Mississippi, Inc.**  
**d/b/a BMA of Southwest Jackson**  
**Expansion of ESRD Stations at Existing ESRD Facility**  
**Location: Jackson, Hinds County, Mississippi**  
**Capital Expenditure: \$32,100.00**  
**Staff Recommendation: Disapproval**

The staff analysis(es) will be available and online by November 14, 2016, recommending disapproval. In accordance with Chapter 3, Rule 115 of the *Mississippi Certificate of Need Review Manual, Revised September 1, 2011*; the applicant has 15 days to submit any additional information to the Department on a negative staff analysis. In accordance with Section 41-7-197 (2) of the Mississippi Code of 1972 Annotated, as amended, once a final recommendation has been made by the Department based on the additional information provided, any affected person may request a public hearing on this project within 10 days of the publication of the final staff analysis.

Any person may request copies of the staff analysis by contacting this office in writing. A minimum charge of \$5.00 is required for each copy.

After the publication of the staff analyses, and before a written decision is made by the State Health Officer, there shall be no ex parte contacts between (a) any person acting on behalf of the applicant or holder of the CON or any person opposed to the issuance or in favor of the withdrawal of the CON and (b) the State Health Officer; the Director of the Office of Health Policy and Planning; the hearing officer; or the staff of Health Planning and Resource Development.

The governing legislation and the Mississippi State Department of Health rules provide that any person directly affected by the proposal may request a public hearing during the course of review. To be effective, the request for public hearing must be received by the Department within 10 days of the date of publication of the final staff analysis; and must be accompanied by the required \$6,000 hearing fee.

The Department will conduct such hearing within 60 days from the date of the hearing request, unless the time period is waived.

For further information, please contact the Division of Health Planning and Resource Development of this office at (601) 576-7874.