

IDAPA 46 – BOARD OF VETERINARY MEDICINE

46.01.01 – RULES OF THE STATE OF IDAHO BOARD OF VETERINARY MEDICINE

DOCKET NO. 46-0101-1901

NOTICE OF INTENT TO PROMULGATE RULES – NEGOTIATED RULEMAKING

AUTHORITY: In compliance with Sections 67-5220(1) and 67-5220(2), Idaho Code, notice is hereby given that this agency intends to promulgate rules and desires public comment prior to initiating formal rulemaking procedures. This negotiated rulemaking action is authorized pursuant to Sections 54-2105(8)(m) and 67-5220(1), Idaho Code.

MEETING SCHEDULE: A public meeting on the negotiated rulemaking will be held as follows:

PUBLIC MEETING

Friday, June 21, 2019 - 11:30 a.m. (MDT)

**Idaho State Department of Agriculture Building
2270 Old Penitentiary Road
Conference Rooms Main A & B
Boise, ID 83712**

The meeting site will be accessible to persons with disabilities, if needed. Requests for accommodation must be made not later than five (5) days prior to the meeting to the agency address below.

METHOD OF PARTICIPATION: Persons wishing to participate in the negotiated rulemaking must do the following:

All written comments received by June 12, 2019 will be included in the Board's distributed meeting materials for consideration. For those planning to attend the open, public meeting, written and verbal comments will be accepted by and/or presented before the Board. For all others not planning to attend the meeting, written comments will be accepted by the Executive Director on or before June 14, 2019.

Upon conclusion of the negotiated rulemaking, any unresolved issues, all key issues considered, and conclusion reached during the negotiated rulemaking will be addressed in a written summary. The summary will be made available to interested persons who contact the agency or, if the agency chooses, the summary may be posted on the agency website.

DESCRIPTIVE SUMMARY AND STATEMENT OF PURPOSE: The following is a statement in nontechnical language of the substance and purpose of the intended negotiated rulemaking and the principal issues involved:

The purpose of the intended negotiated rulemaking is to conform to recent statutory changes and to clarify and simplify the Board's existing rules as prompted, in part, by the Red Tape Reduction Act (Executive Order 2019-02). The rulemaking would eliminate and simplify language and remove redundant language covered in statute, including references to licensing requirements and violations covered in statute. It would also remove specifically listed veterinary practice standards that are already established by the "standard of care" statement in the rules, and remove Committee on Humane Euthanasia (COHE) language on specific types of training because the committee no longer provides remote capture training. The rulemaking would modify the jurisprudence rule by eliminating time limit language and replacing with unlimited exams at cost to owner. It would tie in with a statute modification increasing the number of licensing periods by the Board from two to four per year, and modify the continuing education and audit rules to coincide with the renewal period, which is from May 1 to June 30. Lastly, the rulemaking would make the Board's rules consistent with 2019 HB248, which established the Occupational Licensing Reform Act and provisions regarding recognition of military training, expedited applications for military members and their spouses, and licensure by endorsement for military members and their spouses.

ASSISTANCE ON TECHNICAL QUESTIONS, SUBMISSION OF WRITTEN COMMENTS, OBTAINING DRAFT COPIES: For assistance on technical questions concerning this negotiated rulemaking or to obtain a

preliminary draft copy of the rule text, if available, contact Jeremy Brown, Executive Director, at (208) 332-8588. Materials pertaining to the negotiated rulemaking, including any available preliminary rule drafts, can be found on the Board's website at the following web address: <https://bovm.idaho.gov/>.

Anyone may submit written comments regarding this negotiated rulemaking. All written comments must be directed to the undersigned and must be delivered on or before June 12, 2019 as described above.

Dated this 2nd day of May, 2019.

Jeremy Brown, Executive Director
Board of Veterinary Medicine
2230 Old Penitentiary Road
P. O. Box 7249
Boise, ID 83707
Phone: (208) 332-8588
Fax: (208) 332-8645
E-mail: jeremy.brown@agri.idaho.gov