

**WEST VIRGINIA  
SECRETARY OF STATE  
JOE MANCHIN, III  
ADMINISTRATIVE LAW DIVISION**

Form #2

Do Not Mark In This Box

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2004 JUN 22 P 5:18

OFFICE WEST VIRGINIA  
SECRETARY OF STATE

**NOTICE OF A COMMENT PERIOD ON A PROPOSED RULE**

AGENCY: West Virginia Board of Veterinary Medicine TITLE NUMBER: 26

RULE TYPE: Legislative CITE AUTHORITY: 30-10-4

AMENDMENT TO AN EXISTING RULE: YES  NO

IF YES, SERIES NUMBER OF RULE BEING AMENDED: Series 6

TITLE OF RULE BEING AMENDED: Schedule of Fees

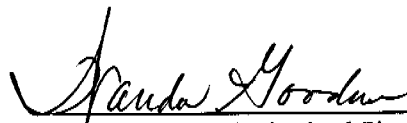
IF NO, SERIES NUMBER OF RULE BEING PROPOSED: \_\_\_\_\_

TITLE OF RULE BEING PROPOSED: \_\_\_\_\_

IN LIEU OF A PUBLIC HEARING, A COMMENT PERIOD HAS BEEN ESTABLISHED DURING WHICH ANY INTERESTED PERSON MAY SEND COMMENTS CONCERNING THESE PROPOSED RULES. THIS COMMENT PERIOD WILL END ON July 22, 2004 AT 4:00 p.m. ONLY WRITTEN COMMENTS WILL BE ACCEPTED AND ARE TO BE MAILED TO THE FOLLOWING ADDRESS:

WV Board of Veterinary Medicine  
(through 6/30/04) 1900 Kanawha Blvd.,  
E., Charleston, WV 25305-0119  
(after 6/30/04) 5509 Big Tyler Road,  
Suite 3, Cross Lanes, WV 25313

THE ISSUES TO BE HEARD SHALL BE LIMITED TO THIS PROPOSED RULE.



Authorized Signature

ATTACH A **BRIEF** SUMMARY OF YOUR PROPOSAL

**West Virginia Board of Veterinary Medicine  
1900 Kanawha Boulevard, East  
Charleston, WV 25305-0119**

**Phone: (304) 558-2016  
Fax: (304) 558-0891**

**Wanda Goodwin  
Executive Director**

**Summary of Rule 26CSR6**

In resolving the problem of expenses being greater than revenue, and increases in costs of operation, largely due to rental expenses rising drastically, implementation of charges for services formerly not expensed to the board, such as administrative fees by the Department of Administration (FARS) and increases in other expenses such as BRIM, we must increase revenue.

We are adding a fee for review of continuing education programs, which is time consuming and costly, particularly if the program is lengthy.

We are increasing fees for veterinarian, veterinary technicians and certified animal euthanasia technician application fees, and for the veterinarian and veterinary technician annual renewals. We propose fee increases as well for temporary permits. Veterinary medical corporation fees and PLLCs annual registration fees are also increasing. The national veterinary technician exam is increasing, largely due to increased costs being charged to the board's for administration of the exam. We are also increasing the cost of the veterinary facility annual permit.

Written confirmation of licensure will have added "registration or certification" to cover technicians and CAETs as well. The roster of persons or facilities registered, certified or licensed will now indicate either in "written or electronic" formats to allow us the option of e-mailing the lists, if requested in that format.

**West Virginia Board of Veterinary Medicine  
1900 Kanawha Boulevard, East  
Charleston, WV 25305-0119**

**Phone: (304) 558-2016  
Fax: (304) 558-0891**

**Wanda Goodwin  
Executive Director**

**Statement of Circumstances 26CSR6**

The West Virginia Board of Veterinary Medicine is a self appropriating board, with the responsibility of protecting the interests of the citizens of West Virginia relative to veterinary care.

Our costs have risen drastically during the last year. One of the principle increases has been loss of our current rental location, where our rent was \$100.00 per month, including utilities. We were informed April 19, 2004 by the Department of Agriculture that we must find another location for our office by July 1, 2004. We have found another location, but our rent monthly will be \$500.00 plus electric. Other expenses of operating this board have been increasing over this past year, including insurance, administrative fees by the Department of Administration (FARS) and escalating legal costs.

Legal costs have been rising due to cases which are not quickly resolved. We have several open cases which continue to drain funds.

As a result of our recent PERD evaluation by the West Virginia Legislature, we were instructed to cease allowing our expenditures to be greater than income during fiscal years. During the past two fiscal years expenses exceeded revenue. Much of the reasons for this were legal fees and increases in fees from other agencies of government. This problem will only increase with our new rental expenses and utility payments, causing the need for increased revenue.

