## Mississippi Secretary of State

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

## 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
EMAIL mboard@msbml.ms.gov	SUBMIT DATE 07/19/18	Part 2640 Prescribing, Administering and Dispensing - Rule 1.15			
Short explanation of rule/amendment	repeal and reason	(s) for proposing rule/amendme	ent/repeal:	Rule 1.16 is n	ow rule 1.15. The
rule is being updated with cosmetic changes only.					
Specific legal authority authorizing the promulgation of rule: 73-43-11					
List all rules repealed, amended, or suspended by the proposed rule: Part 2640: Prescribing, Administering and Dispensing, Rule 1.15					
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 PROPO		SED ACTION ON RULES	FINAL ACTION ON RULES		
Effective date: Repea Adopt Other (specify): Proposed fina 30 days			Date Proposed Rule Filed: 06/13/2018  Action taken:  X Adopted with no changes in text  Adopted with changes  Adopted by reference  Withdrawn  Repeal adopted as proposed  Effective date:  X 30 days after filing  Other (specify):		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:					
	DO NO	WRITE BELOW THIS LINE			
OFFICIAL FILING STAMP	OF	FICIAL FILING STAMP		OFFICIAL FILIN	G STAMP
Accepted for filing by	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.

Part 2640: Prescribing, Administering and Dispensing

## Part 2640 Chapter 1: Rules Pertaining to Prescribing, Administering and Dispensing of Medication

Rule 1.15 Violation of Rules.

The prescribing, administering or dispensing of any controlled substance in violation of the above rules shall constitute the administering, dispensing or prescribing of any narcotic drug or other drug having addiction-forming or addiction-sustaining liability otherwise than in the course of legitimate professional practice, in violation of Miss. Code Ann., § 73-25-29(3).

The prescribing, administering or dispensing of any legend drug or other medication in violation of the above rules constitutes unprofessional conduct, dishonorable or unethical conduct likely to deceive, defraud or harm the public, in violation of Miss. Code Ann., § 73-25-29(8)(d).

## Amended July 19, 2018

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