ADMINISTRATIVE PROCEDURES NOTICE FILING

**AGENCY NAME**
Mississippi State Board of Medical Licensure

**CONTACT PERSON**
Rhonda Freeman

**TELEPHONE NUMBER**
(601) 987-3079

**ADDRESS**
1867 Crane Ridge Drive, Suite 200-B

**CITY**
Jackson

**STATE**
MS

**ZIP**
39216

**SUBMIT DATE**
3/17/17

**NAME OR NUMBER OF RULE(S):**
Part 2601 Chapter 1: Licensure Rules Governing the Practice of Allopathic Physicians, Osteopathic Physicians, Podiatrists, Physician Assistants, Radiologist Assistants and Acupuncturists

Short explanation of rule/amendment/repeal and reason(s) for proposing rule/amendment/repeal: This rule has been reviewed and updated to clarify that the RSCPS is the Royal College of Physicians and Surgeons of Canada.

Specific legal authority authorizing the promulgation of rule: 73-43-11

List all rules repealed, amended, or suspended by the proposed rule: Part 2601 Chapter 1: Licensure Rules Governing the Practice of Allopathic Physicians, Osteopathic Physicians, Podiatrists, Physician Assistants, Radiologist Assistants and Acupuncturists

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

**TEMPORARY RULES**

☐ Original filing

☐ Renewal of effectiveness

To be in effect in _____ days

Effective date:

☐ Immediately upon filing

☐ Other (specify): _____

**PROPOSED ACTION ON RULES**

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): _____

**FINAL ACTION ON RULES**

Date Proposed Rule Filed: 01/13/2017

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: Rhonda Freeman

Signature of person authorized to file rules: 

OFFICIAL FILING STAMP

DO NOT WRITE BELOW THIS LINE

OFFICIAL FILING STAMP

The entire text of the Proposed Rule including the text of any rule being amended or changed is attached.
Part 2601: Professional Licensure

Part 2601 Chapter 1: Licensure Rules Governing the Practice of Allopathic Physicians, Osteopathic Physicians, Podiatrists, Physician Assistants, Radiologist Assistants and Acupuncturists

Rule 1.1 Scope. These rules apply to all applicants for licensure to practice allopathic medicine, osteopathic medicine, podiatric medicine, or acupuncture in the state of Mississippi and to all individuals practicing allopathic medicine, osteopathic medicine, podiatric medicine, or acupuncture within the state whether licensed or unlicensed.


Rule 1.2 Definitions. For the purpose of these rules, the following terms have the meanings indicated:

A. “Board” means the Mississippi State Board of Medical Licensure.
B. “Physician” means any person with a valid doctor of medicine, doctor of osteopathy or doctor of podiatry degree.
C. “LCME” means the Liaison Committee on Medical Education, the organization recognized by the American Medical Association for accrediting American medical schools.
D. “ACGME” means Accreditation Council of Graduate Medical Education.
E. “RCPSC” means Royal College of Physicians and Surgeons of Canada.
F. “ABMS” means American Board of Medical Specialties.
G. “AMA” means the American Medical Association.
H. “FSMB” means the Federation of State Medical Boards.
I. “FLEX” means the Federation Licensing Examination administered through the FSMB.
J. “NBME” means National Board of Medical Examiners.
K. “USMLE” means United States Medical Licensing Examination administered jointly through the FSMB and NBME.
L. “SPES” means the Special Purpose Examination administered through the FSMB.
M. “NBOME” means the National Board of Osteopathic Medical Examiners.
N. “COMLEX” means the Comprehensive Osteopathic Medical Licensing Examination administered through the NBOME.
O. “COMVEX” means the Comprehensive Osteopathic Medical Variable-Purpose Examination administered through the NBOME.
Q. “LMCC” means Licentiate of the Medical Council of Canada.
S. “ABPM” means American Board of Podiatric Medicine.
T. “ABPS” means American Board of Podiatric Surgery.
U. “FPMB” means Federation of Podiatric Medical Boards.
V. “CPME” means Council on Podiatric Medical Education.
W. “NBPM” means National Board of Podiatric Medical Examiners.
X. “APMLE” means American Podiatric Medical Licensing Examination administered through the NBPME.

Y. “NPDB” means National Practitioner Data Bank.

Z. “ECFMG” means the Education Commission for Foreign Medical Graduates.

AA. “Foreign Medical School” means any medical college or college of osteopathic medicine located outside the United States, Canada or Puerto Rico.

BB. “IMED” means International Medical Education Directory.

CC. “Good Moral Character” as applied to an applicant, means that the applicant has not, prior to or during the pendency of an application to the Board, been guilty of any act, omission, condition or circumstance which would provide legal cause under Sections 73-25-29 or 73-25-83, Mississippi Code, for the suspension or revocation of medical licensure.


 Rule 1.3 Duty to Obtain License. Any physician, physician assistant, radiologist assistant or acupuncturist desiring to practice in this state must first obtain a license to do so by completing an application for licensure and submitting all requested documentation to the Board.

A physician, physician assistant, radiologist assistant or acupuncturist who is participating in or who has participated in an impaired professionals program as approved by the Board must document a two-year period of abstinence from any abusive use of mood-altering drugs, which shall include, but not be limited to, alcohol and all substances listed in Schedules I through V of the Uniform Controlled Substances Law, Mississippi Code, from the date of completion of the program before he or she is eligible for a permanent license to practice medicine, podiatry or acupuncture in Mississippi.

Prior to the issuance of, or reinstatement of a license, any physician, physician assistant, radiologist assistant or acupuncturist who has not actively practiced for a three (3) year period shall be required to participate in a Board approved assessment program, clinical skills assessment program or re-entry program to assure post-licensure competency.

A physician, physician assistant, radiologist assistant, or acupuncturist shall be deemed to have not “actively” practiced medicine if during said three (3) year period the physician, physician assistant, radiologist assistant or acupuncturist has not treated any patients for remuneration, other than friends and family.

The preceding three paragraphs exclude those physicians, physician assistants, radiologist assistants or acupuncturists who perform charity work or work in research.
