



JOHN R. TOMLINSON, D.V.M.
Secretary - Treasurer
Route 2, Box 174
Lewisburg, W. Va. 24901

Board Members
James R. Moore, D.V.M., President
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J. B. Jolliffe, D.V.M.
Harry Newell, D.V.M.

WEST VIRGINIA
BOARD OF VETERINARY MEDICINE
November 15, 1977

A. James Manchin
Secretary of State
Charleston, WV 25305

Sir:

A hearing for the proposed rules and regulations pertaining to Animal Technicians was held Monday November 14, 1977 with no proposed changes. We wish to continue with the proposed rules and regulations as originally filed with your office in September 11, 1977.

Sincerely,

John R. Tomlinson

John R. Tomlinson, DVM

FILED IN THE OFFICE OF
SECRETARY OF STATE
THIS DATE 11/17/77

DR. JOHN R. TOMLINSON
FAIRLEA ANIMAL HOSPITAL
ROUTE 2, BOX 174
LEWISBURG, WEST VIRGINIA 24901

TELEPHONE 645-3550

October 5, 1977

Notice of Hearing

Rules & Regulations - Animal Technicians
Registration

Monday, November 14, 1977 12:00 noon

Fairlea Animal Hospital,
Davis Stuart Road
Lewisburg, West Virginia, 24901

called by

John R. Tomlinson

John R. Tomlinson, DVM
Secretary-Treasurer
West Virginia Board of Veterinary Medicine

FILED IN THE OFFICE OF
SECRETARY OF STATE OF
WEST VIRGINIA

THIS DATE 10/11/77

WEST VIRGINIA BOARD
OF
VETERINARY MEDICINE
PUBLIC HEARING

A public hearing will be held by the West Virginia Board of Veterinary Medicine concerning proposed rules and regulations for Animal Technicians Registration.

Pursuant to the provisions of Chapter 29A of the Code of West Virginia, notice is hereby given that the public hearing will be held on Tuesday, November 14, 1977, at 12:00 noon at the Fairlea Animal Hospital, Davis Stuart Road, Lewisburg, West Virginia.

Copies of the proposed rules and regulations are available at the public hearing or at the Fairlea Animal Hospital.

The hearing is open to the public and comments from any person will be received and made part of the record.

FILED IN THE OFFICE OF
SECRETARY OF STATE OF
WEST VIRGINIA

John R. Tomlinson, DVM
Secretary-Treasurer
West Virginia Board of Veterinary
Medicine

THIS DATE 10-11-77

October 5, 1977

WEST VIRGINIA ADMINISTRATIVE REGULATIONS
WEST VIRGINIA BOARD of VETERINARY MEDICINE

CHAPTER THIRTY * TEN

SERIES ONE

1977

RULES AND REGULATIONS

REGISTRATION OF ANIMAL TECHNICIANS

FILED IN THE OFFICE OF
SECRETARY OF STATE OF
WEST VIRGINIA

THIS DATE 10/14/77

RULES & REGULATIONS

REGISTRATION OF ANIMAL TECHNICIANS

Section 1. General

1.01 Pursuant to authority contained in Chapter Thirty, Article Ten, Sections Three and Eighteen of the West Virginia Code: The West Virginia Board of Veterinary Medicine establishes the following rules and regulations pertinent to Animal Technician registration.

Section 2. Definitions

2.01 As used in this document, unless otherwise provided, the term Animal Technician Registered (A. T. R.) shall mean a person registered by the Board to work under the direct supervision of a licensed veterinarian. Direct Supervision is construed to mean instruction and directions requiring the physical presence of a licensed veterinarian on the premises. A technicians principal function is to assist the veterinarian. Animal Technicians shall not perform surgery, make diagnoses not prescribe medications.

Section 3. Powers and duties of the West Virginia Board of Veterinary Medicine

3.01 The West Virginia Board of Veterinary Medicine shall examine and register persons who are skilled in the science of Animal Technology.

The Board shall have exclusive Jurisdiction in order to:

- (a) To determine the eligibility of applicants for registration;
- (b) To enter into agreements of reciprocal registration with registration agencies of other states;
- (c) To determine the content and frequency of examinations for registration;
- (d) Grant, suspend, revoke or refuse to grant registration upon showing of proper cause as hereinafter provided;
- (e) To promulgate, amend and repeal such reasonable rules and regulations necessary to carry out the intent and purpose of this article, including reasonable rules and regulations regarding ethical standards of conduct, which said rules and regulations shall be promulgated, amended, or repealed in accordance with the provisions of chapter twenty-nine-a of this code as if the same were set forth herein in extenso.

