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NOTICE OF PROPOSED RULEMAKING INCLUDING STATEMENT OF NEED & FISCAL IMPACT

CHAPTER 875 VETERINARY MEDICAL EXAMINING BOARD

FILED

04/11/2025 2:57 PM
ARCHIVES DIVISION
SECRETARY OF STATE

FILING CAPTION: OVMEB proposes to adopt one new rule and amend ten existing rules.

LAST DAY AND TIME TO OFFER COMMENT TO AGENCY: 05/23/2025 5:00 PM

The Agency requests public comment on whether other options should be considered for achieving the rule's substantive goals while reducing negative economic impact of the rule on business.

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Filed By:
Ingrid Nye
Rules Coordinator

HEARING(S)

Auxiliary aids for persons with disabilities are available upon advance request. Notify the contact listed above.

DATE: 05/19/2025

TIME: 12:00 PM - 1:00 PM

OFFICER: Ingrid Nye

REMOTE HEARING DETAILS

MEETING URL: [Click here to join the meeting](#)

PHONE NUMBER: 1-346-248-7799

CONFERENCE ID: 84506802901

SPECIAL INSTRUCTIONS:

Oregon Veterinary Medical Examining Board is inviting you to a scheduled Zoom meeting.

Join Zoom Meeting

<https://us06web.zoom.us/j/84506802901?pwd=Sc46NtF3zdjGFbpxb9BxI0Y5QfFbl6.1>

Meeting ID: 845 0680 2901

Passcode: 3v3iie

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- +1 507 473 4847 US

Meeting ID: 845 0680 2901

Passcode: 031382

Find your local number: <https://us06web.zoom.us/j/84506802901>

NEED FOR THE RULE(S)

The OVMEB has proposed to adopt a new rule (OAR 875-005-0006), and to amend eight rules (OAR 875-010-0006; OAR 875-010-0021; OAR 875-010-0026; OAR 875-010-0031; OAR 875-010-0065; OAR 875-030-0025; OAR 875-030-0030; OAR 875-040-0010), to implement a fee increase and migrate fees from their current distribution throughout the VPA into a single location. The OVMEB proposes to amend these same rules to allow for a potential future changes to duration of renewal cycles. The OVMEB has proposed to amend OAR 875-005-0005 and OAR 875-015-0035 to allow a VCPR, once established, to extend to other veterinarians licensed by the Board who are practicing within the same registered facility, and who have access to, and have reviewed, the medical history and records of the animal; to clarify when VTM may be used prior to an initial visit; and to simplify language related to CVTs providing VTM with valid VCPR.

DOCUMENTS RELIED UPON, AND WHERE THEY ARE AVAILABLE

OAR 875 and ORS 686 available on the Secretary of State Website:

<https://secure.sos.state.or.us/oard/displayChapterRules.action?selectedChapter=875>

STATEMENT IDENTIFYING HOW ADOPTION OF RULE(S) WILL AFFECT RACIAL EQUITY IN THIS STATE

There is no anticipated impact on racial equity.

FISCAL AND ECONOMIC IMPACT:

There is an anticipated fiscal and/or economic impact to applicants, licensees, certificate holders, and veterinary facilities, as the OVMEB is proposing to increase fees for the first time since 2014. There is an anticipated fiscal and/or economic impact to the Board, as revenue is expected to increase as a result of the fee increases. There may be a small positive fiscal and/or economic impact to the public as a result of allowing a VCPR, once established, to extend to other veterinarians within a single veterinary facility.

COST OF COMPLIANCE:

(1) Identify any state agencies, units of local government, and members of the public likely to be economically affected by the rule(s). (2) Effect on Small Businesses: (a) Estimate the number and type of small businesses subject to the rule(s); (b) Describe the expected reporting, recordkeeping and administrative activities and cost required to comply with the rule(s); (c) Estimate the cost of professional services, equipment supplies, labor and increased administration required to comply with the rule(s).

There will be no cost of compliance to the public, state agencies, or local government. The OVMEB currently registers approximately 700 veterinary facilities, many of which are small businesses. As noted in the Fiscal and Economic Impact statement above, the fee increase would result in additional costs for applicants, licensees, certificate holders, and veterinary facilities. Aside from the increase in fees, the OVMEB anticipates no additional cost of compliance for the public.

DESCRIBE HOW SMALL BUSINESSES WERE INVOLVED IN THE DEVELOPMENT OF THESE RULE(S):

Notice is sent to all licensees and facilities in this state requesting input on the proposed amendment and notifying them of the scheduled rules hearing. Many of those facilities and licensees are small business owners. Several of the Board Members are small business owners who gave input and direction at the public Board meetings conducted in 2024, during which these amendments were developed and discussed. Additionally, e-mail notifications and request for input is sent to all Oregon Veterinary Facility owners and licensees requesting comments and/or suggestions regarding the proposed amendment. Notice of the public rules hearing is posted in Oregon newspapers. The rules hearing is open to the public which includes small business owners.

WAS AN ADMINISTRATIVE RULE ADVISORY COMMITTEE CONSULTED? NO IF NOT, WHY NOT?

Not required.

