

BOARDS AND COMMISSIONS

Board of Veterinary Examiners

(Amendment)

201 KAR 16:732. Application requirements for AAHP ~~licenses~~~~permits~~ -- reinstatement.

RELATES TO: KRS 321.175, 321.181(1)-(4), 321.189, 321.200, 321.235, ~~321.251, 321.253, 321.255, 321.257~~

STATUTORY AUTHORITY: KRS 321.175(2)(c), ~~(4)~~, (5), 321.181(1)-(4), 321.235(1)(a)-(c), (2)(b)2., ~~321.251(4), 321.253, 321.255~~

CERTIFICATION STATEMENT: This certifies that this administrative regulation complies with the requirements of 2025 RS HB 6, Section 8.

NECESSITY, FUNCTION, AND CONFORMITY: KRS 321.175(4) states the purpose of the Kentucky Veterinary Medicine Practice Act is to promote, preserve, and protect the public health, safety, and welfare by and through, in part, setting application requirements for allied animal health professional (AAHP) providers to establish their qualifications for licensure. KRS 321.235(1)(b) requires the board to promulgate administrative regulations to implement and enforce KRS Chapter 321. KRS 321.235(2)(b)2. authorizes the board to promulgate administrative regulations to limit the scope of practice of allied animal health professional (AAHP) work on animals and to require an AAHP applicant to apply to the board on an approved application to qualify for a ~~license~~~~permit~~ from the board. This administrative regulation establishes application requirements for individuals applying for an AAHP ~~license~~~~permit~~ from the board in the Commonwealth of Kentucky.

Section 1. Definitions.

- (1) "Allied animal health professional" or "AAHP" is defined by KRS 321.181(1).
- (2) "Allied animal health professional facility" or "AAHP facility" is defined by KRS 321.181(2).
- (3) "Allied animal health professional manager" or "AAHP manager" is defined by KRS 321.181(3).
- (4) "Allied animal health professional ~~license~~~~permit~~" or "AAHP ~~license~~~~permit~~" is defined by KRS 321.181(4).
- (5) "Fixed facility" is defined by ~~KRS 321.181(40)~~~~[KRS 321.181(38)]~~.
- (6) "Legacy candidate" means a candidate for ~~licensure~~~~permitting~~ that did not complete the board approved allied animal health professional program or board approved qualifying exam for an AAHP ~~license~~~~permit~~, but holds significant experience as defined in Section 3 of this administrative regulation which shall qualify the person for consideration of an AAHP ~~license~~~~permit~~ from the board.
- (7) "Mobile facility" or "mobile unit" is defined by ~~KRS 321.181(48)~~~~[KRS 321.181(46)]~~.
- (8) "Registered responsible party" is defined by ~~KRS 321.181(59)~~~~[KRS 321.181(57)]~~.
- (9) "Veterinarian" is defined by ~~KRS 321.181(69)~~~~[KRS 321.181(67)]~~.

Section 2. Allied animal health professional provider practice falls under the scope and meaning of the practice of veterinary medicine.

- (1) A veterinarian shall not be subject to the scope of practice limitations established for an allied animal health professional ~~licensee~~~~permittee~~.
- (2) Pursuant to KRS 321.200(1)(o), after receiving a ~~license~~~~permit~~ from the board, an AAHP provider shall be limited to providing services for animal patients within the scope designated within KRS 321.255 and 201 KAR 16:737.
- (3) Practice on animals without a board credential shall be prohibited. Except as provided for in KRS 321.200, a person shall not provide veterinary or allied animal health

professional services to any animal unless they hold~~[without holding]~~ a valid credential in active status issued by the board.

Section 3. Legacy Candidate Pathway for the AAHP License~~[Animal Chiropractic Provider (ACP) Permit]~~.

(1) As established in KRS 321.251(4), in ~~the~~ lieu of proof of completion of a board approved allied animal health professional program and board approved qualifying exam for an AAHP license~~[permit]~~, legacy candidates may submit application materials in accordance with the provisions of this section.

(2) Legacy candidates awarded an AAHP license by the board shall be required to comply with all provisions of an AAHP license, including earning continuing education requirements as established in 201 KAR 16:730, Section 4 and 16:735, Section 2.

