

**Title 15: Mississippi State Department of Health**

**Part 16: Health Facilities**

**Subpart 1: Health Facilities Licensure and Certification**

**CHAPTER 42            MINIMUM STANDARDS OF OPERATION FOR AMBULATORY  
SURGICAL FACILITIES**

**Subchapter 4 LICENSING**

Rule 42.4.1    **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 Mississippi State Department of Health may require. The application shall require reasonable, affirmative evidence of ability to comply with these rules, regulations, and minimum standards.

*SOURCE: Miss. Code Ann. §41-75-13*

Rule 42.4.2    **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. §41-75-13*

Rule 42.4.3    **Annual Reports and Posting of License.** 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. §41-75-13*

Rule 42.4.4    **Name.** Every ambulatory surgical facility 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 ambulatory surgical facility is licensed shall be used in telephone listings, on stationery, in advertising, etc. Two or more ambulatory

surgical facilities shall not be licensed under similar names in the same vicinity. No freestanding ambulatory surgical facility shall include the word "hospital" in its name.

*SOURCE: Miss. Code Ann. §41-75-13*

Rule 42.4.5 **Issuance of License.** All licenses issued by the Mississippi State Department of Health shall set forth the name of the ambulatory surgical facility, the location, the name of the licensee, and the license number.

*SOURCE: Miss. Code Ann. §41-75-13*

Rule 42.4.6 **Separate License.** A separate license shall be required for ambulatory surgical facilities maintained on separate premises even though under the same management. However, separate licenses are not required for buildings on the same ground which are under the same management.

*SOURCE: Miss. Code Ann. §41-75-13*

Rule 42.4.7 **Expiration of License.** Each license shall expire on June 30, following the date of issuance.

*SOURCE: Miss. Code Ann. §41-75-13*

Rule 42.4.8 **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. §41-75-13*