

# THE MISSISSIPPI STATE BOARD OF CHIROPRACTIC EXAMINERS RULES AND REGULATIONS

## Title 30 Professions and Occupations Part 2001

### Chapter 1 Organization, Purpose, and Operation

**Rule 1.1 Composition of the Board** The Mississippi State Board of Chiropractic Examiners (“Board”) shall consist of six (6) members appointed by the Governor with the advice and consent of the Senate. One (1) member of the Board shall be the executive officer of the State Board of Health or his designee. Four (4) members are selected from each congressional district, and one (1) member is selected from the state at large. All Board members, save the executive officer of the State Board of Health or his designee, shall have been continuously engaged in the practice of chiropractic in Mississippi for at least five (5) years prior to his appointment. No member of the Board may be a stockholder in, member of the faculty of, or on the Board of Trustees of any school/college wherein there is a program for chiropractic.

Source: MISS. CODE ANN. § 73-6-3.

### **Rule 1.2 Seal**



Source: MISS. CODE ANN. § 73-6-11.

**Rule 1.3 Officers** The Board shall elect from its membership a chairman and vice chairman who shall serve for one (1) year. The Board may select an executive secretary and may hire employees, including an attorney.

The executive secretary shall receive an annual salary set by the Board as well as reimbursement for mileage and necessary expenses incurred in the performance of his official duties. All Board members shall receive a per diem as well as reimbursement for mileage and necessary expenses incurred in the performance of his official duties.

Source: MISS. CODE ANN. § 73-6-5 (1).

**Rule 1.4 Terms of Office** All members of the Board shall serve for five (5) years and until his successor is appointed and qualified.

Source: MISS. CODE ANN. § 73-6-3.

**Rule 1.5 Vacancies** Vacancies on the Board, except the executive officer of the State Board of Health or his designee, shall be filled by appointment of the Governor only for unexpired terms.

Source: MISS. CODE ANN. § 73-6-3.

**Rule 1.6 Duties of the Board** The responsibility for the enforcement of the provisions of MISS. CODE ANN. § 76-6-1 *et seq.* the Board shall have all the duties, powers, and authority specifically granted by and necessary to the enforcement of MISS. CODE ANN. § 76-6-1 *et seq.* The Board may make, adopt, amend, and repeal such rules and regulations as may be deemed necessary by the Board for the proper administration and enforcement of MISS. CODE ANN. § 76-6-1 *et seq.*, in accordance with the provisions of the Mississippi Administrative Procedures Law.

MISS. CODE ANN. §§ 76-6-5 (1); 73-6-19; & 25-43-1.101 *et seq.*

**Rule 1.7 Meetings and Attendance** The Board shall hold regular meetings for examination on the second (2<sup>nd</sup>) Thursday of January and July. The Board, at its discretion, shall hold meetings for examination in the months of April and October. The July meeting shall be held in the Jackson metropolitan area. The location of all other meetings shall be identified on the notice of meeting.

*Robert's Rules of Order*, as revised, shall govern the meetings of the Board. A quorum is the majority of the board. A concurrence of a quorum is required to grant or revoke a license.

The Chairman of the Board shall notify the Governor in writing of any Board member(s) who has not attend two (2) consecutive meetings of the Board. The Board member shall be subject to removal by the Governor.

Source: MISS. CODE ANN. § 73-6-3.

**Rule 1.8 Open Meetings** In compliance with the Open Meetings Act, members of the public are welcome to attend all meetings of the Board. At least ten (10) working days prior to any regularly scheduled board meeting, any member of the public who desires to be included on the Board's agenda must submit a written request to the Board on the Agenda Request Form available on the Board's website located at <https://www.msbcce.ms.gov> or otherwise may be made available by the Board.

The Board has adopted the following rules of conduct for members of the public who attend a

meeting of the Board:

- A. Members of the public who attend a meeting must register with the executive secretary upon entry to the meeting area. Organized groups must have one (1) designated spokesperson.
- B. Upon request and recognition of the Board Chairman, an individual or spokesperson may be recognized to address the Board for ten (10) minutes, unless such time is extended by the Board Chairman.
- C. As prescribed by law, members of the public are not allowed to attend meetings of the Board when in Executive Session. All members of the public will be asked to leave the meeting area and allowed to return only when so advised by the Board Chairman.
- D. Members of the public are expected to conduct themselves in a calm, courteous, and professional manner.

Any member of the public who does not comply with these rules will be dismissed from the meeting.

Source: MISS. CODE ANN. §§ 73-6-3 & 25-41-1 *et seq.*

**Rule 1.9 Computation of Time** The Board shall adhere to MISS. CODE ANN. § 25-43-1.106 to determine when service or transmission of a pleading, motion, or other document is complete as well as how time is calculated for such service or transmissions.

Source: MISS. CODE ANN. §§ 73-6-3 & 25-43-1.106 *et seq.*

**Chapter 2 Public Records Requests** Excluding records exempted under Mississippi law, the Board responds to public records requests pursuant to the Mississippi Public Records Act of 1983, MISS. CODE ANN. § 25-61-1, *et seq.*, in accordance with the following procedures:

**Rule 2.1 Submission of Requests** All requests for information must be submitted in writing and either mailed or hand delivered to the address of record for the Board.

The request should describe in reasonable detail the records sought and, if possible, include a clear and concise description of the record desired including pertinent information such as names, date, etc. that may aid the Board in locating the requested record(s).

Source: MISS. CODE ANN. §§ 73-6-3 & 25-61-1 *et seq.*

**Rule 2.2 Timetable for Processing** All document requests will be approved or denied by the Board within seven (7) days after the request is received. In the event of a denial for all or part of the request, the executive secretary will provide an explanation of the denial to the requestor in writing. If the requested information is unable to be produced by the seventh (7<sup>th</sup>) day after the request is made, the Board

will provide a written explanation regarding why the document cannot be produced during that timeframe. Unless there is a mutual agreement of the parties, in no case shall the production of the requested records, after timely payment and unless otherwise exempt, be any later than fourteen (14) working days from the receipt of the request.

Source: MISS. CODE ANN. §§ 73-6-3 & 25-61-1 *et seq.*

**Rule 2.3 Exempt Documents** All applications for licensure in the possession of the Board are exempt from the provisions of the Mississippi Public Records Act of 1983.

Source: MISS. CODE ANN. §§ 73-6-3 & 25-61-1 *et seq.*

**Rule 2.4 Third Party Information** Records furnished to the Board by third parties which contain trade secrets or confidential commercial or financial information shall not be subject to inspection, examination, copying, or reproduction until the third party has been advised that the documents will be released. Further, no third-party information will be released if a third party obtains a court order prohibiting the same. The requestor will be notified of any court orders that prohibit the release of the requested information.

Source: MISS. CODE ANN. §§ 73-6-3 & 25-61-1 *et seq.*

**Rule 2.5 Assessment of Costs to the Requestor** Prepayment by the requesting party of the cost estimated by the Board to review, notify any Third Parties, retrieve, search, duplicate, copy, and/or deliver the requested records shall be required.

Payment for information requested must be made in advance of receipt of documents and must be sufficient to cover the actual costs for the Board to furnish the information. Such costs include, but are not limited to, staff time to evaluate the request, to retrieve any relevant files, to organize the information, to notify any Third Parties, to develop a cost estimate and schedule, to reproduce the material, and to the deliver the information requested.

- A. An estimated cost will be provided to the requestor based on the volume of information, the format in which the information is stored and requested, and whether or not third-party information has been requested. The requestor may submit payment for processing of the request, amend the request, or withdraw the request. The requestor should submit written notice of his intent to either proceed or withdraw the request.
- B. If no response is given by the requestor within (30) thirty days of the estimated cost notification being sent, the Board will proceed no further with the request. If at a later date, the requestor decides to proceed with the request, he must submit a new request.

C. Timely payment under paragraph B means payment received by the next business day after the estimated cost notification is provided to the requestor. By delaying the payment of the estimated fee past the next business day, the requestor acknowledges there may be a delay in the delivery of the requested documents. No request will be processed until payment is received.

D. The decision to charge for public records is at the discretion of the executive secretary.

Source: MISS. CODE ANN. § 25-61-1.

**Rule 2.6 Requests for Document Inspections** The requestor will be billed for the total amount of time expended by employees of the Board assisting with the inspection of documents. Additional fees incident to document production may be assessed.

Source: MISS. CODE ANN. §§ 73-6-3 & 25-61-1 *et seq.*

**Rule 2.7 Public Information via the Internet** Some information pertaining to the Mississippi Board of Chiropractic Examiners is available free of charge on the internet at <https://www.msbcce.ms.gov/>.

Source: MISS. CODE ANN. §§ 73-6-3 & 25-61-1 *et seq.*

**Chapter 3 Declaratory Opinions** These rules are intended to supplement and be read in conjunction with the Mississippi Administrative Procedures Act (MISS. CODE ANN. § 25-43-2.103 *et seq.*). In the event of a conflict between these rules and the Mississippi Administrative Procedures Act, the latter shall govern.

**Rule 3.1 Subjects Which May be Addressed by Declaratory Opinions** The Board will issue declaratory opinions regarding the applicability of specified facts to a statute administered or enforceable by the Board, a rule promulgated by the Board, or an order issued by the Board. The Board will not issue a declaratory opinion regarding a statute, rule, or order which is beyond the primary jurisdiction of the Board.

“Primary jurisdiction” means:

1. The Board has a constitutional grant of authority in the subject matter,
2. The Board has a statutory grant of authority in the subject matter,
3. The Board has issued specific regulations impacting upon the subject matter, or
4. The Board has issued a specific order or orders impacting upon the subject matter.

Source: MISS. CODE ANN. § 25-43-2.103 (2).

