

REQUEST FOR TECHNICAL CHANGE

AGENCY: Veterinary Medical Board

RULE CITATION: 21 NCAC 66 .0108

DEADLINE FOR RECEIPT: Wednesday, December 10, 2014

NOTE WELL: This request when viewed on computer extends several pages. Please be sure you have reached the end of the document.

The Rules Review Commission staff has completed its review of this rule prior to the Commission's next meeting. The Commission has not yet reviewed this rule and therefore there has not been a determination as to whether the rule will be approved. You may call this office to inquire concerning the staff recommendation.

In reviewing these rules, the staff determined that the following technical changes need to be made. Approval of any rule is contingent upon making technical changes as set forth in G.S. 150B-21.10.

Lines 6 through 10 provides a list of types of fees and who the fees may be assessed against. The list is long and cumbersome, and does not accurately track the same organization of the fees in the remainder of the rule. Consider the following rewrite to simplify:

“The following fees established by the Board shall be paid in advance to the Executive Director of the Board:”

Lines 14 through 17, and lines 23 through 24, what are the fees or costs and how are they known? Are these fees not set by a national standard that could be incorporated into this Rule?

Page 2, the line numbers on each page should start over with 1, in accordance with [26 NCAC 02C .0108\(1\)\(f\)](#).

On page 2, lines 47 through 54, what is the authority for these fees?

On page 2, lines 56 through 58, what is the point of this language? G.S. 132 controls for costs and states that it must be the following:

free or at minimal cost unless otherwise specifically provided by law. As used herein, "minimal cost" shall mean the actual cost of reproducing the public record or public information.

Consider clarifying this language to reflect that G.S. 132 controls for cost of public records.

Line 60, both 55B-11 and 132.6 are included, but do not appear to be the correct citations. Please correct.

Abigail M. Hammond
Commission Counsel

Date submitted to agency: Wednesday, November 26, 2014

Page 2, lines 60 through 63, please format the history note in accordance with [26 NCAC 02C .0108\(8\)](#). The current format is not tabbed properly. A properly formatted history note should look like the following:

*History Note: Authority G.S. 150B-21.17; 150B-21.18; 150B-21.19;
Temporary Adoption Eff. November 1, 1995;
Eff. April 1, 1996;
Amended Eff. August 1, 2000;
Temporary Amendment Eff. July 1, 2003;
Amended Eff. June 1, 2011; January 1, 2006; April 1, 2004.*

Page 2, line 63, replace the date “December 1, 2014” with “January 1, 2015”

Please retype the rule accordingly and resubmit it to our office at 1711 New Hope Church Road, Raleigh, North Carolina 27609.

Abigail M. Hammond
Commission Counsel
Date submitted to agency: Wednesday, November 26, 2014

1 21 NCAC 66.0108 is amended as published in 29:04 NCR 423-424 as follows:

2

3 **SECTION .0100 - STATUTORY AND ADMINISTRATIVE PROVISIONS**

4

5 **21 NCAC 66.0108 FEES**

6 Fees required for applications, registrations, examinations, renewals, reinstatements and late penalties
7 with respect to veterinary licenses, limited licenses, faculty certificates, zoo veterinary certificates, and
8 veterinary technician registrations; veterinary practice facility inspections; applications for temporary
9 permits; application for registration as veterinary intern or preceptee; and copies of the roster, materials
10 and other publications or services of the Board are payable in advance to the Executive Director of the
11 Board. The fees currently established and published by the Board are:

- 12 (1) Veterinary License
- 13 (a) Issuance or Renewal \$150.00
- 14 (b) National Board Examination (fee shall be in an amount directly related to the costs to the
15 Board.)
- 16 (c) Clinical Competency Test (fee shall be in an amount directly related to the costs to the
17 Board.)
- 18 (d) North Carolina License Examination \$250.00
- 19 (e) Late Renewal Fee \$50.00
- 20 (f) Reinstatement \$100.00
- 21 (2) Veterinary Technician Registration
- 22 (a) Issuance or Renewal \$50.00
- 23 (b) National Board Examination for Veterinary Technicians (fee shall be in amount directly
24 related to the costs to the Board.)
- 25 (c) North Carolina Veterinary Technician Examination \$50.00
- 26 (d) Late Renewal Fee \$50.00
- 27 (e) Reinstatement \$100.00
- 28 (3) Professional Corporation Certificate of Registration
- 29 (a) Issuance or Renewal 150.00
- 30 (b) Late Renewal Fee \$50.00
- 31 (c) Reinstatement \$100.00
- 32 (4) Limited Veterinary License
- 33 (a) Issuance or Renewal \$150.00
- 34 (b) Late Renewal Fee \$50.00
- 35 (c) Reinstatement \$100.00
- 36 (5) Veterinary Faculty Certificate
- 37 (a) Issuance or Renewal \$150.00

- 38 (b) Late Renewal Fee \$50.00
- 39 (c) Reinstatement \$100.00
- 40 (6) Zoo Veterinary Certificate
- 41 (a) Issuance or Renewal \$150.00
- 42 (b) Late Renewal Fee \$50.00
- 43 (c) Reinstatement \$100.00
- 44 (7) Temporary Permit: Issuance \$150.00
- 45 (8) Veterinary Student Intern Registration: Issuance \$25.00
- 46 (9) Veterinary Student Preceptee Registration: Issuance \$25.00
- 47 (10) Limited Liability Partnership Registration
- 48 (a) Issuance or Renewal \$150.00
- 49 (b) Late Renewal Fee \$50.00
- 50 (c) Reinstatement \$100.00
- 51 (11) Limited Liability Company Registration
- 52 (a) Issuance or Renewal \$150.00
- 53 (b) Late Renewal Fee \$50.00
- 54 (c) Reinstatement \$100.00
- 55 (12) Veterinary Practice Facility Inspection ~~\$75.00~~\$125.00
- 56 (13) Copies of Board publications, rosters, or other materials available for distribution from the
- 57 Board (fees shall be in amounts determined by the Board reasonably related to the costs of
- 58 providing the copies.)

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60 *History Note: Authority G.S. 55B-11; 90-185(6); 90-186(3); 90-187(b); 90-187.5; 90-187.6; 132-6;*

61 *Eff. February 1, 1976;*

62 *Readopted Eff. September 30, 1977;*

63 *Amended Eff. December 1, 2014; May 1, 1996; May 1, 1989.*