(3) For an AAHP Animal Chiropractic Provider (ACP) applicant~~[ACP applicants]~~, the legacy candidate pathway~~[candidates]~~ shall be open~~[eligible]~~ until March 31, 2026~~[June 30, 2026]~~. As established in KRS 321.251(4), an AAHP ACP legacy candidate~~[candidates]~~ shall submit as a part of the application for licensure:

(a) Proof of employment or 1099 showing self-employment in the ACP area of practice~~[as an ACP]~~ for a minimum of ten (10) years prior to the date of application;

(b) Identification of school where the applicant was trained and hours of training received;

(c) Letters of recommendation from at least two (2) licensed veterinarians;

(d) Letters of recommendation from at least two (2) licensed chiropractors;

(e) Details regarding the duration of experience and times during which practice occurred, including:

1. Length of time of practice; and

2. Average number of hours practicing per year;

(f) Letter of Good Standing from any other jurisdictions in which they are credentialed; and

(g) Information about CE earned in the past two (2) years~~[each year]~~, including the CE provider, topic, and the number of hours~~[(number of hours, etc.)]~~.

(4) For an AAHP Equine Dental Provider (EDP) applicant, the legacy candidate pathway shall be open until April 30, 2027. As established in KRS 321.251(4), an AAHP EDP legacy candidate shall submit proof of competency and experience as a part of the application for licensure:

(a) Proof of employment or 1099 showing self-employment in the EDP area of practice for a minimum of five (5) years prior to the date of application;

(b) Identification of where the applicant was trained and hours of training received;

(c) Letters of recommendation from at least two (2) licensed veterinarians;

(d) Letters of recommendation from at least two (2) clients who have utilized the applicant's services in the last two (2) years;

(e) Details regarding the duration of experience and times during which practice occurred, including:

1. Length of time of practice; and

2. Average number of hours practicing per year;

(f) Letter of Good Standing from any other jurisdictions in which they are credentialed as an EDP; and

(g) Information about CE earned in the past two (2) years, if CE has been earned, including the CE provider, topic, and the number of hours.

(5) ~~{(3)}~~ The board or the AAHP advisory committee as established in KRS 321.257 under the direction of the board chair may~~[shall]~~ conduct an~~[a mandatory]~~ interview of an AAHP~~[each]~~ legacy candidate to confirm their eligibility and, as necessary, ascertain details about their experience.

~~[(4)] [Legacy candidates awarded an AAHP permit by the board shall be required to comply with all provisions of an AAHP permit, including earning continuing education requirements as established in 201 KAR 16:730, Section 4.]~~

Section 4. Approval of an Allied Animal Health Professional Provider License~~[Permit]~~ Application. The board shall issue a license~~[permit]~~ as an AAHP provider in a specific area of practice, as defined in KRS 321.181, to an applicant who meets the following requirements:

- (1) Has completed an Application for Allied Animal Health Professional Provider License~~[Permit]~~ form or online equivalent form, including all required attachments;
- (2) Has paid the appropriate fees as established in 201 KAR 16:513;
- (3) Is a person of good moral character. As one (1) element of good moral character, the board shall require each applicant for licensure to submit a full set of the applicant's fingerprints for the purpose of obtaining criminal records checks, pursuant to applicable law and KRS 321.189. All good moral character information, including the information obtained through the criminal background checks, shall be relevant to licensure~~[permit]~~ eligibility determinations to the extent permitted by law;
- (4) Has graduated and received a degree or certificate from an approved allied animal health professional program, as approved by the board in 201 KAR 16:730, or qualifies as a legacy candidate according to the provisions established in Section 3 of this administrative regulation during the legacy application window;
- (5) Has achieved passing examination scores, on examinations required by the board, as established in 201 KAR 16:731, or qualifies as a legacy candidate during the legacy application window;
- (6) Holds licensure in the AAHP practice area as established in 201 KAR 16:730, Section 2, or qualifies as a legacy candidate;
- (7) Has been approved for licensure~~[permitting]~~ by the board; and
- (8) Has complied with any other requirement of the board.

Section 5. New Application for an Allied Animal Health Professional License~~[Permit]~~.

