

Title 15: Mississippi State Department of Health

Part 16: Office of Health Facilities

Subpart 1: Health Facilities Licensure and Certification

CHAPTER 43: MINIMUM STANDARDS OF OPERATION FOR BIRTHING CENTERS

Subchapter 4 LICENSING

Rule 43.4.1 **Application and Annual Report.** Application for a license or renewal of a license shall be made in writing to the Mississippi State Department of Health on forms provided by the Department which shall contain such information as the Department may require. The application shall require reasonable, affirmative evidence of ability to comply with these rules, regulations, and minimum standards.

SOURCE: Miss. Code Ann. §41-77-11

Rule 43.4.2 **Fees.** Each initial and renewal licensure application, unless suspended or revoked, shall be accompanied by a fee as set by the Board, made payable to the Mississippi State Department of Health, either by business check, money order, or electronic means. Renewal of licenses shall occur on an annual basis. Fees are non-refundable.

SOURCE: Miss. Code Ann. §41-77-11

Rule 43.4.3 **Annual Reports and Posting of Licenses.** The licensee shall submit an annual report in a format as established by the licensing agency. Licenses are issued only for the premises and person or persons named in the application and shall not be transferable or assignable. Licenses shall be posted in a conspicuous place on the licensed premises.

SOURCE: Miss. Code Ann. §41-77-11

Rule 43.4.4 **Name.** Every birthing center designated by a permanent and distinctive name which shall be used in applying for a license and shall not be changed without first notifying the licensing agency in writing and receiving written approval of the change from the licensing agency. Such notice shall specify the name to be discontinued as well as the new name proposed. Only the official name by which the birthing center is licensed shall be used in telephone listings, on stationery, in advertising, etc. Two or more birthing centers shall not be licensed under similar names in the same vicinity. No freestanding birthing center shall include the word "hospital" in its name.

SOURCE: Miss. Code Ann. §41-77-11

Rule 43.4.5 **Issuance of License.** All licenses issued by the Mississippi State Department of Health shall set forth the name of the birthing center, the location, the name of the licensee, and the license number.

SOURCE: Miss. Code Ann. §41-77-11

Rule 43.4.6 **Separate License.** Hospital-affiliated birthing center or facility is not required to be licensed separately, and may operate under the license issued to the hospital if it is in compliance with Section 41-91-1 et seq., where applicable, and the rules and regulations promulgated by the licensing agency in furtherance thereof.

SOURCE: Miss. Code Ann. §41-77-11

Rule 43.4.7 **Expiration of License.** Each license shall expire on June 30 following the date of issuance.

SOURCE: Miss. Code Ann. §41-77-11

Rule 43.4.8 **Denial or Revocation of License: Hearings and Review.** The Mississippi State Department of Health, after notice and opportunity for a hearing to the applicant or licensee, is authorized to deny, suspend, or revoke a license in any case in which it finds that there has been a substantial failure to comply with the requirements established under the law and these regulations.

SOURCE: Miss. Code Ann. §41-77-11

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Rule 43.4.2 **Fees.** ~~In accordance with Section 41-77-9 of the Mississippi Code of 1972, as amended, each application for initial licensure shall be accompanied by a fee of payable to the Mississippi State Department of Health. The fee shall not be refundable after a license has been issued.~~ Each initial and renewal licensure application, unless suspended or revoked, shall be accompanied by a fee as set by the Board, made payable to the Mississippi State Department of Health, either by business check, money order, or electronic means. Renewal of licenses shall occur on an annual basis. Fees are non-refundable.

SOURCE: Miss. Code Ann. §41-77-11

Rule 43.4.3 **Renewal. Annual Reports and Posting of Licenses.** ~~A license, unless suspended or revoked, shall be renewable annually upon payment of a renewal fee of Three Hundred Dollars (\$300.00), which shall be paid to the Mississippi State Department of Health, and upon filing by the licensee and approval by the Department of an annual report upon such uniform dates and containing such information in such form as the licensing agency requires. Each license shall be issued only for the premises and person or persons names in the application and shall not be transferable or assignable. Licenses shall be posted in a conspicuous place on the licensed premises. The licensee shall submit an annual report in a format as established by the licensing agency. Licenses are issued only for the premises and person or persons named in the application and shall not be transferable or assignable. Licenses shall be posted in a conspicuous place on the licensed premises.~~

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