

SECOND REGULAR SESSION

# HOUSE BILL NO. 2348

## 95TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE KELLY.

5397L.011

D. ADAM CRUMBLISS, Chief Clerk

### AN ACT

To repeal section 197.415, RSMo, and to enact in lieu thereof one new section relating to licensure of home health agencies.

*Be it enacted by the General Assembly of the state of Missouri, as follows:*

Section A. Section 197.415, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 197.415, to read as follows:

197.415. 1. The department shall review the applications and shall issue a license to applicants who have complied with the requirements of sections 197.400 to 197.475 and have received approval of the department.

2. A license shall be renewed annually upon approval of the department when the following conditions have been met:

(1) The application for renewal is accompanied by a six-hundred-dollar license fee;

(2) The home health agency is in compliance with the requirements established pursuant to the provisions of sections 197.400 to 197.475 as evidenced by a survey inspection by the department which shall occur at least every thirty-six months for agencies that have been in operation thirty-six consecutive months from initial inspection. The frequency of inspections for agencies in operation at least thirty-six consecutive months from the initial inspection shall be determined by such factors as number of complaints received and changes in management, supervision or ownership. The frequency of each survey inspection for any agency in operation less than thirty-six consecutive months from the initial inspection shall occur and be conducted at least every twelve months;

(3) The application is accompanied by a statement of any changes in the information previously filed with the department pursuant to section 197.410.

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

18           3. Each license shall be issued only for the home health agency listed in the application.  
19 Licenses shall be posted in a conspicuous place in the main offices of the licensed home health  
20 agency.

21           4. In lieu of any survey required by sections 197.400 to 197.475, the department [may]  
22 **shall** accept in whole or in part written reports of the survey of any state or federal agency, or of  
23 any professional accrediting agency, if such survey:

24           (1) Is comparable in scope and method to the department's surveys; and

25           (2) Is conducted within one year of initial application or within thirty-six months for the  
26 renewal of the home health license as required by subdivision (2) of subsection 2 of this section.

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