

ADOPTED REGULATION
OF THE NEVADA STATE BOARD OF
VETERINARY MEDICAL EXAMINERS

LCB File No. R116-10

Effective January 1, 2012

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

AUTHORITY: §§1, 2, 5-7, 10 and 13, NRS 638.070; §§3, 4 and 12, NRS 453.375, 453.381, 454.213, as amended by section 1 of Senate Bill No. 294, chapter 430, Statutes of Nevada 2011, at page 2609, NRS 638.070 and 638.132; §8, NRS 638.070 and 638.1408; §9, NRS 638.070 and 638.124; §11, NRS 453.375 and 638.070.

A REGULATION relating to veterinary medicine; providing for the possession, administration, prescription or dispensing of controlled substances or prescription drugs by veterinary facilities; revising certain continuing education requirements for the renewal of a license to practice veterinary medicine; revising the required contents of a medical record of an animal; revising the tasks that a licensed veterinary technician is authorized to perform; revising the tasks that a veterinary assistant is authorized to perform; and providing other matters properly relating thereto.

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. *“Prescription drug” means any drug, including a controlled substance as defined in NRS 0.031 or a dangerous drug as defined in NRS 454.201, that may be dispensed only upon a prescription order which is issued by a veterinarian for its use.*

Sec. 3. 1. *A veterinary facility at which controlled substances are possessed, administered, prescribed or dispensed shall ensure that one or more veterinarians who practice at that veterinary facility register and maintain a registration with the Drug Enforcement Administration of the United States Department of Justice and the State Board*

of Pharmacy. The certificates of registration with each agency must be available for inspection at the veterinary facility.

2. A veterinarian who is not registered with the Drug Enforcement Administration of the United States Department of Justice and the State Board of Pharmacy as described in subsection 1 may possess, administer, prescribe or dispense a controlled substance at a veterinary facility if the veterinarian:

(a) Is an employee or agent of the veterinarian who is registered pursuant to subsection 1;

(b) Practices in the same veterinary facility as the veterinarian who is registered pursuant to subsection 1;

(c) Possesses, administers, prescribes or dispenses the controlled substance in the normal course of his or her employment; and

(d) Complies with all the requirements and duties prescribed by law relating to the possession, administration, prescribing and dispensing of a prescription drug.

3. A veterinary facility which maintains a stock of controlled substances for administration or dispensing shall:

(a) Secure the stock of controlled substances in a locked container that is:

(1) Affixed to the structure and located within a locked room; or

(2) Located within a second locked container which is affixed to the structure.

(b) Ensure that only a veterinarian or a veterinary technician designated by the veterinarian has the keys or combination to unlock the two separate locks at the start of a business day or beginning of a shift, if the veterinary facility has veterinarians on successive shifts.

(c) Restrict access to the controlled substances to veterinarians or veterinary technicians only.

(d) Ensure that each veterinarian or veterinary technician who accesses the secure container which stores controlled substances records in a log:

(1) The name of the veterinarian or veterinary technician who accessed the secure container and the date that he or she accessed the secure container.

(2) The name, strength and quantity of the controlled substance removed from or placed into the secure container and the total amount of all quantities of that particular controlled substance remaining inside the secure container.

(e) Ensure that a veterinarian who intends to destroy an unused portion of a controlled substance records in a log the name and quantity of the controlled substance that will be destroyed and the date and time that the controlled substance will be destroyed. An entry made pursuant to this paragraph must be verified by an employee of the veterinary facility.

(f) Ensure that the purchasing, storage and recordkeeping of controlled substances comply with all applicable state and federal laws.

(g) Ensure that any controlled substance is purchased by a veterinarian or with the knowledge of a veterinarian and that all controlled substances received by the veterinary facility are verified by a veterinarian or with the knowledge of a veterinarian.

(h) Maintain separate files for the records of the purchase of each controlled substance listed in schedule II of controlled substances in NAC 453.520 and records of the dispensing of each controlled substance listed in schedule II of controlled substances in NAC 453.520.

4. Any record made pursuant to this section must be maintained for at least 4 years and must be available for inspection by the Board or its representative, the State Board of

Pharmacy or its representative or any authorized federal, state or local regulatory agency or law enforcement agency.

Sec. 4. 1. A veterinary facility that dispenses prescription drugs:

(a) Shall ensure that at least one veterinarian who practices at that veterinary facility registers and maintains a registration with the Drug Enforcement Administration of the United States Department of Justice and the State Board of Pharmacy pursuant to section 3 of this regulation.

