

Dear Senators GUTHRIE, Den Hartog, Jordan, and
Representatives BOYLE, Troy, Erpelding:

The Legislative Services Office, Research and Legislation, has received the enclosed rules of the
Board of Veterinary Medicine:

IDAPA 46.01.01 - Rules of the State of Idaho Board of Veterinary Medicine (Fee Rule) - Proposed
Rule (Docket No. 46-0101-1902).

Pursuant to Section 67-454, Idaho Code, a meeting on the enclosed rules may be called by the
cochairmen or by two (2) or more members of the subcommittee giving oral or written notice to Research
and Legislation no later than fourteen (14) days after receipt of the rules' analysis from Legislative
Services. The final date to call a meeting on the enclosed rules is no later than 10/29/2019. If a meeting is
called, the subcommittee must hold the meeting within forty-two (42) days of receipt of the rules' analysis
from Legislative Services. The final date to hold a meeting on the enclosed rules is 11/27/2019.

The germane joint subcommittee may request a statement of economic impact with respect to a
proposed rule by notifying Research and Legislation. There is no time limit on requesting this statement,
and it may be requested whether or not a meeting on the proposed rule is called or after a meeting has
been held.

To notify Research and Legislation, call 334-4854, or send a written request to the address on the
memorandum attached below.



Eric Milstead
Director

Legislative Services Office

Idaho State Legislature

Serving Idaho's Citizen Legislature

MEMORANDUM

TO: Rules Review Subcommittee of the Senate Agricultural Affairs Committee and the House Agricultural Affairs Committee

FROM: Deputy Division Manager - Katharine Gerrity

DATE: October 08, 2019

SUBJECT: Board of Veterinary Medicine

IDAPA 46.01.01 - Rules of the State of Idaho Board of Veterinary Medicine (Fee Rule) - Proposed Rule
(Docket No. 46-0101-1902)

Summary and Stated Reasons for the Rule

The Board of Veterinary Medicine submits notice of proposed rule at IDAPA 46.01.01 - Rules of the State of Idaho Board of Veterinary Medicine. This is a fee rule. According to the board, the rulemaking preserves a cash positive position in order to maintain the operational budget of the board. The board notes that the impetus for the rulemaking is the incremental increase of business expenses in the way of legal fees, employee salaries/benefits, rent, risk insurance, etc. The board states that the fee increases also go along with proposed statutory changes that allow for endorsement nationwide as well as less restrictive licensing requirements. The board adds that specific fee increases are \$65 for veterinary license renewals, \$33 for veterinary original licenses, and \$10 for veterinary technician certification renewals. The board states that the rule also eliminates veterinary license verification fees of \$20. The board indicates that the fee increases go along with proposed statutory changes that allow for endorsement nationwide as well as less restrictive licensing requirements, and rule changes that diminish the need for temporary licenses.

Negotiated Rulemaking / Fiscal Impact

According to the board, negotiated rulemaking was conducted.

Statutory Authority

The rulemaking appears to be authorized pursuant to Section 54-2105, Idaho Code.

cc: Board of Veterinary Medicine
Jeremy Brown

*** PLEASE NOTE ***

Per the Idaho Constitution, all administrative rules may be reviewed by the Legislature during the next legislative session. The Legislature has 3 options with this rulemaking docket: **1)** Approve the docket in its entirety; **2)** Reject the docket in its entirety; or **3)** Reject the docket in part.

Kristin Ford, Manager
Research & Legislation

Paul Headlee, Manager
Budget & Policy Analysis

April Renfro, Manager
Legislative Audits

Glenn Harris, Manager
Information Technology

Statehouse, P.O. Box 83720
Boise, Idaho 83720-0054

Tel: 208-334-2475
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IDAPA 46 – BOARD OF VETERINARY MEDICINE

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

DOCKET NO. 46-0101-1902 (FEE RULE)

NOTICE OF RULEMAKING – PROPOSED RULE

AUTHORITY: In compliance with Section 67-5221(1), Idaho Code, notice is hereby given that this agency has initiated proposed rulemaking procedures. The action is authorized pursuant to Section 54-2105, Idaho Code.

PUBLIC HEARING SCHEDULE: Public hearing(s) concerning this rulemaking will be scheduled if requested in writing by twenty-five (25) persons, a political subdivision, or an agency, not later than October 16, 2019.

