

Kentucky Board of Veterinary Examiners
*****DISCUSSION DRAFT*****
(NOT FILED WITH LRC -- FOR DISCUSSION ONLY)

1 GENERAL GOVERNMENT CABINET

2 Kentucky Board of Veterinary Examiners

3 ~~(New Administrative Regulation)~~ – **DISCUSSION DRAFT ONLY** –

4 201 KAR 16:545 Application requirements for Veterinary Facility Registration; Veterinarian
5 Managers; Registered Responsible Parties.

6 RELATES TO: KRS ...

7 STATUTORY AUTHORITY: KRS ...

8 NECESSITY, FUNCTION, AND CONFORMITY: KRS 321... states the purpose of the

9 Kentucky Veterinary Medicine Practice Act is to protect the health, safety, and welfare of the
10 animal population and the citizens of Kentucky. KRS 321... requires the Kentucky Board of
11 Veterinary Examiners to promulgate administrative regulations as it may deem necessary and
12 proper to effectively carry out and enforce the provisions of KRS Chapter 321, This
13 administrative regulation establishes application requirements for veterinary facilities.

14 Section 1. General Requirements. Every veterinary facility, as defined in KRS 321.181(59),
15 located in Kentucky where the practice of veterinary medicine, as defined in KRS 321.181(46),
16 occurs, or the premises of a permitted allied professional, as defined in KRS 321.181(1), where
17 work on animals occurs, shall possess a veterinary facility registration issued by the Kentucky
18 Board of Veterinary Examiners.

19 (1) A veterinary facility registration cannot be issued without a physical facility, either fixed or
20 mobile.

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1 (2) A mobile facility shall be registered on a veterinary facility registration, or under a unique
2 veterinary facility registration at a designated physical location.

3 (3) A consulting veterinarian who provides consulting services only to other veterinarians, who
4 does not engage in the practice of veterinary medicine on a patient directly, and who does not
5 have a regular physical facility where the consulting veterinarian practices veterinary medicine,
6 shall be exempt from the requirements of this administrative regulation.

7 **Section 2. Registered Responsible Party.**

8 (1) Each application for a veterinary facility registration shall name the facility, and identify each
9 registered responsible party or all parties, as defined in KRS 321(51).

10 (2) A registered responsible party shall be responsible for ensuring the requirements of KRS
11 Chapter 321 are met, including the timely designation of a veterinarian manager for the facility,
12 in accordance with the provisions of 201 KAR 16:565.

13 (3) When it is determined that the a registered responsible party has violated any provisions of
14 the Veterinary Medicine Practice Act or is in violation of administrative regulations promulgated
15 by the board, the board may take disciplinary action equal to that for a licensed veterinarian as
16 provided by the Veterinary Medicine Practice Act.

17 **Section 3. Veterinarian Manager.**

18 (1) Except as provided for in Section 3(2), each application for a veterinary facility registration
19 shall name the facility and designate a veterinarian manager. The application shall include the
20 veterinarian manager's original signature, or, if completed online, an equivalent digital signature.

21 (2) An allied professional permittee may register as the veterinarian manager of an allied
22 professional veterinary facility.

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- 1 (3) A veterinary manager shall be primarily responsible for meeting the requirements of KRS
2 Chapter 321 and the administrative regulations promulgated under the chapter, and include
3 ensuring that minimum standards shall be met and maintained.
- 4 (4) A veterinary manager shall comply with the provisions of 201 KAR 16:565.
- 5 Section 4. New Application Requirements. (1) A new application to the board for registration as
6 a veterinary facility shall include the following components:
- 7 (a) A completed application on an Application for Registration of a Veterinary Facility form or
8 online equivalent form, including all required attachments and fees;
- 9 (b) Identification of the veterinarian manager;
- 10 (c) Identification of the type of veterinary facility from one or more in a list provided by the
11 board;
- 12 (d) A list of species served by the facility from one or more in a list provided by the board;
- 13 (e) Identification of the patient services offered at the veterinary facility from one or more in a
14 list provided by the board;
- 15 (f) A complete list of veterinarians working at the facility;
- 16 (g) A complete list of veterinary technicians working at the facility;
- 17 (h) A complete list of allied professional permittees working at the facility;
- 18 (i) A complete list of all mobile units affiliated with the veterinary facility;
- 19 (j) Disclosure of afterhours care arrangements; and
- 20 (k) A copy of any court documents, final orders, settlement agreements, or other documents
21 requested by the board in support of the application.

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1 Section 4. Background checks. The board may conduct a national or jurisdictional level
2 background check on each veterinarian manager applicant for registration. The check shall be
3 processed by a board approved background check provider, and may include a copy of the
4 applicant's fingerprints captured at a board-approved location. The board may reject background
5 checks that do not have an official seal or watermark, or that are more than ninety (90) days old.
6 The board may impose additional requirements as a condition of registration or deny registration
7 following the board's review of findings from a background check.

8 Section 5. Renewal. A veterinary manager shall ensure the renewal of the veterinary facility
9 registration pursuant to 201 KAR 16:575.