

**WEST VIRGINIA  
SECRETARY OF STATE  
NATALIE E. TENNANT  
ADMINISTRATIVE LAW DIVISION**

Form #3

Do Not Mark In This Box

FILED

2012 JUL 30 PM 2:55

OFFICE WEST VIRGINIA  
SECRETARY OF STATE

**NOTICE OF AGENCY APPROVAL OF A PROPOSED RULE  
AND  
FILING WITH THE LEGISLATIVE RULE-MAKING REVIEW COMMITTEE**

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

CITE AUTHORITY: 30-10-6

AMENDMENT TO AN EXISTING RULE: YES  NO

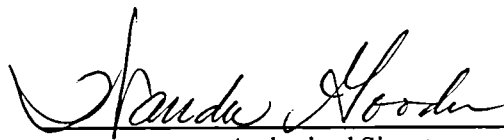
IF YES, SERIES NUMBER OF RULE BEING AMENDED: Series 6

TITLE OF RULE BEING AMENDED: Schedule of Fees

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

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

THE ABOVE PROPOSED LEGISLATIVE RULE HAVING GONE TO A PUBLIC HEARING OR A PUBLIC COMMENT PERIOD IS HEREBY APPROVED BY THE PROMULGATING AGENCY FOR FILING WITH THE SECRETARY OF STATE AND THE LEGISLATIVE RULE-MAKING REVIEW COMMITTEE FOR THEIR REVIEW.



Authorized Signature

**QUESTIONNAIRE**

*(Please include a copy of this form with each filing of your rule: Notice of Public Hearing or Comment Period; Proposed Rule, and if needed, Emergency and Modified Rule.)*

DATE: July 30, 2012

TO: LEGISLATIVE RULE-MAKING REVIEW COMMITTEE

FROM: (Agency Name, Address & Phone No.) West Virginia Board of Veterinary Medicine  
5509 Big Tyler Road, Suite 3  
Cross Lanes, WV 25313

LEGISLATIVE RULE TITLE: Schedule of Fees

1. Authorizing statute(s) citation 30-10-6

2. a. Date filed in State Register with Notice of Hearing or Public Comment Period:  
June 28, 2012

b. What other notice, including advertising, did you give of the hearing?

\_\_\_\_\_

\_\_\_\_\_

c. Date of Public Hearing(s) *or* Public Comment Period ended:  
July 30, 2012

d. Attach list of persons who appeared at hearing, comments received, amendments, reasons for amendments.

Attached \_\_\_\_\_ No comments received 0

- e. Date you filed in State Register the agency approved proposed Legislative Rule following public hearing: (be exact)

July 30, 2012

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- f. **Name, title, address and phone/fax/e-mail numbers** of agency person(s) to receive all *written correspondence* regarding this rule: (Please type)

Wanda Goodwin: Executive Director

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5509 Big Tyler Road, Suite 3

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Cross Lanes, WV 25313

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Ph: 304-776-8032, Fax: 304-776-8256 email: wgoodwin@wvnet.edu

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- g. **IF DIFFERENT FROM ITEM 'f'**, please give **Name, title, address and phone number(s)** of agency person(s) who wrote and/or has responsibility for the contents of this rule: (Please type)

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3. If the statute under which you promulgated the submitted rules requires certain findings and determinations to be made as a condition precedent to their promulgation:

- a. Give the date upon which you filed in the State Register a notice of the time and place of a hearing for the taking of evidence and a general description of the issues to be decided.

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b. Date of hearing or comment period:

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c. On what date did you file in the State Register the findings and determinations required together with the reasons therefor?

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d. Attach findings and determinations and reasons:

Attached 

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APPENDIX B

**FISCAL NOTE FOR PROPOSED RULES**

Rule Title: Schedule of Fes

Type of Rule:  Legislative  Interpretive  Procedural

Agency: West Virginia Board of Veterinary Medicine

Address: 5509 Big Tyler Road, Suite 3  
Cross Lanes, WV 25313

Phone Number: 304-776-8032 Email: wgoodwin@wvnet.edu

**Fiscal Note Summary**

Summarize in a clear and concise manner what impact this measure will have on costs and revenues of state government.

The only change in our fees is increasing background checks from \$30. to \$45. each. This is needed due to the WV State Police no longer providing the analysis of the fingerprints, and as a result, we were told to establish an account with L1 for the service. Their fee for each fingerprinting in searching WV records is approximately \$30. each, which is all we were collecting from candidates. We do the fingerprinting in house and are charged for analyzing such fingerprints by the W State Police formerly, who charged us \$20. each and now L1 at \$30. each. We found it necessary to increase our fees to avoid a loss on fingerprinting.