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

DESCRIPTIVE SUMMARY: The following is a nontechnical explanation of the substance and purpose of the proposed rulemaking:

This proposed rulemaking preserves a cash positive position in order to maintain the operational budget of the Board. The impetus for this rulemaking is the incremental increase of business expenses (legal fees, employee salaries/benefits, rent, risk insurance, etc.) These fee increases also go along with proposed statutory changes that allow for endorsement nationwide as well as less restrictive licensing requirements.

FEE SUMMARY: The following is a specific description of the fee or charge imposed or increased:

Pursuant to the authority provided in Section 54-2105, Idaho Code, the Board's proposed rulemaking provides for fee increases of \$65 for veterinary license renewals, \$33 for veterinary original licenses, and \$10 for veterinary technician certification renewals. It also eliminates veterinary license verification fees of \$20. These fee increases go along with proposed statutory changes that allow for endorsement nationwide as well as less restrictive licensing requirements, and rule changes that diminish the need for temporary license.

FISCAL IMPACT: The following is a specific description, if applicable, of any negative fiscal impact on the state general fund greater than ten thousand dollars (\$10,000) during the fiscal year resulting from this rulemaking: N/A

NEGOTIATED RULEMAKING: Pursuant to Section 67-5220(1), Idaho Code, negotiated rulemaking was conducted. The Notice of Intent to Promulgate Rules - Negotiated Rulemaking was published in the June 5, 2019 Idaho Administrative Bulletin, [Vol. 19-6, pages 101 through 102](#).

INCORPORATION BY REFERENCE: Pursuant to Section 67-5229(2)(a), Idaho Code, the following is a brief synopsis of why the materials cited are being incorporated by reference into this rule: N/A

ASSISTANCE ON TECHNICAL QUESTIONS, SUBMISSION OF WRITTEN COMMENTS: For assistance on technical questions concerning the proposed rule, contact Jeremy Brown, Executive Director, at (208) 332-8588 or at jeremy.brown@agri.idaho.gov.

Anyone may submit written comments regarding this proposed rulemaking. All written comments must be directed to the undersigned and must be delivered on or before October 23, 2019.

Dated this 13th day of September, 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
Email: jeremy.brown@agri.idaho.gov

THE FOLLOWING IS THE PROPOSED TEXT OF DOCKET NO. 46-0101-1902
(Only Those Sections With Amendments Are Shown.)

014. FEES.

Fees for licensure and certification are established, as authorized under Title 54, Chapter 21, Idaho Code, by action of the Board, as follows: ~~(7-1-97)~~()

01. ~~Veterinarian~~ License and Certification:

	<u>New</u>	<u>New and Temporary Permit</u>	<u>Active Renewal</u>	<u>Inactive Renewal</u>	<u>Late/ Reinstatement</u>	<u>Inactive to Active Fee</u>
<u>Veterinary License</u>	<u>\$350</u>	<u>\$500</u>	<u>\$240</u>	<u>\$50</u>	<u>\$200</u>	<u>\$150</u>
<u>Certified Veterinary Technician</u>	<u>\$125</u>	<u>\$217</u>	<u>\$85</u>	<u>\$25</u>	<u>\$50</u>	<u>\$50</u>
<u>Certified Euthanasia Agency</u>	<u>\$100</u>	<u>-</u>	<u>\$200</u>	<u>-</u>	<u>\$50</u>	<u>-</u>
<u>Certified Euthanasia Technician</u>	<u>\$100</u>	<u>-</u>	<u>\$100</u>	<u>-</u>	<u>\$50</u>	<u>-</u>

~~(3-18-99)~~()

- ~~a. Application and Original License Fee—Two hundred seventy-five dollars (\$275); (2-15-17)~~
- ~~b. Annual Renewal Fee; (2-15-17)~~
- ~~i. Active License—One hundred seventy-five dollars (\$175); (3-21-12)~~
- ~~ii. Inactive License—Fifty dollars (\$50); (3-18-99)~~
- ~~e. License Without Clinical Competency Test Fee; (2-15-17)~~
- ~~i. Application and Original License Fee—Two hundred seventy-five dollars (\$275); (3-21-12)~~
- ~~ii. Annual Renewal Fee; (3-30-01)~~
- ~~(1) Active License—One hundred seventy-five dollars (\$175); (3-21-12)~~
- ~~(2) Inactive License—Fifty dollars (\$50); (3-30-01)~~
- ~~d. Reinstatement/Late Fee—Two hundred dollars (\$200); (2-15-17)~~
- ~~e. Reactivation Fee (restore inactive license to active status)—One hundred fifty dollars (\$150); (3-21-12)~~
- ~~f. Temporary Permit Fee—One hundred fifty dollars (\$150); (2-15-17)~~
- ~~g. License Verifications—Twenty dollars (\$20); (2-15-17)~~
- ~~02. Veterinary Technician Certification Fee. (2-15-17)~~

