

1 UPDATED: 10/16/2023 – DISCUSSION DRAFT ONLY -- NOT FILED WITH LRC

2 GENERAL GOVERNMENT CABINET

3 Kentucky Board of Veterinary Examiners

4 (New Administrative Regulation)

5 201 KAR 16:543. Application requirements for allied animal health professional permits.

6 RELATES TO: KRS 321.175, 321.181(1)-(4), 321.235

7 STATUTORY AUTHORITY: KRS 321.175(2)(c), (5), 321.181(1)-(4), 321.235(1)(a)-
8 (c), (2)(b)2.

9 NECESSITY, FUNCTION, AND CONFORMITY: KRS 321.235(1)(b) authorizes the
10 board to promulgate administrative regulations to implement KRS Chapter 321. KRS
11 321.235(2)(b)2. provides the board authority to promulgate administrative regulations to limit
12 the scope of practice of allied animal health professional (AAHP) work on animals and to require
13 an AAHP applicant to have received training from an approved allied animal health professional
14 program in order to qualify for a permit from the board. This administrative regulation
15 establishes application requirements for allied animal health professionals (AAHPs) applying for
16 a permit from the board in the Commonwealth of Kentucky.

17 Section 1. Definitions.

18 (1) "Allied animal health professional" or "AAHP" has the same meaning as KRS
19 321.181(1).

20 (2) "Allied animal health professional facility" or "AAHP facility" has the same meaning
21 as KRS 321.181(2).

1 (3) "'Allied animal health professional manager" or "AAHP manager"' has the same
2 meaning as KRS 321.181(3)

3 (4) "Allied animal health professional permit" or "AAHP permit" has the same meaning
4 as KRS 321.181(4)

5 (5) "Fixed facility" has the same meaning as KRS 321.181(38).

6 (6) "Mobile facility" or "mobile unit" has the same meaning as KRS 321.181(46).

7 (7) "Registered responsible party" has the same meaning as KRS 321.181(57).

8 Section 2. (1) Practice on animals without a board credential shall be prohibited. Except
9 as provided for in KRS 321.200, no person may provide veterinary or allied animal health
10 professional services to any animal without holding a valid credential in active status issued by
11 the board.

12 (2) Pursuant to KRS 321.200(1)(o), after receiving a permit from the board, an allied
13 animal health professional shall be allowed to practice within the scope designated within 201
14 KAR 16:563.

15 (2) Grandfathering??

16 Section 3. Approval of an Allied Animal Health
17 Professional permit application. The board shall issue a
18 permit as an allied animal health professional" in a specific
19 area of practice, as defined in KRS 321.181(1), to an
20 applicant who meets the following requirements:

21 (1) Has completed an Application for Allied
22 Animal Health Professional Permit form or online

NOTES FOR DISCUSSION:

- **Grandfathering** needs to be discussed and parameters set
- Applicant materials may include:
 - References
 - Background / experience, supervision by a veterinarian or some sort of oversight with a certain number of hours of practice that a veterinarian would sign off on
 - Dr. Wills to follow-up with Dr. England (KBCE).
- May require a mandatory interview before the board

1 equivalent form, including all required attachments, as approved by the board in this
2 administrative regulation;

3 (2) Has paid the application fee and the appropriate examination fee as established in 201
4 KAR 16:513;

5 (3) Is a person of good moral character. As one (1) element of good moral character, the
6 board shall require each applicant for licensure to submit a full set of the applicant's fingerprints
7 for the purpose of obtaining criminal records checks, pursuant to applicable law and KRS
8 321.189. All good moral character information, including the information obtained through the
9 criminal background checks, shall be relevant to permit eligibility determinations to the extent
10 permitted by law;

11 (4) Has graduated and received a degree or certificate from an approved allied animal
12 health professional program, as approved by the board in 201 KAR 16:523;

13 (5) Has achieved a passing score, as set by the board in 201 KAR 16:533, on
14 examinations required by the board;

15 (6) Has been approved for permitting by the board; and

16 (7) Has complied with any other requirement of the board.