RULES PROPOSED:

875-005-0005, 875-005-0006, 875-010-0006, 875-010-0021, 875-010-0026, 875-010-0031, 875-010-0065, 875-015-0035, 875-030-0025, 875-030-0030, 875-040-0010

AMEND: 875-005-0005

RULE SUMMARY: The rule is being amended to allow VCPR, once established, to extend to other veterinarians licensed by the Board who are practicing within the same registered facility, and who have access to, and have reviewed, the medical history and records of the animal.

CHANGES TO RULE:

875-005-0005

Definitions ¶¶

- (1) "Agency": Any animal control department, humane society, or facility which contracts with a public agency or arranges to provide animal sheltering services and is registered by the Oregon State Board of Pharmacy.¶¶
- (2) "Board": The Oregon State Veterinary Medical Examining Board (OVMEB).¶¶
- (3) "Board of Pharmacy": The Oregon State Board of Pharmacy (BOP).¶¶
- (4) "Certified Euthanasia Technician (CET)": A person who is employed by, or a volunteer at, a humane society or animal control agency and is certified by the Board pursuant to ORS 475.190(4). ¶¶
- (5) "Client": An entity, person, group, or corporation, that has entered into an agreement with a veterinarian for the purpose of obtaining veterinary medical services.¶¶
- (6) "Comprehensive": Pertaining to all animal species.¶¶
- (7) "Conviction of Cruelty to Animals": For purposes of ORS 686.130(11), is defined to include but not limited to animal abuse in the first or second degree, aggravated animal abuse in the first degree, and animal neglect in the first degree.¶¶
- (8) "Designated Agent": A CET who is responsible for the withdrawal and return of sodium pentobarbital from the drug storage cabinet.¶¶
- (9) "Diagnostics": Imaging, testing, and samples collected used to provide information for patient care.¶¶
- (10) "Facility Owner": Any person, corporation, partnership, or other similar organization, private, or not-for-profit, holding title to a facility where licensed veterinarian(s) practice or where the practice of veterinary medicine occurs.¶¶
- (11) "Facility Registration": A registration issued by the Board to operate a veterinary medical facility when the premises meet minimum standards established by the Board. Premises includes, but is not limited to, any building,

structure, unit, office, land, vehicle, motor or mobile home, utilized in the practice of veterinary medicine or where the practice of veterinary medicine occurs.¶

(12) "Good Standing and Repute": As used in ORS 686.045(1), means:¶

(a) A university accredited by the American Veterinary Medical Association (AVMA); or¶

(b) A foreign school listed by the AVMA whose graduates are eligible to apply for a certificate through the Educational Commission for Foreign Veterinary Graduates (ECFVG) committee of the AVMA, or other programs approved by the Board.¶

(13) "Herd or Flock Animal": Animals, (four or more, of the same species), managed as a group, including, but not limited to, breeding, sale, show, food production, or racing. The veterinarian shall have the discretion to determine 'herd or flock' status for provision of veterinary medical care and recordkeeping.¶

(14) "Licensee Portal": Licensee access point for maintaining personal and facility information and for processing registrations and renewals. Located on the Oregon Veterinary Medical Examining Board website.¶

(15) "Managing Veterinarian": An Oregon veterinarian, licensed in good standing, who has been designated by the facility owner to be accountable to the Board for the facility's compliance with the laws and rules governing the practice of veterinary medicine in this state. Designation of a Managing Veterinarian shall be according to the procedures in OAR 875-010-0031(3).¶

(16) "Medical Records": Systematic documentation of a single patient or patients' medical history, physical examination, diagnosis, treatment, notes, and care across time, pursuant to OAR 875-015-0030.¶

(17) "Principal": A person who has controlling authority over the licensed facility, including but not limited to:¶

(a) Managers or other persons who have decision-making authority and whose primary duties include control over the operation of the licensed facility;¶

(b) Officers or directors who have some degree of responsibility for the operation of the licensed facility;¶

(c) General Partners, limited and joint ventures;¶

(d) Sole proprietors;¶

(e) Stockholders holding a majority of outstanding shares of stock; and¶

(f) Members of a Limited Liability Company.¶

(18) "Satellite Unit" A mobile or house call facility operated under the license of a registered fixed location facility. Satellite Units do not require individual facility registration. A mobile satellite unit must maintain sufficient capacity to address medical emergencies.¶

(19) Surgery Procedure¶

(a) "Aseptic Surgery": Aseptic surgical technique exists when everything that comes in contact with the surgical field is sterile and precautions are taken to ensure sterility during the procedure.¶

(b) "Antiseptic Surgery": Antiseptic surgical technique exists when care is taken to avoid bacterial contamination.¶

(20) "Supervision" means that each act shall be performed by any employee or volunteer in the practice only after receiving specific directions from a licensed veterinarian.¶

(a) "Direct" supervision under this provision means both the certified veterinary technician and the licensed veterinarian are on the premises at the same time;¶

(b) "Immediate" supervision under this provision means that the supervising veterinarian is in the immediate vicinity of where the work is being performed and is actively engaged in supervising this work throughout the entire period it is being performed;¶

(c) "Indirect" supervision under this provision means that a CVT may, after receiving specific direction from an Oregon-licensed veterinarian, perform duties permitted under OAR 875-030-0040 at a client's home or other location where the animal is kept. A valid VCPR must exist in order for a CVT to perform duties under indirect supervision.¶

