



Mississippi Board of Nursing (MSBON):
Navigating the New Temporary Emergency Rule on Weight Loss Medications: Insights into Title 30, Part 2840, Rule 1.5(E)

Introduction



Presentation Overview

Advanced Practice Registered Nurse (APRN) guidelines for prescribing controlled substances and legend drugs for weight loss. - Emphasis on adherence to FDA indications and careful patient assessment. Overview of the Temporary Rule.



Key Topics

Use of Diet Medications ; Conditions for Prescribing Controlled Substances ; Prescription Limits; Off-Label and Long-Term Use; Exceptions to FDA Requirements



Objectives

Importance of adhering to regulations; Ensuring patient safety and regulatory compliance. MSBON Rule Process and Procedures .

This introductory slide provides a high-level overview of the presentation for the Prescription and Use of Weight Loss Medications.

Path to Permanent Regulation :

● January 30, 2025

MSBON Submitted an Administrative Procedures Notice Filing: Specific legal authority authorizing the promulgation of rule: Miss. Code Ann. § 73-15-17. Title 30, Part 2840, Rule 1.5(E)

● January 30, 2025

Temporary Emergency Rule Adoption: Effective Date: January 30, 2025- Duration: Effective for 120 days.

● Public Comment Period:

Please check our website regularly for details.
www.msbn.ms.gov

● Path to Permanent Regulation:

Request submitted to Occupational Licensure Review Committee (OLRC) to request transition from emergency rule to a permanent-administrative regulation.

● January 30, 2025

Confirmation that the temporary rules have been uploaded to the Mississippi Administrative Bulletin under number 27851.

Note: Comprehensive evaluation by OLRC to ensure alignment with state laws and nursing standards. Upon OLRC approval the MSBON will finalize the rule into Title 30, Part 2840, Rule 1.5(E) as a permanent regulation.

Compliance Guidelines for APRN's on Weight Loss Medication Regulations

Emphasis on adherence to FDA indications and careful patient assessment.

Discontinuation of Stimulants:

Action Required - APRNs must not initiate and must discontinue stimulants if: - No Weight Loss Achieved. The patient has not lost weight over a 90-day treatment period. Weighing must occur every 90 days. Exception: A different controlled substance may be tried for an additional 90 days for first-time stimulant users who do not lose weight.

Exceptions to FDA Requirements:

Good Cause Exemptions- (a) Clinical Need; Patient's specific need not met by available products. - (b) Drug Shortage Medication is on the FDA's Drug Shortages List. Documentation : Good cause must be documented in the patient's records to comply with Rule 1.5(E).

Compounded Drug Verification:

Verification Requirement - Confirm the API from U.S.-based re-packager or wholesaler with verified COA. - Alternatively, pharmacy can perform its own API verification.- Documentation: Verification must be recorded in the patient's medical record.

Continued Compliance Guidelines for APRNs on Weight Loss Medication Regulations

Emphasis on adherence to FDA indications and careful patient assessment.

Verification of Compounded drugs administered or prescribed:

The licensee shall confirm that the pharmacy supplying the compounded medications has either obtained the active pharmaceutical ingredient (API) from a US based re-packager or wholesaler that has performed API verification testing to confirm the supplied certificate of analysis (COA) or supplying pharmacy has independently performed API verification testing to confirm the supplier's COA.

Compounded Drugs Documentation:

Documentation: Verification must be recorded in the patient's medical record.

1. **Understanding New Temporary Regulation**

The emergency rule introduces critical updates to the prescription of weight-loss medications by APRNs. It's essential to comprehend these regulations to ensure compliance and optimal patient care.

2. **Compliance is Crucial**

Adhering to the compliance guidelines is necessary to avoid legal issues and maintain professional integrity. Following prescribed limits and conditions helps safeguard patient safety and efficacy of treatment.

3. **Documentation and Accountability**

Proper documentation for exceptions and verification processes is mandatory. Accountability in prescribing practices strengthens trust in healthcare provision

4. **Some Immediate Steps for APRNs**

Review and familiarize yourself with the new compliance guidelines and regulations. Implement necessary changes in your practice to align with the emergency rule.

5. **Engage in the Public Comment Process**

We invite you to participate in our public comment review process. Details of the timeframe will be posted on our website as we prepare the rule for finalization. Please check our website for updates.

6. **Professional Responsibility**

Maintaining up-to-date knowledge on these regulations underscores the profession's commitment to ethical care.

Additional Key Takeways

Contact Us

Website for Additional Resources:

WWW.MSBN.MS.GOV

Additional Questions:

Contact Dr. Cagle : rcagle@msbn.ms.gov

Secretary of State: Link to Temp Rule

<https://www.msbn.ms.gov/legal/laws-and-rules>

Visit Us

713 S. Pear Orchard Rd. Suite 300 A Ridgeland MS, 39157