**Rule 3.2 Scope of Declaratory Opinion Request** A request shall be limited to a single transaction or occurrence.

Source: MISS. CODE ANN. §§ 73-6-3 & 25-43-2.103 (2).

**Rule 3.3 Form of the Request for a Declaratory Opinion** When a person with substantial interest, as required by section 25-43-2.103 of the Administrative Procedures Act, requests a declaratory opinion, the requestor must submit a printed, typewritten, or legibly handwritten request on standard letter-size white paper (8 ½” x 11”).

- A. The request shall be in the form of a letter addressed to the Board or in the form of a pleading as if filed with a court.
- B. All requests must be mailed or hand delivered to the address of record of the Board. Oral, email, and/or telephonic requests for a declaratory opinion will not be accepted.
- C. Each request shall include the full name, telephone numbers, e-mail address(es), and mailing address of the requestor(s).
- D. Each request shall be signed by the person filing the request, unless represented by an attorney, in which case, the attorney may sign the request.
- E. Each request and its correspondence envelope, if any, shall clearly state it is a request for a declaratory opinion.

Source: MISS. CODE ANN. §§ 73-6-3 & 25-43-2.103 (2).

**Rule 3.4 Signature Attestation** Any party who signs the request shall attest that the request complies with the requirements in these rules including, but not limited to, a full, complete, and accurate statement of relevant facts and that there are no related proceedings pending before any agency, administrative, or judicial tribunal.

Source: MISS. CODE ANN. §§ 73-6-3 & 25-43-2.103 (2).

**Rule 3.5 Request Content Requirement** Each request shall contain the following:

- A. A clear identification of the statute, rule, or order at issue,
- B. A concise statement of the issue or question presented for the declaratory opinion,
- C. A clear and concise statement of all the facts relevant to the question presented,
- D. The identity of all other known persons involved in or impacted by the facts giving rise to the request including their relationship to the facts, and their name, mailing address, email address(es), and telephone number, and
- E. A statement sufficient to show that the request has a substantial interest in the subject matter of the request.

Source: MISS. CODE ANN. §§ 73-6-3 & 25-43-2.103 (2).

**Rule 3.6 Submission of Proposed Opinion and Memorandum** The terms of the proposed opinion may be submitted to the Board together with a request for a declaratory opinion. The request likewise may contain an argument by the requestor in support of those terms of the proposed opinion. The argument may be submitted in the form of a memorandum or authorities, containing a full discussion of the reasons, including legal authorities, in support of such position of the requestor. The Board also may request an argument and memorandum of authorities be submitted by an interested party.

Source: MISS. CODE ANN. §§ 73-6-3 & 25-43-2.103 (2).

**Rule 3.7 Reasons of Refusal of Declaratory Opinion Request** The Board may, for good cause, refuse to issue a declaratory opinion. The circumstances in which declaratory opinions will not be issued include, but are not limited to:

- A. the matter is outside of the primary jurisdiction of the Board,
- B. lack of clarity concerning the question presented,
- C. there is pending or anticipated litigation, administrative action, or other adjudication which may either answer the question presented by the request or otherwise make an answer unnecessary,
- D. the statute, rule, or order on which a declaratory opinion is sought is clear and not in need of interpretation to answer the question presented by the request,
- E. the facts presented in the request are not sufficient to answer the question presented,
- F. the request fails to contain information required by these rules or the requestor failed to follow the procedure set forth in these rules,
- G. the request seeks to resolve issues which have become moot or are abstract or hypothetical such that the requestor is not substantially affected by the statute or rule on which a declaratory opinion is sought,
- H. no controversy exists or is certain to arise which raise a question concerning the application of the statute, rule, or opinion,
- I. the question presented by the request concerns the legal validity of a statute, rule, or order,
- J. the request is not based upon facts calculated to aid in the planning of future conduct but is, instead, based on past conduct in an effort to establish the effect of that conduct,

- K. no clear answer is determinable,
- L. the question presented by the request involves the application of a criminal statute or a set of facts which may constitute a crime,
- M. the answer to the question presented would require the disclosure of information which is privileged or otherwise protected by law from disclosure,
- N. the question is currently the subject of an Attorney General's opinion request
- O. the question has been answered by an Attorney General's opinion,
- P. one or more requester has standing to seek an Attorney General's opinion on the proffered question,
- Q. the request has not been made in good faith,
- R. the request is harassing in nature,
- S. a similar request is pending before this Board or any other agency or a proceeding is pending on the same subject matter before any agency, administrative, or judicial tribunal, or where such an opinion would constitute the unauthorized practice of law, and/or
- T. the question involves eligibility for a license, permit, certificate, or other approval by the Board or some other agency, and there is a statutory or regulatory application process by which eligibility for said license, permit, certificate, or other approval would be determined.

Source: MISS. CODE ANN. §§ 73-6-3 & 25-43-2.103 (2).

**Rule 3.8 Board Response** Within forty-five (45) days after the receipt of a request for a declaratory opinion which complies with the requirements of these rules, the Board shall, in writing:

- A. issue an opinion declaring the applicability of the statute, rule, or order to the specified circumstances,
- B. agree to issue a declaratory opinion by a specified time but no later than ninety (90) days after receipt of the written request, or
- C. decline to issue a declaratory opinion, stating the reason(s) for its refusal.

The forty-five (45) day period shall begin running on the first business day after the request was received by the Board.



The Board may give notice to any person, agency, or entity that a declaratory opinion has been requested and may receive and consider data, facts, arguments, and opinions from other persons, agencies, or other entities other than the requestor.

Source: MISS. CODE ANN. § 25-43-2.103 (2).

**Rule 3.9 Final Opinion** A declaratory opinion shall not become final until the expiration of sixty (60) days after the issuance of the opinion. Prior to the expiration of the sixty (60) days, the Board may, in its discretion, withdraw or amend the declaratory opinion for any reason which is not arbitrary or capricious.

Any declaratory opinion rendered by the Board shall be binding only on the Board and the person to whom the opinion is issued. No declaratory opinion will be used as precedent for any other transaction or occurrence beyond that set forth by the requesting person.

Source: MISS. CODE ANN. §§ 73-6-3 & 25-43-2.103 (2).

**Rule 3.10 Availability of Declaratory Opinions and Requests for Opinions**

Declaratory opinions and requests for declaratory opinions shall be available for public inspection and copying at the expense of the viewer during normal business hours. Declaratory opinions and requests which contain confidential information or information which is exempt from disclosure under the Mississippi Public Records Act or other laws shall be exempt from this requirement and shall remain confidential.

Source: MISS. CODE ANN. §§ 73-6-3 & 25-43-2.103 (2).

**Chapter 4 Proceedings on Proposed Rules**

**Rule 4.1 Oral Proceedings Allowed** The Board will conduct an oral proceeding on a proposed regulation or amendment if requested by a political subdivision, an agency, or ten (10) persons within twenty (20) days after the filing of the notice of the proposed regulation.

- A. Each request must be submitted on 8-1/2" x 11" white paper and must be printed, typewritten, or legibly handwritten.
- B. The request may be in the form of a letter addressed to the Board or in the form of a pleading as if filed with the court.
- C. Each request must include the full name, telephone numbers, and mailing address of the requestor(s).
- D. All requests shall be signed by the person filing the request, unless represented by an attorney, in which case the attorney may sign the request.

Source: MISS. CODE ANN. §§ 73-6-3 & 25-43-3.104.

**Rule 4.2 Notification of Oral Proceeding** The date, time, and place of all oral proceedings shall be filed with the Secretary of State's office and mailed to each requestor. The oral proceedings will be scheduled no earlier than twenty (20) days from the filing of this information with the Secretary of State.

Source: MISS. CODE ANN. §§ 73-6-3 & 25-43-3.104.

**Rule 4.3 Presiding Officer** The Board Chairman or his designee, who is familiar with the substance of the proposed regulation, shall preside at the oral proceeding on a proposed regulation.

Source: MISS. CODE ANN. §§ 73-6-3 & 25-43-3.104.

**Rule 4.4 Public Presentations and Participation** Public participation shall be permitted at oral proceedings in accordance with the following:

- A. At an oral proceeding on a proposed regulation, persons may make oral statements and make documentary and physical submissions.
- B. Persons wishing to make oral presentations at such a proceeding shall notify the Board at least one (1) business day prior to the proceeding and indicate the general subject of their presentations. The presiding officer, in his discretion, may allow individuals to participate that have not previously contacted the Board.
- C. At the proceeding, those who participate shall indicate their names and addresses, identify any persons or organizations they may represent, and provide any other information relating to their participation deemed appropriate by the presiding officer.
- D. The presiding officer may place time limitations on individual oral presentations when necessary to assure the orderly and expeditious conduct of the oral proceeding. To encourage joint oral presentations and to avoid repetition, additional time may be provided for persons whose presentations represent the views of other individuals as well as their own views.
- E. Persons making oral presentations are encouraged to avoid restating matters that have already been submitted in writing.
- F. There shall be no interruption of a participant who has been given the floor by the presiding officer, except that the presiding officer may in his or her discretion interrupt or end the person's time where the orderly conduct of the proceeding so requires.

Source: MISS. CODE ANN. §§ 73-6-3 & 25-43-3.104.

#### **Rule 4.5 Conduct at Oral Proceedings**

A. The presiding officer shall have authority to conduct the proceeding in his discretion for the orderly conduct of the proceeding. The presiding officer shall:

1. call proceeding to order;
2. give a brief synopsis of the proposed regulation, a statement of the statutory authority for the proposed regulation, and the reasons provided by the Board for the proposed regulation;
3. call on those individuals who have contacted the Board about speaking in favor of or against the proposed regulation;
4. allow for rebuttal statements following all participant's comments; and
5. adjourn the proceeding.