(21) "Veterinary Client Patient Relationship (VCPR)": Except where the patient is a wild or feral animal or its owner is unknown; a VCPR shall exist when the following conditions exist: The veterinarian must have sufficient knowledge of the animal to initiate at least a general or preliminary diagnosis of the medical condition of the animal. This means that the veterinarian has seen the animal within the last year and is personally acquainted with the care of the animal by virtue of a physical examination of the animal or by medically appropriate and timely visits to the premises where the animal is kept. The VCPR, once established, extends to other veterinarians licensed by the Board who are practicing within the same registered facility, and who have access to, and have reviewed, the medical history and records of the animal.¶

(22) "Veterinary Medical Facility": Any premises, unit, structure, or vehicle where veterinary medicine is practiced, except when used for the practice of veterinary medicine pursuant to an exemption under ORS 686.040.¶

(a) "Fixed Location Facility": A veterinary medical facility including but not limited to a building, unit or structure, at a fixed location, where animals are received and/or confined, and where the practice of veterinary medicine is practiced,¶

(b) "Mobile Facility": A veterinary medical facility including but not limited to any vehicle, trailer, camper, motor, or mobile home, used in the practice of veterinary medicine. Mobile facilities must maintain sufficient capacity to address medical emergencies.¶¶

(c) "House Call Facility": A veterinary medical facility at a non-fixed location where veterinarian(s) practice. It must include a designated location for drug and record storage..¶¶

(23) "Veterinary Technician": a person licensed by the Board as a Certified Veterinary Technician.¶¶

(24) For purposes of meeting work experience eligibility requirements for intern, veterinarian and certified veterinary technician licensure, a year is defined as at least 2,000 hours in any 52-week period.¶¶

(25) "Pregnancy evaluation": As used in ORS 686.030, an examination and judgment concerning whether an animal is or is not gestating. This includes but is not limited to the use of ultrasound, radiography, and hormone testing to determine if the animal is gestating.¶¶

(26) "Sterility evaluation": As used in ORS 686.030, an examination and judgment concerning whether a male or female animal is capable or incapable of producing offspring. This includes but is not limited to:¶¶

(a) An examination to evaluate abnormalities in the reproductive organs, body condition and overall health; ¶¶

(b) Testing and evaluation of the reproductive tract; and ¶¶

(c) Semen analysis to evaluate semen quality.¶¶

(27) "Fertility evaluation": As used in ORS 686.030, an examination and judgment regarding the animal's likelihood to conceive or give birth to offspring. This includes but is not limited to:¶¶

(a) An examination to check for and evaluate abnormalities in the reproductive organs, body condition, and overall health; ¶¶

(b) Any testing to evaluate hormone levels that assess reproductive cycle function; ¶¶

(c) Any testing to determine the number of eggs available for fertilization;¶¶

(d) Cytology to evaluate cell samples from the reproductive tract to look for infections or abnormalities or determine the best time for breeding; and¶¶

(e) Any direct visualization or imaging to evaluate the reproductive organs.

Statutory/Other Authority: ORS 686.210, ORS 475.190, 609.405, 686.130, 686.255, 686.510

Statutes/Other Implemented: ORS 475.190, 609.405, 686.130, 686.255, 686.510

ADOPT: 875-005-0006

RULE SUMMARY: A new rule is being adopted to document license/certificate fees, renewal fees, late fees, registration fees, and exam fees; to implement a fee increase; and to adopt consistent language regarding how and when these fees must be paid to the Board. The fees included in this rule were previously distributed throughout the Veterinary Practice Act. The new rule is intended to make it easier for applicants, licensees, certificate holders, and other interested parties to reference this information.

CHANGES TO RULE:

875-005-0006

Fees

(1) The Board adopts the following fees:¶

(a) Veterinarian/Intern License Fee: \$225.00¶

(b) Veterinarian/Intern Renewal Fee: \$225.00¶

(c) Veterinarian/Intern Inactive License Fee: \$150.00¶

(d) CVT Initial Fee: \$52.50¶

(e) CVT Renewal Fee: \$52.50¶

(f) CET Initial Fee: \$37.50¶

(g) CET Renewal Fee: \$22.50¶

(h) Facility Registration Initial Fee: \$225.00¶

(i) Facility Registration Renewal Fee: \$225.00¶

(j) Oregon Jurisprudence Exam / Regional Disease Test fee: \$112.50 ¶

(k) Late fees:¶

(A) Late renewal fee; veterinarian license: \$75.00 per month, to a maximum of \$225.00.¶

(B) Late renewal fee; veterinarian intern: up to \$225.00 per month.¶

(C) Late fee, CVT, postmarked January 1st - 31st: \$15.00.¶

(D) Late fee, CVT, postmarked February 1st - 29th/29th: \$37.50.¶

(E) Late fee, CVT, postmarked March 1st - April 30th: \$52.50.¶

(2) Fees must be paid at the time of application or renewal.¶

(3) Fees are not refundable or transferable.¶

(4) Fees are not prorated. ¶

(5) The Board shall not refund moneys under \$5.01 received in excess of amounts due or to which the Board has no legal interest unless the person who made the payment or the person's legal representative requests a refund in writing within one year of payment to the Board.

