

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

LCB File No. R110-16

June 24, 2016

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

AUTHORITY: NRS 638.070

A REGULATION relating to veterinary medicine.

Section 1. Chapter 638 of NAC is hereby amended by adding thereto the provisions set forth as sections 2 to 6, inclusive, of this regulation.

Section 2. *NAC chapter 638 shall be amended to add the following new language.*

Equine Dental Provider means:

- 1) Removal of enamel points from teeth with handheld, non-motorized, non-air-powered files or rasps;*
- 2) Reestablishing normal molar table angles and freeing up lateral excursion and other normal movements of the mandible;*
- 3) Shaping the lingual aspect of the lower arcades and the buccal aspect of the upper arcades to a rounded smooth surface; and*
- 4) Removing points from the buccal aspect of the upper arcade and the lingual aspect of the lower arcade.*
- 5) Excluding any extractions or oral surgical procedure.*

Section 3. *Requirements to practice; application for registration certificate; fee.*

- 1) A person shall not practice as an equine dental provider unless he or she is:*
 - (a) A Veterinarian; or*
 - (b) A Licensed Veterinary Technician who complies with the provisions of NAC 638.053; or*
 - (c) An equine dental provider who has obtained a certificate of registration pursuant to this section and complies with the provisions of Section 4.*

- 2) *An equine dentistry provider who desires to secure a certificate of registration to practice in this state must make written application to the Board.*
- 3) *The application must be on a form provided by the Board, include any information required by the Board, and be accompanied by satisfactory proof that the applicant:*
 - (a) *Is of good moral character;*
 - (b) *Holds a current certification from the International Association of Equine Dentistry or its successor organization or other professional equine dentistry association approved by the Board;*
 - (c) *Be a citizen of the United States or lawfully entitled to remain and work in the United States;*
 - (d) *Has a written statement signed by a supervising licensed veterinarian experienced in large animal medicine that the applicant will be under direct supervision of the veterinarian;*
 - (e) *Has liability insurance for equine dentistry and provides proof of the insurance to the Board;*
- 4) *The application must be signed by the applicant and notarized*
- 5) *Except as otherwise provided in Section 4 upon receipt of the application and information required by Section 3 and payment of the fee required pursuant to NAC 638.035, the Board will issue to the equine dentistry provider a certificate of registration.*

Section 4. *Expiration and Renewal of Certificate; fee*

- 1) *Each certificate of registration issued pursuant to Section III or renewed pursuant to this section expires January 1 of each year.*
- 2) *Each application for renewal of a certificate of registration must be;*
 - (a) *Submitted in the form established by the Board;*
 - (b) *Signed by the equine dentistry provider;*
 - (c) *Accompanied by proof that his or her certification from the International Association of Equine Dentistry is current;*

- (d) Accompanied by proof that the equine dentistry provider completed during the 12 month period immediately preceding the beginning of the new registration year, at least 8 hours of continuing education in Equine Dentistry approved by the Board.*
- 3) An equine dentistry provider who fails to renew his or her certificate of registration before it expires forfeits the certificate of registration and cannot practice equine dentistry in the State of Nevada.*
- 4) Except as otherwise provided in Section 4 upon receipt of the application for renewal and the information in Subsection 3 and payment of the renewal fee required pursuant to NAC 638.035. The Board will renew the certificate of registration of the equine dentistry provider.*

Section 5. Standards of Practice for equine dentistry provider holding certificate of registration; maintenance of records.

- 1) An equine dentistry provider who has been issued a certificate of registration pursuant to Section 3 may practice equine dentistry only;*
 - (a) Under the direct supervision of a Veterinarian licensed in the State who has established a valid veterinarian-client-patient-relationship concerning the animal receiving the equine dentistry before the equine dentistry is performed; and*
 - (b) If the equine dentistry provider assumes individual liability for the quality of the equine dentistry performed.*
- 2) Each equine dentistry provider who has been issued a certificate shall;*
 - (a) Maintain in this state for at least 4 year a separate written medical record of each animal receiving Equine Dentistry.*
 - (b) Within 48 hours after the initial visit and all subsequent visits with the animal, transmit electronically, or by mail a complete copy of the medical record for the services rendered by the equine dentistry to the supervising veterinarian.*
- 3) The medical record must include, without limitation;*
 - (a) The name, address, telephone number of the owner of the animal;*
 - (b) The name or identifying number; or both of the animal;*
 - (c) Age, sex, breed of the animal*
 - (d) Dates of care, custody, or treatment of the animal;*
 - (e) Dental chart;*

(f) Progress and disposition of the case;

Section 6. *Disciplinary Action*

- 1) A violation of a provision of Chapter 638 or a regulation adopted by the Nevada State Board of Veterinary Medical Examiners (NSBVME) or a ruling of misconduct or non-compliance with the standard of practice of equine dentistry by the International Association of Equine Dentistry or a Board approved Equine Dentistry Association may be grounds for disciplinary action.*
- 2) If the Nevada State Board of Veterinary Medical Examiners determines that an applicant for a certification of registration pursuant to Section 3 or an equine dentistry provider who has been issued a certificate of registration pursuant to Section 3 has committed an act which is grounds for disciplinary action, the Board may:*
 - (a) Refuse to issue a certificate of registration;*
 - (b) Refuse to renew a certificate of registration;*
 - (c) Revoke a certification of registration;*
 - (d) Suspend a certification of registration for a definite period or until further order of the Board;*
 - (e) Impose a fine in an amount not to exceed 10,000 for act that constitutes a ground for disciplinary action;*
 - (f) Place the equine dentistry provider on probation subject to any conditions imposed by the Board, including without limitation requiring courses in continuing education or a periodic review of inspection of his or her Equine Dentistry practice;*
 - (g) Administer a public reprimand or Consent Decree;*
 - (h) Require the equine dentistry provider to take a competency exam or a mental or physical exam; and*
 - (i) Pay all costs, including, without limitation, attorney fees, incurred by the Board in taking disciplinary actions against him or her.*