

**BOARD MINUTES  
MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE  
APRIL 5, 2020**

A special telephonic meeting of the Mississippi State Board of Medical Licensure was held on April 5, 2020, in the Executive Conference Room of the Office of the Board located at 1867 Crane Ridge Drive, Jackson, Mississippi.

**THE FOLLOWING MEMBERS WERE PRESENT:**

J. Ann Rea, M.D., Columbus, President  
David W. McClendon, Jr., M.D., Ocean Springs, Vice President  
Charles D. Miles, M.D., West Point  
C. Kenneth Lippincott, M.D., Tupelo  
Kirk L. Kinard, D.O., Oxford  
Daniel Edney, M.D., Vicksburg  
Thomas Joiner, M.D., Jackson  
H. Allen Gersh, M.D., Hattiesburg

**ALSO PRESENT:**

Shoba Gaymes, Consumer Health Committee  
Major General (Ret) Erik Hearon, Consumer Health Committee  
Wesley Breland, Consumer Health Committee  
Stan T. Ingram, Complaint Counsel for the Board  
Kenneth Cleveland, Executive Director  
Mike Lucius, Deputy Director  
Anna Boone, Interim Director, Licensure Division  
Leslie Ross, Director of Investigations  
Jonathan Dalton, Investigations Supervisor  
Frances Carrillo, Staff Officer

**NOT PRESENT:**

Michelle Y. Owens, M.D., Jackson, Secretary

The conference call meeting was called to order at 3:03 p.m. by Dr. Rea, President, directing the meeting to Dr. Cleveland to perform roll call of Board Members. Dr. Cleveland verified that there was a quorum present.

**Supplemental Proclamation Draft presented for the Board's review**

Dr. Cleveland reported to the Board the details of a meeting with the Governor and healthcare leaders from around the state convened to discuss, among other issues, the need for certain specialties to assist the physicians in the State of Mississippi via telemedicine as an intensivist or any other needed specialty. It was resolved that the Mississippi Department of Health, Dr. Thomas Dobbs, State Health Officer should have

the authority to decide which specialty is an emergency need in accessing the COVID-19 status for the State of Mississippi.

Dr. Cleveland read the draft Supplemental Proclamation to the Board.


Dr. Cleveland turned the meeting over to Dr. Rea for discussion. Corrections and changes were made and reviewed.

After discussion, a motion was made by Dr. Edney, seconded by Dr. Miles and carried unanimously to accept the corrections and changes to the Supplemental Proclamation.

A motion was made by Dr. Miles, seconded by Dr. Gersh and carried unanimously to accept the Supplemental proclamation, a copy of which is attached to these minutes.

#### **ADJOURNMENT**

There being no further business, Dr. Rea adjourned the meeting at 3:17 p.m.

  
**Jeanne Ann Rea, M.D.**  
**President**

**Minutes taken and transcribed by:**  
Frances Carrillo  
April 5, 2020

## SUPPLEMENTAL PROCLAMATION

**WHEREAS**, on March 15, 2020, the Mississippi State Board of Medical Licensure (hereinafter "Board") issued a Proclamation announcing that it would not enforce any statute, rule or regulation requiring physicians to personally examine patients prior to the issuance of a prescription or order for the administration of medication, including control substances, all in an effort to encourage the use of telemedicine during the state of emergency; and

**WHEREAS**, on March 24, 2020, the Board issued an Amended Proclamation clarifying that until action is taken to lift the emergency, out-of-state physicians may utilize telemedicine when treating patients in Mississippi with whom they already have a pre-existing doctor-patient relationship, without the necessity of securing a license to practice medicine in the state, provided the out of state physician holds an unrestricted license to practice medicine in the state in which the physician practices and currently is not the subject of an investigation or disciplinary proceeding and so advises the Board; and

**WHEREAS**, the Board finds that the citizens of Mississippi may require the services of medical specialists, such as pulmonologists, nephrologists and other specialists from other states during the declared public health emergency, as determined by the Mississippi State Department of Health (hereinafter "MSDH"); and

**WHEREAS**, the Board concludes that it is in the best interest of the citizens of the state of Mississippi to provide access to such medical specialists licensed in good standing in other states without delay.

**NOW THEREFORE**, effective immediately, the Board hereby waives any and all Mississippi licensing requirements for out of state physicians whose specialty services are determined to be necessary by MSDH, provided the out of state physician holds an unrestricted license to practice medicine in the state in which the physician practices and currently is not the subject of an investigation or disciplinary proceeding and so advises the Board.

**FURTHER**, except as clarified herein, the Proclamations of the Board issued on March 15, 2020 and March 24, 2020 shall remain in full force and effect.

**FURTHER**, except as specifically waived herein, all other regulations remain in full force and effect.

**FURTHER**, the Executive Director of the Board shall provide notice to all licensees at such time as the aforementioned proclamations have been lifted. Notice shall be provided by email and on the Board's website.

**SO ORDERED AND APPROVED** by the Mississippi State Board of Medical Licensure, this the 5<sup>th</sup> day of April, 2020.

**MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE**

By: \_\_\_\_\_

Kenneth Cleveland, M.D., Executive Director