

## Mississippi Secretary of State

125 South Congress St., P. O. Box 136, Jackson, MS 39205-0136

## ADMINISTRATIVE PROCEDURES NOTICE FILING

|                                                             |                         |                                                                                                 |                                  |              |
|-------------------------------------------------------------|-------------------------|-------------------------------------------------------------------------------------------------|----------------------------------|--------------|
| AGENCY NAME<br>Mississippi State Board of Medical Licensure |                         | CONTACT PERSON<br>Jonathan Dalton                                                               | TELEPHONE NUMBER<br>601-987-3079 |              |
| ADDRESS<br>1867 Crane Ridge Drive, Suite 200-B              |                         | CITY<br>Jackson                                                                                 | STATE<br>MS                      | ZIP<br>39216 |
| EMAIL<br>mboard@msbml.ms.gov                                | SUBMIT DATE<br>9/1/2023 | Name or number of rule(s):<br>30 Miss. Admin. Code, Pt. 2605, Ch. 3: <i>Temporary Licensure</i> |                                  |              |

Short explanation of rule/amendment/repeal and reason(s) for proposing rule/amendment/repeal: Proposed revision of the regulations regarding temporary licensure. Striking antiquated language related to temporary licensure which the Board does not utilize. Updating language related to temporary licensees and the requirement to maintain and utilize their own DEA registration.

Specific legal authority authorizing the promulgation of rule: Miss. Code Ann., §73-43-11

List all rules repealed, amended, or suspended by the proposed rule: Rule 3.1

## ORAL PROCEEDING:

☐ An oral proceeding is scheduled for this rule on Date: \_\_\_\_\_ Time: \_\_\_\_\_ Place: \_\_\_\_\_

☒ Presently, an oral proceeding is not scheduled on this rule.

If an oral proceeding is not scheduled, an oral proceeding must be held if a written request for an oral proceeding is submitted by a political subdivision, an agency or ten (10) or more persons. The written request should be submitted to the agency contact person at the above address within twenty (20) days after the filing of this notice of proposed rule adoption and should include the name, address, email address, and telephone number of the person(s) making the request; and, if you are an agent or attorney, the name, address, email address, and telephone number of the party or parties you represent. At any time within the twenty-five (25) day public comment period, written submissions including arguments, data, and views on the proposed rule/amendment/repeal may be submitted to the filing agency.

## ECONOMIC IMPACT STATEMENT:

☒ Economic impact statement not required for this rule. ☐ Concise summary of economic impact statement attached.

| TEMPORARY RULES                                                                                                                                                              | PROPOSED ACTION ON RULES                                                                                                                                                                                                                                      | FINAL ACTION ON RULES                                                                                                                                                                                                                                                                                                                                                                   |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| _____ Original filing<br>_____ Renewal of effectiveness<br>To be in effect in _____ days<br>Effective date:<br>_____ Immediately upon filing<br>_____ Other (specify): _____ | <b>Action proposed:</b><br>_____ New rule(s)<br>_____ Amendment to existing rule(s)<br>_____ Repeal of existing rule(s)<br>_____ Adoption by reference<br><b>Proposed final effective date:</b><br>_____ 30 days after filing<br>_____ Other (specify): _____ | <b>Date Proposed Rule Filed:</b> <u>4/12/23</u><br><b>Action taken:</b><br><input checked="" type="checkbox"/> Adopted with no changes in text<br>_____ Adopted with changes<br>_____ Adopted by reference<br>_____ Withdrawn<br>_____ Repeal adopted as proposed<br><b>Effective date:</b><br><input checked="" type="checkbox"/> 30 days after filing<br>_____ Other (specify): _____ |

Printed name and Title of person authorized to file rules: Jonathan Dalton, Director of Investigations

Signature of person authorized to file rules: 

| OFFICIAL FILING STAMP                                                                                 | DO NOT WRITE BELOW THIS LINE<br>OFFICIAL FILING STAMP                                                 | OFFICIAL FILING STAMP                                                                                                                                                                                          |
|-------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <div style="border: 1px solid black; height: 100px; width: 100%;"></div> Accepted for filing by _____ | <div style="border: 1px solid black; height: 100px; width: 100%;"></div> Accepted for filing by _____ | <div style="border: 1px solid black; padding: 10px; text-align: center;">  </div> Accepted for filing by <u>27133 134</u> |

The entire text of the Proposed Rule including the text of any rule being amended or changed is attached.



## **RESOLUTION**

**Whereas**, it is necessary for the Occupational Licensing Review Commission to issue a resolution regarding the approval or denial of specific rules submitted for its review: NOW, THEREFORE, LET IT BE RESOLVED BY THE OCCUPATIONAL LICENSING REVIEW COMMISSION, that the following rules shall be known to have been approved by the Commission at a duly called meeting of its members on June 13, 2023, and may now be filed as final with the Secretary of State's Office for inclusion in the Mississippi Administrative Code:

- Rules of the Mississippi State Board of Medical Licensure - Title 30, Part 2605, Chapter 1, R. 1.1-1.4: Removal of antiquated language; Adding new rule setting requirements for IMLC applicants to provide supplemental documentation as a part of licensure process.
- Rules of the Mississippi State Board of Medical Licensure - Title 30, Part 2605, Chapter 2, R. 2.1: Revision of the regulations regarding licensure requirements for Podiatrists.
- Rules of the Mississippi State Board of Medical Licensure – Title 30, Part 2605, Chapter 3, R. 3.1: Removal of antiquated language; Updating language related to temporary licensees and the requirement to maintain and utilize their own U.S. Drug Enforcement Administration registration.
- Rules of the Mississippi State Board of Medical Licensure – Title 30, Part 2601, Chapter 2, R. 2.1: Revision to regulation to allow waiver of the one-year time limit to complete an application.
- Rules of the Mississippi State Board of Medical Licensure – Title 30, Part 2601, Chapter 1, Rules 1.1-1.3: Revision of regulation to add a definition; Removal of competency exceptions for licensees performing charity work or research.
- Rules of the Mississippi State Board of Medical Licensure – Title 30, Part 2640, Rule 1.5: Revision of regulation to allow waiver of FDA requirements for good cause.
- Mississippi Board of Nursing – Title 30, Part 2825, Chapter 2: Repeal of Chapter 2, Rules of Procedure in its entirety.
- Mississippi Board of Nursing – Title 30, Part 2826, Chapter 1, R. 1.1-1.12: Adding new regulation to implement the Mississippi Nurse Voluntary Program.