noncancerous pain. Included in this definition shall be any practice that advertises and/or holds itself out to provide pain management services. Physicians or practices that treat patients for pain resulting from a terminal illness are excluded from this definition. Patients who are treated for pain resulting from a terminal illness do not count against the percentage stated herein.

K. “Bariatric Medicine, Medical Weight Loss, or Weight Management Clinic/Practice” means a public or privately owned facility/practice for which 30% or more of the patients are provided a comprehensive weight management treatment program or:
1. 30% or more of the patients receive any controlled substance approved by the FDA for the pharmacologic management of weight loss or;
2. any clinic operated by, staffed by, or affiliated with through affiliation, employment, or collaboration agreement with a Mississippi licensee or;
3. which advertises weight loss by any means.

Excluded from this definition is any practice in which a licensee advertises the use of nonpharmacological products as part of the licensee’s overall practice of medicine. In order to be excluded from this definition, the licensee’s practice shall have nonpharmacological weight loss and/or weight loss management as a component of the overall management of the patient’s total health care. If the use of nonpharmacological products for weight loss and/or weight management exceeds 30% of the total outpatient clinic visits for any single 90-day consecutive period, the practice shall be considered a bariatric medicine/medical weight loss practice and shall be subject to all the rules and regulations pertaining to bariatric medicine/medical weight loss practice.

Bariatric surgeons whose primary practice is surgical weight loss and not long-term management of weight loss through medical, pharmaceutical, and/or behavioral management are also excluded from this definition.

Advertised medical weight loss must include behavior modification, comprehensive nutritional education, exercise or physical therapy intervention, long-term maintenance programs, dispensing and/or prescribing FDA-approved medications as indicated for weight loss on a monthly basis as part of the patient’s treatment plan.


Rule 1.3 Registration for Controlled Substances Certificate. Every physician licensee licensed to practice in Mississippi who prescribes, administers or dispenses any controlled substance within Mississippi or who proposes to engage in the prescribing, administering or dispensing of any controlled substance within Mississippi must be registered with the U.S. Drug Enforcement Administration in compliance with Title 21 CFR Part 1301 Food and Drugs.

In addition, that physician must be registered with the Mississippi Prescription Monitoring Program (MPMP) by December 31, 2013. Each individual who is licensed by the Mississippi State Board of Medical Licensure and has prescriptive authority must be registered with the Mississippi Prescription Monitoring Program (MPMP). Every licensee who provides medical care in a pain management practice as defined in Rule 1.2 (G) shall review the MPMP at each patient encounter in which a prescription for a controlled substance is issued. Every
Rule 1.6 Bariatric Medicine/Medical Weight Loss, or Weight Management Clinics/Practice

A. A Bariatric Medicine/Medical Weight Loss, or Weight Management Clinic Practice is defined as a public or privately owned facility for which 30% or more of the patients are provided a comprehensive weight management treatment program above in Rule 1.2. Advertised medical weight loss must include behavior modification, comprehensive nutritional education, exercise or physical therapy intervention, and long-term maintenance programs. Advertised medical weight loss may include ordering, administering, dispensing and or prescribing medication with FDA-approved medications as indicated—indications for weight loss on a monthly basis as part of the patient’s treatment plan.

B. No bariatric medicine/Medical weight loss, or weight management clinic practice shall operate in Mississippi unless the owner or operator of the facility is a Mississippi licensed physician. This licensee must meet all requirements below at all times while the facility is in operation.

B.C. The physician owner/operator of the bariatric medicine/Medical weight loss, weight management clinic practice shall register with the MSBML using a form prescribed by the board. The form to register is attached hereto (Appendix F). Certificates of registration once issued are not transferable nor assignable. Only the primary physician and/or clinic areas is required to register with the Board. All physicians and/or clinic areas associated with the clinic practice, whether in the capacity as the owner or as a practitioner, should be required to meet all regulations governing the treatment of obesity/medical weight loss. All physicians who are added or removed from the clinic to the registration once a certificate is issued must be reported to the MSBML for approval prior to beginning practice. Physicians who are removed from the registration must be reported to the board within 30 days of removal. Each clinic practice location requires a separate registration certificate.

C.D. A bariatric medicine/Medical weight loss, or weight management clinic practice may not operate in the state of Mississippi without obtaining a registration certificate from the Mississippi State Board of Medical Licensure.

D.E. Certificates are valid for one year and must be renewed annually along with practitioner’s license to practice medicine in the state of Mississippi. There is a 30-day grace period for renewal after which the owner/operator must reapply for an original certificate. The clinic may not continue to operate while the certificate is expired.

E. If a physician’s practice is 30% or greater in bariatric medicine, advertising medical weight loss Bariatric Medicine/Medical Weight Loss Clinic as defined above, or the physician collaborates, manages, oversee, or employs any licensed professional providing overseeing/collaborating with a nurse practitioner or physician assistant to provide comprehensive treatment of obesity, the physician must have expertise in the field of bariatric medicine with no less than as demonstrated by:

1. 100 AMA or AOA Category 1 CME hours in the core content of bariatric medicine prior to practicing in the specialized field of bariatric medicine/medical weight loss. For any physician who is currently practicing 30% or greater in bariatric medicine or advertising medical weight loss, the physician has 24 months from effective date of this regulation to comply with the initial CME requirement or be board certified in