Statutory/Other Authority: 686.255

Statutes/Other Implemented: 686.255

AMEND: 875-010-0006

RULE SUMMARY: Rule is being amended to remove specific fee amount; all fee totals have been migrated to a new rule, OAR 875-005-0006.

CHANGES TO RULE:

875-010-0006

Procedures for Obtaining License or Permit ¶¶

(1) Graduate from a veterinary college or veterinary department of a university or college as defined in OAR 875-005-0000(8).¶¶

(2) To apply for a veterinary license, the applicant must complete an application form available on the Board website or from the Board office. A completed application includes:¶¶

(a) An application form completed and signed by the applicant and the Oregon Jurisprudence Exam / Regional Disease Test fee of ~~\$75.00~~;¶¶

(b) A copy of a college diploma or a letter from the graduate's school verifying satisfactory graduation, or, if a graduate of an unaccredited foreign veterinary school, certification of satisfactory completion of requirements of the Educational Commission for Foreign Veterinary Graduates (ECFVG), or verification of completion of other foreign graduate equivalency programs approved by the Board;¶¶

(c) A completed Oregon Jurisprudence Exam/Regional Disease Test;¶¶

(d) Verification of veterinary experience and certification of status of license(s) in other states if applicable.¶¶

(3) Pass the North American Veterinary Licensing Exam (NAVLE) or the National Board Exam (NBE).¶¶

(a) To register for the NAVLE, the candidate shall apply to the National Board of Veterinary Medical Examiners (NBVME), www.nbvme.org;¶¶

(b) The applicant may take the NAVLE in another state. For licensing in Oregon, NAVLE scores must be directly transferred to the Board through the Veterinary Information Verifying Agency (VIVA).¶¶

(4) Neither NAVLE nor the National Board Exam (NBE) requirement shall be waived.

Statutory/Other Authority: ORS 686.210

Statutes/Other Implemented: ORS 686.075, 686.255

AMEND: 875-010-0021

RULE SUMMARY: Correction of typographical error.

CHANGES TO RULE:

875-010-0021

Recalculation, Review and Appeal of Examination Results ¶

(1) The Jurisprudence Exam/Regional Disease Test may be taken more than once, however, applicants who fail the JPE/RDT three times may be required to make further attempts to pass in the presence of a Board staff or member.¶

(2) An applicant may request a review of the NAVLE examination results according to the review procedures of the NBVME.

Statutory/Other Authority: ORS 686.210

Statutes/Other Implemented: ORS 686.075

AMEND: 875-010-0026

RULE SUMMARY: Rule is being amended to remove specific fee amount; all fee totals have been migrated to a new rule, OAR 875-005-0006, and to change language that references an annual renewal schedule to reference instead a renewal cycle.

CHANGES TO RULE:

875-010-0026

Intern, Active and Inactive Licenses ¶

Upon approval of all required application materials, the applicant may then apply for an intern or active license to practice veterinary medicine in Oregon. License activation forms are available from the Board office or on its website.¶

(1) The ~~applicant shall pay the~~ intern or active license fee ~~shall be \$150 annually.~~¶

(2) If the applicant has satisfactorily completed one year's experience in the United States or its territories or provinces, an active veterinary license will be issued and will expire ~~on the next~~ at the end of the next renewal cycle following December 31st. Licensee shall renew the license according to OAR 875-010-0065.¶

(3) If applicant has less than one year's experience, an Intern Permit (intern license) will be issued. The intern license will expire following the total number of days necessary to complete one year's practice experience, under supervision of an Oregon licensed veterinarian, pursuant to ORS 686.085 and OAR 875-010-0050:¶

(a) Upon completion of the internship, the intern may apply for an active license, pursuant to OAR 875-010-0065. Late fees ~~up to \$150~~ will apply for each month the application is late if the intern has continued to practice veterinary medicine in Oregon after expiration of the intern license;¶

(b) The supervising veterinarian shall complete an experience verification form attesting that the intern has satisfactorily completed the internship and the intern shall submit this form with the application for an active license.¶

(4) An inactive license may be issued to any applicant who does not meet Continuing Education requirements. Inactive licensees may practice veterinary medicine in Oregon for up to 30 days. ~~¶ Inactive licensees must pay the inactive license fee shall be \$100 annually for each renewal cycle.~~

Statutory/Other Authority: ORS 686.210

Statutes/Other Implemented: ORS 686.095, 686.255

AMEND: 875-010-0031

RULE SUMMARY: Rule is being amended to remove specific fee amount; all fee totals have been migrated to a new rule, OAR 875-005-0006.

