

Mississippi Secretary of State

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

ADMINISTRATIVE PROCEDURES NOTICE FILING

AGENCY NAME MS Board of Pharmacy		CONTACT PERSON Avery Lee	TELEPHONE NUMBER 601-487-4432	
ADDRESS 6311 Ridgewood Road, Ste. E-401		CITY Jackson	STATE MS	ZIP 39211
EMAIL AveryLee@mbp.ms.gov	SUBMIT DATE 10/14/2024	Name or number of rule(s): Title 30 Part 3001 Article XV Issuance and Receipt of Prescription Copies		

Short explanation of rule/amendment/repeal and reason(s) for proposing rule/amendment/repeal: This is a proposed amendment to an existing rule which will allow a single pharmacist to transfer a prescription from one pharmacy to another if the pharmacies share a common computerized system when done at the request of the patient. The transfer is limited to one time. Currently, the rules do not allow a single pharmacist to make a transfer, rather the rules require a transfer to be done pharmacist to pharmacist.

Specific legal authority authorizing the promulgation of rule: Miss. Code Ann., Section 73-21-81

List all rules repealed, amended, or suspended by the proposed rule: Title 30 Part 3001, Article XV

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 _____ Renewal of effectiveness To be in effect in _____ days Effective date: _____ Immediately upon filing _____ Other (specify): _____	Action proposed: _____ New rule(s) _____ Amendment to existing rule(s) _____ Repeal of existing rule(s) _____ Adoption by reference Proposed final effective date: _____ 30 days after filing _____ Other (specify): _____	Date Proposed Rule Filed: 6/5/24 Action taken: ☒ Adopted with no changes in text _____ Adopted with changes _____ Adopted by reference _____ Withdrawn _____ Repeal adopted as proposed Effective date: ☒ 30 days after filing Other (specify): _____

Printed name and Title of person authorized to file rules: Avery Mounger Lee, General Counsel

Signature of person authorized to file rules: *Avery Mounger Lee*

OFFICIAL FILING STAMP	DO NOT WRITE BELOW THIS LINE OFFICIAL FILING STAMP	OFFICIAL FILING STAMP
Accepted for filing by	Accepted for filing by	FILED OCT 15 2024 MISSISSIPPI SECRETARY OF STATE Accepted for filing by <u>27728 Y34</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 September 30, 2024, and may now be filed as final with the Secretary of State's Office for inclusion in the Mississippi Administrative Code:

- Mississippi Board of Pharmacy - Title 30, Part 3001, Article XLVII, Section 9: *Physician Dispensing Facility Permits*. Amendment of existing regulation requires dispensing physicians of a permitted facility to comply with the same compounding requirements of permitted pharmacies.
- Mississippi Board of Pharmacy - Title 30, Part 3001, Article XV: *Issuance and Receipt of Prescription Copies*. Amendment of existing regulation that allows a single pharmacist to transfer a prescription from one pharmacy to another if the pharmacies share a common computerized system when done at the request of a patient.
- Mississippi State Board of Dental Examiners - Title 30, Part 2301, Rule 1.25: *Radiology Permits*. Amendment of existing regulation that includes changes to requirements for Mississippi Radiology Permits.
- Mississippi State Board of Dental Examiners - Title 30, Part 2301, Rule 1.41: *Continuing Education*. Amendment of existing regulation that includes changes to requirements for continuing education requirements for Mississippi dentists and dental hygienists.
- Mississippi Board on Law Enforcement Officer Standards and Training – Title 31, Part 301, Chapter 9, Rule 9.2(1)(B): *Certification Based on Equivalency of Training and Refresher Training*. Amendment of existing regulation to include Military Freedom Act and Universal Recognition of Occupational Licenses Act requirements.
- Mississippi State Board of Architecture– Title 30, Part 201, Chapters 2-4: Rule 2.1.1 – Amendment to existing regulation to exempt Mississippi residents from application/registration fee for initial registration; Rule 3.2.8.1 – Addition of new regulation to allow non-resident architects to serve as a consultant; Rule 3.2.16 – Amendment to existing regulation to clarify wording and add the Board of Architecture to the list of entities that must be notified if an architect is not providing construction administration services; Rule 4.3.5 – Amendment to existing

regulation to bring into conformity with Miss. Code Ann. § 11-75-1; Rule 4.5.2 – Amendment to existing regulation to clarify responsible control requirement and address use of outsourced drafting.

- Mississippi State Board of Public Accountancy– Title 30, Part 1, Chapter 2: *Licenses and Practice Privileges*. Rules 2.1.3 and 2.1.4 - Amendment to existing regulations to remove unnecessary language regarding the ethics examination and adding specificity; Rules 2.2.1 and 2.2.10 – Amendment to existing regulations to more closely align with the UAA, including changing the passing grade requirement from 18-months to 30-months.