

By: Representatives Holland, Hines, Clark,
Reynolds, Montgomery

To: Public Health and Human
Services; Appropriations

HOUSE BILL NO. 908

1 AN ACT TO PROVIDE THAT THE UNIVERSITY OF MISSISSIPPI MEDICAL
2 CENTER SHALL ESTABLISH A SEPARATE UNIT AT THE MEDICAL CENTER FOR
3 THE TREATMENT OF BURN VICTIMS, WHICH SHALL BE KNOWN AS THE
4 MISSISSIPPI BURN CENTER; TO DIRECT THE LEGISLATURE TO APPROPRIATE
5 NOT LESS THAN \$10,000,000.00 ANNUALLY TO THE UNIVERSITY OF
6 MISSISSIPPI MEDICAL CENTER FOR THE OPERATION OF THE MISSISSIPPI
7 BURN CENTER; TO AMEND SECTIONS 7-9-70, 21-19-58, 27-19-44.3,
8 27-39-331 AND 27-39-332, MISSISSIPPI CODE OF 1972, TO PROVIDE THAT
9 APPROPRIATIONS FROM AND CONTRIBUTIONS TO THE MISSISSIPPI BURN CARE
10 FUND SHALL BE MADE TO THE UNIVERSITY OF MISSISSIPPI MEDICAL CENTER
11 INSTEAD OF THE STATE DEPARTMENT OF HEALTH AFTER THE MISSISSIPPI
12 BURN CENTER IS OPERATIONAL; TO AMEND SECTION 41-59-5, MISSISSIPPI
13 CODE OF 1972, TO REVISE THE AUTHORITY OF THE STATE BOARD OF HEALTH
14 REGARDING A PLAN FOR THE DELIVERY OF SERVICES TO MISSISSIPPI BURN
15 VICTIMS THROUGH THE EXISTING TRAUMA CARE SYSTEM OF HOSPITALS; AND
16 FOR RELATED PURPOSES.

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

18 **SECTION 1.** (1) The University of Mississippi Medical Center
19 shall establish a separate unit at the medical center for the
20 treatment of burn victims, which shall be known as the Mississippi
21 Burn Center.

22 (2) The Legislature shall appropriate not less than Ten
23 Million Dollars (\$10,000,000.00) annually to the University of
24 Mississippi Medical Center for the operation of the Mississippi
25 Burn Center, in addition to any funds that it appropriates to the
26 medical center from the Mississippi Burn Care Fund.

27 **SECTION 2.** Section 7-9-70, Mississippi Code of 1972, is
28 amended as follows:

29 7-9-70. (1) There is * * * created and established in the
30 State Treasury a special trust fund to be known as the
31 "Mississippi Fire Fighters Memorial Burn Center Fund." There
32 shall be deposited in such fund (a) all such fees as the State
33 Treasurer is directed to deposit therein under subsection (4) of
34 Section 27-19-56.1, under subsection (4) of Section 27-19-56.2 and

35 under subsection (5)(b) of Section 27-19-56.4; and (b) any gift,
36 donation, bequest, trust, grant, endowment, transfer of money or
37 securities or any other monies from any source whatsoever as may
38 be designated for deposit in the fund.

39 (2) The principal of the trust fund created under subsection
40 (1) of this section shall remain inviolate and shall be invested
41 as provided by law. Interest and income derived from investment
42 of the principal of the trust fund may be appropriated by the
43 Legislature and expended exclusively for the support and
44 maintenance of the Mississippi Fire Fighters Memorial Burn Center.

