

Title 15: Mississippi State Department of Health

Part 16: Health Facilities

Subpart 1: Health Facilities Licensure and Certification

CHAPTER 1 MINIMUM STANDARDS OF OPERATION FOR HOSPICE

Subchapter 8 APPLICATION FOR LICENSE

Rule 1.8.1 A Hospice shall not be operated in Mississippi without a valid license from Mississippi State Department of Health.

SOURCE: Miss. Code Ann. §41-85-7

Rule 1.8.2 Any person or organization desiring to operate a hospice shall file with the Department of Health:

1. Application on a form prescribed and furnished by the Department of Health; and
2. Fees as applicable per State law

SOURCE: Miss. Code Ann. §41-85-7

Rule 1.8.3 The application shall include complete information concerning the address of the applicant; the ownership of the hospice; if organized as a corporation, the names and addresses of each officer and director of the corporation; if organized as a partnership, the names and addresses of each partner; membership of the governing body; the identities of the medical director and administrator; and any other relevant information which the Mississippi State Department of Health may require.

SOURCE: Miss. Code Ann. §41-85-7

Rule 1.8.4 Ownership of the hospice shall be fully disclosed in the application. This disclosure shall include names and addresses of all corporate officers and any person(s) having a five percent (5%) financial interest.

SOURCE: Miss. Code Ann. §41-85-7

Rule 1.8.5 A license shall be issued to the person(s) named only for the premises listed on the application for licensure. Separate applications and licenses are required for hospices maintained separately, even if they are owned or operated by the same person(s), business or corporation, and may be doing business under the same trade name. No hospices shall establish a branch/satellite facility outside a 50 mile radius from the Parent facility. However, existing satellite branch offices

operating outside the described 50 mile radius referenced in Rule 1.3.27 prior to the effective date of these regulations shall be permitted to remain satellite branch offices under their existing Parent facility.

SOURCE: Miss. Code Ann. §41-85-7

Rule 1.8.6 Licenses are not transferable or assignable.

SOURCE: Miss. Code Ann. §41-85-7

Rule 1.8.7 Each planned change of ownership or lease shall be reported to the Department at least thirty (30) days prior to such change along with an application from the proposed new owners/lessees for a new license.

SOURCE: Miss. Code Ann. §41-85-7

Rule 1.8.8 The application is considered a continuing application. A written amendment to the current application shall be filed when there is a change in any of the information reported in the application.

SOURCE: Miss. Code Ann. §41-85-7

Rule 1.8.9 Fees: Prior to review for an initial license and prior to license renewal, the facility shall submit fees as established by the Mississippi State Board of Health, made payable to the Mississippi State Department of Health, either by business check, money order, or electronic means.

SOURCE: Miss. Code Ann. §41-85-7

Rule 1.8.10 **Operational Requirements/Conditions of Operation** – In order for a hospice program to be considered operational, the program must:

1. Have admitted at least ten patients since the last annual survey;
2. Be able to accept referrals at any time;
3. Have adequate staff to meet the needs of their current patients;
4. Have required designated staff on the premises at all times during business hours;
5. Be immediately available by telecommunications 24 hours per day. A registered nurse must answer calls from patients and other medical personnel after hours;
6. Be open for business of providing hospice services to those who need assistance.

SOURCE: Miss. Code Ann. §41-85-7

Rule 1.8.11 License Renewal Process

1. A license issued for the operation of a hospice program, unless sooner suspended or revoked, shall expire automatically on June 30 of each calendar year.
2. Renewal packet includes forms required for renewal of license.
3. An agency seeking a renewal of its hospice license shall:
 - a. Request a renewal packet from the bureau if one is not received at least 45 days prior to license expiration;
 - b. Complete all forms and return to bureau at least 30 days prior to license expiration;
 - c. Submit the current annual licensure fees with packet. An application is not considered to have been submitted unless the licensure fees are received.

SOURCE: Miss. Code Ann. §41-85-7