B. The presiding officer, where time permits and to facilitate the exchange of information, may open the floor to questions or general discussion. The presiding officer may question participants and permit the questioning of participants by other participants about any matter relating to that regulation-making proceeding, including any prior written submissions made by those participants in that proceeding, but no participant shall be required to answer any question.

C. Physical and documentary submissions presented by participants in an oral proceeding shall be submitted to the presiding officer. Such submissions become the property of the Board and are subject to the Board's public records request procedure.

D. The Board may record oral proceedings by stenographic or electronic means.

Source: MISS. CODE ANN. §§ 73-6-3 & 25-43-3.104.

### **Chapter 5 Licensure**

**Rule 5.1 Application** A person of good moral character seeking licensure as a Mississippi chiropractor must complete an application entitled "application for licensure" available on the Board's website located at <https://www.msbcce.ms.gov> or otherwise may be made available by the Board. Applications must be completed at least twenty (20) days prior to the jurisprudence examination. The application must be accompanied by:

- A. 2x2 inch passport style photograph taken within the immediate year before the application,
- B. Certified transcript demonstrating completion of at least two (2) years or sixty (60) hours of study at an accredited institution of higher learning or accredited junior college,

- C. Certified transcript from an accredited chiropractic program of a college/school that shows the date of graduation,
- D. Official copy of National Board scores demonstrating passage of parts one (1), two (2), three (3), four (4), and physiotherapy from National Board of Chiropractic Examiners, and
- E. Non-refundable examination fee made by certified check, money order, or other method as approved by the Board.

Source: MISS. CODE ANN. §§ 73-6-13 & 73-6-17.

**Rule 5.2 Examination** A person seeking licensure as a Mississippi chiropractor must, after the completion of the application requirement listed in Rule 5.1; Rule 5.3; or Rule 5.7, pass a jurisprudence examination given by the Board and testing on Mississippi chiropractic law and the rules and regulations of the Board.

Examinations shall be offered at least twice a year; the Board, in its discretion, may offer the examination more than twice a year.

If an applicant fails the examination, the applicant may take a second examination after a fee is paid to the Board and after at least six (6) months but no more than two (2) years have passed. An applicant who fails a second examination is disqualified from sitting for further examinations until the applicant pays the non-refundable reexamination fee to the Board, completes further courses of study to be outlined by the Board, and files a new licensure application.

Fraud or dishonest conduct in the taking of the examination will result in a failure of examination, denial of license, and inability to reapply for examination for one (1) calendar year.

Source: MISS. CODE ANN. §§ 73-6-13 (3) & 73-6-15.

**Rule 5.3 Licensure Pursuant to the Universal Recognition of Occupational Licenses Act** A person who establishes Mississippi residency seeking licensure pursuant to the Universal Recognition of Occupational Licenses Act, MISS. CODE ANN. § 73-50-2 *et seq.*, may complete an abbreviated application available to qualifying applicants. This application, entitled “universal application”, is available on the Board’s website located at <https://www.msbce.ms.gov> or otherwise may be made available by the Board. The application must be accompanied by:

- A. 2x2 inch passport style photograph taken within the immediate year before the application,
- B. Official copy of National Board scores demonstrating passage of parts one (1), two (2), three (3), four (4), and physiotherapy from National Board of Chiropractic Examiners,
- C. A copy of the applicant’s current and valid, out-of-state (or US Territory) chiropractic license and proof of good standing from the out-of-state’s (or US Territory) licensing

board,

D. Proof of Mississippi residency, and

Proof of residency includes, but is not limited to, a copy of a state issued identification card, documentation of current home ownership or lease of residence, documentation of current in-state employment or notarized letter of promise of employment of the applicant or applicant's spouse, and/or current Mississippi residential utility bill which contains that applicant's name and current address.

E. Non-refundable examination fee made by certified check, money order, or other method as approved by the Board,

After an applicant completes the universal application and pays the required fee, the applicant must also pass the examination described in Rule 5.2 within one (1) year of his application. An applicant, upon the submission to the Board of a complete application and payment of required fee but prior to successful completion of the examination, will receive a temporary practice permit that is valid for 365 days from the date of issue and is not subject to renewal or extension. Temporary practice permits are non-transferable. Applicants who do not successfully complete the examination within one (1) year of the application date may re-apply for licensure under this Rule but will not be issued an additional temporary practice permit.

Source: MISS. CODE ANN. §§ 73-6-5 & 73-50-2.

**Rule 5.4 Licensure Pursuant to the Military Family Freedom Act** Active members of the military, spouses, and/or dependents of an active member of the military, located in Mississippi, seeking registration pursuant to the Military Family Freedom Act, MISS. CODE ANN. § 73-50-1 *et seq.*, may complete an abbreviated application available to qualifying applicants. This application, entitled "military application," is available on the Board's website located at <https://www.msbce.ms.gov> or otherwise may be made available by the Board. The application must be accompanied by:

- A. 2x2 inch passport style photograph taken within the immediate year before the application, and
- B. Official copy of National Board scores demonstrating passage of parts one (1), two (2), three (3), four (4), and physiotherapy from National Board of Chiropractic Examiners,
- C. a copy of the applicant's current and valid, out-of-state (or US Territory) chiropractic license or proof of military occupational specialty, completion of a military program of training, testing, and/or experience performed in the occupational specialty, and
- D. proof of good standing from the out-of-state's (or US Territory) licensing board.

After an applicant completes the military application, the applicant will receive a temporary practice permit that is valid for 120 days from the date of issue. The Board will either issue or

deny license within 120 days from the date of the application.

Source: MISS. CODE ANN. §§ 73-6-5 & 73-50-1.

**Rule 5.5 Travel to Treat Temporary License** A chiropractor licensed and in good standing with another state (or US Territory) or foreign jurisdiction may request a Travel to Treat Temporary License by completing an application if he is employed or designated in a professional capacity by a sports team, performing arts entity, or other similar non-resident entity visiting Mississippi for a specific event.

This application, entitled “Travel to Treat” is available on the Board’s website located at <https://www.msbce.ms.gov> or otherwise may be made available by the Board and must be submitted to the Board at least twenty (20) days prior to the event. The application must be accompanied by:

- A. 2x2 inch passport style photograph taken within the immediate year before the application,
- B. Official copy of National Board scores demonstrating passage of parts one (1), two (2), three (3), four (4), and physiotherapy from National Board of Chiropractic Examiners,
- C. a copy of his valid chiropractic license from the other state (or US Territory) or foreign jurisdiction and proof of good standing from the other state (or US Territory) or foreign jurisdiction’s licensing board, and
- D. Non-refundable fee made by certified check, money order, or other method as approved by the Board.

A chiropractor issued a Travel to Treat license must limit his practice to the athletes, performers, members, coaches, and/or official staff of the non-resident entity and must limit his practice to the designated venue and/or treatment area of the event. The Board, at its discretion, may inspect the venue and/or treatment area of the event as well as the chiropractic services rendered by persons holding the Travel to Treat license.

A chiropractor issued a Travel to Treat license may utilize only those chiropractic practices and procedures within the scope of practice in Mississippi as authorized by MISS. CODE ANN. § 73-6-1 *et seq.* Any violations of any law or regulations governing the chiropractic practice in Mississippi shall result in an immediate revocation of all chiropractic practice privileges in Mississippi. The Board may, in its discretion, determine if the violation is grounds for refusal or sanction of a license should the violator apply for licensure in this state.

Source: MISS. CODE ANN. § 73-6-14 (2).

**Rule 5.6 Emergency License for Non-Residents** The Board may issue, in its discretion and without an examination as described in Rule 5.2, an emergency license to an applicant who completes an application for emergency license that is accompanied by

certification from all states, US Territories, and foreign jurisdictions in which the applicant holds a chiropractic license demonstrating his good standing. This application, entitled “emergency license,” is available on the Board’s website located at <https://www.msbce.ms.gov> or otherwise may be made available by the Board. The application must be accompanied by:

- A. 2x2 inch passport style photograph taken within the immediate year before the application,
- B. a copy of his valid chiropractic license from the other state, US Territory), and foreign jurisdiction and proof of good standing from the other state, US Territory, and foreign jurisdiction’s licensing board, and
- C. Non-refundable fee made by certified check, money order, or other method as approved by the Board.

An emergency license expires at the end of ninety (90) days but may be extended at the discretion of the Board for good cause shown. An extension request must be submitted in writing to the Board, along with the non-refundable fee by certified check, money order, or other method as approved by the Board.

Source: MISS. CODE ANN. § 73-6-14 (3).

**Rule 5.7 Reciprocity** Reciprocity of a chiropractor who is (1) of good moral character, (2) who has no disciplinary proceeding or unresolved complaint pending anywhere, (3) who holds an active, valid license from another state or US Territory that has the same educational requirements as Mississippi, and (4) who is currently in active competent practice for at least eight (8) years shall be considered by the Board on an individual basis. Admission to practice in Mississippi requires the majority vote of the Board.

Applicants seeking admission through reciprocity may complete an abbreviated application available to qualifying applicants. This application, entitled “reciprocity application,” is available on the Board’s website located at <https://www.msbce.ms.gov> or otherwise may be made available by the Board. The application must be accompanied by:

- A. 2x2 inch passport style photograph taken within the immediate year before the application,
- B. Official copy of National Board scores demonstrating passage of parts one (1), two (2), three (3), four (4), and physiotherapy from National Board of Chiropractic Examiners,
- C. Non-refundable examination fee made by certified check, money order, or other method as approved by the Board.
- D. A copy of the applicant’s active, valid, out-of-state (or US Territory) chiropractic license along with proof of good standing from the out-of-state’s (or US Territory) licensing board, and, if applicable,

- E. Documentation of completion of a course of, at minimum, one hundred twenty (120) hours on proper utilization of electric therapeutic modalities which induce heat or electrical current beneath the skin and are approved by the Counsel on Chiropractic Education.