- (1) A new application to the board for an allied animal health professional license~~[permit]~~ shall include the following components:
 - (a) A completed application on an Application for Allied Animal Health Professional (AAHP) Provider License~~[Permit]~~ form or online equivalent form, including all required attachments;
 - (b) Designation of one (1) or more qualified AAHP scopes as listed in the application, and designated as available scope of practice in KRS 321.181 and 201 KAR 16:730;
 - (c) A current color photograph of the applicant not smaller than 2 in. x 2 in., or a color copy of the applicant's current valid driver's license or passport with photo;
 - (d) An official licensure verification letter from the professional licensing board in Kentucky in the human AAHP discipline, if required by the application;
 - (e) An official copy of the certificate of completion or diploma showing graduation from an approved allied animal health professional program established in 201 KAR 16:730;
 - (f) A copy of any court documents, final orders, settlement agreements, or other documents required by the board in support of the application;
 - (g) The completed Kentucky Board of Veterinary Examiners State Jurisprudence Examination for AAHPs Exam Answer Sheet for each provider type the applicant is applying for; and
 - (h) Payment for the application fee required by 201 KAR 16:513.
- (2) In addition to the requirements listed in subsection (1) of this section, requirements for AAHP license~~[permit]~~ endorsement applications shall include: Verifications of good standing from all jurisdictions in which an applicant once held or currently holds a

license[permit] or equivalent credential by the jurisdictional entities which regulate the applicant's profession in both human and animal practice.

Section 6. License [Permit] Renewal Required. An AAHP licensee[permit holder of the board] shall renew their license[permit] pursuant to 201 KAR 16:735.

Section 7. Inactive Status for an AAHP License[Permit]. An AAHP license[permit holder] may place their license[permit] into an inactive status in accordance with 201 KAR 16:580.

Section 8. An allied animal health professional may apply for reinstatement of an expired license[permit] if not more than five (5) years have elapsed since the last date of license[permit] expiration.

(1) A reinstatement application shall be required during this period; an application for a new license[permit] shall not be accepted until five (5) years after the last date of expiration. Legacy candidates five (5) years after the last date of expiration shall be required to meet the current requirements of the Kentucky Veterinary Medicine Practice Act and 201 KAR Chapter 16 and shall no longer qualify for the legacy candidate pathway.

(2) Reinstatement applications to the board for a license[permit] as an allied animal health professional shall include the following components:

(a) A completed application on a Reinstatement Application for AAHP Licenses[Permits] form or online equivalent form, including all required attachments;

(b) A copy of any court documents, final orders, settlement agreements, or other documents requested by the board in support of the application;

(c) Proof of current certification in the allied animal health profession, including any required continuing education by the board-approved allied animal health professional program;

(d) Payment for the reinstatement application fee pursuant to 201 KAR 16:513;

(e) If the license[permit] is in expired status for more than one (1) year since the date of expiration, an official licensure verification letter from the professional licensing board in Kentucky in the human AAHP discipline, if required by the application; and

(f) If the license[permit] is in expired status for more than two (2) years since the date of expiration:

1. A background check pursuant to Section 9 of this administrative regulation; and

2. Verifications of good standing from all jurisdictions in which an applicant once held or currently holds a license[permit] or equivalent credential by the jurisdictional entities which regulate the profession.

Section 9. Background checks. Pursuant to KRS 321.189, the board may:

(1) Conduct a national or jurisdictional level background check on each applicant for licensure. The check shall be processed by a board-approved background check provider, and may include a copy of the applicant's fingerprints captured at a board-approved location;

(2) Reject background checks that do not have an official seal or watermark, or that are more than ninety (90) days old; and

(3) Impose additional requirements as a condition of licensure or deny licensure following the board's review of findings from a background check.

Section 10. Denial. If any of the requirements of this regulation are not met by the applicant, the board shall deny the license[permit] application.

Section 11. Incorporation by Reference.

(1) The following material is incorporated by reference:

(a) "Application for Allied Animal Health Professional (AAHP) Provider License[Permit]", 8/2025[2/2025]; and

(b) "Reinstatement Application for AAHP ~~Licenses~~Permits", ~~8/2025~~2/2025].

(2) This material may be inspected, copied, or obtained, subjected to applicable copyright law, at the Kentucky Board of Veterinary Examiners, 4047 Iron Works Parkway, Lexington, Kentucky 40511, Monday through Friday, 8:30 a.m. to 4:30 p.m. This material may also be obtained at kbve.ky.gov.

MICHELLE M. SHANE, Executive Director

JOHN C. PARK, DVM, Board Chair

APPROVED BY AGENCY: July 31, 2025

FILED WITH LRC: August 14, 2025 at 3:05 p.m.