(b) Except as otherwise provided in paragraph (c), may allow only veterinarians, veterinary technicians or veterinary technicians in training at that veterinary facility to prepare a prescription drug for dispensing.

(c) May allow veterinary assistants at that facility to prepare a prescription drug, other than a controlled substance, for dispensing.

(d) Shall ensure that a prescription drug which is new for an animal is not dispensed unless a veterinarian or veterinary technician is at the veterinary facility or is otherwise available at the time the prescription drug is dispensed.

(e) Shall ensure that a notation is made in the medical record of the animal that contains:

- (1) The name, strength and quantity of the prescription drug.*
- (2) The date the prescription drug was prescribed and dispensed.*
- (3) The directions for use.*
- (4) The name, signature or initials of the veterinarian who prescribed the prescription drug.*
- (5) The name, signature or initials of the veterinarian, veterinary technician or veterinary technician in training who prepared the prescription drug for dispensing.*

(6) The name, signature or initials of the veterinarian or veterinary technician who verified the prescription drug before the prescription drug was dispensed.

(f) Shall ensure that each vial or container which contains a prescription drug has affixed to the vial or container a label that contains:

(1) Except as otherwise provided in subsection 2, the name or unique identifier of the animal and the name of the owner of the animal for which the prescription drug is prescribed.

(2) The name, strength and quantity of the prescription drug.

(3) The date the prescription drug was dispensed.

(4) The name of the veterinarian who prescribed the prescription drug.

(5) The expiration date of the prescription drug.

(6) A unique number identifying the prescription.

(7) The directions for use.

(g) Shall maintain a stock of prescription drugs necessary to serve the foreseeable needs of the veterinary practice.

(h) Shall ensure that drugs which are inappropriate or unlawful to the practice of veterinary medicine are not ordered or maintained in the stock of prescription drugs of the veterinary facility.

2. A label affixed to a vial or container that contains a prescription drug may contain a generic identifier for a group of animals of the same species in place of the name or unique identifier of one animal if:

(a) The group of animals identified on the label is owned by the same person;

(b) The prescription drug is dispensed for more than one of the animals in the group; and

(c) The directions for use of the prescription drug are the same for each animal in the group for which the prescription drug is dispensed.

3. The authorization to possess a prescription drug is not transferable upon the sale or other transfer of the animal or animals for which the prescription drug was dispensed.

4. Any record made pursuant to this section must be maintained for at least 4 years and must be available for inspection by the Board or its representative, the State Board of Pharmacy or its representative or any authorized federal, state or local regulatory or law enforcement agency.

Sec. 5. NAC 638.016 is hereby amended to read as follows:

638.016 “Supervising veterinarian” means a veterinarian licensed to practice in this State who employs, supervises, or employs and supervises a licensed veterinary technician, a veterinary technician in training or ~~[an unlicensed]~~ **a** veterinary assistant.

Sec. 6. NAC 638.0165 is hereby amended to read as follows:

638.0165 ~~[“Unlicensed veterinary”]~~ **“Veterinary** assistant” means a person who has less training, knowledge and skills than a licensed veterinary technician and whose basic tasks are set forth in NAC 638.06025.

Sec. 7. NAC 638.041 is hereby amended to read as follows:

638.041 1. As a prerequisite for each renewal of his or her license to practice veterinary medicine or to practice veterinary medicine as a diplomate licensed pursuant to NRS 638.105, a licensee must complete, during the 12-month period immediately preceding the beginning of the new licensing year, at least 20 hours of continuing education approved by the Board. ~~[Except for courses offered by the Veterinary Information Network, not]~~ **Not** more than 5 hours may be completed in distance learning or correspondence courses.

2. A licensed veterinary technician must annually complete at least 10 hours of continuing education approved by the Board as a prerequisite for renewal of his or her license. Not more than 5 hours may be completed in distance learning or correspondence courses.

3. A licensee who does not comply with the requirements of this section may be subject to disciplinary action.

Sec. 8. NAC 638.0475 is hereby amended to read as follows:

638.0475 1. Each licensed veterinarian shall maintain in this State for at least 4 years a separate medical record of each animal receiving veterinary services, including, without limitation, an examination conducted pursuant to NAC 638.610, from the licensed veterinarian or under his or her supervision. The records must be available for inspection by the owner of the animal during normal business hours at least 5 days each week. Except as otherwise provided in this subsection, the licensed veterinarian shall provide a copy of that record to the owner of the animal receiving veterinary services not later than 48 hours after receiving a request from the owner of the animal. The licensed veterinarian is not required to provide a copy of any ~~X-rays~~ *radiographs or other diagnostic images* in the medical record to the owner of the animal receiving veterinary services.

