

Title 15: Mississippi State Department of Health

Part 16: Health Facilities

Subpart 1: Health Facilities Licensure and Certification

Chapter 3 MINIMUM STANDARDS OF OPERATION OF PEDIATRIC SKILLED NURSING FACILITIES

Subchapter 3 Licensing

Rule 3.3.6 **Fees.** The following fees are applicable to Pediatric Skilled Nursing Facilities:

1. Each application for initial licensure or renewal licensure, unless suspended or revoked shall be accompanied by a fee in an amount set by the Board, made payable to the Mississippi State Department of Health by business check, money order, or by electronic means. The fees are not refundable.
2. Applicants for initial licensure, or licensees, shall pay a user fee in an amount set by the Board, and made payable to the Mississippi State Department of Health by business check, money order, or by electronic means. The fee is non-refundable.

SOURCE: Mississippi Code Annotated §43-13-117

Rule 3.3.9 **Initial Licensure.** For initial licensure, an applicant shall be in compliance with all requirements, as outlined in these regulations, and must submit documents, included but not limited to, those outlined below:

1. A completed/signed application, on forms as designated by MSDH. All information submitted on the application forms, or by request for additional information, shall be accurate and current at the time of filing;
2. A non-refundable application/processing fee in an amount set by the Board, and made payable to the Mississippi State Department of Health, by business check, money order, or by electronic means. The fee is non-refundable.
3. A Licensing Fee in an amount set by the Board, and made payable to the Mississippi State Department of Health by business check, money order, or by electronic means. The fee is non-refundable.
4. Certificates/letters of approval from the local zoning authority indicating that the location of the Pediatric Skilled Nursing Facility conforms to local zoning ordinances, if applicable;

5. Certificates/letters of approval from the local/regional/state Fire Marshal that the Pediatric Skilled Nursing Facility is in compliance with all applicable fire safety standards;
6. Evidence that the Pediatric Skilled Nursing Facility water and sewer systems have been approved by the Mississippi State Department of Health;
7. Copy of the Health Inspection report/approval from the MSDH, office of public health.
8. Certificate of Occupancy;
9. Clinical Laboratory Improvement Amendments (CLIA) certificate or CLIA certificate of waiver.
10. Proof of general and Professional Liability Insurance in the amount of at least \$300,000.00 including Workman's Compensation Insurance;
11. Articles of Incorporation, Disclosure of Ownership and Control Information;
12. Proof of financial viability/contingency plan demonstrating evidence that the applicant possesses assets sufficient to establish and sustain all components of a Pediatric Skilled Nursing Facility to meet the provisions as outlined in these regulations while operating and/or during extraordinary circumstances including but not limited to audited financial statements, an established line of credit issued from a federally insured institution in the amount of at least \$100,000.00, a projected twelve (12) month statement of operations and a projected first twelve months statement of cash flow. The requesting Pediatric Skilled Nursing Facility shall provide evidence of the referenced above review in the form of a certified affidavit or statement resultant of a review from an independent certified public accountant firm.
13. That the center is located within 20 miles or 30 minutes (whichever is greater) of an Emergency Department that has capabilities to handle pediatric emergencies;
14. The name of the Pediatric Skilled Nursing Facility's administrator, manager or supervisor, the name and license number of the Medical Director and Director of Nursing along with proof of available licensed and supportive personnel who will have responsibility for any part of the care given to Pediatric Skilled Nursing Facility's clients; as well as proof of ancillary support services such as dietary, housekeeping, maintenance and other personnel either directly or contractually secured to support the Pediatric Skilled Nursing Facility on a daily basis;

15. The names and titles of personnel who have been affiliated, during the preceding five (5) years with any other Pediatric Skilled Nursing Facility, through ownership or employment, and the listing of names and addresses of the appropriate Pediatric Skilled Nursing Facility for each. This information shall be provided for the applicant: administrator, manager or supervisor, and all licensed nurses; and
16. Floor sketch or drawing of premises to be licensed, letter of intent and functional plan.
17. Lead Testing Reports. The exterior playground shall be soil tested for lead contamination; soil samples shall be taken from a minimum of four remote locations around the playground and submitted to a certified lead testing laboratory for analysis. If the building was constructed before 1965, a lead hazard screen or lead-based paint risk assessment shall be done by an individual or company certified as a Lead Risk Assessor by the Mississippi Department of Environmental Quality (MDEQ).
18. Asbestos Testing Report. An asbestos survey shall be performed on all existing structures to be converted into a Pediatric Skilled Nursing Facility to assure compliance with Air Emission Regulations for the Prevention, Abatement, and Control of Air Contaminates-APC S-1-Section 8 (state regulation) and National Emission Standards for Hazardous Air Pollutants (NESHAP) – 40CFR Part 62, Subpart M (federal regulation).