CHANGES TO RULE:

875-010-0031

Registration of Veterinary Facilities; Managing Veterinarian; Registration Denial, Suspension, Revocation; Inspection ¶¶

(1) Each veterinary medical facility in Oregon as defined in 875-005-0005 must register with the Board and designate a Managing Veterinarian with the following exceptions:¶¶

- (a) Any facilities owned and operated by a local, regional, state or federal government agency.¶¶
- (b) ~~Location~~ Facilities where privately owned animals are housed and where mobile veterinarians or mobile veterinary clinics may routinely come to provide veterinary services, e.g., private barn, home, boarding stable or animal event location.¶¶
- (c) Locations where animals are undergoing a medical crisis and conditions preclude transport to a veterinary facility (accident site).¶¶
- (d) Temporary facilities established under a declared emergency.¶¶
- (e) Teaching facilities as established by AVMA-accredited schools of veterinary science or veterinary technology.¶¶

(2) Requirements for registered Veterinary Facilities.¶¶

- (a) Each facility registration expires on December 31st or upon a change in facility ownership.¶¶
- (b) Each facility identified by a separate physical address will be considered a separate facility requiring registration.¶¶
- (c) Mobile facilities, unless operated as a satellite of a registered fixed facility, will require individual registration.¶¶
- (d) Temporary facilities, providing only spay/neuter, vaccinations, micro-chipping and examinations may operate up to 15 days per year at any one location under the registration of an Oregon fixed-location facility and under the oversight of the fixed-location's Managing Veterinarian, unless otherwise approved by the Board.¶¶

(3) Requirements for the Managing Veterinarian.¶¶

- (a) Provide the Board with documented authority from the facility owner to maintain the facility within the standards set forth by this chapter.¶¶
 - (b) Ensure facilities maintain and post a valid facility registration issued by the Board.¶¶
 - (c) Ensure timely provision of medical record copies from the facility when requested.¶¶
 - (d) A veterinary intern (OAR 875-010-0026) may not be designated as Managing Veterinarian.¶¶
 - (e) A licensee with a relevant disciplinary history or who has been or currently is under a disciplinary order of the Board may be denied designation as Managing Veterinarian.¶¶
- (4) Procedures for any change in the Managing Veterinarian. The Managing Veterinarian on record with the Board as responsible for a facility remains responsible for that facility until one of the following occurs:¶¶
- (a) The Board is notified in writing of a new Managing Veterinarian that has accepted responsibility.¶¶
 - (b) The Board is notified in writing that the Managing Veterinarian wishes to be relieved of the position and associated responsibilities.¶¶
 - (c) The Managing Veterinarian is incapacitated to the extent that they cannot provide oversight of any facility.¶¶

(5) Applicants for facility registration must complete an application form available from the Board.¶¶

(6) A completed application will include payment of ~~\$150~~ the registration fee, inspector's or self-certification of compliance with minimum standards of OAR 875-015-0020 and 875-015-0030, and designation of a Managing Veterinarian as defined in 875-015-0065.¶¶

(7) Denial of Facility Registration Application. The Board may deny an application for facility registration or renewal if:¶¶

- (a) The application is incomplete or the registration fee is not submitted.¶¶
 - (b) The facility fails to meet minimum standards or fails to correct deficiencies within an appropriate time frame following inspection.¶¶
 - (c) The designated Managing Veterinarian fails meet the minimum facility standards listed in OAR 875-015-0020 and 875-015-0030.¶¶
 - (d) No Managing Veterinarian, meeting all requirements of this chapter, has been designated.¶¶
- (8) Suspension or Revocation of a Facility Registration. The Board may withhold, suspend or revoke a facility registration if:¶¶
- (a) No Managing Veterinarian is designated for the facility for more than 15 consecutive days. An interim Managing Veterinarian may be designated for a period not to exceed 30 days total.¶¶

(b) When it has been determined by the Board that the managing Veterinarian has failed to meet all the minimum facility standards as provided for in the rules of this act.¶¶

(c) Investigation or inspection has revealed unresolved public health and safety risks or other conditions noncompliant with OAR 875-015-0020 and 875-015-0030.¶¶

(9) All Facility Registrations terminate upon a change in the facility owner.¶¶

(10) Inspection of Facilities: The purpose of inspection is to ensure that public health and safety is maintained by meeting the minimum facility standards listed in OAR 875-015-0020 and 875-015-0030. The Board may designate or employ qualified persons to do the inspections and may delegate inspections to other state or federal agency regulators. Prior to January 2017 the Board may accept self-certification of compliance by the Managing Veterinarian in-lieu-of inspection. This self-certification shall be submitted using a form provided by the Board.¶¶

(a) The Board may inspect each veterinary facility:¶¶

(A) Before a new facility receives an initial facility registration¶¶

(B) Periodically, at least once every three years¶¶

(b) The board may inspect any veterinary facility:¶¶

(A) At any time upon receipt of a complaint or if it has cause to believe the facility is noncompliant with OAR 875-015-0020 or 875-015-0030.¶¶

(B) Upon a change in ownership or a change in the Managing Veterinarian¶¶

(C) As follow-up at any time after an inspection has found non-compliant conditions.¶¶

(c) Initial and periodic facility inspections may be waived for facilities holding a current American Animal Hospital Association (AHAA) certification.¶¶

(d) Inspections may be documented in writing and by audio, video and still picture recording.¶¶

(e) Upon an inspection finding of non-compliance with OAR 875-015-0020 or 875-015-0030, the Board or its representative may do any or all of the following:¶¶

(A) Establish a reasonable time line for bringing the facility into compliance¶¶

(B) Issue a civil penalty or citation¶¶

(C) Restrict facility operations when the failure to meet minimum facility standards poses an unresolved risk to public health and safety or other conditions noncompliant with OAR 875-015-0020 or 875-015-0030.¶¶

(11) Facility closure. In the event that a registered facility will be closed and no longer providing patient care:¶¶

(a) Within 15 days of the closure, the facility must notify the Board in writing of the closure, including the effective date, and a plan for the disposition of any patient records, if applicable.¶¶

(b) The facility must notify all clients of the closure, including the effective date, and instructions for obtaining patient records as required by (c), if applicable.¶¶

(c) The facility must make arrangements for any patient records to be made available to clients for a period of three years after clinic closure date. Patient records may be released directly to clients, transferred to the custody of another veterinary facility, or stored appropriately and released promptly upon receipt of client request as required by OAR 875-011-0010.¶¶

(d) The managing veterinarian at the time of closure shall be responsible for ensuring that all requirements of the Veterinary Practice Act are met.