After an applicant completes the reciprocity application and pays the required fee, the applicant must also pass the examination described in Rule 5.2.

Source: MISS. CODE ANN. §§ 73-6-13 (4) & 71-6-1 (2)-(3).

**Rule 5.8 Good Moral Character** The Board shall consider the following criteria in assessing an individual's "good moral character". Conduct that reasonably raises a question about whether an individual possesses good moral character required for licensure includes, but is not limited to, any of the following:

- A. Conviction of any criminal offense, other than a routine traffic violation;
- B. Disciplinary action taken by the applicable governmental authority of any jurisdiction, state, territory, or political subdivision against any professional license, registration, or certification held by the applicant/licensee;
- C. Conduct that involves any of the following:
  - i. Failure to exercise proper regard for the applicant/licensee's own health, welfare, or safety;
  - ii. Failure to exercise proper regard for the health, welfare, safety, or legal rights of another person; or
  - iii. Fraud, deception, or lack of honesty or truthfulness.

Beginning January 1, 2025, the Board will require all applicants for licensure under Rules 5.1, 5.3, 5.4, and 5.7 to undergo a fingerprint based criminal history records check of the Mississippi central criminal database and the Federal Bureau of Investigation criminal history database. Each applicant shall submit a full set of the applicant's fingerprints in a form and manner prescribed by the Board, which shall be forwarded to the Mississippi Department of Public Safety and the Federal Bureau of Investigation Identification Division. The applicant is responsible for all costs associated with obtaining the fingerprints. The Board will charge a fee to the applicant for the costs associated with requesting and obtaining state and national criminal history records information for each applicant.

Any state or national criminal history records information obtained by the Board that are not already a matter of public record shall be deemed nonpublic and confidential information and shall be exempt from the Mississippi Public Records Act of 1983.

Source: MISS. CODE ANN. §§ 73-6-13 & 73-6-17.

**Rule 5.9 Fresh Start Act Request** An individual may submit a request for the Board to make a determination of whether an individual's criminal record will disqualify him from obtaining a license. The determination request shall be in writing, on the form supplied by the Board, and signed by the requester in the presence of a notary. The request shall also be



accompanied by a certified copy of any judgment of conviction. Each requestor must also pay the non-refundable fee by certified check, money order, or other method as approved by the Board.

The Board shall issue a written determination to the individual within thirty (30) days of the Board's receipt of the individual's request and all required documents and fees. If the Board determines that the individual's criminal record prohibits the individual from obtaining a license, the Board shall provide to the individual the grounds for the disqualification, notify of the right to a hearing to be conducted as described in Rule 10, notify of the earliest date for reapplication for licensure, and notify of what rehabilitation may be considered upon reapplication.

Source: MISS. CODE ANN. §§ 73-6-5 (1) & 73-77-1.

**Rule 5.10 Application Retention** Applications shall be kept on file with the executive secretary of the Board for two (2) years.

Source: MISS. CODE ANN. §§ 73-6-13 & 73-6-17.

## **Chapter 6 Renewals**

**Rule 6.1 Renewal Filing** To renew a license, each chiropractor must yearly complete the renewal packet included under the Licensee Portal found at <http://www.msbce.ms.gov> or otherwise may be made available by the Board. All licensees who were licensed in the current year of renewal are required to complete the renewal packet and pay the required fee; however, continuing education hours are not required for licensees newly licensed in the current year of renewal. (See Rule 7.2)

As part of the yearly renewal, a chiropractor must update his photo as per the specifications found in Rule 5.1. The chiropractor shall also verify/update the following information: licensee contact, clinic, employees, continuing education courses taken by employees, office information sheet, and other information as required by the Board. The chiropractor shall upload course certificates for the required continuing education units specified in Chapter 7. The Board reserves the right to audit the information provided in the renewal filing to confirm that the information confirms with the rules and regulations of the Board.

Source: MISS. CODE ANN. § 73-6-17 (2).

**Rule 6.2 Renewal Fees** Each renewal application shall be accompanied by a renewal fee to be paid on or before June 30 of each year. Renewal fees are non-refundable and must be paid by certified check, money order, or other method as approved by the Board.

Fee Exemptions are listed in Rule 7.2.

Source: MISS. CODE ANN. §§ 73-6-17 & 73-6-34 (2)(d).

**Rule 6.3 Late Renewal Fee** A delinquent fee of no more than Three Hundred and

No/100 Dollar (\$300.00) shall be added to any renewal received on or after July 1.

Source: MISS. CODE ANN. § 73-6-17.

**Rule 6.4 Office Information Update Form** As part of the yearly licensee renewal process, each renewal application must provide and/or update the following information for the licensee's clinic to the Board: (1) clinic name, (2) clinic physical address, (3) clinic mailing address, (4) telephone number, (5) fax number, (6) e-mail address, (7) list of all licensed chiropractors, (8) list of all chiropractic assistants, (9) list of all radiologic technologists, (10) list of all unlicensed graduate chiropractors, (11) start date for all unlicensed graduate chiropractors, (12) licenses/certification/permits held by unlicensed graduate chiropractors, (13) tasks performed by unlicensed graduate chiropractors, (14) compliance with advertising restrictions found in Chapter 11, (15) compliance with continuing education requirements for licensed chiropractors, (16) compliance with continuing education requirements for chiropractic assistants, (17) compliance with continuing education requirements for radiologic technicians, and (18) list of all personnel not otherwise previously disclosed.

The Office Information Update Form must be verified by the owner of the clinic and by all staff who are identified by both name and title.

The Board must be notified of staff changes within ninety (90) days of such change.

Source: MISS. CODE ANN. § 73-6-5.

**Rule 6.5 Inactive License Status** A licensed chiropractor in good standing who chooses not to practice or offer to practice chiropractic in the State of Mississippi may request an inactive license status at the time of licensure renewal. A licensee in an inactive status can represent himself to the public as a chiropractor but cannot otherwise practice or offer to practice chiropractic in the State of Mississippi.

Source: MISS. CODE ANN. §§ 73-6-5 & 73-6-17.

**Rule 6.6 Retired License Status** A licensed chiropractor in good standing who chooses not to practice or offer to practice chiropractic in the State of Mississippi and is at least seventy-five (75) years of age and having ten (10) years of aggregate practice may request a retired status license at the time of licensure renewal. A licensee in a retired status can represent himself to the public as a chiropractor but cannot otherwise practice or offer to practice chiropractic in the State of Mississippi.

Source: MISS. CODE ANN. §§ 73-6-5 & 73-6-17.

**Rule 6.7 Expired License Status** Any license that is not renewed or placed on inactive or retired status on or before August 30 of each year will be deemed expired. A person holding a license in expired status may not practice chiropractic in the State of Mississippi.

Source: MISS. CODE ANN. §§ 73-6-5 & 73-6-17.

**Rule 6.8 Reinstatement of an Expired License** A holder of a license in an expired status may renew his license by moving it to an active status only after submitting to the Board all fees for each year lapsed and proof of all required continuing education hours for each year lapsed. Fees are paid by certified check, money order, or other method as approved by the Board.

A holder of an expired license may renew his license by moving it to an active status without examination as described in Rule 5.2 if the license has been expired for two (2) years or less. At any time after the two (2) year period, a holder of an expired license must successfully pass the examination described in Rule 5.2 and beginning on January 1, 2025, must also provide fingerprints and undergo a fingerprint based criminal history records check of the Mississippi central criminal database and the Federal Bureau of Investigation criminal history database. as described in Rule 5.8 to renew his license by moving it to active status.

Renewal of an expired license may be rejected by the Board if the applicant is not in good standing due to outstanding complaints against him, the existence of justification for license revocation or suspension, and/or disciplinary action against the licensee.

Source: MISS. CODE ANN. §§ 73-6-5 & 73-6-17.

**Rule 6.9 Reinstatement of Inactive License or Retired License** A holder of either an inactive status or a retired status license may renew his license by moving it to an active status only after submitting to the Board the annual renewal fee and proof of continuing education as per Chapter 7 for one (1) year. Fees are paid by certified check, money order, or other method as approved by the Board.

A holder of either an inactive license or a retired status license may renew his license by moving it to an active status without examination as described in Rule 5.2 only within two (2) years or less of moving the license to inactive or retired status. At any time after the two (2) year period, a holder of either an inactive license or a retired status license must successfully pass the examination described in Rule 5.2 to renew his license by moving it to active status.

Renewal of either an inactive license or a retired license may be rejected by the Board if the applicant is not in good standing due to outstanding complaints against him, the existence of justification for license revocation or suspension, and/or disciplinary action against the licensee.

Source: MISS. CODE ANN. §§ 73-6-5 & 73-6-17.

## **Chapter 7 Continuing Education**

**Rule 7.1 Continuing Education Required** Each chiropractic license shall be renewed yearly by submitting to the executive secretary of the Board a certificate, certified by a state chiropractic board and a state chiropractic association, verifying his attendance of at least twelve (12) hours of instruction in the latest chiropractic developments within the scope of Mississippi chiropractic practice. Each continuing education course must be approved by the Board. Three (3) of the required twelve (12) hours shall be instruction in the subject of risk management. Of

the twelve (12) hours of instruction, up to six (6) hours may be obtained from virtual attendance of an on-line course(s).

Source: MISS. CODE ANN. § 73-6-17.

**Rule 7.2 Exemptions** Any licensed chiropractor who has reached age seventy-five (75) and does not practice or offer to practice chiropractic in the State of Mississippi shall be exempt from annual payment of the license renewal fee and from annual submission of continuing educational units.

All licensees who were licensed in the current year of renewal are not required to submit continuing education hours with the renewal packet.