2. The medical record must contain the following information, in legible form:

- (a) The name, address and telephone number of the animal's owner;
- (b) The name or identifying number, or both, of the animal;
- (c) The age, sex, weight and breed of the animal;
- (d) The dates of care, custody or treatment of the animal;
- (e) A short history of the animal's condition as it pertains to the animal's medical status;

(f) The results of and notations from an examination of the animal, including, without limitation, the temperature, pulse and respiration rate of the animal and laboratory data pertaining to the animal;

(g) The diagnosis or condition at the beginning of custody of the animal, including, without limitation, results of tests;

(h) The immunization record of the animal;

(i) All clinical information pertaining to the animal, including, without limitation, sufficient information to justify the diagnosis or determination of the medical status of the animal and to warrant any treatment recommended for or administered to the animal;

(j) The *notes taken during* surgery , ~~log,~~ including, without limitation ~~;~~:

(1) The name and quantity of any drug administered for anesthesia and preanesthesia ~~;~~
~~and the~~;

(2) The procedure performed;

(3) The times at which the surgery begins and ends;

(4) If the surgery is performed in a veterinary facility using general anesthesia:

(I) The vital signs of the animal at the beginning and end of the surgery that are appropriate to the species and condition of the animal at the time of surgery, which may include, without limitation, the temperature, pulse, heart rate, respiration, blood pressure, capillary refill time and oxygen levels of the animal; and

(II) The vital signs of the animal recorded at least every 5 minutes during the surgery, including, without limitation, the pulse, heart rate and respiration of the animal;

(k) Any medication and treatment administered, including, without limitation, the amount and frequency;

(l) The progress and disposition of the case;

(m) The name of each person who is not an employee of the veterinarian who provided professional advice or performed treatments, examinations or other services pertaining to the animal; ~~and~~

(n) Any ~~X-rays. Each X-ray,~~ *radiographs other than inter-oral dental radiographs. Each radiograph* other than an inter-oral dental ~~X-ray or digital X-ray,~~ *radiograph* must be labeled in the emulsion film as follows:

(1) The name of the veterinarian or facility that took the ~~X-ray;~~ *radiograph;*

(2) The name or identifying number, or both, of the animal;

(3) The name of the animal's owner;

(4) The date on which the ~~X-ray~~ *radiograph* was taken; and

(5) The anatomical orientation depicted by the ~~X-ray.~~ *radiograph; and*

(o) Any inter-oral dental radiographs or other diagnostic images. For each inter-oral dental radiograph or other diagnostic image, the medical record must include the information set forth in subparagraphs (1) to (5), inclusive, of paragraph (n) with regard to the inter-oral dental radiograph or other diagnostic image. That information may be included:

(1) In a hard copy of the medical record if the medical record is maintained as a written record; or

(2) In the computer file which contains the inter-oral dental radiograph or other diagnostic image if the medical record is maintained as a computer record.

3. Each ~~X-ray~~ *radiograph or other diagnostic image* is the property of the veterinarian who caused it to be prepared. ~~An X-ray~~ *A radiograph or other diagnostic image* may be released to the owner of the animal. ~~An X-ray~~ *A radiograph or other diagnostic image* must be

released within 48 hours after the request is made to another veterinarian who has the authorization of the owner of the animal to which it pertains. The ~~[X-ray]~~ *radiograph or other diagnostic image* must be returned within a reasonable time to the veterinarian to whom it belongs.

4. The medical records required by this section must be written records or computer records.

If the medical records are computer records:

(a) The security of the computer must be maintained. ~~[;]~~

(b) The computer records must be backed-up daily and cumulatively backed-up monthly using technology designed to store data permanently. ~~[;]~~

(c) The computer records must be inalterable or clearly indicate when they have been altered and the manner in which they have been altered. ~~[; and]~~

(d) The computer records must not contain information relating to a physical examination that is automatically generated by the computer. ~~[;]~~

(e) Any such computer records relating to the administration, prescribing or dispensing of a prescription drug must contain the initials of the person who administered, prescribed or dispensed the prescription drug. The initials of the person who administered, prescribed or dispensed the prescription drug may be manually entered into the computer record or automatically generated by the computer.