Statutory/Other Authority: ORS 686.210

Statutes/Other Implemented: ORS 686.130

AMEND: 875-010-0065

RULE SUMMARY: Rule is being amended to remove specific fee amount; all fee totals have been migrated to a new rule, OAR 875-005-0006, and to change language that references an annual renewal schedule to reference instead a renewal cycle.

CHANGES TO RULE:

875-010-0065

License and Facility Registration Renewal Procedures ¶

(1) ~~The annual~~ At each renewal cycle, the applicant shall pay the renewal fee for all veterinary licenses ~~shall be \$150.~~ ¶

(2) A renewal application is timely if the completed application together with the correct renewal fee is postmarked or electronically filed by December 31st of the current ~~license year~~ renewal cycle. The licensee has the burden of proving that the application was mailed or filed timely. If the renewal application is not timely, the applicant must pay delinquent fees of \$50 for each month or part of a month after December 31st, up to a set ~~maximum of \$150.~~ ¶

(a) In the event a licensee's renewal application is not received by January 31st, notice from the Board will be sent by April 1st, advising the licensee of his or her delinquency and that practicing veterinary medicine in Oregon without a valid license is a violation of ORS 686.020. It is the licensee's responsibility to provide the Board with a current address; ¶

(b) If the delinquency in license renewal exceeds three months, the Board may require the applicant to appear before the Board and/or may attach other conditions to the renewal, e.g. community service, additional continuing education, etc.; ¶

(c) If the delinquency in license renewal exceeds 21 months, the Board may assess an extended delinquency renewal fee, and/or require re-qualification by examination. ¶

(3) Board staff will review renewal applications. If the application is complete with the following requirements, staff will issue a license which expires on December 31st of the next ~~calendar year~~ renewal cycle: ¶

(a) The renewal application is completed; ¶

(b) The renewal fee is enclosed; ¶

(c) Any delinquent fees are enclosed; ¶

(d) Continuing Education (CE) requirements must have been met; and ¶

(e) The license is not suspended, revoked or otherwise encumbered under the provisions of ORS 686.120 and 686.130. ¶

(4) Board staff will refer for Board review any license renewal that fails to respond fully to questions in the application. ¶

(5) A veterinarian who submits a completed renewal application postmarked or electronically filed no later than December 31st, and has complied with all requirements under section (3) of this rule, may continue to practice veterinary medicine in Oregon pending notification of renewal or notification that the application is incomplete. A veterinarian who submits a renewal application postmarked after December 31st, or who knows the application is incomplete, or has not fulfilled the continuing education requirement, will be subject to delinquent fees and may not lawfully continue to practice veterinary medicine in Oregon until notified that the license has been renewed. ¶

(6) If the veterinarian's license lapses, a 21-month grace period begins. The veterinarian may renew the license within the 21-month period by paying the maximum delinquent fee and the current ~~annual~~ license renewal fee, and by providing documentation of veterinary activities, including completed Continuing Education, during the interim. After 21 months, the license may be revoked and the veterinarian may have to re-qualify for licensure by taking an examination determined by the Board. ¶

(7) ~~The annual~~ facility registration fee shall be \$150 paid upon initial application for facility registration, and again at each renewal. The Managing Veterinarian shall renew each facility registration by December 31st of the current ~~license year~~ renewal cycle. Failure to renew a facility registration may be grounds for the Board to suspend practice of veterinary medicine in the facility.

Statutory/Other Authority: ORS 686.210

Statutes/Other Implemented: ORS 686.110, 686.255

AMEND: 875-015-0035

RULE SUMMARY: Rule is being amended to the circumstances under which a veterinarian may utilize VTM prior to a physical exam for an aggressive or fractious patient, and to simplify the language within the rule that allows a CVT to provide VTM with a valid VCPR.

CHANGES TO RULE:

875-015-0035

Minimum Standards for Veterinary Telemedicine

(1) Veterinary Telemedicine (VTM) occurs in Oregon when either the animal who is receiving the care is located in Oregon when receiving VTM or the person providing the care to the animal is located in Oregon when providing VTM, pursuant to the provisions of ORS 686.020. VTM may be provided only under a valid VCPR.¶¶

(2) VTM may be used when a veterinarian has a VCPR only when it is possible to make a diagnosis and create a treatment plan without a new physical exam.-¶¶

(3) VTM may be used ~~with an existing client~~ prior to an initial visit when there has not been a previous physical examination for the purpose of prescribing sedation for an aggressive or fractious patient ~~prior to an initial visit.~~ ¶¶

