

**GENERAL GOVERNMENT CABINET  
Kentucky Board of Veterinary Examiners  
(New Administrative Regulation)**

**201 KAR 16:216. Fees – other fees.**

RELATES TO: KRS 321.240, 321.201

STATUTORY AUTHORITY: KRS 321.240, 321.201

NECESSITY, FUNCTION, AND CONFORMITY: KRS 321.240 authorizes the board to promulgate administrative regulations as it may deem necessary and proper to effectively carry out and enforce the provisions of KRS Chapter 321, including regulations to establish authorized fees. This administrative regulation establishes fees for various services provided by the board. KRS 321.201 authorizes the board to issue a special permit for the practice of veterinary medicine and to require a fee for such permits. This administrative regulation establishes the fee for a special permit.

Section 1. Payment and Submission of Fees. (1) Fees shall be paid by check or money order, or, when available, online payment by debit or credit card. Checks and money orders shall be made payable to the Kentucky State Treasurer.

(2) All fees shall be nonrefundable.

Section 2. Fees for Special Permits. (1) The fee for a special permit issued by the board pursuant to KRS 321.201 shall be fifty (50) dollars. The fee shall be attached to either the Application for Licensure as a Veterinarian form or the Application for Retake of the NAVLE form as found in 201 KAR 16:400 or online equivalent form.

Section 3. Fees for License Verification Letters and Letters of Good Standing. (1) The fee for a license verification letter or a letter of good standing is ten (10) dollars. The fee shall be attached to a Request for Licensure Verification form as found in 201 KAR 16:400 or online equivalent form. Upon receipt of the request and payment, the board will issue the requested letter and complete any forms required by regulatory bodies in other states.

Section 4. Fees for Mailing Lists. (1) The fee for a request to obtain a copy of the mailing list of the board's licensees is fifteen (15) dollars. The fee shall be attached to a Request for Mailing List form as found in 201 KAR 16:400 or online equivalent form. Upon the receipt of the request and payment, the board will send a current licensee mailing list to the requesting party.

Section 5. Fees for Duplicate Wall Certificates. (1) The fee for a duplicate wall certificate, including the board's seal, is ten (10) dollars.

Section 6. Fees for Processing Payments. (1) The board shall have authority to require a reasonable service charge for processing payments submitted online or in paper form. Such fees shall be calculated as a percentage of the underlying fee pursuant to the board's current contracted rate for payment processing services.

STEVEN J. WILLS, DVM, Chair

APPROVED BY AGENCY: June 14, 2019

FILED WITH LRC: June 19, 2019 at 3 p.m.

PUBLIC HEARING AND PUBLIC COMMENT PERIOD: A public hearing on this administra-

tive regulation shall be held on August 27, 2019 at 1:00 p.m., at the Kentucky Department of Agriculture, 109 Corporate Drive, Frankfort, Kentucky 40601. Individuals interested in being heard at this hearing shall notify this agency in writing by five workdays prior to the hearing, of their intent to attend. If no notification of intent to attend the hearing was received by that date, the hearing may be cancelled. A transcript of the public hearing will not be made unless a written request for a transcript is made prior to the end of the hearing. If you do not wish to be heard at the public hearing, you may submit written comments on the proposed administrative regulation. Written comments shall be accepted through August 31, 2019. Send written notification of intent to be heard at the public hearing or written comments on the proposed administrative regulation to the contact person.

CONTACT PERSON: Clint Quarles, Staff Attorney, Kentucky Department of Agriculture, 107 Corporate Drive, Frankfort Kentucky 40601, phone (502) 330-6360, fax (502) 564-2133, email [clint.quarles@ky.gov](mailto:clint.quarles@ky.gov).

## REGULATORY IMPACT ANALYSIS AND TIERING STATEMENT

Contact Person: Clint Quarles

(1) Provide a brief summary of:

(a) What this administrative regulation does: This regulation establishes the fees for specific KBVE services as outlined in the filing.

(b) The necessity of this administrative regulation: This regulation is necessary to establish the fee that the KBVE board approves for the various other services that are not specifically related to licensure and renewal.