5. In a practice concerned with herds of animals, records must be kept on each herd and may be kept on individual animals.

6. If a veterinarian ceases his or her practice without providing for the continuation of treatment of the animals under the veterinarian's care, the President of the Board may appoint a

master to supervise his or her records, the treatment of those animals and the mailing of notices to the owners of the animals which had been under his or her care.

7. The medical record of an animal is confidential and may not be released except:

(a) As otherwise provided in subsection 1;

(b) In response to a court order; or

(c) As required to ensure compliance with any federal, state and local statutes, regulations or ordinances.

8. Nothing in this section is intended to prevent the sharing of veterinary medical information among veterinarians, law enforcement officials, and members, agents or officers of a society for the prevention of cruelty to animals who are acting to protect the welfare of an animal.

9. As used in this section, “other diagnostic image”:

(a) Includes, without limitation, an ultrasound, magnetic resonance imaging and computerized axial tomography scan; and

(b) Does not include a radiograph.

Sec. 9. NAC 638.053 is hereby amended to read as follows:

638.053 1. A licensed veterinary technician may not perform the following tasks of animal health care:

(a) Surgery.

(b) Diagnosis and prognosis of animal diseases.

(c) Except as authorized by a veterinarian, ~~prescribe,~~ administer, *prepare to dispense* or dispense drugs, medicines or appliances.

(d) Any other activity which represents the practice of veterinary medicine or which requires the knowledge, skill and training of a licensed veterinarian.

2. A licensed veterinary technician may perform the following tasks under the immediate supervision of a supervising veterinarian:

(a) Application of casts *or splints* for the immobilization of fractures.

(b) Removal of:

(1) Teeth that have extreme mobility and stage 4 periodontal disease; and

(2) Retained deciduous teeth other than retained deciduous canine teeth.

(c) ~~Induction of anesthesia.~~

~~(d)~~ Assisting a licensed veterinarian in surgery.

~~(e)~~ (d) Euthanasia.

~~(f)~~ (e) Fluid aspiration from a body cavity.

(f) *Suturing an existing surgical skin incision or gingival incision.*

3. A licensed veterinary technician may perform the following tasks under the immediate or direct supervision of a supervising veterinarian:

(a) *Induction of anesthesia.*

(b) Endotracheal intubation.

~~(b)~~ (c) Blood administration.

~~(c) Monitoring of vital signs.]~~

(d) *Internal anal gland expression.*

(e) Application of casts and splints.

~~(e)~~ (f) Tasks listed in subsection 4, if the animal is anesthetized.

~~(f)~~ (g) External noninvasive ultrasonography ~~f~~

~~(g)~~ *and ultrasonography for the purpose described in paragraph (h).*

(h) Cystocentesis to obtain a urine specimen ~~f~~

~~(h)~~, *performed with or without the aid of ultrasonography.*

(i) Dental prophylaxis.

~~(i)~~ (j) Physical therapy.

4. A licensed veterinary technician may perform the following tasks under the immediate, direct or indirect supervision of a supervising veterinarian:

(a) Administration of enemas.

(b) Administration of an electrocardiogram.

(c) Application of bandages.

(d) Catheterization of an unobstructed bladder.

(e) Introduction of a stomach tube.

(f) Ear flushing with pressure or suction.

(g) Positioning of animals for ~~[X-rays.]~~ *radiographs or other diagnostic images.*

(h) Operation of ~~[X-ray]~~ *radiographic or other diagnostic imaging* machines.

(i) Administration of oral and rectal radio-opaque materials.

(j) Administration of oral and topical medications, including controlled substances.

(k) Starting and restarting of intravenous fluids.

(l) Collection of a laboratory specimen for analysis, including, but not limited to, blood, urine, skin, parasites and microorganisms.

(m) Collection of tissue during or after a postmortem examination by a licensed veterinarian.

(n) Administration of intramuscular, subcutaneous or intravenous injections.

(o) Placement of an intravenous catheter.

(p) Implantation of a subcutaneous identification microchip into the animal.

(q) *Monitoring of vital signs.*

(r) *External anal gland expression.*

(s) *Collection of skin scrapings.*

↪ No examination within the previous 12 hours is required for the collection of laboratory specimens.

