

**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>1/27/26 | Name or number of rule(s):<br>30 Miss. Admin. Code, Pt. 2610, Ch. 2 <i>Continuing Medical Education (CME) Requirements</i> |                                  |              |

Short explanation of rule/amendment/repeal and reason(s) for proposing rule/amendment/repeal: Proposed revision of the section of the rules related to continuing medical education (CME). The Board is amending the rules to update requirements regarding CME related to prescribing controlled substances, the maintenance and production of CME by way of a board-approved tracking software, and to update the general layout and example timeframes.

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

List all rules repealed, amended, or suspended by the proposed rule: Pt. 2610, Ch. 2

**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  |
|--|---|--|
| <input type="checkbox"/> Original filing<br><input type="checkbox"/> Renewal of effectiveness<br>To be in effect in _____ days<br>Effective date:<br><input type="checkbox"/> Immediately upon filing<br><input type="checkbox"/> Other (specify): _____ | <b>Action proposed:</b><br><input type="checkbox"/> New rule(s)<br><input type="checkbox"/> Amendment to existing rule(s)<br><input type="checkbox"/> Repeal of existing rule(s)<br><input type="checkbox"/> Adoption by reference<br><b>Proposed final effective date:</b><br><input type="checkbox"/> 30 days after filing<br><input type="checkbox"/> Other (specify): _____ | <b>Date Proposed Rule Filed:</b> <u>9/30/25</u><br><b>Action taken:</b><br><input checked="" type="checkbox"/> Adopted with no changes in text<br><input type="checkbox"/> Adopted with changes<br><input type="checkbox"/> Adopted by reference<br><input type="checkbox"/> Withdrawn<br><input type="checkbox"/> Repeal adopted as proposed<br><b>Effective date:</b><br><input checked="" type="checkbox"/> 30 days after filing<br><input type="checkbox"/> Other (specify): _____ |

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

Signature of person authorized to file rules: *Jonathan Dalton*

| OFFICIAL FILING STAMP  | DO NOT WRITE BELOW THIS LINE<br>OFFICIAL FILING STAMP | OFFICIAL FILING STAMP  |
|------------------------|---|------------------------|
|                        |   |                        |
| Accepted for filing by | Accepted for filing by                                | Accepted for filing by |

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 December 12, 2025, and may now be filed as final with the Secretary of State's Office for inclusion in the Mississippi Administrative Code:

- Mississippi State Board of Optometry
  - 30 Miss. Admin. Code, Pt. 2901, Chapters 1-12, Rules 2.2A, 1.9, 2.1, 2.6, 3.1, 3.2, 4.2, 5.1, 10.1 – Proposed revision to existing rules to (1) use least restrictive regulation necessary to protect consumers from present, significant and substantiated harms that threaten public health and safety while increasing economic opportunities for all of its citizens; (2) bring forth current formatting requirements; (3) public participation in meetings; (4) fee change; and (5) AED requirements.
- Mississippi Board of Pharmacy
  - 30 Miss. Admin. Code, Pt. 3002, Ch. 8 -*Administrative Rules*: Proposed amendment to the Administrative Rules to include a new Chapter 8, regarding the duties and responsibilities of the Executive Director and Associate Director.
- Mississippi State Board of Massage Therapy
  - 30 Miss. Admin. Code, Pt. 2501, Chapters 10, Rules 2.2A, 4.2, 9.1, 10.1, and Rule 10.2- Amendment to existing regulation to clarify fine violations; correct total school hours; correct school hours under instructor qualifications; require human trafficking training as a required category for continuing education credit towards renewal.
- Mississippi State Board of Examiners for Licensed Professional Counselors
  - 30 Miss. Admin. Code, Pt. 2201, Chapter 4, Rule 4.3 – *Requirements to Become a Licensed Professional Counselor (LPC)*: Proposed change to existing regulation to remove confusing language regarding supervision ratios.
- Mississippi State Board of Medical Licensure
  - 30 Miss. Admin. Code, Pt. 2610, Chapter 2 – *Continuing Medical Education (CME) Requirements*: Proposed revision of the section of the rules related to continuing medical education (CME). The Board is amending the rules to update requirements regarding CME related to prescribing controlled substances, the maintenance and production of CME by way of a board-approved tracking software, and to update the general layout and example timeframe.

## Part 2610 Chapter 2: Continuing Medical Education (CME) Requirements

### *Rule 2.1 | Basic Requirement*

Every Mississippi physician licensee must earn or receive not less than forty (40) hours of Category 1 continuing medical education in a two-year cycle as a condition precedent to renewing his or her license for the next fiscal year. Additionally, all licensees who maintain a U.S. Drug Enforcement Administration Controlled Substances Registration must complete the training required by Section 303 of the Controlled Substances Act.<sup>1</sup> Excess hours may not be carried over to another two-year cycle. For the purpose of this regulation, the two-year period begins July 1, 2024, and every two years thereafter.<sup>2</sup>