SOURCE: Mississippi Code Annotated §43-13-117

Rule 3.3.14 **License Renewal.** For renewal, each licensed entity shall submit:

1. A completed and signed renewal application; received on or before 30 days prior to the date of expiration;
2. A renewal licensure Fee in an amount set by the Board, and made payable to the Mississippi State Department of Health (MSDH) by business check, money order, or by electronic means. The fee is non-refundable.
3. In a format as requested by MSDH, information designed to capture the entity's provision of services being provided, to include but not be limited to, number and acuity of infants/children served, number and types of treatments/specialized services provided, and other information that may be useful in determining that services, as outlined in these requirements are offered/met; and
4. Evidence of continued compliance with all building/fire codes as evidence by a copy of the annual inspection by the local Fire Marshall of the area/region where the center is located; and

5. Proof of General and Professional Liability Insurance in the amount of at least \$300,000 including Workers Compensation Insurance.

SOURCE: Mississippi Code Annotated §43-13-117

Rule 3.3.15 **Late Fees.** Should all documentation appropriate for license renewal not be received by MSDH, Division of Health Facilities Licensure and Certification on or prior to the expiration date of the license, a late fee in the amount set by the Board, will be assessed and must be submitted payable to the Mississippi State Department of Health either by business check, money order, or by electronic means, prior to the issuance of a license. Should all paperwork necessary for renewal not be submitted within 30 days post-expiration of the license, the center shall be considered unlicensed and actions taken, as appropriate, to process termination of the license;

SOURCE: Mississippi Code Annotated §43-13-117

Rule 3.3.19 **Management.** All applicants for a license to operate a Pediatric Skilled Nursing Facility, whether for initial or for renewal, and the administrator, manager/supervisor and the director of nursing services shall:

1. Be twenty-one years of age or older;
2. Be of good moral character; and
3. Have not been convicted or found guilty, regardless of adjudication, in any jurisdiction, of any felony involving fraud, embezzlement, fraudulent conversion, misappropriation of property, moral turpitude, violence against a person or persons, abuse of a vulnerable adult and/or child; or any act(s) of sexual abuse as outlined in Section 45-33-23(g), Mississippi Code of 1972, Annotated.

SOURCE: Mississippi Code Annotated §43-13-117

Title 15: Mississippi State Department of Health

Part 16: Health Facilities

Subpart 1: Health Facilities Licensure and Certification

Chapter 3 Minimum Standards of Operation of Pediatric Skilled Nursing Facilities

Subchapter 3 Licensing

Rule 3.3.6 **Fees.** The following fees are applicable to Pediatric Skilled Nursing Facilities:

1. ~~Each application for initial licensure or renewal licensure, unless suspended or revoked shall be accompanied by an initial application a fee in an amount set by the Board, of five hundred dollars (\$500.00) for up to 25 beds; with an additional twenty dollars (\$20.00) per bed for each licensed bed thereafter, up to five thousand dollars (\$5,000), in either business check or money order and made payable to the Mississippi State Department of Health by business check, money order, or by electronic means. The fees are not refundable.~~
2. ~~Each application for renewal shall be accompanied by a renewal fee of five hundred dollars (\$500.00) for up to 25 beds; with an additional twenty dollars (\$20.00) per bed for each licensed bed thereafter, up to five thousand dollars (\$5,000), made payable by a business check or money order to Mississippi State Department of Health.~~
3. ~~2. Applicants for initial licensure, or licensees, shall pay a user fee to the licensing agency for review of any construction proposal whether modification or new construction in the rate of three thousand dollars (\$3000.00). in an amount set by the Board, and made payable to the Mississippi State Department of Health by business check, money order, or by electronic means. The fee is non-refundable.~~

SOURCE: Mississippi Code Annotated §43-13-117

Rule 3.3.9 **Initial Licensure.** For initial licensure, an applicant shall be in compliance with all requirements, as outlined in these regulations, and must submit documents, included but not limited to, those outlined below:

1. A completed/signed application, on forms as designated by MSDH. All information submitted on the application forms, or by request for additional information, shall be accurate and current at the time of filing;
2. A non-refundable application/processing fee ~~of \$1000.00~~ in an amount set by the Board, and made payable to the Mississippi State Department of Health, by business check, money order, or by electronic means. The fee is non-refundable.
3. A Licensing Fee ~~of \$500.00 for up to 25 beds; with an additional \$20.00 per bed for each licensed bed thereafter~~ in an amount set by the Board, and made payable to the Mississippi State Department of Health by business check, money order, or by electronic means. The fee is non-refundable.

