



WEST VIRGINIA SECRETARY OF STATE

MAC WARNER

ADMINISTRATIVE LAW DIVISION

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7/18/2017 3:40:24 PM

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

AGENCY: Veterinary Medicine TITLE-SERIES: 26-06
RULE TYPE: Legislative Amendment to Existing Rule: Yes Repeal of existing rule: No
RULE NAME: 26-06 Schedule of Fees

PRIMARY CONTACT

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CITE STATUTORY AUTHORITY: 30-10-6

EXPLANATION OF THE STATUTORY AUTHORITY FOR THE LEGISLATIVE RULE, INCLUDING A DETAILED SUMMARY OF THE EFFECT OF EACH PROVISION OF THE LEGISLATIVE RULE WITH CITATION TO THE SPECIFIC STATUTORY PROVISION WHICH EMPOWERS THE AGENCY TO ENACT SUCH RULE PROVISION:

(a) The board shall propose rules for legislative approval, in accordance with the provisions of article three, chapter twenty-nine-a of this code, to implement the provisions of this article, including:
(9) A fee schedule

DATE eFiled FOR NOTICE OF HEARING OR PUBLIC COMMENT PERIOD: 6/12/2017

DATE OF PUBLIC HEARING(S) OR PUBLIC COMMENT PERIOD ENDED: 7/13/2017

COMMENTS RECEIVED: No

(IF YES, PLEASE UPLOAD IN THE COMMENTS RECEIVED FIELD COMMENTS RECEIVED AND RESPONSES TO COMMENTS)

PUBLIC HEARING: No

(IF YES, PLEASE UPLOAD IN THE PUBLIC HEARING FIELD PERSONS WHO APPEARED AT THE HEARING(S) AND TRANSCRIPTS)

RELEVANT FEDERAL STATUTES OR REGULATIONS: No

WHAT OTHER NOTICE, INCLUDING ADVERTISING, DID YOU GIVE OF THE HEARING?

Posted on our website and mailed postcards.

SUMMARY OF THE CONTENT OF THE LEGISLATIVE RULE, AND A DETAILED DESCRIPTION OF THE RULE'S PURPOSE AND ALL PROPOSED CHANGES TO THE RULE:

The purpose of the Rule change is to be in compliance with revisions for §26-1-1 and §26-1-5.

§26-6-2. Schedule of Fees.

Rearranged fees to be in sequence with each profession.

Removed temporary permit fee.

Removed animal euthanasia gas chamber inspection administrative fee since we no longer register these facilities.

Removed change of address fee because address changes are available online.

Removed cash from the acceptable ways of payment.

Removed copies of public record.

Removed WV State Police background check fee since the licensee will be paying the fee directly to the WV State Police.

Modified duplicate license fee so there is no longer a fee if done online.

Modified Certified animal euthanasia technician application, exam & certification fee to include the Rules and Practice Act. This is not a fee increase since the Rules and Practice act is required and was always added in the total application fee.

Modified Inspection of a facility which employs a certified animal euthanasia technician to only include the ones that are euthanizing.

Added veterinary inactive license fee.

Added veterinary inactive license reactivation fee.

STATEMENT OF CIRCUMSTANCES WHICH REQUIRE THE RULE:

The circumstances of this Rule change is to be in compliance with revisions for §26-1-1 and §26-1-5.

SUMMARIZE IN A CLEAR AND CONCISE MANNER THE OVERALL ECONOMIC IMPACT OF THE PROPOSED LEGISLATIVE RULE:

A. ECONOMIC IMPACT ON REVENUES OF STATE GOVERNMENT:

Since the WV Board of Veterinary Medicine is a non-appropriated Board and we fall under the special revenue fund; therefore, there is no impact on the revenues to state government.

B. ECONOMIC IMPACT OF THE LEGISLATIVE RULE ON THE STATE OR ITS RESIDENTS:

Since the WV Board of Veterinary Medicine is a non-appropriated Board and we fall under the special revenue fund; therefore, there is no economic impact to state government nor its residents.

C. FISCAL NOTE DETAIL:

Effect of Proposal	Fiscal Year		
	2017 Increase/Decrease (use "-")	2018 Increase/Decrease (use "-")	Fiscal Year (Upon Full Implementation)
1. Estimated Total Cost			
Personal Services			
Current Expenses			
Repairs and Alterations			
Assets			
Other			
2. Estimated Total Revenues			

D. EXPLANATION OF ABOVE ESTIMATES (INCLUDING LONG-RANGE EFFECT):

TITLE 26
LEGISLATIVE RULE
WEST VIRGINIA BOARD OF VETERINARY MEDICINE

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. -- W. Va. Code §30-10-5.