- A. Category 1 continuing medical education shall mean those programs of continuing medical education designated as Category 1 which are sponsored or conducted by those organizations approved by the Mississippi State Medical Association, American Medical Association or by the Accreditation Council for Continuing Medical Education (ACCME) to sponsor or conduct Category 1 continuing medical education programs.
- B. Programs of continuing medical education designated as Category 1-A, which are sponsored or conducted by organizations or entities accredited by the American Osteopathic Association to sponsor or conduct Category 1-A continuing medical education for osteopathic physicians.
- C. Programs of continuing medical education designated as a “prescribed hour” that are sponsored or conducted by organizations or entities accredited by the American Academy of Family Physicians to sponsor or conduct “prescribed hours” of continuing medical education.
- D. Programs of continuing medical education designated as “cognates” which are sponsored or conducted by organizations or entities that are accredited by the American College of Obstetrics and Gynecology to sponsor or conduct approved cognates on obstetrical and gynecological-related subjects.
- E. Programs of continuing medical education designated as Category 1-A which are sponsored or conducted by organizations or entities accredited by the Council on Podiatric Medical Education to sponsor or conduct Category 1-A continuing medical education for podiatrists.

*Source: Miss. Code Ann. §§ 73-25-14 and 73-43-11 (1972, as amended).*

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<sup>1</sup> 21 U.S.C. 823, Sec. 303

<sup>2</sup> e.g., July 1, 2026, through June 30, 2028; July 1, 2028, through June 30, 2030, etc.

### *Rule 2.2 | Persons Affected*

Every Mississippi physician licensee is required to comply with the minimum requirement for continuing medical education established by these rules. Further, all licensees of the Mississippi State Board of Medical Licensure (Board) must comply with the specific CME requirements set forth in the Administrative Code applicable to their license type and area of practice.

*Source: Miss. Code Ann. §§ 73-25-14, 73-71-43, 73-27-12, 73-26-3, 41-58-5, and 73-43-11 (1972, as amended).*

### *Rule 2.3 | Exemption for Initial Licenses*

Licensees receiving their initial license to practice medicine in Mississippi after June 30, or receiving their initial board certification by a specialty board after June 30, are exempt from the minimum continuing medical education requirement for the period following their receiving a license or board certification.<sup>3</sup> The continuing education certification will be due within the next cycle.

*Source: Miss. Code Ann. §§ 73-25-14, 73-71-43, 73-27-12, 73-26-3, 41-58-5, and 73-43-11 (1972, as amended).*

### *Rule 2.4 | Record Keeping Requirement*

Every licensee shall maintain records of attendance or certificates of completion demonstrating compliance with the minimum continuing medical education requirements. Documentation adequate to demonstrate compliance with the minimum continuing medical education requirements of this and other regulations shall consist of certificates of attendance, completion certificates, proof of registration, or similar documentation issued by the organization or entity sponsoring or conducting the continuing medical education program.

Licensees are required to create an account with a Board-approved CME management and tracking system. A list of all board-approved systems is available on the board's webpage. However, physicians who maintain board certification with a board recognized by the American Board of Medical Specialties (ABMS) are exempt from this requirement. All required documentation shall be uploaded immediately upon receipt to the CME management and tracking system selected by the licensee.

All information submitted and required shall be subject to examination by representatives of the Board upon request. Compliance review will be conducted by the Board via random computer-generated selection, or otherwise at the discretion of the Board. If a licensee is on a hospital medical staff, it is recommended these certificates and hours also be recorded with the primary hospital medical staff records.

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<sup>3</sup> For instance, a physician, or other licensee within the context of their individual CME timeframe, receiving an initial license on August 3, 2025, will not have to complete the required CME until the conclusion of the July 1, 2026, through June 30, 2028, CME cycle. All CMEs must be acquired within the current cycle.

With his or her annual renewal application, every licensee must certify the completion of the minimum continuing medical education requirement established under these rules. Failure to maintain records documenting that a licensee has met the minimum continuing medical education requirement, and/or failure to provide such records upon request to the Board or the CME tracking system, is hereby declared to be unprofessional conduct and may constitute grounds, within the discretion of the Board, for the suspension of the Licensee's ability to practice medicine.

*Source: Miss. Code Ann. §§ 73-25-14, 73-71-43, 73-27-12, 73-26-3, 41-58-5, and 73-43-11 (1972, as amended).*

#### *Rule 2.5 | Annual Renewal*

As a condition for the annual renewal of license, licensees will be required to certify on his or her annual renewal form that he or she has earned the required. The Board will randomly select licensees to ensure complete compliance with this requirement. If deficiencies are identified, the licensee must complete deficiencies within six (6) months of the date of notification. Failure to comply may result in the suspension of the licensee's license.

Any physician practicing during the time of a suspended license shall be considered an illegal practitioner and shall be subject to penalties provided for violation of the Medical Practice Act, and for costs incurred in the enforcement of this regulation.

*Source: Miss. Code Ann. §§ 73-25-14, 73-71-43, 73-27-12, 73-26-3, 41-58-5, and 73-43-11 (1972, as amended).*

#### *Rule 2.6 | Waiver*

A licensee who is unable to meet the minimum continuing medical education requirement for legitimate cause may apply to the Board for a waiver of the requirement prior to April 1 of the last year of the two-year cycle. Such waiver may be granted or denied within the sole discretion of the Board.

*Source: Miss. Code Ann. §§ 73-25-14, 73-71-43, 73-27-12, 73-26-3, 41-58-5, and 73-43-11 (1972, as amended).*

**Amended May 17, 2007; Amended January 24, 2008; Amended November 15, 2012; and Amended May 16, 2013.**