

Title 15: Mississippi State Department of Health

Part 16: Health Facilities

Subpart 1: Health Facilities Licensure and Certification

**CHAPTER 47 MINIMUM STANDARDS FOR PERSONAL CARE HOMES
ASSISTED LIVING**

Subchapter 7 APPLICATION OR RENEWAL OF LICENSE

Rule 47.7.2. Fees.

1. Each application for licensure shall be accompanied by a fee of Fifteen Dollars (\$15.00) per bed, with a minimum fee per institution of One Hundred Dollars (\$100.00), in check or money order made payable to the licensing agency. The fees are not refundable.
2. Applicants for initial licensure, or licensees, shall pay a User Fee to the licensing agency when it is required to review and/or inspect the proposal of any licensed facility in which there are additions, renovations, modernizations, expansions, alterations, conversions, modifications, or replacements. Said fee shall be assessed at the rate of Fifty Dollars (\$50.00) per hour or part thereof, not to exceed Five Thousand Dollars (\$5,000.00).

SOURCE: Miss. Code Ann. §43-11-13

**Subchapter 10 PROVISION FOR HEARING AND APPEAL FOLLOWING
DENIAL OR REVOCATION OF LICENSE; PENALTIES**

Rule 47.10.1. Administrative Decision. The licensing agency will provide an opportunity for a fair hearing to every applicant or licensee who is dissatisfied with administrative decisions made in the denial or revocation of license.

1. The licensing agency shall notify the applicant or licensee by registered mail or personal service the particular reasons for the proposed denial or revocation of license. Upon written request of applicant or licensee within ten (10) days of the date of notification, the licensing agency shall fix a date not less than thirty (30) days from the date of such service at which time the applicant or licensee shall be given an opportunity for a prompt and fair hearing.
2. On the basis of such hearing or upon default of the applicant or licensee, the licensing agency shall make a determination specifying its findings of fact and conclusions of law. A copy of such determination shall be sent by registered mail to the last known address of the applicant or licensee or served personally upon the applicant or licensee.

3. The decision revoking, suspending, or denying the application or license shall become final thirty (30) days after it is so mailed or served unless the applicant or licensee, within such thirty (30) day period, appeals the decision in Chancery Court pursuant to Section 43-11-23 of the Mississippi Code of 1972. An additional period of time may be granted at the discretion of the licensing agency.

SOURCE: Miss. Code Ann. §43-11-13

**CHAPTER 48 MINIMUM STANDARDS FOR PERSONAL CARE HOMES
RESIDENTIAL LIVING**

Subchapter 8 APPLICATION OR RENEWAL OF LICENSE

Rule 48.7.2. Fees.

1. Each application for licensure shall be accompanied by a fee of Fifteen Dollars (\$15.00) per bed, with a minimum fee per institution of One Hundred Dollars (\$100.00), in check or money order made payable to the licensing agency. The fees are not refundable.
2. Applicants for initial licensure, or licensees, shall pay a User Fee to the licensing agency when it is required to review and/or inspect the proposal of any licensed facility in which there are additions, renovations, modernizations, expansions, alterations, conversions, modifications, or replacements. Said fee shall be assessed at the rate of Fifty Dollars (\$50.00) per hour or part thereof, not to exceed Five Thousand Dollars (\$5,000.00).

SOURCE: Miss. Code Ann. §43-11-13

**Subchapter 10 PROVISION FOR HEARING AND APPEAL FOLLOWING
DENIAL OR REVOCATION OF LICENSE; PENALTIES**

Rule 48.10.1. Administrative Decision. The licensing agency will provide an opportunity for a fair hearing to every applicant or licensee who is dissatisfied with administrative decisions made in the denial or revocation of license.

1. The licensing agency shall notify the applicant or licensee by registered mail or personal service the particular reasons for the proposed denial or revocation of license. Upon written request of applicant or licensee within ten (10) days of the date of notification, the licensing agency shall fix a date not less than thirty (30) days from the date of such service at which time the applicant or licensee shall be given an opportunity for a prompt and fair hearing.
2. On the basis of such hearing or upon default of the applicant or licensee, the licensing agency shall make a determination specifying its findings of fact and conclusions of law. A copy of such determination shall be sent by registered

mail to the last known address of the applicant or licensee or served personally upon the applicant or licensee.

3. The decision revoking, suspending, or denying the application or license shall become final thirty (30) days after it is so mailed or served unless the applicant or licensee, within such thirty (30) day period, appeals the decision in Chancery Court pursuant to Section 43-11-23 of the Mississippi Code of 1972. An additional period of time may be granted at the discretion of the licensing agency.

SOURCE: Miss. Code Ann. §43-11-13