

OFFICE OF THE SECRETARY OF STATE

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NOTICE OF PROPOSED RULEMAKING
INCLUDING STATEMENT OF NEED & FISCAL IMPACT

CHAPTER 875
VETERINARY MEDICAL EXAMINING BOARD

FILED

11/01/2022 3:50 PM
ARCHIVES DIVISION
SECRETARY OF STATE

FILING CAPTION: OAR 875-040-0010 Certification of Technicians

LAST DAY AND TIME TO OFFER COMMENT TO AGENCY: 12/21/2022 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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800 NE Oregon Street
Suite 407
Portland, OR 97232

Filed By:
Brenda Biggs
Rules Coordinator

HEARING(S)

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

DATE: 12/16/2022

TIME: 9:00 AM - 10:00 AM

OFFICER: Brenda Biggs

ADDRESS: Oregon Veterinary Medical Examining Board
800 NE Oregon Street
Suite 407
Portland, OR 97232

NEED FOR THE RULE(S)

Current rule restricts hands on training of Certified Euthanasia Technicians (CET) within the entity in which they are employed. Many shelters do not have an attending Doctor of Veterinary Medicine (DVM) or a licensed CET on staff full time. This makes it difficult for applicants to obtain the required hands on training. Allowing hands on training with any licensed DVM or CET will give applicants additional options for obtaining the required hands on training.

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

Adoption of this rule will have no affect on racial equity in this state.

FISCAL AND ECONOMIC IMPACT:

Adoption of this rule will have no fiscal impact on licensees in this state as the hands on training is already a requirement. Rule simply amended to allow for additional methods of obtaining the required hands on training.

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).

Adoption of this rule will have no cost of compliance on licensees in this state as the hands on training is already a requirement. Rule amended to allow for additional methods of obtaining the required hands on training.

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

Notice was sent to all licensees and facilities in this state requesting input on the proposed amendment. 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 meeting

conducted October 28, 2022. The public board meeting was open to the public and public comment was requested. Additionally, e-mail notifications and request for input was sent to all Oregon Veterinary Facility owners and licensees requesting comments and/or suggestions regarding this proposed amendment. Many licensees are small business owners

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

Not required as the proposed amendment has no fiscal or economic impact, no impact on racial equity and no cost of compliance. Proposed amendment will allow for additional methods of obtaining the required hands on training in order to complete the CET Internship.

AMEND: 875-040-0010

RULE SUMMARY: Amending to remove the requirement of hands on training done with a licensed DVM or CET within the entity the individual is employed or volunteers with to allow the hands on training to be completed with any licensed DVM or CET.

CHANGES TO RULE:

875-040-0010

Certification of Euthanasia Technicians (CET) ¶

- (1) Applicants must first apply as a CET Intern in order to obtain the training required for a permanent CET certificate. CET Interns may not act independently but only under the immediate supervision of a 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) Pay an initial certification fee of \$25.00.¶
- (2) Upon completion of the internship's training, the intern may apply for a permanent certificate.¶
- (3) In order for a person to become a permanent Certified Euthanasia Technician (CET), an application must include the following, within the last 12 months:¶
- (a) 15 hours of documented observation and hands-on training done with a licensed DVM or CET ~~within the entity the individual is employed or volunteers with~~ and exhibits proficiency when assessed within their organization performing euthanasia of domestic pets and other animals when observed by a licensed veterinarian; or ¶
- (b) Completion of an Board approved euthanasia course and exhibits proficiency when assessed within their organization performing euthanasia of domestic pets and other animals when observed by a licensed veterinarian; and¶
- (c) Submission of an evaluation verification form attesting that the applicant has satisfactorily completed the internship. The supervising, Oregon licensed, veterinarian shall submit this form.¶
- (4) 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. ¶

(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. ¶

(5) If a CET is reemployed or volunteers within 12 months of holding a CET license, the CET may apply to the Board for reactivation of their certification. After a 12-month lapse, the person must become recertified as described in (1). ¶

(6) 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 with their certificate renewal. ¶

(7) All CET certificates expire on October 31st of each year and are in effect for one calendar year. ¶

(8) Certificate renewal fee is \$15. ¶

(9) Annual verification of employment or volunteer status must come directly from the organization the CET is employed or volunteers with. ¶

(10) 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. ¶

(11) 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