Source: MISS. CODE ANN. § 73-6-17.

**Rule 7.3 Inactive Licensure Status and Continuing Education** Yearly, all chiropractors holding an inactive licensure status shall submit to the executive secretary a certificate, certified by a state chiropractic board and a state chiropractic association, verifying his attendance of at least six (6) hours of instruction in the latest chiropractic developments within the scope of Mississippi chiropractic practice. Each continuing education course must be approved by the Board. Three (3) of the required six (6) hours shall be instruction in the subject of risk management. Of the six (6) hours of instruction, up to three (3) hours may be obtained from virtual attendance of an on-line course(s).

Source: MISS. CODE ANN. § 73-6-17.

**Rule 7.4 Claim Examiner Continuing Education** Yearly, all chiropractors performing claim review and/or independent examinations as defined in Rule 13.1 (c) shall present to the Board proof of ten (10) hours of continuing education focused on claim review instruction or developments. Each continuing education course must be approved by the Board. Of the ten (10) hours of instruction, up to five (5) hours may be obtained from virtual attendance of an on-line course(s).

The required continuing education hours for claim examiners must be submitted in addition to the required continuing education hours for licensed chiropractors detailed in Rule 7.1.

Source: MISS. CODE ANN. § 73-6-34 (2)(b).

**Rule 7.5 Animal Practice Continuing Education** Yearly, all chiropractors registered with the Board as performing chiropractic services on animals pursuant to Rule 12.4 shall present to the Board proof of ten (10) hours of continuing education focused on animal chiropractic instruction or developments. Each continuing education course must be approved by the Board. Of the ten (10) hours of instruction, up to five (5) hours may be obtained from virtual attendance of an on-line course(s).

The required continuing education hours for chiropractors registered with the Board as

performing chiropractic services on animals pursuant to Rule 12.4 must be submitted in addition to the required continuing education hours for licensed chiropractors detailed in Rule 7.1.

Source: MISS. CODE ANN. § 73-6-1 (8).

## **Chapter 8 Chiropractic Assistants**

**Rule 8.1 Defined** A chiropractic assistant is anyone who participates in direct patient care by providing ancillary services or procedures in a chiropractic practice under the direct supervision and control of a licensed chiropractor. Direct patient care is defined as any hands on or face to face contact with patients at any point during the chiropractic practice.

A chiropractic assistant may not be licensed to practice chiropractic in this or any other jurisdiction. A chiropractic assistant may not have had a license to practice chiropractic or any other healthcare profession suspended, revoked, or denied for any reason other than failing to meet education or licensing examination requirement in this or any other jurisdiction.

Source: MISS. CODE ANN. § 73-6-5 (2).

**Rule 8.2 Educational Requirements** Except at the discretion of the Board, a chiropractic assistant must have either a high school diploma or a GED.

Source: MISS. CODE ANN. § 73-6-5 (2).

**Rule 8.3 Limitations on Scope of Practice** A licensed chiropractic assistant may not:

1. evaluate, interpret, design, or modify an established treatment program of chiropractic care,
2. create the course of chiropractic treatment plans,
3. participate in clinical decision making,
4. represent himself as an independent health care provider,
5. perform medical imaging unless so licensed as a chiropractic radiologic technologist under Chapter 9, or
6. perform adjustments or manipulative techniques.

Source: MISS. CODE ANN. § 73-6-5 (2).

**Rule 8.4 Coursework Requirements** All chiropractic assistants must complete six (6) hours of coursework as approved by the Board. Chiropractic assistants must begin Board-approved coursework within three (3) months of initial employment and must complete the coursework within six (6) months of initial employment. The basic coursework includes four (4) areas of competency:

1. foundational knowledge (i.e. human anatomy, human physiology, clinical terminology, and treatment and conditions),
2. patient safety and procedures (i.e. recognizing and preventing office hazards, therapeutic modalities and procedures, X-ray safety, and vital statistics),

3. documentation (i.e. forms, HIPAA, billing and coding, and record keeping), and
4. ethics and boundaries (i.e. sexual boundaries/harassment, patient-staff relations, doctor-staff relations, finances and billing, and confidentiality).

The coursework may be obtained from either live, in-person classroom attendance or virtual attendance of an on-line course(s).

Source: MISS. CODE ANN. § 73-6-5 (2).

**Rule 8.5 Application** The application, entitled “chiropractic assistant,” is available on the Board’s website located at <https://www.msbce.ms.gov> or otherwise may be made available by the Board. The application must be submitted within three (3) months of initial employment. Along with the application, the applicant must also submit a 2x2 inch passport style photograph taken within the immediate year before the application.

Source: MISS. CODE ANN. § 73-6-5 (2).

**Rule 8.6 Continuing Education** Annually, a chiropractic assistant must complete six (6) hours of continuing education in a course(s) of study approved by the Board. Of the six (6) hours of continuing education, up to three (3) hours may be obtained from virtual attendance of an on-line course(s).

Source: MISS. CODE ANN. § 73-6-5 (2).

**Rule 8.8 Renewals** Annually, each chiropractic assistant must submit to the executive secretary a certificate demonstrating completion of continuing education course(s) required by Rule 8.6. Each chiropractic assistant shall also pay the non-refundable renewal fee by certified check, money order, or other method as approved by the Board. Renewal fees must be paid on or before June 30 of each year. Late renewals are subject to additional fees listed in Rule 6.3.

Source: MISS. CODE ANN. § 73-6-5 (2).

**Rule 8.9 Transferability** If a licensed chiropractor employs a chiropractic assistant who has been registered with the Board under the supervision of another chiropractor, the licensed chiropractor must submit a “chiropractic assistant registration transfer” form that is available on the Board’s website located at <https://www.msbce.ms.gov> or otherwise may be made available by the Board.

Source: MISS. CODE ANN. § 73-6-5 (2).

**Rule 8.10 Expired Status** Each chiropractic assistant who fails to annually obtain continuing education required by Rule 8.6 and/or pay the required renewal fee required by Rule 8.8 shall be placed on an expired status and shall be unable to work as a chiropractic assistant in the State of Mississippi for remuneration. A chiropractic assistant on expired status may move to active status by obtaining six (6) hours of continuing education per Rule 8.6 for each year expired and paying the fee as per Rule 8.8.

Source: MISS. CODE ANN. § 73-6-5 (2).

## **Chapter 9    Chiropractic Radiologic Technologist**

**Rule 9.1    Defined**        A chiropractic radiologic technologist is an individual who is also a registered chiropractic assistant and who has passed the national certification examination recognized by the American Registry of Radiologist Technologists (“AART”) and who applies x-radiation or ionizing radiation to any part of the human body for diagnostic purposes in a chiropractic setting.

Source: MISS. CODE ANN. § § 73-6-5 (1) & 41-58-3 *et seq.*

**Rule 9.2    Registration**    Every chiropractic radiologic technologist is required to register with the Board by submitting a form entitled “radiologic technologist” that is available on the Board’s website located at <https://www.msbcce.ms.gov> or otherwise may be made available by the Board. Along with the application, the applicant must also submit the following:

- A. 2x2 inch passport style photograph taken within the immediate year before the application,
- B. Verified certification and registration on AART letterhead, and
- C. Non-refundable fee made by certified check, money order, or other method as approved by the Board.

Source: MISS. CODE ANN. § 73-6-5 (2).

**Rule 9.3    Continuing Education**        Within twelve (12) months of employment and again biennially, each registered chiropractic radiologic technologist must complete twelve (12) hours of continuing education with six (6) of the twelve (12) hours in radiation protection. All hours must be approved by the Department of Health as the governing authority of Medical Radiation Technologists. These continuing education hours may be acquired through in-person, virtual, or online courses. This requirement is in addition to the continuing education requirements required for chiropractic assistants listed in Rule 8.4.

Source: MISS. CODE ANN. § 73-6-5 (2).

**Rule 9.4    Renewals**        Annually, each chiropractic radiologic technologist must submit to the executive secretary a certificate demonstrating completion of continuing education course(s) required by Rule 9.3. Each chiropractic radiologic technologist shall pay the non-refundable renewal fee by certified check, money order, or other method as approved by the Board. The renewal fee must be paid on or before June 30 biennially. Late fees are subject to additional fees listed in Rule 6.3.

Source: MISS. CODE ANN. § 73-6-5 (2).

## **Chapter 10 Discipline**

**Rule 10.1 Complaint** Members of the public or the Board may make a complaint against a licensed chiropractor for an alleged violation of the Law or the Rules and Regulations by completing the document entitled “complaint” that is available on the Board’s website located at <https://www.msbce.ms.gov> or otherwise may be made available by the Board. All complaints must be signed and notarized. A complaint must be submitted by email, hand delivery, or mail to the address of record of the Board.

Complaints must be filed within two (2) years of the date of the discovery of the alleged violation but no later than six (6) years from the date of the violation itself.

Source: MISS. CODE ANN. §§ 73-6-5 (2) & 73-6-19.

**Rule 10.2 Investigation** Once a complaint is received, the executive secretary shall enter the complaint into the Complaint Database and assign a number to the complaint. The executive secretary shall confer with the Board attorney to determine if the Board has jurisdiction to hear the complaint. After jurisdiction is confirmed, a Board member will investigate the complaint to determine if there is substantial justification supporting wrongdoing by a licensed chiropractor. The investigating board member, after consultation with the executive secretary and the Board’s attorney, will make a recommendation to the Board to proceed with a dismissal, consent order, informal conference, or formal disciplinary hearing.

Source: MISS. CODE ANN. §§ 73-6-5 (2) & 73-6-19.