5. As used in this section, “other diagnostic image” has the meaning ascribed to it in NAC 638.0475.

Sec. 10. NAC 638.0602 is hereby amended to read as follows:

638.0602 1. ~~[An unlicensed]~~ A veterinary assistant may perform the tasks described in NAC 638.06025 ~~[under]~~ :

(a) *Under* immediate, direct or indirect supervision as set forth in NAC 638.06025 ~~[]~~ ; *or*

(b) *At the direction of his or her supervising veterinarian as set forth in NAC 638.06025.*

2. The supervising veterinarian is responsible for determining the competency of the ~~[unlicensed]~~ veterinary assistant to perform delegated tasks of animal health care.

Sec. 11. NAC 638.06025 is hereby amended to read as follows:

638.06025 1. ~~[An unlicensed]~~ A veterinary assistant may perform the following tasks under the immediate supervision of a supervising veterinarian or a licensed veterinary technician:

(a) Assisting a licensed veterinarian in surgery or in monitoring anesthesia.

(b) Application of bandages.

(c) Collection of a laboratory specimen for analysis of blood.

(d) Collection of tissue during or after a postmortem examination by a licensed veterinarian.

2. ~~[An unlicensed]~~ A veterinary assistant may perform the following tasks under the immediate or direct supervision of a supervising veterinarian or a licensed veterinary technician:

- (a) Blood administration with a preplaced catheter.
- (b) Monitoring of vital signs.
- (c) Administration of an electrocardiogram.
- (d) Introduction of food into the stomach through a preplaced tube.
- (e) Ear cleaning.
- (f) Positioning of animals for ~~[X-rays.]~~ *radiographs or other diagnostic images.*
- (g) Operation of ~~[X-ray]~~ *radiographic or other diagnostic imaging* machines.
- (h) Starting and restarting of intravenous fluids through a preplaced intravenous catheter.
- (i) ~~[Administration of intramuscular, subcutaneous or intravenous injections through a preplaced catheter, except anesthetics, controlled substances or vaccinations for zoonotic diseases.]~~

~~(j)~~ Taking readings of the temperature, pulse, respiration or weight of an animal.

3. ~~[An unlicensed]~~ A veterinary assistant may perform the following tasks under the immediate or direct supervision of a supervising veterinarian or a licensed veterinary technician or the indirect supervision of a supervising veterinarian:

- (a) Administration of oral and topical medications, including controlled substances dispensed by prescription ~~[.]~~, *if the client has authorized, in a written agreement, the veterinary assistant to administer such medications as the client's agent while the animal is retained at the veterinary facility for hospitalization or otherwise housed at the veterinary facility.*
- (b) Collection of free catch urine or feces . ~~[and skin scrapings.]~~
- (c) *External anal gland expression.*

4. A veterinary assistant may perform the following tasks at the direction of a supervising veterinarian:

(a) Administration of intramuscular, subcutaneous or intravenous injections through a preplaced catheter, except anesthetics, controlled substances or vaccinations for zoonotic diseases.

(b) Preparation of a prescription drug, other than a controlled substance, for dispensing.

Sec. 12. NAC 638.0625 is hereby amended to read as follows:

638.0625 1. A safe and sanitary environment must be maintained in each veterinary facility which:

(a) Protects the health of the animals and minimizes the possibility of the transmission of infection;

(b) Includes the proper routine disposal of waste materials and proper sterilization or sanitation of all equipment used in diagnosis, treatment or surgery;

(c) Meets the requirements of local and state fire prevention codes;

(d) Ensures the maintenance of a proper temperature and ventilation of the *veterinary* facility for the comfort of all animals;

(e) Includes sanitary methods for the disposal of deceased animals; and

(f) Includes a freezer to be used when an owner has not given permission for the disposal of a carcass.

2. The veterinary facility must have the capacity to perform an adequate diagnostic radiological series, in the *veterinary* facility or through another commercial facility. Radiological procedures must be in accordance with standards for the protection of the public health.

Laboratories and ~~[pharmaceutical facilities]~~ *prescription drugs* must be available in the *veterinary* facility or through another commercial facility.

Sec. 13. This regulation becomes effective on January 1, 2012.

INFORMATIONAL STATEMENT

BOARD OF VETERINARY MEDICAL EXAMINERS

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The following statement is submitted for adopted amendments to Nevada Administrative Code (NAC) 638.

LCB FILE R116-10

1. PUBLIC COMMENT SOLICITED:

Copies of the proposed regulations, notices of workshop, and notices of intent to act upon regulation was sent by US mail or e-mail to all persons who were on the Boards' mailing list and to the Nevada Veterinary Medical Association.

