



MISSISSIPPI

State-Specific Controlled Substance Requirements

Updated 6/25/23

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| Biennial Inventory (DEA): | <p>A physical inventory of all controlled substances on hand must be taken at least every <u>two years</u>. The biennial inventory may be taken on any date, which is within two years of the previous biennial or initial inventory. [21 CFR 1304.11]</p> <p>NOTE:</p> <ul style="list-style-type: none"> • Separate biennial inventories must be completed for schedule II and schedule III-V controlled substances. • Biennials may be conducted more frequently than every two years. As a recommendation, conduct your DEA biennial inventory at the same time you conduct your annual inventory for the state. • Biennial inventories must be conducted by the DEA registrant, or their designee who has been granted Power of Attorney, along with an authorized witness. <p>Biennial inventories must indicate whether they are conducted at the start or close of business.</p> |
| Annual Inventory (MS): | <p>An annual inventory shall be conducted on all controlled substances and include a current dated and signed inventory of all controlled substances on hand on the inventory date. 30 Miss. Code R. § 3001-XLVII.2</p> |
| CE: | <p><u>Veterinarian</u>: 15 hours, annually</p> <ul style="list-style-type: none"> ▪ All 15 CE hours can be obtained via RACE-approved Live (interactive) online. ▪ A maximum of 5 CE hours can be obtained via RACE-approved Anytime (non-interactive) online. <p>See Title 30 Part 1701 Chapter 2 Rule 2.12 (page 3) for board approved CE parameters.</p> <p><u>Veterinarian Tech</u>: All certified veterinary technicians/technologists must earn a minimum of ten (10) continuing education credits with one clock hour earning one continuing credit which must be documented by submitting copies of registration and proof of attendance with the application for certification renewal.</p> <p>Mississippi does not currently require controlled substance CE.</p> |
| Compounding: | <p>"8.2.10 Compounding of a controlled substance by a practitioner is permitted as long as the United States Pharmacopoeia (USP) 795 and 797 standards and guidelines are followed." 24 Del. Admin. Code § 8.0</p> <p><u>Compounding</u> is <u>any manipulation</u> of a drug beyond that stipulated on the drug label. Veterinary drugs should only be compounded based on a licensed veterinarian's prescription, and to meet the medical needs of a specific patient. Manipulation might include mixing, diluting, concentrating, flavoring, or changing a drug's dosage form. Examples of compounding include:</p> <ul style="list-style-type: none"> • Mixing two injectable drugs in the same syringe • Creating an oral suspension from crushed tablets or an injectable solution • Adding flavoring to a commercially available drug • Creating a transdermal gel for a drug typically taken through other routes • Mixing two solutions for instilling into the ear <p><u>MS Compounding</u>:</p> <p>"<u>Compounding</u>" means (i) the production, preparation, propagation, conversion or processing of a sterile or nonsterile drug or device either directly or indirectly by extraction from substances of natural origin or independently by means of chemical or biological synthesis or from bulk chemicals or the preparation, mixing, measuring, assembling, packaging or labeling of a drug or device as a result of a practitioner's prescription drug order or initiative based on the practitioner/patient/pharmacist</p> |