APPENDIX B

FISCAL NOTE FOR PROPOSED RULES

Rule Title: Schedule of Fees

Type of Rule:  Legislative     Interpretive     Procedural

Agency: West Virginia Board of Veterinary Medicine

Address: 1900 Kanawha Blvd., E., Charleston, WV 25305-0119

Address after 7/1/04: 5509 Big Tyler Rd., Suite 3, Cross Lanes, WV 25313

1. Effect of Proposed rule: *N/A*

	ANNUAL FISCAL YEAR				
	INCREASE	DECREASE	CURRENT	NEXT	THEREAFTER
<b>ESTIMATED TOTAL COST</b>					
<b>PERSONAL SERVICES</b>					
<b>CURRENT EXPENSE</b>					
<b>REPAIRS &amp; ALTERATIONS</b>					
<b>EQUIPMENT</b>					
<b>OTHER</b>					

2. Explanation of Above Estimates: *N/A*

3. Objectives of These Rules:

To fund needed revenue increases to carry out operations of the Board of Veterinary Medicine. Expenses have increased dramatically relative to costs of rent, legal expenses, administrative fees and insurance costs.

Rule Title: Schedule of Fees

4. Explanation of Overall Economic Impact of Proposed Rule:

A. Economic Impact on State Government:  
None (self appropriating board)

B. Economic Impact on Political Subdivisions; Specific Industries; Specific Groups of Citizens: None

C. Economic Impact on Citizens/Public at Large.  
None

Date: June 22, 2004

Signature of Agency Head or Authorized Representative:

*Nanda Gooden*

TITLE 26  
LEGISLATIVE RULE  
WEST VIRGINIA BOARD OF VETERINARY MEDICINE

SERIES 6  
SCHEDULE OF FEES

FILED

2009 JUN 22 P 5:18

OFFICE WEST VIRGINIA  
SECRETARY OF STATE

**26-6-1. General.**

- 1.1. Scope. B This rule establishes the fees to be charged by the Board.
- 1.2. Authority. -- West Virginia Code §30-10-4(c)
- 1.3. Filing Date. --
- 1.4. Effective Date. -- ~~July 1, 2003~~

**26-6-2. Schedule of Fees.**

- 2.1. Veterinarian application, examination, and license fee ~~..\$200.00~~ \$300.00
- 2.2. Duplicate license ~~\$10.00~~ \$15.00
- 2.3. Annual renewal fee ..... ~~\$150.00~~ \$225.00
- 2.4. Temporary permit ...~~\$50.00~~ \$100.00
- 2.5. Temporary permit renewal fee ..... \$ 25.00
- 2.6. Written confirmation of licensure, registration or certification by West Virginia \$25.00
- 2.7. North America Veterinary License Exam (NAVLE) eligibility processing fee \$50.00
- 2.8. Veterinary Medical Corporation annual registration fee ~~..\$75.00~~ \$100.00
- 2.9. Professional Limited Liability Company annual registration fee.... ~~\$75.00~~ \$100.00
- 2.10. Veterinary Technician application, exam & registration fee ~~..\$60.00~~ \$80.00
- 2.11. Veterinary Technician annual renewal fee.....~~\$40.00~~ \$60.00
- 2.12. Veterinary Technician National Examination~~---~~ ~~\$175.00~~ \$200.00
- 2.13. Certified Animal Euthanasia Technician application, exam & certification fee. ~~\$25.00~~ \$50.00

- 2.14. Certified Animal Euthanasia Technician training program fee \$200.00
- 2.15. WV State Police Background Check \$30.00
- 2.16. Inspection of a facility which employs a Certified Animal Euthanasia Technician.. \$250.00
- 2.17. Roster; (written or electronic)
  - a. Veterinarians..\$ 25.00
  - b. Veterinary Technician.\$ 10.00
  - c. Certified Animal Euthanasia Technicians .\$.10.00
  - d. Registered Veterinary Facilities ..\$25.00
- 2.18. Rules and Practice Act \$ 25.00
- 2.19. Relief permit fee \$ 25.00
- 2.20. Relief permit renewal fee...\$ 25.00
- 2.21. Emergency relief permit—~~\$ 50.00~~ \$100.00
- 2.22. Facility inspection fee \$250.00
- 2.23. Facility re-inspection fee \$300.00
- 2.24. Veterinary facility annual permit.... ~~\$ 25.00~~ \$50.00
- 2.25. Written change of name \$ 10.00
- 2.26. Written change of address \$ 10.00
- 2.27. Copies of public records (per page) \$ .50
- 2.28. Continuing education program review and evaluation..\$50.00
- 2.28:29. A penalty to be determined by the Board, not to exceed 25% of the original fee required, shall be assessed on all fees not paid by the due date.
- 2.29:30.. All fees shall be payable to the West Virginia Board of Veterinary Medicine by check, cashiers check, money order, or cash.