PUBLIC HEARING AND COMMENT PERIOD: A public hearing on this administrative regulation shall be held on October 21, 2025, at 1:30 p.m. EDT, at KBVE, 4047 Iron Works Parkway, Suite 104, Lexington, Kentucky 40511. 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. 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 October 31, 2025. 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: Michelle M. Shane, KBVE Executive Director, 4047 Iron Works Parkway, Suite 104, Lexington, Kentucky 40511, phone 502-564-5433, fax 502-573-1458, email Michelle.Shane@ky.gov.

REGULATORY IMPACT ANALYSIS AND TIERING STATEMENT

Contact Person:Michelle Shane

Subject Headings:Animals: Domestic, Chiropractic, Equine and Horses, Occupations and Professions, Veterinary Services

(1) Provide a brief summary of:

(a) What this administrative regulation does:

This administrative regulation establishes application requirements for allied animal health professionals (AAHPs) applying for an AAHP license from the board in the Commonwealth.

(b) The necessity of this administrative regulation:

This regulation is necessary to establish the application requirements for individuals to apply for an AAHP license from the board.

(c) How this administrative regulation conforms to the content of the authorizing statutes:

KRS 321.235(1)(b) authorizes the board to promulgate administrative regulations to implement KRS Chapter 321. KRS 321.235(2)(b)2. provides the board authority to promulgate administrative regulations to limit the scope of practice of allied animal health professional (AAHP) work on animals and to require an AAHP applicant to apply to the board on an approved application to qualify for a license from the board. KRS 321.251 defines the allowable AAHP professions, including equine dental providers, and requires licensure by the Board. KRS 321.253 requires AAHP providers to maintain and renew a license to provide AAHP services in the Commonwealth. KRS 321.255 establishes limits on the scope of practice for equine dental providers.

(d) How this administrative regulation currently assists or will assist in the effective administration of the statutes:

This administrative regulation assists in effective administration by clearly expressing the application requirements for AAHP provider applicants as approved by the 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 amendment updates the administrative regulation for conformity with Acts Chapter 87; changes the "permit" to a "license"; and defines application requirements for the added AAHP equine dental providers (EDPs).

(b) The necessity of the amendment to this administrative regulation:

This amendment is necessary to establish conformity with Acts Chapter 87 and to define application requirements for the added AAHP EDP applicants.

(c) How the amendment conforms to the content of the authorizing statutes:

KRS 321.175(2)(c) states the intent of KRS Chapter 321 is to regulate the professions of veterinary medicine, including work done by authorized allied animal health professional (AAHP) providers. KRS 321.175(4) states that regulation is necessary to protect the public and animals of the Commonwealth. KRS 321.175(5) states that KRS Chapter 321 shall fully occupy the field of AAHP provider work on animals to be enforced by the Board. KRS 321.181(1)-(4) defines key terms related

to AAHP providers. KRS 321.235(1)(a)-(c) requires the board to implement and enforce the chapter and to promulgate administrative regulations to do so. KRS 321.235(2)(b)2 allows the Board to establish minimum requirements for AAHP licensees. KRS 321.251 defines the allowable AAHP professions, including equine dental providers, and requires licensure by the Board. KRS 321.253 requires AAHP providers to maintain and renew a license to provide AAHP services in the Commonwealth. KRS 321.255 establishes limits on the scope of practice for equine dental providers.

(d) How the amendment will assist in the effective administration of the statutes:

This amendment will assist in effective administration by clearly expressing the application requirements for AAHP provider applicants as approved by the board.

(3) Does this administrative regulation or amendment implement legislation from the previous five years? This administration implements legislation by the General Assembly in Acts Chapter 95 in 2023 and Acts Chapter 87 in 2025.

(4) List the type and number of individuals, businesses, organizations, or state and local governments affected by this administrative regulation:

Future applicants to the board for an AAHP license. The board anticipates receiving approximately 45 initial applications for this credential under the new laws, and one-two (1-2) annually in future years.

(5) Provide an analysis of how the entities identified in question (4) 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 (4) will have to take to comply with this administrative regulation or amendment:

Applicants will be required to complete a board approved application to apply for an AAHP license in Kentucky.

(b) In complying with this administrative regulation or amendment, how much will it cost each of the entities identified in question (4):

There will not be any additional costs to the applicant. This administrative regulation simply clarifies the application requirements needed to obtain an AAHP license and provide public protection related to competency to perform services.