45 (3) From and after the effective date of this act, there
46 shall be created in the State Treasury a fund known as the
47 Mississippi Burn Care Fund. The Mississippi Burn Care Fund shall
48 be the Mississippi Fire Fighters Memorial Burn Center Fund and any
49 reference to the Mississippi Fire Fighters Memorial Burn Center
50 Fund in law shall mean the Mississippi Burn Care Fund. All funds
51 payable to the Mississippi Fire Fighters Memorial Burn Center Fund
52 shall from the effective date of this act, be paid to the
53 Mississippi Burn Care Fund. All balances in the Mississippi Fire
54 Fighters Memorial Burn Center Fund and the Mississippi Fire
55 Fighters Memorial Fire Fighters Burn Center Escrow Fund shall be
56 transferred to the Mississippi Burn Care Fund on the effective
57 date of this act. All interest earned by funds in the Mississippi
58 Burn Care Fund shall be credited to the fund and not the General
59 Fund. For fiscal year 2006, and for each fiscal year thereafter,
60 the Legislature may appropriate interest, income or other funds
61 credited to the Mississippi Burn Care Fund, and there shall be no
62 requirement that the monies deposited to the fund be held
63 inviolate in trust. Any appropriation of funds from the
64 Mississippi Burn Care Fund shall be to the Mississippi Department
65 of Health for the purpose of carrying out its responsibilities
66 established in Section 41-59-5; however, after the Mississippi
67 Burn Center established at the University of Mississippi Medical

68 Center under Section 1 of this act is operational, any
69 appropriation of funds from the Mississippi Burn Care Fund shall
70 be to the University of Mississippi Medical Center for the
71 operation of the Mississippi Burn Center. The Mississippi Burn
72 Care Fund shall be authorized to accept gifts, donations,
73 bequests, appropriations or other grants from any source,
74 governmental or private, for deposit into the fund. The
75 Department of Health, or the University of Mississippi Medical
76 Center after the Mississippi Burn Center is operational, shall be
77 the agency responsible for receiving any such gifts, donations,
78 bequests, appropriations or grants and shall deposit such to the
79 Mississippi Burn Care Fund.

80 **SECTION 3.** Section 21-19-58, Mississippi Code of 1972, is
81 amended as follows:

82 21-19-58. The board of supervisors of any county, and the
83 governing authorities of any municipality in the state, are * * *
84 authorized and empowered, in their discretion, to make
85 contributions to the Mississippi Department of Health, or the
86 University of Mississippi Medical Center after the Mississippi
87 Burn Center is operational, for deposit to the Mississippi Burn
88 Care Fund from the general fund or federal revenue sharing funds
89 of such county or municipality wherein such funds may be
90 available.

91 **SECTION 4.** Section 27-19-44.3, Mississippi Code of 1972, is
92 amended as follows:

93 27-19-44.3. The Mississippi Department of Health, or the
94 University of Mississippi Medical Center after the Mississippi
95 Burn Center is operational, shall file an annual report with the
96 Secretary of the Senate and the Clerk of the House of
97 Representatives not later than January 10 of each year, describing
98 the expenditure of funds appropriated to it from the Mississippi
99 Burn Care Fund received from fees collected from the issuance of
100 distinctive or special license tags under this chapter.

101 **SECTION 5.** Section 27-39-331, Mississippi Code of 1972, is
102 amended as follows:

103 27-39-331. The board of supervisors of any county is * * *
104 authorized and empowered, in its discretion, to set aside,
105 appropriate and expend monies from the general fund to the
106 Mississippi Department of Health, or the University of Mississippi
107 Medical Center after the Mississippi Burn Center is operational,
108 for deposit to the Mississippi Burn Care Fund.

109 **SECTION 6.** Section 27-39-332, Mississippi Code of 1972, is
110 amended as follows:

111 27-39-332. The board of supervisors of any county is * * *
112 authorized and empowered, in its discretion, to levy a tax not to
113 exceed one (1) mill per annum upon all taxable property of the
114 county to be provided to the Mississippi Department of Health, or
115 the University of Mississippi Medical Center after the Mississippi
116 Burn Center is operational, to support the Mississippi Burn Care
117 Fund.

118 **SECTION 7.** Section 41-59-5, Mississippi Code of 1972, is
119 amended as follows:

120 41-59-5. (1) The State Board of Health shall establish and
121 maintain a program for the improvement and regulation of emergency
122 medical services (hereinafter EMS) in the State of Mississippi.
123 The responsibility for implementation and conduct of this program
124 shall be vested in the State Health Officer of the State Board of
125 Health along with such other officers and boards as may be
126 specified by law or regulation.