(c) How this administrative regulation conforms to the content of the authorizing statutes: KRS 321.240, 321.201, and the balance of that chapter allow the KBVE broad regulatory authority. The KBVE provides additional services that it wishes to capture a portion of the expenses thereof through this filing.

(d) How this administrative regulation currently assists or will assist in the effective administration of the statutes: This administrative regulation will assist in effective administration by clearly expressing what fee has been approved by the KBVE board.

(2) If this is an amendment to an existing administrative regulation, provide a brief summary of:

(a) How the amendment will change this existing administrative regulation: This is a new administrative regulation.

(b) The necessity of the amendment to this administrative regulation: This is a new administrative regulation.

(c) How the amendment conforms to the content of the authorizing statutes: This is a new administrative regulation.

(d) How the amendment will assist in the effective administration of the statutes: This is a new administrative regulation.

(3) List the type and number of individuals, businesses, organizations, or state and local governments affected by this administrative regulation: 2392 veterinary licenses, 421 veterinary technician licenses, 57 animal control agency certificate holders, 196 animal euthanasia specialist certificate holders.

(4) Provide an analysis of how the entities identified in question (3) will be impacted by either the implementation of this administrative regulation, if new, or by the change, if it is an amendment, including:

(a) List the actions that each of the regulated entities identified in question (3) will have to take to comply with this administrative regulation or amendment: Persons will be required to

have paid the fee prior to the specific service being performed.

(b) In complying with this administrative regulation or amendment, how much will it cost each of the entities identified in question (3): No costs are associated with compliance, as this is a prerequisite for a specific service.

(c) As a result of compliance, what benefits will accrue to the entities identified in question (3): Administrative ease of clear communication of the fees.

(5) Provide an estimate of how much it will cost the administrative body to implement this administrative regulation:

(a) Initially: The KBVE expects costs for their operations to be approximately \$230,000 in the near term.

(b) On a continuing basis: The KBVE expects costs for their operations to exceed \$230,000 after the implementation of their revised administrative regulations.

(6) What is the source of the funding to be used for the implementation and enforcement of this administrative regulation: Fees for the KBVE come from license and certification fees established in this filing and the other fee filings.

(7) Provide an assessment of whether an increase in fees or funding will be necessary to implement this administrative regulation, if new, or by the change if it is an amendment: No fees increases are anticipated by the KBVE.

(8) State whether or not this administrative regulation established any fees or directly or indirectly increased any fees: Fees are established directly.

(9) TIERING: Is tiering applied? No. All regulated entities have the same requirements.

#### FISCAL NOTE ON STATE OR LOCAL GOVERNMENT

(1) What units, parts, or divisions of state or local government (including cities, counties, fire departments, or school districts) will be impacted by this administrative regulation? The KBVE

(2) Identify each state or federal statute or federal regulation that requires or authorizes the action taken by the administrative regulation. KRS 321.193, 321.211, 321.240

(3) Estimate the effect of this administrative regulation on the expenditures and revenues of a state or local government agency (including cities, counties, fire departments, or school districts) for the first full year the administrative regulation is to be in effect.

(a) How much revenue will this administrative regulation generate for the state or local government (including cities, counties, fire departments, or school districts) for the first year? This filing will generate approximately \$15,000.

(b) How much revenue will this administrative regulation generate for the state or local government (including cities, counties, fire departments, or school districts) for subsequent years? This filing will generate approximately \$15,000.

(c) How much will it cost to administer this program for the first year? The KBVE estimates expenditures of approximately \$230,000 or more in the near term.

(d) How much will it cost to administer this program for subsequent years? The KBVE estimates expenditures of approximately \$230,000 or more in the near term, with major expenses anticipated for computer systems and other needed items.

Note: If specific dollar estimates cannot be determined, provide a brief narrative to explain the fiscal impact of the administrative regulation.

Revenues (+/-): \$15,000

Expenditures (+/-): \$230,000

Other Explanation: Additional expenses are anticipated by the KBVE.