

3/31/15

2:58 P.M.

Chapter No. 426  
15/SS01/R232SG  
LR 17B1RC

***SENATE BILL NO. 2124***

Originated in Senate

*Spurlock*

Secretary

SENATE BILL NO. 2124

AN ACT TO AMEND SECTION 41-85-7, MISSISSIPPI CODE OF 1972, TO PROHIBIT THE STATE DEPARTMENT OF HEALTH FROM PROCESSING ANY NEW APPLICATIONS FOR HOSPICE LICENSURE OR ISSUING ANY NEW HOSPICE LICENSES, EXCEPT RENEWALS, UNLESS THE APPLICATION WAS PENDING ON MARCH 1, 2013; TO EXTEND THE DATE OF THE REPEALER ON THIS PROVISION; AND FOR RELATED PURPOSES.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

**SECTION 1.** Section 41-85-7, Mississippi Code of 1972, is amended as follows:

41-85-7. (1) The administration of this chapter is vested in the Mississippi Department of Health, which shall:

(a) Prepare and furnish all forms necessary under the provisions of this chapter in relation to applications for licensure or renewals thereof;

(b) Collect in advance at the time of filing an application for a license or at the time of renewal of a license a fee of One Thousand Dollars (\$1,000.00) for each site or location of the licensee;

(c) Levy a fee of Eighteen Dollars (\$18.00) per bed for the review of inpatient hospice care;

(d) Conduct annual licensure inspections of all licensees which may be the same inspection as the annual Medicare certification inspection; and

(e) Promulgate applicable rules and standards in furtherance of the purpose of this chapter and may amend such rules as may be necessary. The rules shall include, but not be limited to, the following:

(i) The qualifications of professional and ancillary personnel in order to adequately furnish hospice care;

(ii) Standards for the organization and quality of patient care;

(iii) Procedures for maintaining records; and

(iv) Provision for the inpatient component of hospice care and for other professional and ancillary hospice services.

(2) All fees collected by the department under this section shall be used by the department exclusively for the purposes of licensure, regulation, inspection, investigations and discipline of hospices under this chapter.

(3) The State Department of Health shall not process any new applications for hospice licensure or issue any new hospice licenses, except renewals, unless the application for a new

hospice license was pending with the department on March 1, 2013.  
This subsection (3) shall stand repealed on July 1, \* \* \* 2018.

**SECTION 2.** This act shall take effect and be in force from  
and after its passage.

PASSED BY THE SENATE  
March 19, 2015



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PRESIDENT OF THE SENATE

PASSED BY THE HOUSE OF REPRESENTATIVES  
March 4, 2015



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SPEAKER OF THE HOUSE OF REPRESENTATIVES

APPROVED BY THE GOVERNOR



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GOVERNOR

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