

By: Representative Wells-Smith

To: Judiciary A

HOUSE BILL NO. 1202

1 AN ACT TO ALLOW HOME HEALTH CARE WORKERS TO REPORT ILLEGAL
2 ACTIVITIES; TO PROVIDE PROTECTION FROM CIVIL LIABILITY IF SUCH
3 REPORT IS BASED UPON A REASONABLE BELIEF; AND FOR RELATED
4 PURPOSES.

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

6 **SECTION 1.** (1) Any home health care worker who witnesses a
7 criminal offense is authorized to report such criminal offense to
8 the appropriate law enforcement agency. A home health care worker
9 shall not be liable in any civil action for making a report under
10 this section, if such home health care worker had a good faith
11 reasonable belief that a criminal offense was committed.

12 (2) For the purposes of this section, "home health care
13 worker" means any person licensed or employed to provide medical
14 or health services in the private residence of a patient, whether
15 such person is employed by the state or any of its political
16 subdivisions or by a private health care provider.

17 **SECTION 2.** This act shall take effect and be in force from
18 and after July 1, 2005.