

TELEPHONE: (601) 987-3079



FAX: (601) 987-4159

MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE

TO: Mississippi Secretary of State

From: Mississippi State Board of Medical Licensure

Date: May 17, 2007

Subject: Notice of Proposed Rule Adoption - Final Rule

Mississippi Code §73-43-11 gives the Mississippi State Board of Medical Licensure the power to promulgate and publish reasonable rules and regulations necessary to enable it to discharge its functions and to enforce the provisions of law regulating the practice of medicine.

This rule as adopted does not differ from the proposed rule.

The changes to Regulation I. Licensure Regulations, reflect the Board's attempt to simplify current language.

I. LICENSURE REGULATIONS GOVERNING THE PRACTICE OF MEDICAL DOCTORS, OSTEOPATHIC PHYSICIANS AND PODIATRISTS

A. SCOPE

These regulations apply to all applicants for licensure to practice medicine, osteopathic medicine or podiatric medicine in the State of Mississippi whether by examination or by endorsement, and to all individuals practicing medicine, osteopathic medicine or podiatric medicine within the State whether licensed or unlicensed.

B. DEFINITIONS

1. For the purpose of Article I only, the following terms have the meanings indicated:
 - a. "Board" means the Mississippi State Board of Medical Licensure.
 - b. "ECFMG" means the Education Commission for Foreign Medical Graduates.
 - c. "FLEX" means the Federation Licensing Examination administered through the Federation of State Medical Boards of the United States, Incorporated
 - d. "USMLE" means United States Medical Licensing Examination administered jointly through the Federation of State Medical Boards of the United States, Incorporated, and the National Board of Medical Examiners.
 - e. "NBME" means National Board of Medical Examiners.
 - f. "NBOME" means the National Board of Osteopathic Medical Examiners.
 - g. "SPEX" means the Special Purpose Examination administered through the Federation of State Medical Boards of the United States, Incorporated.

- h. "Foreign Medical School" means any medical college or college of osteopathic medicine located outside the United States, Canada or Puerto Rico.
 - i. "LCME" means the Liaison Committee on Medical Education, the organization recognized by the American Medical Association for accrediting American medical schools.
 - j. "LMCC" means Licentiate of the Medical Council of Canada.
 - k. "AOA" means American Osteopathic Association.
 - l. "ACGME" means Accreditation Council of Graduate Medical Education.
 - m. "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 Section 73-25-29 or Section 73-25-83, Mississippi Code (1972), as amended, for the suspension or revocation of medical licensure.
- 2. Masculine terms wheresoever used in this regulation shall also be deemed to include the feminine.
 - 3. The word "article" wheresoever used in these regulations shall mean "regulation."

C. DUTY TO OBTAIN LICENSE

- 1. Any physician, osteopathic physician, or podiatrist desiring to practice in this state must first obtain a license to do so by contacting the Mississippi State Board of Medical Licensure at its current address or website address.
- 2. When an inquiry concerning licensure is received, an application eliciting certain pertinent information is sent to the practitioner. The practitioner must complete an application and submit it to the Board in a manner prescribed by the Board. References submitted on the application are queried, as well as the American Medical, Osteopathic, or Podiatry Associations, Federation of State Medical Boards, National Practitioners Data Bank, other states in which the practitioner is or has been licensed, entities where the practitioner is or has been employed, and hospitals where the practitioner has held staff privileges.

3. A physician, osteopathic physician, or podiatrist who is participating in or who has participated in an impaired professionals/disabled doctors 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 (1972) Annotated, from the date of completion of the program before he is eligible for a permanent license to practice medicine/podiatry in Mississippi.
4. Prior to the issuance of, or reinstatement of a license, any physician, osteopathic physician, or podiatrist who has not actively practiced for a three (3) year period shall be required to participate in a Board approved physician assessment program and/or clinical skills assessment program to assure post-licensure competency.

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

This section excludes those physicians, osteopathic physicians, or podiatrists who perform charity work or work in research.

Amended April 15, 1999. Amended May 17, 2007.