MISSISSIPPI

State-Specific Controlled Substance Requirements

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| | <p>relationship in the course of professional practice, or (ii) for the purpose of, as an incident to, research, teaching or chemical analysis and not for sale or dispensing. Compounding also includes the preparation of drugs or devices in anticipation of prescription drug orders based on routine regularly observed prescribing patterns.</p> |
| <p>Dispensing:</p> | <p>“Dispense” means to deliver a controlled substance or legend drug other than by administering or prescribing to an ultimate user or research subject including the packaging, labeling, or compounding necessary to prepare the substance for that delivery.</p> <p><u>Labeling:</u></p> <ol style="list-style-type: none"> 1. Before a dispensed drug for an outpatient is released from the dispensing area, it shall bear a label containing the name and address of the pharmacy, a prescription number, the name of the prescriber, the name of the patient, directions for taking the medication, the date of the filling or refilling of the prescription, the initials or identifying code of the dispensing pharmacist and any other information which is necessary or required. 2. The pharmacist who fills a prescription shall indicate his or her identity as the dispensing pharmacist on the label of the dispensed medication. Identification may be made by placing initials on the label of the dispensed medication. The label shall be affixed to the outside of the container of the dispensed medication by means of adhesive or tape or any other means which will assure that the label remains attached to the container. <p>For the purpose of enforcement of the labeling requirements set forth in Section 601 of these regulations, “Dispensing Physician” means any physician who shall dispense to a patient for the patient’s use any controlled substance, legend drug or other medication where such medication is purchased by the physician for resale to a patient whether or not a separate charge is made.</p> |
| <p>Diversion Reporting:</p> | <p>In the event of a loss of controlled substances or suspected loss, you must comply with the following:</p> <ol style="list-style-type: none"> 1. (1) Any loss or suspected loss must be reported directly to the office of the Board by telephone (601-605-5388) immediately on discovery; 2. (2) Within forty-eight hours of the discovery of the loss, a complete inventory of controlled substances shall be made. This inventory must be dated and signed by the pharmacist-in-charge; 3. (3) Within fifteen days of the discovery of the loss, a written report shall be forwarded to the office of the Board. This written report shall include a copy of the controlled substance inventory as required by paragraph (2) above. <p>Failure to report any loss or suspected loss directly to the board may be grounds for disciplinary action by the board.</p> <p>Reporting</p> |
| <p>Euthanasia:</p> | <p>The following may perform euthanasia:</p> <ul style="list-style-type: none"> ▪ Licensed veterinarians ▪ Animal shelter employees acting under the supervision of a licensed veterinarian or authorized by the board to perform euthanasia ▪ A law enforcement officer ▪ An employee of an agency or department of a political subdivision that is charged with the control or welfare of dogs or cats within the subdivision ▪ An employee or agent of an organization that has the purpose of protecting the welfare of or preventing cruelty to dogs or cats and that possesses nonprofit status |
| <p>Ownership:</p> | <p>Non-veterinarian practice ownership is allowed but a licensed veterinarian is required to be on the clinics veterinary premise permit as the responsible licensee for the clinic.</p> |



MISSISSIPPI

State-Specific Controlled Substance Requirements

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| Power of Attorney Notarization: | Mississippi requires that a Notary Public witness the signing of the document. Mississippi does not require another witness other than the Notary Public. The Notary Public does not need to read the entire Power of Attorney, but should read and complete the section preceding his or her signature. |
| Prescribing: | <p>“<u>Prescription</u>” means a written, verbal or electronically transmitted order issued by a practitioner for a drug or device to be dispensed for a patient by a pharmacist. “Prescription” includes a standing order issued by a practitioner to an individual pharmacy that authorizes the pharmacy to dispense an opioid antagonist to certain persons without the person to whom the opioid antagonist is dispensed needing to have an individual prescription, as authorized by Section 41-29-319(3).</p> <p>“<u>Prescription drug</u>” or “<u>legend drug</u>” means a drug which is required under federal law to be labeled with either of the following statements prior to being dispensed or delivered: (i) “Caution: Federal law prohibits dispensing without prescription,” or (ii) “Caution: Federal law restricts this drug to use by or on the order of a licensed veterinarian”; or a drug which is required by any applicable federal or state law or regulation to be dispensed on prescription only or is restricted to use by practitioners only.</p> <p><u>E-prescribing</u>: E-prescribing mandates for controlled substances with some exceptions are pending with an effective date to be determined.</p> |
| PMP (MSPMP): | <p>Veterinarians are required to register with the Mississippi PMP (MSPMP) if they hold a DEA number. Register: https://pmpclearinghouse.net/</p> <ul style="list-style-type: none"> ▪ Dispensing by a Veterinarian is exempt (<i>Prescriptions written by a veterinarian and filled by a pharmacy are required to be reported</i>). Both prescribers and dispensers are required to enroll in MSPMP, but only prescribers are required to use it. ▪ <u>Veterinary prescriptions must be reported to the MSPMP. Non-prescribing veterinarians do not have to report to the MSPMP.</u> <p>Everyone must have their own, private MSPMP user name and password. NO SHARING OF THIS INFORMATION.</p> |
| Premises Permit: | <p>“<u>Veterinary premises</u>” means any premises or facility where the practice of veterinary medicine occurs, including, but not limited to, a mobile clinic, outpatient clinic, satellite clinic or veterinary hospital or clinic, but shall not include the premises of a veterinary client, research facility, a federal military base or an accredited college of veterinary medicine.</p> <p><u>Mississippi Voluntary Premises ID System</u>: The Mississippi Board of Animal Health (MBAH) has a voluntary premises identification numbering (PIN) system. Registration of Premises is necessary to purchase official (USDA) radio frequency identification devices (RFID), also known as electronic ear tags. Under federal law a Premises Identification Number must be set up before tags are able to be assigned and distributed for animals at that location. Premises ID Numbers are a combination of letters and numbers and contain seven characters. Ex: 00AB1C2.</p> <p>Premises registration is a way to locate where livestock or animals are kept or congregated. Premises are listed in a computerized database with information about what species of animals are kept at any location. Each premises is assigned a number that remains with the location. MBAH Voluntary Premises Registration Form</p> |
| Recordkeeping: | <p><u>Patient records</u>: must be retained for a minimum of three years from the date of last examination.</p> <p><u>Inventory, Controlled substance & patient records</u>: The Controlled Substances Inventory, Controlled Substance Dispensation/Administration Record, and Patient Record required by these regulations shall be maintained in the office of the physician for a period of seven (7) years from the date that the record is completed or the controlled substances,</p> |