As per NRS 233B.0607 a copy of the regulation and the Notice of Hearing was posted at all Nevada County Public Libraries. As indicated in the Notice of Hearing, a copy of any of these proceedings could be obtained at the State Board of Veterinary Medical Examiners office at 4600 Kietzke Lane, Bldg. O-265, Reno, Nevada 89502.

A copy of the summary of the public response to the proposed regulation may be obtained from the State Board of Veterinary Medical Examiners' office at 4600 Kietzke Lane, Bldg. O-265, Reno, Nevada 89502.

2. ATTENDANCE:

A) Workshop on October 14, 2010 in Reno:

Attendance: These regulations were presented at the Nevada Veterinary Medical Association's (NVMA) Board meeting. There were 13 veterinarians, 1 veterinary technician, and 1 public member present. Dr. David Tack; Dr. Dennis Wilson; Dr. John Crumley; Dr. Woody Allen; Dr. Alex Turner; Dr. Travis McDermott; Dr. Brady VanderLind; Dr. Joe Coli; Dr. Ted Trimmer; Dr. Richard Pratt; Dr. Betsy Phillips; Dr. Cynthia Schneider; Dr. Gary Ailes; Michelle Wagner, Executive Director of the NVMA; Dr. Craig Schank Louis Ling, and Debbie Machen, Nevada State Board of Medical Examiners (NSBVME) representatives.

Questions were primarily focused on the handling of the drugs by licensed employees and staff. All testimony was in support of the amendments. No derogatory comments were made regarding RO116-109. Concerns and changes were forwarded to the NSBVME.

B) Workshop on October 21, 2010 in Las Vegas:

Attendance: 2-veterinarians; 1 licensed veterinary technician; 1 public member.

Written/E-mail correspondence: 1 Licensed Veterinarian.

All testimony was in support of the amendments. No derogatory comments were made regarding RO116-10.

C) Hearing on January 27, 2011 in Reno:

Attendance: Michelle Wagner, Executive Director of the NVMA; Dennis Lopez, Director of the PIMA Veterinary Technician Program.

Written/E-mail correspondence: 5 Licensed Veterinarian; 7 licensed veterinary technicians.

D) Workshop on July 14, 2011 in Reno:

Written/E-mail correspondence: 1 licensed veterinary technician.

E) Hearing on October 19, 2011 in Las Vegas:

Attendance: Michelle Wagner, Executive Director of the NVMA; Dennis Lopez, Director of the PIMA Veterinary Technician Program; Melissa Schalles, LVT, SNCC instructor; 16 SNCC veterinary technician students; 4 veterinarians; 1 veterinary technician; 1 office manager.

Written/E-mail correspondence: A letter from the NVMA that was read into the record.

3. Comment from affected businesses:

Comments were solicited from veterinary facilities in the same manner as they were solicited from the public.

A copy of the summary of the public response to the proposed regulation may be obtained from the State Board of Veterinary Medical Examiners' office at 4600 Kietzke Lane, Bldg. O-265, Reno, Nevada 89502.

4. REASONS FOR ADOPTING REGULATION WITHOUT CHANGE:

The permanent regulation was adopted at the State Board of Veterinary Medical Examiners meeting on October 19, 2011.

5. ECONOMIC EFFECT OF THE REGULATION ON THE BUSINESS.

There would be no economic effect of these new regulations on the business of veterinary medicine.

6. ESTIMATED COST TO THE AGENCY FOR ENFORCEMENT:

There is no cost to this agency for enforcement of these regulations.

7. OVERLAP OR DUPLICATION OF PROPOSED REGULATION:

To our knowledge, there is no other state or government agency which the proposed regulation duplicates.

8. DOES THE REGULATION INCLUDE PROVISIONS THAT ARE MORE STRINGENT THAN A FEDERAL REGULATION WITH REGULATES THE SAME ACTIVITY.

N/A

9. REGULATION PROVIDES A NEW FEE OR INCREASES EXISTING FEE:

These regulations do not provide a new fee or increase existing fees.

10. LIKELY TO IMPOSE A DIRECT AND SIGNIFICANT ECONOMIC BURDEN UPON A SMALL BUSINESS OR DIRECTLY RESTRICT THE FORMATION, OPERATION OR EXPANSION OF A SMALL BUSINESS.

The adopted regulations would have no direct or significant economic burden upon a small business.