

**WEST VIRGINIA**  
**SECRETARY OF STATE**  
KEN HECHLER  
**ADMINISTRATIVE LAW DIVISION**

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1991 JUL 15 AM 9:45

OFFICE OF WEST VIRGINIA  
SECRETARY OF STATE

**NOTICE OF PUBLIC HEARING ON A PROPOSED RULE**

AGENCY: WEST VIRGINIA BOARD OF VETERINARY MED. TITLE NUMBER: 26

RULE TYPE: LEGISLATIVE; CITE AUTHORITY W. Va. Code 30-10-1 et seq

AMENDMENT TO AN EXISTING RULE: YES  NO

IF YES, SERIES NUMBER OF RULE BEING AMENDED: \_\_\_\_\_

TITLE OF RULE BEING AMENDED: \_\_\_\_\_

IF NO, SERIES NUMBER OF NEW RULE BEING PROPOSED: Series 5

TITLE OF RULE BEING PROPOSED: LIMITED LICENSURE

DATE OF PUBLIC HEARING: August 16, 1991 TIME: 2:00

LOCATION OF PUBLIC HEARING: Governor's Conference Room  
Capitol Complex  
Charleston, West Virginia 25305

COMMENTS LIMITED TO: ORAL , WRITTEN , BOTH

COMMENTS MAY ALSO BE MAILED TO THE FOLLOWING ADDRESS: Albert C. Dunn, Jr.

A/G's Office  
W-435 Capitol Complex  
Charleston, W. Va. 25305

The Department requests that persons wishing to make comments at the hearing make an effort to submit written comments in order to facilitate the review of these comments.

The issues to be heard shall be limited to the proposed rule.

ATTACH A **BRIEF** SUMMARY OF YOUR PROPOSAL

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FISCAL NOTE FOR PROPOSED RULES

Title 26  
 Rule Title: RULES AND REGULATIONS GOVERNING VETERINARY PROFESSION

Type of Rule:  Legislative  Interpretive  Procedural

Agency: WV BOARD OF VETERINARY MEDICINE 712 MACCORKLE AVE., S. CHAS WV  
25303

1. Effects of Proposed Rule	FISCAL YEAR		FISCAL YEAR	
	1991	1992	1991	1992
Estimated Total Cost	\$	\$	\$	\$
Personal Services	15,000		20,000	20,000
Current Expense				
Reprint and Administration				
Equipment				
Other				

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2. Explanation of above estimates:

UNDER PERSONAL SERVICES, INCREASE ESTIMATED FOR INSPECTION OF VETERINARY FACILITIES UNDER NEW RULES AND REGULATIONS. ESTIMATED 100 INSPECTIONS AT \$150.00 EACH WILL COVER THIS EXPENSE. ALSO ANNUAL LICENSE RENEWAL FEE WILL GO FROM \$25.00 TO \$100.

3. Objectives of these rules:

TO ESTABLISH RULES AND REGULATIONS TO ENFORCE THE VETERINARY PRACTICE ACT AND BRING IT INTO COMPLIANCE WITH NATIONAL STANDARDS.



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STATE OF WEST VIRGINIA  
OFFICE OF THE ATTORNEY GENERAL  
CHARLESTON 25305

OFFICE OF WEST VIRGINIA  
SECRETARY OF STATE

MARIO J. PALUMBO  
~~XXXXXXXXXXXXXX~~  
ATTORNEY GENERAL

(304) 348-2522

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(800) 368-8808

**MEMORANDUM**

TO: Secretary of State  
Legislative Rule-making Review Committee

FROM: Albert C. Dunn, Jr.

DATE: July 12, 1991

RE: Proposed legislative rule of the Board of Veterinary  
medicine

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This rule entitled Limited Licensure contained in Title 26, Series 5, addresses the ability of an individual to receive a limited license in a set number of fields of practice of veterinary medicine. This rules also establishes rules for applications and examination, renewals, temporary permits, and disciplinary action taken by the Board of those individuals issued said license.