**Rule 10.3 Complaint, Summons, and Notice of Hearing** For the purposes of this rule, “complaint” refers to the formal documents issued by the Board to initiate a disciplinary hearing. The complaint is based on prior investigation of charges or information and shall set forth a statement of the charges against the accused. The complaint shall instruct the respondent to personally appear at the disciplinary hearing, inform of the respondent’s right to counsel, and inform of the respondent’s right to produce witnesses and evidence on his behalf as well as the right to cross-examine adverse witnesses and evidence.

“Summons and notice of hearing” refers to the document accompanying the complaint which compels the respondent to appear and sets forth the time and place of the hearing.

The summons and complaint shall be, no less than thirty (30) days prior to the scheduled date of the disciplinary hearing, either:

1. mailed by licensed or certified mail, return receipt requested, to the most recent address of the accused on file with the Board or
2. personally served on the respondent.

Source: MISS. CODE ANN. §§ 73-6-5 (2) & 73-6-19.



**Rule 10.4 Consent Orders** If, after receipt of a complaint and prior to the disciplinary hearing, an accused desires to admit to a violation, a consent order may be entered into with the accused without the necessity of a disciplinary hearing. This opportunity for settlement shall be at the sole discretion of the investigative committee. Any consent order shall be subject to the approval of the Board and shall not be subject to appeal. The Board may reject a proposed consent order and vote to hold a formal disciplinary hearing.

Source: MISS. CODE ANN. §§ 73-6-5 (2) & 73-6-19.

**Rule 10.5 Informal Conferences** The respondent or the Board may request an informal conference at the Board office with the investigative committee for the purpose of showing that the allegation(s) contained in the complaint is (are) not true. The investigative committee will be composed of the designated Board member, the executive secretary, the Board attorney, and appropriate staff personnel; however, the absence of the designated Board member or the executive secretary or Board attorney shall not invalidate the formation of the committee or the conclusions of the conference. The respondent may have an attorney present only in an advisory capacity. If the respondent desires a conference and the complaint cannot thereafter be dismissed on the evidence, an effort will then be made to reach an informal settlement and consent order as provided in Rule 10.4.

The informal conference or settlement negotiation shall be completed no less than ten (10) days before the scheduled date of the disciplinary hearing; provided, however, the Board's investigative committee, at its sole discretion, may continue the disciplinary hearing at the request of the respondent for the purpose of completing said proceedings.

Source: MISS. CODE ANN. §§ 73-6-5 (2) & 73-6-19.

**Rule 10.6 Summary Suspension** The Board may summarily suspend a license without a hearing, simultaneously with the filing of a complaint and notice of hearing according to Rule 10.3, if the Board determines that the health, safety, or welfare of the public is in immediate danger. If the Board summarily suspends a license, a hearing must be held within twenty (20) days after such suspension begins, unless continued at the request of the licensee.

Source: MISS. CODE ANN. §§ 73-6-5 (2) & 73-6-19.

**Rule 10.7 Right to Counsel** All applicants and licensees have a right to counsel at his own expense.

Source: MISS. CODE ANN. §§ 73-6-5 (2) & 73-6-19.

**Rule 10.8 Recusal** A Board member shall not be entitled to participate in any disciplinary action if the Board determines that such a Board member is personally biased against the accused.

Any accused in a disciplinary proceeding may assert conflict or bias by filing with the executive secretary at least three (3) days before the scheduled disciplinary hearing an affidavit asserting the

disqualification together with specific details of the underlying factual bias for the assertion.

The recusal or disqualification of Board members shall be considered on the record as a preliminary matter at the hearing before any other questions are decided. In the event that after consideration there does not remain a quorum, substitute panel members shall be selected from the most recent slates of Board appointment candidates established by the Mississippi State Board of Chiropractic Examiners to the extent necessary to achieve a quorum. These substitute members shall receive compensation as provided for Board members in Mississippi Code Annotated section 73-6-9.

Source: MISS. CODE ANN. §§ 73-6-5 (2) & 73-6-19.

**Rule 10.9 Hearings** Disciplinary hearings are before the Board and presided by the Board Chairman or designee of the Board. The investigative Board member shall not sit as a member of the Board in any disciplinary hearing resulting from that investigation.

The Board shall have the power to compel the attendance of witnesses and the production of books, documents, records, and other papers by subpoena. Upon the request of the respondent, the Board likewise may also compel the attendance of witnesses and the production of books, documents, records, and other papers by subpoena for and on behalf of respondent.

Disciplinary hearings may be recorded and/or transcribed by court reporter.

The Mississippi Rules of Civil Procedure and the Mississippi Rules of Evidence are inapplicable to the conduct of disciplinary hearings.

Source: MISS. CODE ANN. §§ 73-6-5 (2) & 73-6-19.

**Rule 10.10 Order** The Board shall issue an order within ninety (90) days after the close of the hearing, which shall include findings of fact and conclusions of law, stated separately. The accused shall be forwarded a copy of the order by certified or licensed mail, return receipt requested, and a copy shall be forwarded by first class mail to each attorney of record.

All orders issued by the Board shall be reflected in the Board minutes and shall be matters of public record and preserved pursuant to state law.

Source: MISS. CODE ANN. §§ 73-6-5 (2) & 73-6-19.

**Rule 10.11 Discipline** Upon a finding that the accused has violated any law or rule and regulation adopted by the Board, the Board may censure; reprimand; admonish; require the completion of a course in ethics and additional education as approved by the Board; fine the accused; suspend/limit/restrict the accused's licensure to practice as a Chiropractor for up to five (5) years; and/or revoke the accused's licensure to practice as a Chiropractor.

The Board may, in its discretion, temporarily stay the execution of its order conditioned upon

any provision the Board deems just and proper under all the circumstances of each case.

In determining whether a license should be revoked or suspended, and whether execution of the order should be stayed, and upon what conditions, the Board may consider all relevant factors, including, but not limited, to the following:

1. the severity of the violation(s);
2. the actual or possible danger to the public resulting from the accused's past and present violation(s);
3. the actual damage resulting from the accused's past and present violation(s);
4. the number of past repetitions of the accused's present violation(s);
5. the length of time since the occurrence of the accused's present violation(s);
6. the number and seriousness of previous violations;
7. the length of time the licensee has practiced;
8. the deterrent effect of the penalty imposed;
9. the effect of the penalty upon the accused's livelihood;
10. any efforts of rehabilitation; and
11. any other mitigating or aggravating circumstances.

Source: MISS. CODE ANN. §§ 73-6-5 (2) & 73-6-19.

**Rule 10.12 Appeal** Any person aggrieved by the action of the Board as a result of disciplinary proceedings conducted pursuant to this Chapter may appeal as provided for in Section 73-13-19 Mississippi Code Annotated (1972).

Source: MISS. CODE ANN. § 73-6-19.

## **Chapter 11 Advertising**

**Rule 11.1 Deceptive Advertising Prohibited** All chiropractors, both licensed and unlicensed, along with all office staff are prohibited from using false, misleading, or deceptive advertisements for any service or exam regardless of whether a fee is charged for such service or exam.

Source: MISS. CODE ANN. §§ 73-6-25 (1) (a)-(c) & 41-121-1 *et seq.*

**Rule 11.2 Disclosure of Costs** All chiropractors, both licensed and unlicensed, may not offer a service or exam at a discounted price without also disclosing the undiscounted price of the same service or exam.

Source: MISS. CODE ANN. § 73-6-25 (1) (a)-(c).

**Rule 11.3 Advertising a Procedure as “Painless”** All chiropractors, both licensed and unlicensed, may not advertise, promise, or guarantee to perform any operation or professional service “painlessly”.

Source: MISS. CODE ANN. § 73-6-25 (1) (a)-(c).

## **Chapter 12 Chiropractic Practice**

**Rule 12.1 At Will Patient Relationship** A chiropractor acknowledges that his patients have a right to choose a chiropractor and/or health care provider and may amend provider choice at will.

Source: MISS. CODE ANN. § 73-6-5 (1).

**Rule 12.2 Record Preservation** A chiropractor should preserve and protect a patient's confidences and records, except as directed by the patient or required by the law. A patient's history, symptoms, diagnosis, and/or treatment should not be discussed with any third party unless written consent is provided by the patient or patient representative.

Source: MISS. CODE ANN. § 73-6-5 (1).

**Rule 12.3 Patient Records** A chiropractor should comply with a patient's written and notarized authorization to provide records, or copies thereof, to whomever the patient designates and authorizes to receive and/or inspect such records. A reasonable fee may be charged for the cost of duplication of records in compliance with a patient request.

Source: MISS. CODE ANN. § 73-6-5 (1).

**Rule 12.4 Chiropractic/Veterinary Relationship** A licensed chiropractor may act as an unlicensed veterinary assistant and may manipulate and/or adjust animals under the direct supervision of a Mississippi licensed veterinarian provided that the licensed chiropractor has successfully completed a course of study approved by the American Veterinary Chiropractic Association, International Veterinary Chiropractic Association, or another course that is substantially equivalent and approved by the Mississippi Board of Veterinary Medicine. Any licensed chiropractor providing services on animals must register with the Board. Initial registration shall require a certified transcript demonstrating completion of course of study as approved by the American Veterinary Chiropractic Association, International Veterinary Chiropractic Association, or another course that is substantially equivalent and approved by the Mississippi Board of Veterinary Medicine.

Source: MISS. CODE ANN. § 73-6-1 (8).

**Rule 12.5 Vitamins** Only licensed chiropractors may recommend, dispense, or sell vitamins and/or food supplements within the professional and ethical practice of chiropractic. Any employee of the licensed chiropractor, including but not limited to a chiropractic assistant, shall be prohibited from recommending, dispensing, or selling vitamins and/or food supplements.

Source: MISS. CODE ANN. § 73-6-1 (4).