MISSISSIPPI

State-Specific Controlled Substance Requirements

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| | legend drugs or other medications are prescribed, administered or dispensed and shall be made available for inspection by representatives of the Mississippi State Board of Medical Licensure pursuant to authority granted in Mississippi Code, Section 41-29-125 . |
| State-Scheduled CS's: | Schedule III: ephedrine and pseudoephedrine Schedule IV: Butalbital & Butalbital containing products |
| State CS License: | Mississippi does not require DEA registrant practitioners to obtain a second state controlled substance license, just a DEA registration and an active Veterinary Medical Professional License to practice in Mississippi. |
| Supervision: | " <u>Direct supervision</u> " means a licensed veterinarian is readily available on the premises where the patient is being treated. " <u>Indirect supervision</u> " means a veterinarian has given either written or oral instructions for treatment of the patient and is readily available by telephone or other form of communication. |
| Telemedicine: | No existing law. Where telemedicine occurs is not defined. A veterinarian-client-patient relationship cannot be established solely by telephonic or other electronic means (Miss. Code Ann. § 73-39-59). |
| Veterinary Professional License: | <u>Veterinarians</u> All licenses renew annually and shall expire August 1 of each year but may be renewed by registration with the board and payment of the license renewal fee. At least thirty (30) days in advance, the board shall mail an expiration notice to each licensed veterinarian and include a form for renewal. <ul style="list-style-type: none"> ▪ <u>Initial Licensing Fee:</u> \$200 ▪ <u>Renewal Fee:</u> \$150 annually ▪ <u>Duplicate License Fee:</u> \$50 ▪ August 1, 2023 is the next license renewal deadline in Mississippi. <u>Veterinary Technicians:</u> <ul style="list-style-type: none"> ▪ <u>Renewal Fee:</u> \$35 annually Veterinary Technician Certificate Renewal Form Proof of CE completion must be provided with renewals |
| VCPR: | VCPR must be established in-person and only applies to one veterinarian. No person may practice veterinary medicine in the state except within the context of a veterinarian-client-patient relationship (Miss. Code Ann. § 73-39-59). " <u>Veterinarian-client-patient relationship</u> " means that all of the following are required: <ol style="list-style-type: none"> (i) The veterinarian has assumed the responsibility for making clinical judgments regarding the health of the animal and the need for medical treatment, and the client has agreed to follow the veterinarian's instructions. (ii) The veterinarian has sufficient knowledge of the animal to initiate at least a general or preliminary diagnosis of the medical condition of the animal because the veterinarian has recently seen and is personally acquainted with the keeping and care of the animal either by virtue of an examination of the animal or by medically appropriate and timely visits to the premises where the animal is kept. |



MISSISSIPPI

State-Specific Controlled Substance Requirements

Information and Resources

FEDERAL:

Drug Enforcement Administration, New Orleans Division
3838 N. Causeway Blvd., Suite 1800
Three Lakeway Center
New Orleans, LA
Phone: (504) 840-1100

Local DEA Offices:

- Gulfport - (228) 863-2992
- Jackson - (601) 965-4400
- Oxford - (662) 234-8542

Federal Law: www.dea.gov

Controlled Substances Act: [21 USC 801 – 904](#)

Code of Federal Regulations: [21 CFR Part 1300 – 1399](#)

NDC drug: www.fda.gov/Drugs/DevelopmentApprovalProcess/UCM070829

Diversion Control Division: <https://www.dea.gov/schedules/>

STATE:

Mississippi Board of Veterinary Medicine website: <http://mississippivetboard.org>

Mississippi Board of Pharmacy website: <https://www.mbp.ms.gov>