

By: Senator(s) Lee (47th)

To: Public Health and Welfare

SENATE BILL NO. 2846  
(As Passed the Senate)

1 AN ACT TO AMEND SECTION 43-11-17, MISSISSIPPI CODE OF 1972,  
2 TO REQUIRE THE DEPARTMENT OF HEALTH TO CONDUCT FULL INSPECTION OF  
3 VETERANS' HOMES TWICE EACH YEAR; TO AMEND SECTION 41-85-9,  
4 MISSISSIPPI CODE OF 1972, TO REQUIRE THE DEPARTMENT OF HEALTH TO  
5 CONDUCT FULL INSPECTIONS OF HOSPICE INPATIENT FACILITIES ANNUALLY;  
6 AND FOR RELATED PURPOSES.

7 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

8 **SECTION 1.** Section 43-11-17, Mississippi Code of 1972, is  
9 amended as follows:

10 43-11-17. (1) The licensing agency shall make or cause to  
11 be made such inspections and investigations as it deems necessary.

12 (2) The Department of Health shall conduct a full inspection  
13 of all veterans' homes twice each year to determine compliance  
14 with all standards, including life safety code standards.

15 **SECTION 2.** Section 41-85-9, Mississippi Code of 1972, is  
16 amended as follows:

17 41-85-9. (1) Any duly authorized officer or employee of the  
18 department shall have the right to make such inspections and  
19 investigations as are necessary in order to determine the state of  
20 compliance with the provisions of this chapter and of rules or  
21 standards in force pursuant hereto. The right of inspection shall  
22 also extend to any program which the department has reason to  
23 believe is offering or advertising itself as a hospice without a  
24 license, but no inspection of any such program may be made without  
25 the permission of the owner or person in charge thereof unless a  
26 warrant is first obtained authorizing such inspection. Any  
27 application for a license or renewal thereof made pursuant to this  
28 chapter shall constitute permission for any inspection of the  
29 hospice for which the license is sought in order to facilitate

30 verification of the information submitted on or in connection with  
31 the application.

32 (2) The department shall conduct a full inspection of all  
33 hospice inpatient facilities on an annual basis to determine  
34 compliance with licensing standards established by the Mississippi  
35 State Board of Health.

36 **SECTION 3.** This act shall take effect and be in force from  
37 and after July 1, 2004.