

**ADOPTED REGULATION OF THE
NEVADA STATE BOARD OF
VETERINARY MEDICAL EXAMINERS**

LCB File No. R056-00

Effective September 25, 2000

EXPLANATION – Matter in *italics* is new; matter in brackets ~~omitted material~~ is material to be omitted.

AUTHORITY: §§1-5, NRS 638.070.

Section 1. Chapter 638 of NAC is hereby amended by adding thereto the provisions set forth as sections 2, 3 and 4 of this regulation.

Sec. 2. 1. *A veterinary facility that advertises or otherwise represents to the public that it is an emergency facility must state in its advertising in a clear and conspicuous manner:*

(a) The hours that the facility provides emergency service;

(b) That a licensed veterinarian is on the premises during the hours that the facility provides emergency service; and

(c) The address and telephone number of the facility.

2. If continuing care of a patient is required following the provision of emergency service, an emergency facility shall provide the client with a legible copy of the medical records of the patient or shall send a copy of such records directly to the veterinarian who will provide the continuing care.

3. As used in this section, “emergency facility” means a facility that:

(a) Provides veterinary medical service;

(b) Primarily receives, treats and monitors patients who need emergency service; and

(c) Has a licensed veterinarian on the premises at all times during its hours of operation.

Sec. 3. 1. *A veterinary facility that provides on-call emergency service shall have a licensed veterinarian on-call who is able to respond within a reasonable time to a request for emergency service at the facility.*

2. *A veterinary facility that advertises or otherwise represents to the public that it provides on-call emergency service must state in its advertising in a clear and conspicuous manner:*

(a) The term “on-call”;

(b) The hours that the facility provides on-call emergency service; and

(c) The address and telephone number of the facility.

Sec. 4. *A veterinary facility shall not use the term “24 hours” in any public statement or advertising unless the facility has a licensed veterinarian on the premises 24 hours per day.*

Sec. 5. NAC 638.0645 is hereby repealed.

TEXT OF REPEALED SECTION

638.0645 Emergency veterinary hospitals; 24-hour emergency veterinary hospitals.

1. A 24-hour emergency veterinary hospital must have an attending veterinarian on the premises at all times, including legal holidays. Professional services may be provided through cooperative agreements between veterinary facilities and 24-hour emergency veterinary hospitals.

2. If an emergency veterinary hospital does not have an attending veterinarian on the premises at all times, the hospital must have the words “veterinarian on call” appear on all forms of advertising.

3. As used in this section:

(a) “Emergency veterinary hospital” means an animal hospital which provides emergency treatment to an ill or injured animal.

(b) A “24-hour emergency veterinary hospital” includes veterinary facilities which utilize the terms “Emergency Hospital,” “Open 24 hours,” “Day or Night Care” or other phrases implying continuously available treatment.

NOTICE OF ADOPTION OF REGULATION

The Nevada State Board of Veterinary Medical Examiners, adopted regulations assigned LCB file No. R056-00 which pertains to chapter 638 of the Nevada Administrative Code on August 31, 2000. A copy of the regulation as adopted is attached hereto.

INFORMATIONAL STATEMENT

ADOPTED REGULATIONS LCB FILE R056-00

The following statement is submitted for adopted amendments to NAC 638.

1) A description of how public comment was solicited, a summary of public response, and an explanation of how other interested persons may obtain a copy of the summary.

R056-00 was noticed in the Nevada State Veterinary Association newsletter, all Nevada County Public Libraries and at the office of the State Board of Veterinary Medical Examiners. Minutes of the hearing and written comments can be obtained by calling the Nevada Board of Veterinary Medical Examiners at (775) 688-1788, or writing to the Board at 4600 Kietze Lane, Bldg. O, #265, Reno, Nevada, 89502.

The number of persons who:	May 17, 2000	August 31, 2000
a) Attended each hearing	3	7
b) Testified at each hearing:	2	2
c) Submitted to the agency written comments:	0	0

2) A description of how comment was solicited from affected businesses, a summary of their response, and a explanation how other interested persons may obtain a copy of the summary.

The only comments from affected businesses specifically dealt with the issues of the length of time the Board would allow these businesses to change their signage and yellow page advertising.

3) If the regulation was adopted without changing any part of the proposed regulation, a summary of reasons for adopting the regulation without change.

The regulation was adopted at the public hearing on August 31, 2000 with no changes.

4) The estimated effect of the adopted regulation on the business which it is to regulate on the public.

The only cost to the business is the expense of changing all public statements or advertising to comply with the new language.

6) A description of any regulation of other state or government agencies which the proposed regulation overlaps or duplicates.

There are no state or government agency regulations which the proposed amendments duplicate.

7) Does the regulation include provisions which are more stringent than a federal regulation which regulates the same activity?

No there are no regulations that are more stringent than any federal regulation which regulates the same activity.

8) Does the regulation provide a new fee or increase an existing fee?

There is no new fee or increase in existing fees.