**Rule 12.6 Manipulation Under Anesthesia** A licensed chiropractor may engage in the practice of chiropractic while the patient is under anesthesia/joint anesthesia ("MUA/JA") if

the following criteria are met:

- A. MUA/JA is performed at a facility that is licensed by the Mississippi Department of Health and approved by one (1) of the following:
  - 1. Joint Commission on Accreditation of Healthcare Organizations,
  - 2. American Osteopathy Association, or
  - 3. Accreditation Association of Ambulatory Healthcare, or Medicare; and
- B. the anesthetic sedative, or other drug, is administered to the patient by one of the following: a licensed medical doctor, doctor of osteopathy who is a board-eligible, board-certified anesthesiologist, a certified registered nurse anesthetist, or individual under the direct supervision of that professional; and
- C. the chiropractor has completed a certification course in MUA/JA of not less than eighteen (18) didactic academic hours and completed five (5) proctored MUA/JA procedures as part of the certification course. The MUA/JA certification course must be sponsored by a school/college's chiropractic program that is accredited by the Council on Chiropractic Education or its equivalent.

A chiropractor who violates this rule is guilty of unprofessional conduct. No hospital is required to grant allied hospital privileges to a chiropractic physician performing MUA/JA.

Source: MISS. CODE ANN. § 73-6-5 (1).

**Rule 12.7 Expertise** Except as otherwise provided by law, rule, or regulation of this state, any Mississippi licensed chiropractor in good standing may hold himself out as an expert on the issue(s) in question by virtue of knowledge, skill, experience, training, or education and may testify as such in legal proceedings.

Source: MISS. CODE ANN. § 73-6-5 (1).

## **Chapter 13 Claims Review and/or Independent Examiners**

**Rule 13.1 Definition of Terms** As used in this Chapter as well as in MISS. CODE ANN. § 73-6-34, the following words are defined as follows:

- A. Adverse Action. Denial, disallowance, or only partial payment of any expected benefit contemplated pursuant to an insurance contract or policy.
- B. Claim or Insurance Claim. A written or electronic request for payment of benefits in accordance with the terms and conditions of a written contract or policy to provide guarantee, reimbursement, or indemnification for those certain specified services.
- C. Claims Review or Independent Examination. Services for third-party entities for the purpose of rendering a decision on chiropractic insurance claims.
- D. Evaluation. A desk review of pertinent documents, charts, tests, and related

diagnostics to determine necessity of chiropractic services and care recommended or rendered to a patient in accordance with the recognized standard of care in the chiropractic community.

- E. Health Care Services. All forms of chiropractic care rendered or available to a patient.
- F. Insurance Company. A person, corporate entity, organization, or association or any type, whether, domestic or foreign, providing health care benefits of any type, pursuant to a contract or policy. This includes fraternal benefit societies and health maintenance organizations.
- G. Services Rendered. All forms of chiropractic care rendered to a patient by a duly licensed chiropractor or under the supervision of a duly licensed chiropractor.
- H. Third Party Entities. A person, company, or organization, other than the health care provider or patient.

Source: MISS. CODE ANN. § 73-6-34.

**Rule 13.2 Registration with Board** A Mississippi licensed chiropractor who performs claims review or independent examinations as defined in Rule 13.1 (c) must be registered as a claims reviewer with the Board. An application for registration as a claims reviewer is available on the Board's website located at <https://www.msbcce.ms.gov> or otherwise may be made available by the Board. The application must be accompanied by:

- A. Proof of successful completion of 300 classroom hours of study, as outlined in Rule 13.3, in insurance claim review through a course of study recognized by the Council of Chiropractic Education ("CCE") and approved by the Board and
- B. Payment of the non-refundable registration fee of \$25.00 by certified check, money order, or other method as approved by the Board.

A Mississippi licensed chiropractor who was actively performing claims reviews or independent examinations as defined in Rule 13.1 (c) prior to 1994 is exempt from the requirement listed in Rule 13.2 (a) but must submit proof of successful completion of 100 classroom hours of study in insurance claim review through a course of study recognized by the CCE and approved by the Board as well as proof of actively performing at least ten (10) claims reviews prior to July 1, 1994. The requirements of Rule 13.2 (b) must also be met.

Source: MISS. CODE ANN. § 73-6-34.

**Rule 13.3 Board Approved 300 Hour Course of Study** The 300 hours of classroom study must be recognized the CCE and pre-approved by the Board. The curriculum for the 300-hour study should be as follows:

- A. At least one (1) 100-hour course in claims review,
- B. Certified course in impairment rating,
- C. Certified course in disability assessment,
- D. Classes in claims review taught within a school/college's chiropractic program that is accredited by the CCE or its equivalent,
- E. Classes in insurance coding or compliance taught by a recognized organization, and
- F. Certified coding specialist classes or medical compliance specialist classes.

Other classroom hours may be approved at the discretion of the Board and will be considered on a case-by-case basis.

Orthopedic, neurological, radiographic, pediatric, nutrition, sports physician, or sports science classes will not be approved classroom hours and will not be counted toward the 300 hours of study.

Source: MISS. CODE ANN. § 73-6-34.

## **Chapter 14 Chiropractic Undergraduate Preceptorship Program**

**Rule 14.1 Definitions** As used in this Chapter, the following words are defined as follows:

- A. Experience or Practicum Educational Experience. A specific educational program developed for an intern under the on-site supervision of a preceptor.
- B. Licensee. A person who holds a valid license to practice chiropractic in this state.
- C. Preceptor. A chiropractor who provides on-site supervision and evaluation of an intern in a clinical setting for hands-on training.

Source: MISS. CODE ANN. §§ 73-6-5 (2) & 73-6-14 (1).

**Rule 14.2 Preceptor Qualifications** Only a Mississippi licensed chiropractor holding a active status license with a minimum of five (5) years of experience, having no disciplinary actions for the preceding three (3) years, and having a chiropractic office where a minimum of fifty (50) patients are treated weekly may serve as a preceptor. The preceptor's office must be pre-approved by the intern's accredited chiropractic program at a college/school, and the office is subject to approval and inspection by the Board. In patient practice, the preceptor must take a patient's medical history, conduct a physical examination of the patient, and utilize diagnostic procedures.

A preceptor is not liable for the payment/compensation of any form for any service performed by any intern's instructor/supervisor associated with the intern's chiropractic program at a college/school. The preceptor must maintain malpractice insurance that shall include coverage for the intern. A preceptor may supervise no more than one (1) intern per semester.

Source: MISS. CODE ANN. §§ 73-6-5 (2) & 73-6-14 (1).

**Rule 14.3 Preceptor Application** Applicants seeking to be preceptors must complete an application available to qualifying applicants. This application, entitled “preceptor application,” is available on the Board’s website located at <https://www.msbcce.ms.gov> or otherwise may be made available by the Board. Applications must include a nonrefundable fee payable to the Board via money order, certified check, or other method as approved by the Board.

The Board should notify the applicant of acceptance or rejection in writing. If the applicant is rejected, the Board shall provide the reason(s) for the rejection of the application in writing to the applicant.

Source: MISS. CODE ANN. §§ 73-6-5 (2) & 73-6-14 (1).

**Rule 14.4 Intern Application** Only students at a CCE accredited chiropractic program at a college/school in their last academic year may apply for the program. Applications for interns must be made in writing to Board. This application, entitled “intern application,” is available on the Board’s website located at <https://www.msbcce.ms.gov> or otherwise may be made available by the Board. Applications must include certification by an official of the applicant’s collage/school that the applicant has satisfactorily completed the prerequisite curriculum, as determined by the collage/school, for participation in the program.

Source: MISS. CODE ANN. §§ 73-6-5 (2) & 73-6-14 (1).

**Rule 14.5 Preceptorship Program** The organization, content, duration, and weekly schedule of each preceptorship shall be jointly developed by the designated representative of the intern’s college/school and the preceptor at least one (1) month prior to the start of the preceptorship.

Source: MISS. CODE ANN. §§ 73-6-5 (2) & 73-6-14 (1).

**Rule 14.6 Program Responsibilities: Preceptor** A preceptor is responsible for proving onsite supervision of the intern when the intern is providing or assisting in the performance of chiropractic services or procedures. The preceptor shall provide a detailed list of the intern’s duties to the intern’s college/school and Board and must provide to the intern a minimum of twenty-five (25) office hours a week.

To the intern’s college/school and Board, the preceptor shall submit in writing the names and professional credentials of all persons assisting with the program and shall update as to any change of preceptor.

Source: MISS. CODE ANN. §§ 73-6-5 (2) & 73-6-14 (1).

**Rule 14.7 Program Responsibilities: Intern** An intern’s program time period is specified



by the intern's college/school for the purpose of augmenting his competence in all legal and ethical areas of chiropractic practice. The intern shall complete all program related forms required by the intern's college/school and the Board.

An intern shall provide a current telephone number and address to the preceptor and the Board and shall update of any change within twenty-four (24) hours of such change. The intern must provide his own transportation and living arrangements during the program. The intern must report timely, dress appropriately, and comply with all policies and procedures of the Preceptor's office.

The intern must not submit for publication any material related to the program experience without prior written approval of the preceptor and intern's college/school.

Source: MISS. CODE ANN. §§ 73-6-5 (2) & 73-6-14 (1).

**Rule 14.8 Program Responsibilities: College/School** The college/school shall designate a faculty member as the college/school's designated representative who will, jointly with the preceptor, develop the program as detailed in Rule 14.5.

The college/school shall determine the requirements for and assure to the preceptor that an intern has satisfactorily completed the prerequisite curriculum for participation in the program.

The college/school shall communicate to the preceptor the complete name, biographical data, work experience, and health status of the intern at least one (1) month prior to the start of the program.

The college/school shall enforce the rules and regulations governing the intern's conduct during the program and shall have the ability to terminate the program and remove an intern upon the request of a preceptor for just cause.