(4) Prescriptions may only be issued when VTM occurs if the veterinarian has evaluated the safety of doing so via VTM, and in compliance with all state and federal laws.¶¶

(5) A veterinarian shall not substitute VTM for a physical exam when a physical exam is warranted or necessary for an accurate diagnosis of any medical condition or creation of an appropriate treatment plan. ¶¶

(6) When practicing VTM in Oregon, licensees must conform to all minimum standards of practice and applicable laws. Licensees are fully responsible and accountable for their conduct when using VTM under the Board's statutes and rules.¶¶

(7) Whenever VTM is practiced in Oregon, a veterinarian must:¶¶

(a) Ensure that any technology used in the provision of VTM is sufficient and of appropriate quality¶¶ to provide accuracy of remote assessment and diagnosis. ¶¶

(b) Ensure that medical information obtained via VTM is recorded completely in the patient medical¶¶ record and meets all applicable requirements of OAR 875-015-0030(1).¶¶

(8) A veterinarian may only delegate the provision of VTM to a Certified Veterinary Technician who is acting under direct or indirect supervision and in accordance with OAR 875-030-0040. A valid VCPR ~~established by a physical examination conducted by the veterinarian~~ must exist for the CVT to provide VTM services.¶¶

(9) Veterinarians and CVTs providing VTM shall at the time of service provide their contact information to the client or practice using the service. All VTM records shall be provided to the client or practice and are subject to the provisions of 875-011-0010 (12), (13).

Statutory/Other Authority: ORS 686.210m IRS 686.040, ORS 686.370

Statutes/Other Implemented: ORS 686.210m IRS 686.040, ORS 686.370

AMEND: 875-030-0025

RULE SUMMARY: Rule is being amended to remove specific fee amount; all fee totals have been migrated to a new rule, OAR 875-005-0006.

CHANGES TO RULE:

875-030-0025

Application for Certified Veterinary Technicians ¶

(1) Applications for certification shall include:¶

(a) An application form available from the Board office completed by the applicant;¶

(b) The application fee of ~~\$35~~ payable to the Board;¶

(c) An official transcript or verification of standing and impending graduation from school.¶

(d) Completion of the Oregon Jurisprudence Exam and Regional Disease Test;¶

(e) The VTNE score report if the examination was taken in another state; and¶

(f) Letters of good standing from any other state the applicant is or has been licensed in as a veterinary or animal health technician.¶

(2) All applications for the VTNE must be made directly to the American Association of Veterinary State Boards (AAVSB, www.aavsb.org). The application fee for certification if the VTNE was taken in another state is ~~\$35~~ a fee payable to the Board.

Statutory/Other Authority: ORS 686.210

Statutes/Other Implemented: ORS 686.225, 686.350 - 686.370

AMEND: 875-030-0030

RULE SUMMARY: Rule is being amended to remove specific fee amount; all fee totals have been migrated to a new rule, OAR 875-005-0006 and to change language that references an annual renewal schedule to reference instead a renewal cycle.

CHANGES TO RULE:

875-030-0030

Issuance of Licenses, Fees, Renewals for Certified Veterinary Technicians ¶

(1) Upon filing a complete application and meeting all the criteria of OAR 875-030-0010, the Board will issue the applicant a Certified a-Veterinary Technician (CVT) license.¶

(2) Each CVT license shall expire on December 31st of each year.¶

~~(3) On or about November 1 of each year renewal cycle.¶~~

(3) Prior to the expiration of the CVT license, the Board will send renewal instructions to the mailing address and/or email address of the CVT on file with the Board. CVTs shall keep the Board advised of their address at all times. The Board shall be entitled to rely on its records, regardless of whether the CVT keeps the Board so advised.¶

(4) CVTs may be renewed ~~annually~~ without re-examination upon timely application. A renewal application accompanied by the ~~annual fee of \$35~~ fee must be submitted to the Board postmarked no later than December 31st of each ~~year~~ renewal cycle in order to be considered timely filed.¶

(a) Renewal forms received or postmarked between January 1st and 31st will incur a late fee ~~of \$10~~.¶

(b) Renewal forms received or postmarked between February 1st and February 28th or 29th will incur additional late fee ~~of \$25~~.¶

(c) Renewal forms received or postmarked between March 1st and April 30th will incur additional late fee ~~of \$35~~.¶

(d) If the CVT license lapses, a 21-month grace period begins. The CVT may renew the license within the 21-month period by paying the maximum delinquent fee and the current ~~annual~~ renewal fee, and by providing documentation of veterinary technician activities, including having completed 15 hours of approved continuing education, during the interim. After 21 months, the license may be revoked and the CVT may have to re-qualify for licensure by taking an examination specified by the ~~h~~Board.

Statutory/Other Authority: ORS 686.210

Statutes/Other Implemented: ORS 686.255, 686.350 - 686.370

RULE SUMMARY: Rule is being amended to remove specific fee amount; all fee totals have been migrated to a new rule, OAR 875-005-0006 and to change language that references an annual renewal schedule to reference instead a renewal cycle.

