

1 UPDATED: 03/13/2024 – DISCUSSION DRAFT ONLY -- NOT FILED WITH LRC

2 BOARDS AND COMMISSIONS

3 Kentucky Board of Veterinary Examiners

4 (New Administrative Regulation)

5 201 KAR 16:565. Registered Veterinary Facilities – Duties of Registered Responsible Parties
6 and Veterinarian Managers.

7 RELATES TO: KRS 321.203, 321.205, 321.235, 321.236

8 STATUTORY AUTHORITY: KRS 321.235(1)(b), 321.236(1)(b)

9 NECESSITY, FUNCTION, AND CONFORMITY: KRS 321.235(1)(b) requires the Kentucky
10 Board of Veterinary Examiners to promulgate administrative regulations to effectively carry out
11 and enforce the provisions of KRS Chapter 321. KRS 321.236 requires all veterinary facilities to
12 register with the Kentucky Board of Veterinary Examiners. KRS 321.236(5) requires each
13 registered veterinary facility to identify both a veterinarian manager and each registered
14 responsible party who shall be responsible for the operation and management of the veterinary
15 facility. This administrative regulation establishes the responsibilities for registered responsible
16 parties and veterinarian managers.

17 Section 1. Definitions.

18 (1) "Fixed facility" is defined by ~~has the same meaning as~~ KRS 321.181(38).

19 (2) "Mobile facility" or "mobile unit" is defined by ~~has the same meaning as~~ KRS
20 321.181(46).

1 (3) "Practice of veterinary medicine" ~~is defined by has the same meaning as~~ KRS
2 321.181(50).

3 (4) "Practice of veterinary technology" ~~is defined by has the same meaning as~~ KRS
4 321.181(51).

5 (5) "Registered responsible party" ~~is defined by has the same meaning as~~ KRS
6 321.181(57).

7 (6) "Veterinarian manager" ~~is defined by has the same meaning as~~ KRS 321.181(68)

8 (7) "Veterinary facility" ~~is defined by has the same meaning as~~ KRS 321.181(71).

9 Section 2. Duties of Registered Responsible Parties. A registered responsible party shall

10 (1) Be responsible for maintaining minimum standards as promulgated by the board in
11 administrative regulation;

12 (2) Designate a veterinarian manager ~~veterinary manager~~ for the registered veterinary
13 facility;

14 (3) ~~Comply with~~Ensure the requirements of and ensure employees and volunteers at the
15 veterinary facility comply with the provisions of KRS Chapter 321 and 201 KAR Chapter 16 are
16 met in addition to all local, state, and federal laws governing operations at the veterinary facility;
17 and

18 (4) Comply with all duties to report, in accordance with Section 4 of this administrative
19 regulation, including the timely designation of a veterinarian manager for the facility. ~~;~~and

20 ~~(5) Ensure compliance with minimum veterinary facility standards set forth in 201 KAR~~
21 ~~16:701, 16:702, 16:705, 16:710, 16:715, 16:720, 16:750, and 16:805, as applicable to the~~
22 ~~registered veterinary facility.~~

23 Section 3. Duties of Veterinarian Managers.

- 1 (1) A veterinarian manager shall:
- 2 (a) Be responsible for maintaining minimum standards as promulgated by the board in
- 3 administrative regulation;
- 4 (b) Maintain a Kentucky Board of Veterinary Examiners veterinarian license;
- 5 (c) Comply with all provisions of the Kentucky Veterinary Medicine Practice Act and
- 6 201 KAR Chapter 16, in addition to all local, state, and federal laws governing operations at the
- 7 veterinary facility;
- 8 (2) The veterinarian manager shall be:
- 9 (a) The individual who oversees veterinary services at a veterinary facility;
- 10 (b) Knowledgeable about the veterinary facility and its:
- 11 (i) Daily operations,
- 12 (ii) Standard protocols,
- 13 (iii) Drugs and supplies,
- 14 (iv) Patient areas,
- 15 (v) Storage structures,
- 16 (vi) Other organizational spaces, and
- 17 (vii) Parts and spaces, both indoors and outdoors, ~~of the veterinary facility~~;
- 18 (c) Present at the veterinary facility with enough frequency to have knowledge of and
- 19 control over the facility's methods for complying with minimum standards and the degree to
- 20 which the minimum standards are being met; and
- 21 (d) Available and responsive to the board, its staff, inspectors, or other board designees,
- 22 in the event of a facility inspection or any inquiry or investigation by the board.

1 Section 4. Duty to Report. ~~Either the~~ registered responsible parties ~~or and~~ veterinarian
2 managers shall report to the board:

3 (1) ~~Within thirty (30) days, any~~ ~~Any~~ change of name, address, phone, or email to the
4 registered facility ~~within thirty (30) days~~ by completing and submitting to the board the Request
5 for Facility Information Name or Address Change form or online equivalent form provided by
6 the board, including all required attachments;

7 (2) Within ten (10) days, a ~~A~~ change in the veterinarian manager for the registered
8 veterinary facility ~~within ten (10) days~~ on the Request for a New Veterinarian Manager form or
9 online equivalent form, including all required attachments, ~~as incorporated by reference in 201~~
10 ~~KAR 16:543~~;

11 ~~(3) Any infraction of KRS Chapter 321 or 201 KAR Chapter 16 by themselves or another~~
12 ~~person at the veterinary facility within fifteen (15) days~~; and

13 (4) A written response to a grievance or inquiry from the board in accordance with 201
14 KAR 16:610 ~~within twenty (20) days of receipt~~.

15 Section 5. ~~Compliance and Disciplinary Action. Registered responsible parties and~~
16 ~~veterinarian managers shall comply with the KRS Chapter 321, 201 KAR Chapter 16, and other~~
17 ~~applicable federal, state, and local laws, or shall be subject to disciplinary action pursuant to~~
18 ~~KRS 321.235(2)(h) or 321.351.~~

19 ~~Section 6.~~ Incorporation by Reference.

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

21 (a) "Request for Facility Information Name or Address Change", 4/2024; ~~and is~~
22 ~~incorporated by reference.~~

23 (b) "Request for a New Veterinarian Manager", 4/2024.

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