

STATEMENT OF SCOPE

Veterinary Examining Board

Rule No.: VE 10

Relating to: Continuing Education

Rule Type: Permanent

1. Finding/nature of emergency (Emergency Rule only):

None.

2. Detailed description of the objective of the proposed rule:

The proposed rule will revise pertinent sections of Wis. Admin. Code ch. VE 10, concerning continuing education, in order to make the chapter consistent with current practice within the profession.

3. Description of the existing policies relevant to the rule, new policies proposed to be included in the rule, and an analysis of policy alternatives:

In accordance with s. 453.062 (2) (a) and (b), Stats., licensed veterinarians are required to complete 30 hours of continuing education and licensed veterinary technicians are required to complete 15 hours of continuing education. Continuing education requirements for both veterinarians and veterinary technicians are found in Chapter VE 10. Recently, the Veterinary Examining Board identified several provisions within ch. VE 10 that required revising, specifically s. VE 10.03 (3) (b). The Board determined that this provision allowing self-study of veterinary medical or scientific journals was obsolete due to the abundance of continuing education offered via the internet. The Board also identified s. VE 10.03 (3) (i), regarding certification to use, handle, distribute and dispose of pesticides as outdated due to recent legislation, 2009 Wisconsin Act 139. Act 139 specified that the Board may not require training or continuing education concerning the use, handling, distribution, and disposal of pesticides, other than for disciplinary purposes. Other provisions in ch. VE 10 may be revised as the proposed rule is developed.

4. Detailed explanation of statutory authority for the rule (including the statutory citation and language):

Section 15.08 (5) (b), Stats., provides examining boards, “shall promulgate rules for its own guidance and for the guidance of the trade or profession to which it pertains. . .” The proposed rule seeks to provide guidance to licensed veterinarians and licensed veterinary technicians on compliance with continuing education requirements.

Section 227.11 (2) (a), Stats., sets forth the parameters of an agency’s rule-making authority, stating an agency, “may promulgate rules interpreting provisions of any statute enforced or administered by the agency. . .but a rule is not valid if the rule exceeds the bounds of correct interpretation.”

Section 453.03 (2), Stats., provides that the, “examining board shall promulgate rules requiring training and continuing education sufficient to assure competency of veterinarians and veterinary technicians in the practice of veterinary medicine, . . .”

Section 453.062 (2) (a), Stats., provides that, “. . ., the examining board may not renew a veterinary license unless the applicant certifies that he or she has completed, during the preceding 2-year licensure period, at least 30 hours of continuing education programs or courses approved by the examining board.”

Section 453.062 (2) (b), Stats., provides that, “. . ., the examining board may not renew a veterinary technician certification unless the applicant certifies that he or she has completed, during the preceding 2-year certification period, at least 15 hours of continuing education programs or courses approved by the examining board.”

5. Estimate of amount of time that state employees will spend developing the rule and of other resources necessary to develop the rule :

State employees will spend approximately 50 hours developing the proposed rule.

6. List with description of all entities that may be affected by the proposed rule :

Licensed veterinarians and licensed veterinary technicians will be affected by the proposed rule.

7. Summary and preliminary comparison with any existing or proposed federal regulation that is intended to address the activities to be regulated by the proposed rule :

An Internet-based search revealed no specific existing or proposed federal regulation that is intended to address the activities to be regulated by the proposed rule.

8. Anticipated economic impact of implementing the rule (note if the rule is likely to have a significant economic impact on small businesses):

This rule is likely to have minimal or no economic impact on small businesses.

Contact Person: Katie Paff, (608) 261-4472, Kathleen.Paff@wisconsin.gov.