Section 4. Registration requirements

4.01 Any person desiring registration as an animal technologist shall complete and file an application along with the required fee, the form of which shall be prescribed by the board, and shall submit proof satisfactory to the board of the following:

(a) That the applicant is at least eighteen years of age;

(b) That the applicant has successfully completed high school or its equivalent;

(c) That the applicant is of good moral character;

(d) That the applicant is a citizen of the United States or has made application for citizenship; and

(e) That the applicant has successfully completed a two-year course in animal technology at a school accredited by the American Veterinary Medical Association.

4.02 Except as is provided in the next section five each applicant shall be required to pass an examination, the content of which shall be prescribed by the board. Such examination may be oral, written or practical, or a combination thereof, as shall be determined by the board. Any applicant who shall fail to pass such examination shall be eligible for reexamination and for the first such reexamination shall not be required to pay any additional fee.

Section 5. Examination exemption

5.01 The examination required by section four of this article shall not be required of any applicant who:

(a) Holds a valid certificate of registration from another state or territory which has a

reciprocal registration agreement with this state, or;

(b) Has been engaged in the performance of the skills and duties of an animal technologist under the responsible supervision of a licensed veterinarian for at least three years within five years prior to the effective date of this article.

Section 6. Fees

6.01 The following fees shall be imposed and collected by the board:

(a) For examination and issuance of certificate of registration, twenty-five dollars;

(b) For annual certificate renewal, ten dollars;

(c) For restoration of expired certificate of registration, five dollars plus all fees in arrears;

(d) For duplicate certificate of registration, five dollars; and

(e) For issuance of certificate of registration by reciprocity, twenty-five dollars.

Section 7. Title

7.01 Any person who shall successfully complete the requirements of this article shall be issued a certificate of registration by the Board. Such certificate shall be displayed in the principal work area of the person to whom it is issued. Any person so registered shall have the right to use the title "Animal Technician Registered" and the abbreviation "A. T. R.". No other person shall use

such title, abbreviation or any other works, letters, signs or figures to indicate they are a skilled technician in the science of animal technology nor shall any other person perform, advertise or offer himself for employment in a manner indicative that he is so skilled or trained.

Section 8. Restrictions

8.01 No person registered as an animal technician shall in any manner indicate or imply that he is a licensed veterinarian. Persons registered as animal technicians shall be permitted to perform the skills of animal technology under the direct supervision of a licensed practicing veterinarian physically present on the premises. No such person shall perform surgery, make diagnoses or prescribe medication.

Section 9. Removal of Registration

9.01 The board shall have the power to deny, suspend or revoke a certificate of registration or to take other disciplinary action for a violation of the provisions of this article, for a violation of the rules and regulations of the board or for a determination that the person is:

- (a) Guilty of fraud or deceit in obtaining a certificate of registration;
- (b) Guilty of gross immorality;
- (c) Addicted to the use of habit forming drugs of alcohol; or

(d) Mentally incompetent.

9.02 Any person who is denied a certificate of registration and who requests a hearing within thirty days of notification of such denial or any person against whom disciplinary action, suspension or revocation is contemplated shall be afforded a hearing thereon, which said hearing shall be conducted in accordance with the provisions of article five, chapter twenty-nine-a of this code as if the same were set forth herein in extenso.

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WEST VIRGINIA LEGISLATURE
Legislative Rule-Making Review Committee

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126 EAST BURKE STREET
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STAFF

LEGISLATIVE SERVICES
E-132 STATE CAPITOL
CHARLESTON 25305
PHONE (304) 348-2040

April 11, 1978

Hon. A. James Manchin
Secretary of State
W-151 State Capitol
Charleston, West Virginia 25305

Dear Mr. Manchin:

This is notification of approval of rules and regulations in accordance with Section 11, Article 3, Chapter 29A of the West Virginia Code.

On April 10, 1978, the Legislative Rule-Making Review Committee approved regulations submitted by the Department of Finance and Administration concerning a plan of operation for the state agency for surplus property, by the Board of Veterinary Medicine concerning animal technicians and by the State Board of Examiners for Licensed Practical Nurses.

A copy of the approved regulations is attached.

Very truly yours,

Handwritten signature of Robert M. Steptoe in cursive.

Robert M. Steptoe

Handwritten signature of William E. Shingleton in cursive.

William E. Shingleton

Enclosures

FILED IN THE OFFICE OF
SECRETARY OF STATE
THIS DATE 4-12-78