127 (2) The board shall provide for the regulation and licensing
128 of public and private ambulance service, inspection and issuance
129 of permits for ambulance vehicles, training and certification of
130 EMS personnel, including drivers and attendants, the development
131 and maintenance of a statewide EMS records program, development
132 and adoption of EMS regulations, the coordination of an EMS
133 communications system, and other related EMS activities.

134 (3) The board is authorized to promulgate and enforce such
135 rules, regulations and minimum standards as needed to carry out
136 the provisions of this chapter.

137 (4) The board is authorized to receive any funds
138 appropriated to the board from the Emergency Medical Services
139 Operating Fund created in Section 41-59-61 and is further
140 authorized, with the Emergency Medical Services Advisory Council
141 acting in an advisory capacity, to administer the disbursement of
142 such funds to the counties, municipalities and organized emergency
143 medical service districts and the utilization of such funds by the
144 same, as provided in Section 41-59-61.

145 (5) The department acting as the lead agency, in
146 consultation with and having solicited advice from the EMS
147 Advisory Council, shall develop a uniform nonfragmented inclusive
148 statewide trauma care system that provides excellent patient care.
149 It is the intent of the Legislature that the purpose of this
150 system is to reduce death and disability resulting from traumatic
151 injury, and in order to accomplish this goal it is necessary to
152 assign additional responsibilities to the department. The
153 department is assigned the responsibility for creating,
154 implementing and managing the statewide trauma care system. The
155 department shall be designated as the lead agency for trauma care
156 systems development. The department shall develop and administer
157 trauma regulations that include, but are not limited to, the
158 Mississippi Trauma Care System Plan, trauma system standards,
159 trauma center designations, field triage, interfacility trauma
160 transfer, EMS aero medical transportation, trauma data collection,
161 trauma care system evaluation and management of state trauma
162 systems funding. The department shall take the necessary steps to
163 develop, adopt and implement the Mississippi Trauma Care System
164 Plan and all associated trauma care system regulations necessary
165 to implement the Mississippi trauma care system. The department
166 shall cause the implementation of both professional and lay trauma

167 education programs. These trauma educational programs shall
168 include both clinical trauma education and injury prevention. As
169 it is recognized that rehabilitation services are essential for
170 traumatized individuals to be returned to active, productive
171 lives, the department shall coordinate the development of the
172 inclusive trauma system with the Mississippi Department of
173 Rehabilitation Services and all other appropriate rehabilitation
174 systems.

175 (6) The State Board of Health is authorized to receive any
176 funds appropriated to the board from the Mississippi Trauma Care
177 System Fund created in Section 41-59-75. It is further
178 authorized, with the Emergency Medical Services Advisory Council
179 and the Mississippi Trauma Advisory Committee acting in advisory
180 capacities, to administer the disbursements of such funds
181 according to adopted trauma care system regulations.

182 (7) In addition to the trauma-related duties provided for in
183 this section, the Board of Health shall develop a plan for the
184 delivery of services to Mississippi burn victims through the
185 existing trauma care system of hospitals. Such plan shall be
186 operational by July 1, 2005, and shall include:

187 (a) Systems by which burn patients will be assigned or
188 transferred to hospitals capable of meeting their needs;

189 (b) Until the Mississippi Burn Center established at
190 the University of Mississippi Medical Center under Section 1 of
191 this act is operational, procedures for allocating funds
192 appropriated from the Mississippi Burn Care Fund to hospitals that
193 provide services to Mississippi burn victims; and

194 (c) Such other provisions necessary to provide burn
195 care for Mississippi residents.

196 After the Mississippi Burn Center established at the
197 University of Mississippi Medical Center under Section 1 of this
198 act is operational, the Board of Health shall revise the plan to
199 include the Mississippi Burn Center.

200 **SECTION 8.** This act shall take effect and be in force from
201 and after July 1, 2006.