TITLE 26  
LEGISLATIVE RULES  
WEST VIRGINIA BOARD OF  
VETERINARY MEDICINE

SERIES 5  
LIMITED LICENSURE

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**26-5-1 General**

- 1.1 **Scope** - These rules establish the licensing of veterinarians by the West Virginia Board of Veterinary Medicine with limited licensure for the practice of specified areas of veterinary medicine.
- 1.2 **Authority** - West Virginia Code 30-10-1 et seq.
- 1.3 **Filing Date** \_\_\_\_\_.
- 1.4 **Effective Date** \_\_\_\_\_.

**26-5-2 Limited Licensure**

- 2.1 The Board shall have the authority to grant a limited license to practice veterinary medicines within, and only within, a specific professional activity in the field of veterinary medicine. The limited license may be granted for a specific professional activity in the field of veterinary medicine in which the applicant desires to be trained and/or licensed. Such veterinarian's practice shall be limited to his or her field or fields of specific professional activity, except during a dire emergency situation.
- 2.2 The fields of specific professional activity shall be limited to the following:
  1. Bovine Practice
  2. Equine Practice
  3. Porcine Practice
  4. Food Animal Practice
  5. Feline Practice
  6. Canine Practice
  7. Small Animal Practice
  8. Poultry Practice
  9. Public Health Practice
  10. Preventive Medicine Practice
  11. Teaching and Research Practice
  12. Regulatory Practice
  13. Administrative Practice
  14. Laboratory Animal Practice
  15. Wild Life, Zoo and Fur Bearing Animals Practice
  16. Industrial Veterinary Medicine Practice

- 2.3 A veterinarian may hold more than one limited license, but must pass the specific examination for each limited license that he or she desires to obtain.

#### **26-5-3 Applications and Examination**

- 3.1 Procedures for applications and examination shall be the same as those set out in Section 26-1-3 of these rules.
- 3.2 Any person applying for a limited license under the provisions of these rules shall also set forth in his or her application the area or areas in which he or she is seeking a limited license.
- 3.3 An applicant for limited license shall not be eligible for such license without a written examination in addition to whatever oral or practical examinations the Board deems necessary.
- 3.4 The application\examination fee for a limited license shall be the same as for a general license as set out in the schedule of fees, Series 6 of these rules.

#### **26-5-4 Rules for Examination**

- 4.1 Procedures for rules for examination shall be the same as those set out in Section 26-1-4 of these rules.
- 4.2 The Board shall prepare and administer an examination suited for testing an applicant's skills within the area of specific professional activity for which limited license is sought.
- 4.3 All applicants for a limited license must have received a passing score on the National Veterinary Boards. The passing score for the National Veterinary Board will be the 1.5 standard deviation for the mean of the criterion group. It shall be the responsibility of the applicant to forward his or her National Board scores to the secretary-treasurer of the Board.
- 4.4 An applicant for a limited license must have the same credentials to sit for the examination in his or her specified field of practice as does an applicant for a general license.

#### **26-5-5 Licensure**

- 5.1 Provisions regarding licensing and licensure shall be the same as those set out in Section 26-1-5 of these rules.

- 5.2 A certificate for a limited license issued by the Board shall include the licensee's name in full, the specific area of professional activity to which his or her license is limited, a certificate registration number, the Board seal, the effective date of the certificate and the signatures of the President and the secretary-treasurer of the Board.

**26-5-6 Renewals**

- 6.1 Procedures for the renewal of a limited license shall be the same as those set out in Section 26-1-6 of these rules.
- 6.2 A veterinarian with a limited license must complete his or her continuing education requirement in the specific area or areas of professional activity to which his or her license is limited.

**26-5-7 Temporary Permits**

- 7.1 Provisions regarding temporary permits shall be the same as those set out in Section 26-1-7 of these rules.

**26-5-8 Reciprocity**

- 8.1 Provisions regarding reciprocity shall be the same as those set out in Section 26-1-8 of these rules.
- 8.2 A limited license granted by the Board shall be given reciprocal effect, either into or out of this state, to the extent authorized by the reciprocal agreement with the reciprocating state.

**26-5-9 Disciplinary Action**

- 9.1 Procedures for disciplinary action shall be the same as those set out in Section 26-1-9 of these rules.