**Fiscal Note Detail**

Show over-all effect in Item 1 and 2 and, in Item 3, give an explanation of Breakdown by fiscal year, including long-range effect.

FISCAL YEAR			
Effect of Proposal	Current Increase/Decrease (use "-")	Next Increase/Decrease (use "-")	Fiscal Year (Upon Full Implementation)
<b>1. Estimated Total Cost</b>			
Personal Services			
Current Expenses	250.00	250.00	250.00
Repairs & Alterations			
Assets			
Other			
<b>2. Estimated Total Revenues</b>	500.00	750.00	750.00

Schedule of Fees

Rule Title: \_\_\_\_\_

Rule Title: \_\_\_\_\_

**3. Explanation of above estimates (including long-range effect):**

Please include any increase or decrease in fees in your estimated total revenues.

Increase estimated to be \$250. annually based on current estimate of 25 candidates fingerprinted annually (CAET candidates). Without the increase, we will be charged as much as we collect for the entire fingerprinting process, which includes our staff time and work in doing the fingerprinting, preparing the documentation for submission to the testing service and sending notification of the results of the testing to the candidate.

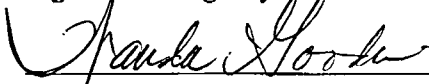
**MEMORANDUM**

Please identify any areas of vagueness, technical defects, reasons the proposed rule **would not** have a fiscal impact, and/or any special issues **not** captured elsewhere on this form.

If the Board later determines it necessary to do background checks on all applicants, including veterinarians and veterinary technicians, the loss for fingerprinting will increase greatly. Our current loss is based on CAET candidates only, who are presently the only candidates fingerprinted.

Date: July 30, 2012

Signature of Agency Head or Authorized Representative

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TITLE 26  
LEGISLATIVE RULE  
WEST VIRGINIA BOARD OF VETERINARY

FILED

2012 JUL 30 PM 3: 02  
MEDICINE

OFFICE WEST VIRGINIA  
SECRETARY OF STATE

SERIES 6  
SCHEDULE OF FEES

§26-6-1. General.

1.1. Scope. This rule establishes the fees to be charged by the Board.

1.2. Authority. -- West Virginia Code § 30-10-5

1.3. Filing Date. - ~~June 16, 2011~~

1.4. Effective Date. - ~~June 16, 2011~~

§26-6-2. Schedule of Fees.

- 2.1. Veterinarian application, examination and license fee... \$300.00
- 2.2. Duplicate license, registration or certification certificate.....\$25.00
- 2.3. Duplicate license, registration or certification renewal certificate.....\$25.00
- 2.4. Annual veterinary license renewal fee..... \$250.00
- 2.5. Temporary permit .....\$100.00
- 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.....\$75.00
- 2.8. Certified Animal Euthanasia Technician continuing education program fee.... \$250.00

- 2.9. Veterinary Technician application, exam & registration fee.....\$100.00
- 2.10. Veterinary Technician annual renewal fee..... \$80.00
- 2.11. Animal euthanasia gas chamber inspection administrative fee.....\$100.00
- 2.12. Certified Animal Euthanasia Technician application, exam & certification fee. ....\$75.00
- 2.13. Certified Animal Euthanasia Technician training program fee..... \$225.00
- 2.14. Certified Animal Euthanasia Technician annual renewal fee .....\$50.00
- 2.15. Animal Euthanasia Facility annual registration fee.....\$50.00
- 2.16. WV State Police Background Check .....~~\$30.00~~ 45.00
- 2.17. Inspection of a facility which employs a Certified Animal Euthanasia Technician..  
\$250.00
- 2.18. 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
- 2.19. Rules and Practice Act.... \$35.00
- 2.20. Facility inspection fee ....\$300.00
- 2.21. Facility re-inspection fee....\$400.00

- 2.22. Veterinary facility annual permit....\$100.00
- 2.23. Written change of name.....\$ 10.00
- 2.24. Written change of address.....\$ 10.00
- 2.25. Copies of public records (per page).....\$ .50
- 2.26. Continuing education program review and evaluation....\$50.00
- 2.27. A penalty to be determined by the Board, not to exceed 25% of the original fee required, shall be assessed on all fees not received by the board by the due date.
- 2.28. All fees shall be payable to the West Virginia Board of Veterinary Medicine by check, cashiers check, money order, cash, credit card or electronic transfer, if and when such credit card or electronic transfer services are available.