At all times, the college/school or the Board may inspect the preceptor's chiropractic office, evaluate the services available for the intern's experience, inspect the intern's records, and inspect any other items related to the Preceptorship Program.

Source: MISS. CODE ANN. §§ 73-6-5 (2) & 73-6-14 (1).

**Rule 14.9 Records** The preceptor shall maintain a complete record of the intern's performance and provide an evaluation of the intern on the form provided by the intern's college/school. Any incident report maintained by the preceptor shall be the property of the preceptor but may be provided to the intern's college/school or Board upon written request.

The college/school shall maintain and provide to the Board, upon request, a copy of all records pertinent to the program.

Source: MISS. CODE ANN. §§ 73-6-5 (2) & 73-6-14 (1).

**Rule 14.10 Program Termination** A college/school may remove an intern for (1) unprofessional or unsatisfactory performance, conduct, or demeanor, (2) a health status that is detrimental to the program’s goals, or (3) any other justifiable reason. A preceptor may, in an emergency, relieve an intern from any specific assignment. A preceptor may request that an intern leave the preceptor’s chiropractic office, pending determination of the intern’s completion of the program as to be determined by the intern’s college/school.

Source: MISS. CODE ANN. §§ 73-6-5 (2) & 73-6-14 (1).

## **Chapter 15 Post Graduate Chiropractic Extern Program**

**Rule 15.1 Extern Qualifications** A person who has graduated from a CCE accredited college but has not been licensed in any state may be, at the Board’s discretion, an extern.

Source: MISS. CODE ANN. §§ 73-6-5 (2) & 73-6-14 (1).

**Rule 15.2 Extern Application** A signed, notarized application must be made in writing to the Board. This application, entitled “Extern Application”, is available on the Boards’ website located at <https://www.msbce.ms.gov> or otherwise may be made available by the Board. An applicant must also submit with the extern application the following documents:

- A. 2x2 inch passport style photograph taken within the immediate year before the application,
- B. Certified transcript demonstrating completion of at least two (2) years or sixty (60) hours of study at an accredited institution of higher learning or accredited junior college,
- C. Certified transcript from an accredited chiropractic program at a college/school showing the date of graduation,
- D. Transcript from National Board of Chiropractic Examiners demonstrating passage of the National Board tests, including parts one (1), two (2), three (3), four (4), and physiotherapy, and
- E. Non-refundable application fee made by certified check, money order, or other method as approved by the Board.

Source: MISS. CODE ANN. §§ 73-6-5 (2) & 73-6-14 (1).

**Rule 15.3 Sponsoring Chiropractor Application** An application to be a sponsoring chiropractor must be made in writing and approved by the Board. This application, entitled “Sponsoring Chiropractic Application”, is available on the Boards’ website located at <https://www.msbce.ms.gov> or otherwise may be made available by the Board.

A Mississippi licensed chiropractor wishing to be a sponsoring chiropractor in this program must

have an active status license and have been in practice in Mississippi for at least five (5) years. He must have no disciplinary action against his license in Mississippi for the preceding three (3) years.

Source: MISS. CODE ANN. §§ 73-6-5 (2) & 73-6-14 (1).

**Rule 15.4 Program Duration** The program lasts for six (6) months after acceptance into the program.

Source: MISS. CODE ANN. §§ 73-6-5 (2) & 73-6-14 (1).

**Rule 15.5 Program Transferability** An approved extern may transfer to an approved sponsor only after a written request for a transfer is approved by the Board.

Source: MISS. CODE ANN. §§ 73-6-5 (2) & 73-6-14 (1).

**Rule 15.6 Program Renewal/Extension** To renew/extend the externship beyond the original six (6) month period, the extern and sponsoring chiropractor must submit a written request to extend to the Board. The written request must be accompanied by payment of a non-refundable renewal/extension fee. This fee may be made by certified check, money order, or other method as approved by the Board. Program renewal/extension is at the discretion of the Board and may not be granted more once or for a term of more than six (6) months.

Source: MISS. CODE ANN. §§ 73-6-5 (2) & 73-6-14 (1).

**Rule 15.7 Program Responsibilities: Extern** Externs shall practice within the scope of the laws and rules and regulations of the Board. Failure to follow the laws and rules and regulations will result in dismissal from the program. No extern may perform any chiropractic service without on-premises supervision by the sponsoring chiropractor.

Source: MISS. CODE ANN. §§ 73-6-5 (2) & 73-6-14 (1).

**Rule 15.8 Program Responsibilities: Sponsoring Chiropractor** A sponsoring chiropractor in the program may have no more than one (1) extern at a time working in his office. The sponsoring chiropractor must be on-premises whenever the extern is performing chiropractic service.

Source: MISS. CODE ANN. §§ 73-6-5 (2) & 73-6-14 (1).

## **Chapter 16 Code of Ethics**

**Rule 16.1 Objective** A chiropractor's ultimate objective should be to do "the greatest good for the patient" as he endeavors to perform a profession dedicated to the promotion of health, prevention of illness, and alleviation of suffering.

Source: MISS. CODE ANN. § 73-6-5 (1).

**Rule 16.2 Professionalism** A chiropractor should maintain a standard of professionalism in all dealings with patients, other members of the chiropractic profession, and members of other professions.

Source: MISS. CODE ANN. § 73-6-5 (1).

**Rule 16.3 Honesty and Competency** A chiropractor should provide patient care with honesty and endeavor to practice with the highest degree of professional competency.

Source: MISS. CODE ANN. § 73-6-5 (1).

**Rule 16.4 Objective Judgment** A chiropractor should use clinical judgment objectively and for the sole benefit of the patient. A chiropractor owes a duty of loyalty, compassion, and respect to his patients.

Source: MISS. CODE ANN. § 73-6-5 (1).

**Rule 16.5 Continued Education** A chiropractor should recognize his obligation to help others acquire knowledge and skill in the practice of the profession. A chiropractor should maintain the highest standards of scholarship, education, and training in the accurate and full dissemination of information and ideas.

Source: MISS. CODE ANN. § 73-6-5 (1).

**Rule 16.6 Responsiveness** A chiropractor should hold himself ready to respond to a need for his professional services; however, a chiropractor maintains the ability to either reject or accept any patient unless in an emergency.

Source: MISS. CODE ANN. § 73-6-5 (1).

**Rule 16.7 Patient Benefit Paramount** A chiropractor should attend to his patients as often as he considers necessary to insure the patient's wellbeing. A chiropractor should terminate the professional relationship with a patient when it is reasonably clear that the patient is no longer benefiting from professional services.

Source: MISS. CODE ANN. § 73-6-5 (1).

**Rule 16.8 Communication** A chiropractor should employ the principles of shared decision-making and their best good faith efforts to provide accurate information and facilitate understanding to enable the patient to make an informed choice regarding proposed treatment options including, but not limited to, services delivered by a chiropractor.

Source: MISS. CODE ANN. § 73-6-5 (1).

**Rule 16.9 Confidentiality** A chiropractor should preserve and protect the patient's confidential information, except as the patient directs or consents or as the law requires.

Source: MISS. CODE ANN. § 73-6-5 (1).

**Rule 16.10 Consultations with Other Professionals** A chiropractor should consult with other health care professionals when such consultation would benefit his patient or if a patient expresses a desire for such consultation.

Source: MISS. CODE ANN. § 73-6-5 (1).

**Rule 16.11 Equipment Usage** A chiropractor should utilize established best practices, current guidelines and standards of care when making clinical decisions regarding treatment, laboratory testing, X-ray procedures, and/or nutritional products to assure that that they are in the best interest of the patient and not in conflict with state statute or rules and regulations.

Source: MISS. CODE ANN. § 73-6-5 (1).

**Rule 16.12 Withdrawal of Professional Services** A chiropractor should not neglect a patient once he has attended the patient. Should a chiropractor withdraw professional services from a patient, he should aver to protect the patient by providing notice to allow the patient time to obtain professional services from others and by delivering all patient papers to the person or facility requested by the patient as per Rule 12.2 and Rule 12.3.

Source: MISS. CODE ANN. § 73-6-5 (1).

**Rule 16.13 Charitable Practice Encouraged** A chiropractor is encouraged to enable access to chiropractic care to persons who are unable to pay the reasonable and customary fee for such care.

Source: MISS. CODE ANN. § 73-6-5 (1).

**Rule 16.14 Illegal Conduct Discouraged** A chiropractor should maintain the highest standards of professional and personal conduct and should comply with all governmental jurisdictional rules and regulations.

Source: MISS. CODE ANN. § 73-6-5 (1).

**Rule 16.15 Sexual Intimacy with Patients Prohibited** A chiropractor should not engage in sexual intimacy with a patient or former patient within two (2) years of the physician/patient relationship.

Source: MISS. CODE ANN. § 73-6-5 (1).

**Rule 16.16 Dual Relationships Discouraged** A chiropractor should avoid dual relationships that could impair his professional judgement or risk exploitation of patient confidence.

Source: MISS. CODE ANN. § 73-6-5 (1).

**Rule 16.17 Public Officers** A chiropractor who is a public officer shall not engage in activities which are, or may reasonably be perceived to be, in conflict with his official duties.

Source: MISS. CODE ANN. § 73-6-5 (1).

**Rule 16.18 Referral Fees Prohibited** A chiropractor may not receive a fee, rebate, rental payment, or any other form of remuneration for the referral of a patient to a clinic, laboratory, or other health service entity.

Source: MISS. CODE ANN. § 73-6-5 (1).

**Rule 16.19 Duty to Report** A chiropractor should report incidents of unprofessional, illegal, incompetent, and unethical acts to appropriate authorities and organizations to protect the patients, the public, and the profession.

Source: MISS. CODE ANN. § 73-6-5 (1).