- ~~a. Application and Original Certification Fee—One hundred twenty five dollars (\$125). (3-21-12)~~
- ~~b. Annual Renewal Fee. (2-15-17)~~
- ~~i. Active Certificate—Seventy five dollars (\$75); (2-15-17)~~
- ~~ii. Inactive Certificate—Twenty five dollars (\$25). (2-15-17)~~
- ~~c. Reinstatement/Late Fee—Fifty dollars (\$50). (3-21-12)~~
- ~~d. Reactivation Fee (restore inactive certificate to active status)—Fifty dollars (\$50). (2-15-17)~~
- ~~e. Temporary Permit Fee—Fifty dollars (\$50). (3-18-99)~~
- ~~03. Certified Euthanasia Agency Certification Fee. (2-15-17)~~
 - ~~a. Application and Original Certification Fee—One hundred dollars (\$100). (3-30-01)~~
 - ~~b. Annual Renewal Fee—Two hundred dollars (\$200). (3-21-12)~~
 - ~~c. Reinstatement/Late Fee—Fifty dollars (\$50). (3-21-12)~~
- ~~04. Certified Euthanasia Technician Certification Fee. (2-15-17)~~
 - ~~a. Training and Certification Fee—One hundred dollars (\$100). (3-30-01)~~
 - ~~b. Annual Renewal Fee—One hundred dollars (\$100). (3-21-12)~~
 - ~~c. Reinstatement/Late Fee—Fifty dollars (\$50). (3-21-12)~~

052. Duplicate License and Certificate Fee—Twenty Five Dollars (\$25) Administrative Fees. ~~When a new license, wall certificate or certification is issued for the purpose of changing the license or certificate holder's name, the request for name change must be accompanied by a copy of the court order or marriage license authorizing the name change and the current license, certification or original wall certificate shall be returned to the Board office.~~

<u>Duplicate Wall License/Certificate</u>	<u>\$25</u>
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(3-30-01) ()

PROPOSED RULE COST/BENEFIT ANALYSIS

Section 67-5223(3), Idaho Code, requires the preparation of an economic impact statement for all proposed rules imposing or increasing fees or charges. This cost/benefit analysis, which must be filed with the proposed rule, must include the reasonably estimated costs to the agency to implement the rule and the reasonably estimated costs to be borne by citizens, or the private sector, or both.

Department or Agency: Board of Veterinary Medicine

Agency Contact: Jeremy Brown, Executive Director **Phone:** 208-332-8588

Date: August 7, 2019

IDAPA, Chapter and Title Number and Chapter Name: IDAPA 46.01.01 – Rules of the State of Idaho
Board of Veterinary Medicine

Fee Rule Status: X Proposed ___ Temporary

Rulemaking Docket Number: 46-0101-1902

STATEMENT OF ECONOMIC IMPACT:

These fee changes are needed to preserve a cash positive position in order to maintain the operational budget of the Board. The impetus for these fee changes is the incremental increase of business (legal fees, employee benefits, rent, risk insurance, etc.)

Pursuant to the authority provided in Section 54-2105, Idaho Code, the Board of Veterinary Medicine is proposing fee increases of \$65 to veterinary license renewals, \$75 veterinary original licenses, and \$10 veterinary technician certification renewals. Veterinary license verification fees of \$20 will be eliminated. The Board is also proposing to eliminate license fees and renewal fees for active or returning from active duty military personnel. The fee increases go along with proposed statutory changes that will allow for endorsement nationwide as well as less restrictive licensing requirements.

The Board estimates generating about \$65,000 per year (\$58,500 veterinary license renewal, \$3,300 veterinary original license, \$2,500 veterinary technician certification renewal) and losing roughly \$500 from elimination of license verification fees.