4. Certificates/letters of approval from the local zoning authority indicating that the location of the Pediatric Skilled Nursing Facility conforms to local zoning ordinances, if applicable;
5. Certificates/letters of approval from the local/regional/state Fire Marshal that the Pediatric Skilled Nursing Facility is in compliance with all applicable fire safety standards;
6. Evidence that the Pediatric Skilled Nursing Facility water and sewer systems have been approved by the Mississippi State Department of Health;
7. Copy of the Health Inspection report/approval from the MSDH, office of public health.
8. Certificate of Occupancy;
9. Clinical Laboratory Improvement Amendments (CLIA) certificate or CLIA certificate of waiver.
10. Proof of general and Professional Liability Insurance in the amount of at least \$300,000.00 including Workman's Compensation Insurance;
11. Articles of Incorporation, Disclosure of Ownership and Control Information;
12. Proof of financial viability/contingency plan demonstrating evidence that the applicant possesses assets sufficient to establish and sustain all components of a Pediatric Skilled Nursing Facility to meet the provisions as outlined in these regulations while operating and/or during extraordinary circumstances including but not limited to audited financial statements, an established line of credit issued from a federally insured institution in the amount of at least \$100,000.00, a projected twelve (12) month statement of operations and a projected first twelve months statement of cash flow. The requesting Pediatric Skilled Nursing Facility shall provide evidence of the referenced above review in the form of a certified affidavit or statement resultant of a review from an independent certified public accountant firm.
13. That the center is located within 20 miles or 30 minutes (whichever is greater) of an Emergency Department that has capabilities to handle pediatric emergencies;
14. The name of the Pediatric Skilled Nursing Facility's administrator, manager or supervisor, the name and license number of the Medical Director and Director of Nursing along with proof of available licensed and supportive personnel who will have responsibility for any part of the care given to Pediatric Skilled Nursing Facility's clients; as well as proof of ancillary support services such as dietary, housekeeping, maintenance and other

personnel either directly or contractually secured to support the Pediatric Skilled Nursing Facility on a daily basis;

15. The names and titles of personnel who have been affiliated, during the preceding five (5) years with any other Pediatric Skilled Nursing Facility, through ownership or employment, and the listing of names and addresses of the appropriate Pediatric Skilled Nursing Facility for each. This information shall be provided for the applicant: administrator, manager or supervisor, and all licensed nurses; and
16. Floor sketch or drawing of premises to be licensed, letter of intent and functional plan.
17. Lead Testing Reports. The exterior playground shall be soil tested for lead contamination; soil samples shall be taken from a minimum of four remote locations around the playground and submitted to a certified lead testing laboratory for analysis. If the building was constructed before 1965, a lead hazard screen or lead-based paint risk assessment shall be done by an individual or company certified as a Lead Risk Assessor by the Mississippi Department of Environmental Quality (MDEQ).
18. Asbestos Testing Report. An asbestos survey shall be performed on all existing structures to be converted into a Pediatric Skilled Nursing Facility to assure compliance with Air Emission Regulations for the Prevention, Abatement, and Control of Air Contaminates-APC S-1-Section 8 (state regulation) and National Emission Standards for Hazardous Air Pollutants (NESHAP) – 40CFR Part 62, Subpart M (federal regulation).

SOURCE: Mississippi Code Annotated §43-13-117

Rule 3.3.14 **License Renewal.** For renewal, each licensed entity shall submit:

1. A completed and signed renewal application; received on or before 30 days prior to the date of expiration;
2. A renewal licensure Fee of \$500 for up to 25 beds; with an additional \$20.00 per bed for each licensed bed thereafter; in an amount set by the Board, and made payable to the Mississippi State Department of Health (MSDH) by business check, money order, or by electronic means. The fee is non-refundable.
3. In a format as requested by MSDH, information designed to capture the entity's provision of services being provided, to include but not be limited to, number and acuity of infants/children served, number and types of treatments/specialized services provided, and other information that may be

useful in determining that services, as outlined in these requirements are offered/met; and

4. Evidence of continued compliance with all building/fire codes as evidence by a copy of the annual inspection by the local Fire Marshall of the area/region where the center is located; and
5. Proof of General and Professional Liability Insurance in the amount of at least \$300,000 including Workers Compensation Insurance.

SOURCE: Mississippi Code Annotated §43-13-117

Rule 3.3.15 **Late Fees.** Should all documentation appropriate for license renewal not be received by MSDH, Division of Health Facilities Licensure and Certification on or prior to the expiration date of the license, a late fee in the amount of ~~\$150.00~~ set by the Board, will be assessed and must be submitted payable to the Mississippi State Department of Health either by business check, money order, or by electronic means, prior to the issuance of a license. Should all paperwork necessary for renewal not be submitted within 30 days post-expiration of the license, the center shall be considered unlicensed and actions taken, as appropriate, to process termination of the license;

SOURCE: Mississippi Code Annotated §43-13-117

Rule 3.3.19 **Management.** All applicants for a license to operate a Pediatric Skilled Nursing Facility, whether for initial or for renewal, and the administrator, manager/supervisor and the director of nursing services shall:

1. Be ~~eighteen~~ twenty-one years of age or older;
2. Be of good moral character; and
3. Have not been convicted or found guilty, regardless of adjudication, in any jurisdiction, of any felony involving fraud, embezzlement, fraudulent conversion, misappropriation of property, moral turpitude, violence against a person or persons, abuse of a vulnerable adult and/or child; or any act(s) of sexual abuse as outlined in Section 45-33-23(g), Mississippi Code of 1972, Annotated.

SOURCE: Mississippi Code Annotated §43-13-117