CHANGES TO RULE:

875-040-0010

Certification of Euthanasia Technicians ¶

(1) Applicants must first apply as a Certified Euthanasia Technician (CET) Intern in order to obtain the training requirements for a permanent CET certificate. CET Interns may not act independently but only under the immediate supervision of an Oregon CET or Oregon licensed veterinarian. The intern certificate will expire within one year of issue date and does not renew.¶

(a) The Board may conduct background checks on applicants and certificate holders. Applicants and certificate holders shall be required to provide any police and court records for any arrests and convictions.¶

(b) The applicant must be an employee or a volunteer at a humane society or animal control agency.¶

(c) CET interns must pay an initial certification fee of ~~\$25.00~~.¶

(2) Upon completion of the requirements below to become a permanent CET, the intern may apply for a permanent certificate.¶

(3) In order for a person to become a permanent CET, an application must include the following:¶

(a) Documented evidence of completion of either requirement in (4) or evidence that applicant is exempt from those requirements as described in (5), and;¶

(b) Submission of an evaluation verification form completed within the previous 12 months attesting that the applicant exhibits proficiency to perform euthanasia of domestic pets and other animals when observed by an Oregon licensed veterinarian within their organization while holding a valid CET intern certificate. The evaluation must be performed after completion of the requirements (4) or (5) of this rule.¶

(c) The required documentation may be submitted by the intern, the supervising veterinarian, or the agency the CET intern certificate holder is an employee of, or volunteers with.¶

(d) Applicants to become a permanent CET must pay a certification fee of ~~\$25.00~~.¶

(4) Unless exempt under (5), applicants to be a permanent CET must complete one of the following requirements to satisfy the requirement in (3)(a):¶

(a) 15 hours of documented instruction, observation, and hands-on euthanasia training done with an Oregon licensed veterinarian DVM or Oregon CET within the past 12 months; or¶

(b) Completion of an OVMEB approved euthanasia course containing the following within the past 5 years.¶

(A) 1 hour of Evidence-based euthanasia practices including the euthanasia process, patient selection, confirming correct patient for euthanasia, and record keeping practices.¶

(B) 1 hour of Selection of and handling of syringes, needles and other medical equipment, and anatomical landmarks for injection by SQ and IM routes¶

(C) 2 hours of Humane animal handling and restraint.¶

(D) 1 hour of Humane euthanasia space and equipment¶

(E) 2 hours of Pre-euthanasia drugs, including levels of consciousness, recordkeeping, oversight of drug, dosing, decision making, and routes of administration.¶

(F) 1 hour of Sodium Pentobarbital including formulations, controlled drug status, pharmacology, dosing and labeled uses.¶

(G) 1 hour of Appropriate routes of Sodium Pentobarbital including IV, IP, and IC. With emphasis on dosing, levels of consciousness in the patient, and appropriate level of consciousness for IC administration.¶

(H) 1 hour of Verifying death and body disposal practices.¶

(I) 1 hour of Human Safety including OSHA regulations, injury prevention, medical waste disposal, sanitation, and PPE.¶

(J) 2 hours of Controlled Drug Logs and Federal LAWS, State Laws, Medical record keeping, Drug logs, drug log reconciliation, DEA, and veterinary oversight.¶

(K) 1 hour of Compassion Fatigue and Stress¶

(L) 1 hour of Owner-Intended Euthanasia practices and other species euthanasia.¶

(5) An applicant to be a permanent CET is exempt from the training requirements in (4) if:¶

(a) The applicant is: (i) a previously certified Oregon CET outside the 12-month window of reinstatement, (ii) a CET licensed in another state or territory of the United States, or (iii) an Oregon licensed CVT; and¶

(b) Successfully passes a 30-question test provided by the OVMEB on the first attempt.¶

- (c) The applicant must still obtain an intern CET certificate and satisfy the requirements of (3)(b).¶
- (6) Upon separation from an organization, a CET will not euthanize animals until the person is employed by or is a volunteer at another approved agency, completed specific training in association with that agency, and the CET has notified the Board and is issued a new certificate. ¶
- (a) Certificates are valid only for the agency at which the person is currently working. ¶
- (b) The CET will notify the Board within 10 days of their separation from their organization.¶
- (7) If a CET is reemployed or volunteers within 12 months of holding a CET ~~certificate~~license, the CET may apply to the Board for reactivation of their certification. After a 12-month lapse, the person must become recertified as both an intern CET and a permanent CET as described above.¶
- (8) CET certificate holders will need to be recertified every 5 years in the form of a proficiency assessment done by an Oregon licensed veterinarian and submitted to the Board within 90 days of the CET certificate renewal. A failure to provide the proficiency assessment by the 90th day after renewal may result in revocation of the CET certificate.¶
- (9) All CET certificates expire on October 31st of each year ~~and are in effect for one calendar year~~renewal cycle.¶
- (10) Certificate renewal fee is ~~\$15~~shall be paid at each renewal. ¶
- (11) Annual verification of employment or volunteer status must come directly from the organization the CET is employed or volunteers with.¶
- (12) Failure to renew or provide verification of employment or volunteer status will result in a lapse and euthanasia duties may not be conducted until the certificate is reinstated.¶
- (13) The Board may suspend, revoke, or otherwise discipline a CET Intern or permanent CET certificate holder for unprofessional conduct or non-compliance with applicable Board statutes and rules.

Statutory/Other Authority: ORS 686.210

Statutes/Other Implemented: ORS 475, ORS 686