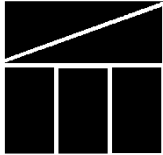


Adverse impact notification sent to Joint Commission on Administrative Rules, House Committee on Appropriations, and Senate Committee on Finance (COV § 2.2-4007.04.C): Yes Not Needed

If/when this economic impact analysis (EIA) is published in the *Virginia Register of Regulations*, notification will be sent to each member of the General Assembly (COV § 2.2-4007.04.B).



Virginia Department of Planning and Budget Economic Impact Analysis

18 VAC 150-20 Regulations Governing the Practice of Veterinary Medicine
Department of Health Professions
Town Hall Action/Stage: 4428/7506
July 27, 2016

Summary of the Proposed Amendments to Regulation

As a result of a periodic review of this regulation,¹ the Board of Veterinary Medicine (the Board) proposes to 1) make licensure by endorsement less burdensome, 2) strengthen the security and integrity of prescription drugs, and 3) clarify a number of existing practices and requirements.

Result of Analysis

The benefits likely exceed the costs for all proposed changes.

Estimated Economic Impact

One of the proposed changes will make licensure by endorsement less burdensome for both veterinarians and technicians. Currently, transcripts and national exam scores must be submitted for licensure by endorsement. The Board proposes to eliminate the requirement to submit those documents. The Board contends that the consistency of licensure requirements among all states makes it virtually certain that the applicant has met those qualifications. Additionally, the minimal competency is assured by the requirement that the license is unrestricted, that the applicant has been in active practice, and that he or she has completed hours of continuing education. In addition, provisions for attestation of reading the laws and

¹ <http://townhall.virginia.gov/L/ViewPReview.cfm?PRid=1372>.

regulations and having committed no acts that would constitute unprofessional conduct are proposed for consistency with licensure by examination and for public safety.

The Board also proposes requirements to strengthen the security and integrity of prescription drugs. The proposed amendments include adding specificity about the storage in a securely locked cabinet or safe that is not easily movable, a provision to allow working stock of drugs during business hours to be maintained outside of a locked container, a provision that all general and working stock and prescriptions dispensed but not delivered are securely stored after business hours, an allowance for prescriptions that have been dispensed to be maintained in a place not accessible to the public and deliverable to an owner by an unlicensed person, more specificity about the process to follow if there is a loss or theft of drugs; more specificity about refrigerated drugs and their security, new requirements for inventories and maintenance of records, including drug invoices; and provisions for records of drug distribution if a limited or ambulatory practice uses the facilities of another veterinary establishment. While some of these requirements are more restrictive and some may introduce small administrative costs, some of the other changes are less restrictive and would benefit veterinary establishments.

The remaining changes include updating the regulation to reflect changes in stationary and ambulatory veterinary establishments, clarifying the delegation of duties; clarifying the responsibilities of the veterinarian in charge, and updating a number of definitions. None of these amendments represent a change in practice and consequently are not expected to create any significant economic effects other than improving the clarity of the regulation.

Businesses and Entities Affected

There are 4,042 veterinarians and 1,930 veterinary technicians currently licensed and 22 equine dental technicians registered in Virginia. There are 329 veterinary establishments with restricted licenses and 770 establishments with full licenses.

Localities Particularly Affected

The proposed changes apply statewide.

Projected Impact on Employment

No impact on employment is expected.

Effects on the Use and Value of Private Property

No impact on the use and value of private property is expected.

Real Estate Development Costs

No impact on real estate development costs is expected.

Small Businesses:

Definition

Pursuant to § 2.2-4007.04 of the Code of Virginia, small business is defined as “a business entity, including its affiliates, that (i) is independently owned and operated and (ii) employs fewer than 500 full-time employees or has gross annual sales of less than \$6 million.”

Costs and Other Effects

Almost all of the veterinary establishments would be considered small businesses. The effects on affected small businesses are the same as discussed above.

Alternative Method that Minimizes Adverse Impact

No adverse impact on small businesses is expected.

Adverse Impacts:

Businesses:

The proposed amendments do not have an adverse impact on non-small businesses.

Localities:

The proposed amendments will not adversely affect localities.

Other Entities:

The proposed amendments will not adversely affect other entities.

Legal Mandates

General: The Department of Planning and Budget has analyzed the economic impact of this proposed regulation in accordance with § 2.2-4007.04 of the Code of Virginia (Code) and Executive Order Number 17 (2014). Code § 2.2-4007.04 requires that such economic impact analyses determine the public benefits and costs of the proposed amendments. Further the report should include but not be limited to: (1) the projected number of businesses or other entities to whom the proposed regulatory action would apply, (2) the identity of any localities and types of businesses or other entities particularly affected, (3) the projected number of persons and employment positions to be affected, (4) the projected costs to affected businesses or entities to implement or comply with the regulation, and (5) the impact on the use and value of private property.

Adverse impacts: Pursuant to Code § 2.2-4007.04(C): In the event this economic impact analysis reveals that the proposed regulation would have an adverse economic impact on businesses or would impose a significant adverse economic impact on a locality, business, or entity particularly affected, the Department of Planning and

Budget shall advise the Joint Commission on Administrative Rules, the House Committee on Appropriations, and the Senate Committee on Finance within the 45-day period.

If the proposed regulatory action may have an adverse effect on small businesses, Code § 2.2-4007.04 requires that such economic impact analyses include: (1) an identification and estimate of the number of small businesses subject to the proposed regulation, (2) the projected reporting, recordkeeping, and other administrative costs required for small businesses to comply with the proposed regulation, including the type of professional skills necessary for preparing required reports and other documents, (3) a statement of the probable effect of the proposed regulation on affected small businesses, and (4) a description of any less intrusive or less costly alternative methods of achieving the purpose of the proposed regulation. Additionally, pursuant to Code § 2.2-4007.1, if there is a finding that a proposed regulation may have an adverse impact on small business, the Joint Commission on Administrative Rules shall be notified.

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