(c) As a result of compliance, what benefits will accrue to the entities identified in question (4):

Applicants who complete the required AAHP application shall have met one (1) of the requirements of the board for licensure as an AAHP provider.

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

(a) Initially:

Enforcement of this regulation will be accomplished using current funding.

(b) On a continuing basis:

The KBVE expects that, on an ongoing basis, the agency will enforce the provisions of this regulation using the current funding available to the agency.

(7) What is the source of the funding to be used for the implementation and enforcement of this administrative regulation or this amendment:

KBVE does not receive any general funds. All funds for the agency come from application fees, service fees, and administrative fines.

(8) 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:

There is no anticipation of an increase in fees to implement this administrative regulation, as the KBVE is already running an administrative program to process applications and an enforcement program to ensure compliance.

(9) State whether or not this administrative regulation establishes any fees or directly or indirectly increases any fees:

This regulation does not establish or increase any fees, directly or indirectly.

(10) TIERING: Is tiering applied?

Tiering is not applied because this administrative regulation applies to all AAHP applicants.

FISCAL IMPACT STATEMENT

(1) Identify each state statute, federal statute, or federal regulation that requires or authorizes the action taken by the administrative regulation:

KRS 321.175(2)(c), (4), (5), 321.181(1)-(4), 321.235(1)(a)-(c), (2)(b)2., 321.251(4), 321.253, 321.255

(2) State whether this administrative regulation is expressly authorized by an act of the General Assembly, and if so, identify the act:

This administration is expressly authorized by the General Assembly in Acts Chapter 95 in 2023 and Acts Chapter 87 in 2025.

(3)(a) Identify the promulgating agency and any other affected state units, parts, or divisions:

The promulgating agency is the Kentucky Board of Veterinary Examiners. There are no other affected state units, parts, or divisions.

(b) Estimate the following for each affected state unit, part, or division identified in (3)(a):

1. Expenditures:

For the first year:The KBVE expects that it may enforce this provision of its regulations using existing fund available to the agency in the first year.

For subsequent years:The KBVE expects that, in subsequent years, the agency will enforce the provisions of this regulation using the funding available to the agency.

2. Revenues:

For the first year:There is no revenue generated by this filing.

For subsequent years:There is no revenue generated by this filing.

3. Cost Savings:

For the first year:There will be no cost savings; this administrative regulation simply codifies requirements for persons applying for an AAHP license, making them easily accessible for regulated entities.

For subsequent years:There will be no cost savings; this administrative regulation simply codifies application requirements for persons applying for an AAHP license.

(4)(a) Identify affected local entities (for example: cities, counties, fire departments, school districts):

KBVE does not anticipate that any local entities will be impacted.

(b) Estimate the following for each affected local entity identified in (4)(a):

1. Expenditures:

For the first year:N/A

For subsequent years:N/A

2. Revenues:

For the first year:N/A

For subsequent years:N/A

3. Cost Savings:

For the first year:N/A

For subsequent years:N/A

(5)(a) Identify any affected regulated entities not listed in (3)(a) or (4)(a):

KBVE does not anticipate that any other regulated entities will be impacted.

(b) Estimate the following for each regulated entity identified in (5)(a):

1. Expenditures:

For the first year:N/A

For subsequent years:N/A

2. Revenues:

For the first year:N/A

For subsequent years:N/A

3. Cost Savings:

For the first year:N/A

For subsequent years:N/A

(6) Provide a narrative to explain the following for each entity identified in (3)(a), (4)(a), and (5)(a)

(a) Fiscal impact of this administrative regulation:

This administrative regulation does not set fees and will not bring in revenue. This filing only impacts individuals seeking a license to practice as an AAHP provider in Kentucky.

(b) Methodology and resources used to reach this conclusion:

Budget reports and licensure reports were inputted into a large spreadsheet to calculate all board revenues, expenditures, proposed fees, and estimated quantities of applications based on historical numbers. Projections were calculated ten (10) years out to F.Y. 2036.

(7) Explain, as it relates to the entities identified in (3)(a), (4)(a), and (5)(a):

(a) Whether this administrative regulation will have a "major economic impact", as defined by KRS 13A.010(14):

This administrative regulation does not set fees and will not bring in revenue.

(b) The methodology and resources used to reach this conclusion:

This amendment will not have a negative impact, as no fees are established or collected as a part of this administrative regulation.