1.3. Filing Date. -- ~~April 16, 2014.~~

1.4. Effective Date. -- ~~May 30, 2014.~~

1.5. Sunset Provision. -- This rule shall terminate and have no further force or effect upon the expiration of 10 years from its effective date.

§26-6-2. Schedule of Fees.

2.1. The West Virginia Board of Veterinary Medicine is an autonomous State Licensing Board Agency designed to protect the public and, as such, receives no monies from the State's general revenue fund; nor does it receive any Federal money. All money necessary to efficiently staff and equip this public office must be generated by services performed by the Board.

2.1.a. Veterinary ian application, examination and license fee	\$300.00
2.1.b. <u>Veterinary license renewal fee</u>	<u>\$250.00</u>
2.1.c. <u>Veterinary inactive license fee</u>	<u>\$75.00</u>
2.1.d. <u>Veterinary inactive license reactivation fee</u>	<u>\$250.00</u>
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 <u>1.e.</u> 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 <u>1.f.</u> Veterinary Technician application, <u>examination</u> & <u>and</u> registration fee	\$100.00

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2.101.g. Veterinary Technician annual <u>registration</u> renewal fee	\$80.00
2.11. Animal euthanasia gas chamber inspection administrative fee.....	\$100.00
2.1.2 <u>h.</u> Certified Animal Euthanasia Technician application, <u>Rules and Practice Act</u> , examination & <u>and</u> certification fee	\$75.00 <u>\$110.00</u>
2.1.3 <u>i.</u> Certified Animal Euthanasia Technician training program fee.....	\$225.00
2.1.4 <u>j.</u> Certified Animal Euthanasia Technician annual <u>certification</u> renewal fee.....	\$50.00
<u>2.1.k.</u> Certified Animal Euthanasia Technician continuing education program fee	<u>\$250.00</u>
2.1.5 <u>l.</u> Animal Euthanasia Facility annual <u>initial</u> registration <u>and renewal</u> fee	\$50.00
2.16. WV State Police Background Check	\$45.00
2.1.7 <u>m.</u> Inspection of a facility which employs a Certified Animal Euthanasia Technician <u>and are</u> <u>euthanizing</u>	250.00
2.1.n. Animal euthanasia gas chamber inspection administrative fee	\$100.00
2.18. Roster; (written or electronic)	
2.18.a. Veterinarians.....	\$25.00
2.18.b. Veterinary Technician.....	\$10.00
2.18.c. Certified Animal Euthanasia Technicians.....	\$10.00
2.18.d. Registered Veterinary Facilities	\$25.00
2.19. Rules and Practice Act.....	\$35.00
2.20 <u>1.o.</u> <u>Veterinary</u> <u>Facility</u> inspection fee.....	\$300.00
2.21 <u>1.p.</u> <u>Veterinary</u> <u>Facility</u> re-inspection fee	\$400.00
2.22 <u>1.g.</u> Veterinary facility annual <u>permit</u> <u>initial</u> registration and renewal fee	\$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 <u>1.r.</u> Continuing education program review and evaluation	\$50.00
<u>2.1.s.</u> Rules and Practice Act.....	<u>\$35.00</u>

2.1.t. Written confirmation of licensure, registration, or certification by West Virginia \$25.00

2.1.u. Duplicate license, registration, or certification certificate

2.1.u.1. Office Generated \$25.00

2.1.u.2. Online No fee

2.1.v. All fees shall be payable to the West Virginia Board of Veterinary Medicine by check, cashier's check, money order, credit card or electronic transfer, if and when such credit card or electronic transfer services are available.

~~2.27.1.w. All fees not received by the due date shall be assessed, A 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.~~

~~2.29.1.x. Upon approval of a waiver request, in accordance with §30-1-6b (b), the Board shall waive fees for:~~

~~2.29.a1.x.1. Renewals of licenses, registrations or certifications for a military veteran, and their accompanying spouse, during their qualified deployment;~~

~~2.29.b.1.x.2. Licensing, registration or certification for a military veteran and their accompanying spouse, for one year following their discharge from active duty;~~

~~2.29.c.1.x.3. Inspection of a veterinary facility solely owned by a military veteran and/or their accompanying spouse, during their qualified deployment; and~~

~~2.291.d.x.4. Inspection of a veterinary facility solely owned by a military veteran and/or their accompanying spouse, for one year following their discharge from active duty."~~