17 Section 4. New Application for an Allied Animal Health Professional Permit.

18 (1) A new application to the board for an allied animal health professional permit shall
19 include the following components:

20 (a) A completed application on an Application for Allied Animal Health Professional
21 Permit form or online equivalent form, including all required attachments;

1 (b) Designation of one or more qualified allied animal health professional scopes as listed
2 in the application, and designated as available scope of practice in KRS 321.181(1) and 201
3 KAR 16:523;

4 (c) A current color photograph of the applicant not smaller than 2 in. x 2 in., or a color
5 copy of the applicant's current valid driver's license or passport with photo;

6 (d) An official licensure verification letter from the professional licensing board in
7 Kentucky in the human AAHP discipline, if required by the application;

8 (e) An official copy of the certificate of completion or diploma showing graduation from
9 an approved allied animal health professional program established in 201 KAR 16:523;

10 (f) A copy of any court documents, final orders, settlement agreements, or other
11 documents requested by the board in support of the application;

12 (g) The completed Kentucky Board of Veterinary Examiners Jurisprudence Examination
13 for Allied Animal Health Professionals Exam Answer Sheet; and

14 (h) Payment for the application fee required by 201 KAR 16:513.

15 (2) In addition to the requirements listed in subsection (1) of this section, requirements
16 for AAHP permit endorsement applications shall include:

17 (a) Verifications of good standing from all jurisdictions in which an applicant once held
18 or currently holds a permit or equivalent credential by the jurisdictional entities which regulate
19 the applicant's profession in both human and animal practice.

20 Section 5. License Renewal Required. An AAHP permit holder of the board shall renew
21 their license pursuant to 201 KAR 16:573.

22 Section 6. An allied animal health professional may apply for reinstatement of an expired
23 permit if not more than five (5) years have elapsed since the last date of permit expiration.

1 Reinstatement applications to the board for a permit as an allied animal health professional shall
2 include the following components:

3 (1) A completed application on a Reinstatement Application for Allied Animal Health
4 Professional Permits form or online equivalent form, including all required attachments;

5 (2) A copy of any court documents, final orders, settlement agreements, or other
6 documents requested by the board in support of the application;

7 (3) Proof of current certification in the allied animal health profession, including any
8 required continuing education by the board-approved allied animal health professional program;

9 (4) Payment for the reinstatement application fee pursuant to 201 KAR 16:513, and

10 (5) If the permit is in expired status for more than six (6) months since the date of
11 expiration, an official licensure verification letter from the professional licensing board in
12 Kentucky in the human AAHP discipline, if required by the application;

13 (6) If the permit is in expired status for more than two (2) years since the date of
14 expiration,

15 (a) A background check pursuant to Section 8 of this administrative regulation; and

16 (b) Verifications of good standing from all jurisdictions in which an applicant once held
17 or currently holds a permit or equivalent credential by the jurisdictional entities which regulate
18 the profession;

19 Section 7. Background checks. Pursuant to KRS 321.189, the board may:

20 (a) Conduct a national or jurisdictional level background check on each applicant for
21 licensure. The check shall be processed by a board-approved background check provider, and
22 may include a copy of the applicant's fingerprints captured at a board-approved location;

1 (b) Reject background checks that do not have an official seal or watermark, or that are
2 more than ninety (90) days old; and

3 (c) Impose additional requirements as a condition of licensure or deny licensure
4 following the board's review of findings from a background check.

5 Section 8. Denial. If any of the requirements of this regulation are not met by the
6 applicant, the board shall deny the permit application.

7 Section 9. Incorporation by Reference.

8 (1) The following material is incorporated by reference:

9 (a) "Application for Allied Animal Health Professional Permit", 3/2024; and

10 (b) "Reinstatement Application for Allied Animal Health Professional Permits", 3/2024.

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