

## Chapter VE 1

### VETERINARIANS

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**Note:** Chapter VE 1 as it existed on July 31, 2022, was repealed and a new Chapter VE 1 was created [Register July 2022 No. 799](#), effective August 1, 2022.

#### Subchapter I – Authority and Definitions

**VE 1.01 Authority.** The rules in this chapter are adopted by the veterinary examining board pursuant to the authority delegated by ss. [15.08 \(5\)](#), [89.03 \(1\)](#) and [\(2\)](#), and [227.11 \(2\)](#), Stats.

**History:** CR 21-062; cr. [Register July 2022 No. 799](#), eff. 8-1-22.

**VE 1.02 Definitions.** In this chapter:

(1) “AAVSB” means the American Association of Veterinary State Boards.

(2) “Accredited college or university” means an educational institution that is accredited by a regional or national accrediting agency recognized by the U.S. department of education.

(3) “Advertising” means to give notice by any means, including any circular, card, notice, telephone book listing, magazine, newspaper or other printed material or any electronic medium.

(4) “Approved veterinary college” means a veterinary college which is AVMA accredited or approved.

(5) “Attending veterinarian” means the veterinarian who holds the VCPR and is responsible for the medical care and treatment of the animal.

(6) “AVMA” means the American Veterinary Medical Association.

(7) “Board” means the veterinary examining board.

**Note:** The board office is located at 2811 Agriculture Drive, P.O. Box 8911, Madison, Wisconsin 53708-8911.

(8) “Client” has the meaning set forth at s. [89.02 \(3\)](#), Stats.

(9) “Department” has the meaning set forth at s. [89.02 \(3d\)](#), Stats.

(10) “Informed consent” means the veterinarian has informed the client or the client’s authorized representative, in a manner understood by the client or the client’s authorized representative, of the diagnostic and treatment options, risk assessment, and prognosis, and the client or the client’s authorized representative has consented to the recommended treatment.

(11) “License” means a credential issued to a person by the

board signifying the person has met the requirements of ss. [89.06 \(1\)](#) or [\(2m\) \(a\)](#) or [89.072](#), Stats., to practice veterinary medicine in this state.

(12) “NAVLE” means the North American Veterinary Licensing Examination.

(13) “Patient” has the meaning set forth at s. [89.02 \(4s\)](#), Stats.

(14) “Supervision” means available at all times for consultation, either in person or within 15 minutes of contact by telephone, by video conference or by electronic communications device, except where other provisions are specified in rule.

(15) “Telehealth technologies” means the collection of technology tools used to remotely deliver virtual veterinary medical, health, and education services, allowing a veterinarian to deliver enhanced care and education.

(16) “Unlicensed assistant” means a person working under the supervision of a veterinarian, but not holding a license, permit, or certificate issued by the board.

(17) “VCPR” means a veterinarian-client-patient relationship and has the meaning set forth at s. [89.02 \(8\)](#), Stats.

(18) “Veterinary prescription drug” has the meaning set forth at s. [89.02 \(11\)](#), Stats.

(19) “Veterinary student” means a person enrolled in an approved veterinary college in a curriculum leading to a doctor of veterinary medicine degree.

**History:** CR 21-062; cr. [Register July 2022 No. 799](#), eff. 8-1-22.

#### Subchapter II – Examinations

**VE 1.04 Administration.** (1) The board or its designee shall administer the examinations required of applicants for licensure as a veterinarian by s. [VE 1.12](#) and of applicants for certification as a veterinary technician by s. [VE 2.04](#) at least once each year.

(2) Prior to November 1, 2000, the board shall accept as its licensure examinations the national board examination and the clinical competency test. On and after November 1, 2000, the board shall accept as its licensure examination the NAVLE.

(3) The board or its designee shall provide an examination

admission document to the applicant. The applicant shall present the admission document with any required identification at the examination.

(4) The board or its designee shall provide rules of conduct at the beginning of the examination. Time limits may be placed on each portion of the examination.

(5) The board may deny release of grades or issuance of a license or certificate if the board determines that the applicant violated rules of conduct or otherwise acted dishonestly.

**Note:** Qualified applicants with disabilities shall be provided with reasonable accommodations.

**History:** CR 21-062: cr. Register July 2022 No. 799, eff. 8-1-22.

**VE 1.06 Competency tested.** (1) Examinations administered under this chapter test entry level competency and seek to determine that an applicant's knowledge of animals and their treatment is sufficient to protect public health and safety.

(2) The board shall furnish to individuals, upon request, general information describing the competencies upon which the examination is based.

**History:** CR 21-062: cr. Register July 2022 No. 799, eff. 8-1-22.

**VE 1.08 Passing scores.** (1) Passing scores for veterinary applicants for the national board examination and the clinical competency test, and for the NAVLE, shall be based on the board's determination of the level of examination performance required for minimum acceptable competence in the profession. The board shall make the determination, after consulting with subject matter experts who have reviewed a representative sample of the examination questions and available candidate performance statistics, and set the passing score for the examination at the point representing the minimum acceptable competence in the profession. The board may accept any recommendation of the national examination provider.

(2) The passing score for an examination on state laws and rules related to the practice of veterinary medicine shall be based on the board's determination of the level of examination performance required for minimum acceptable competence in the profession. The board shall make the determination, after consulting with subject matter experts who have reviewed a representative sample of the examination questions and available candidate performance statistics, and set the passing score for the examination at the point representing the minimum acceptable competence in the profession.

**History:** CR 21-062: cr. Register July 2022 No. 799, eff. 8-1-22.

**VE 1.10 Claim of examination error.** (1) An applicant for veterinary licensure wishing to claim examination error shall file a written request for board review in the board office within 30 days of the date the examination was reviewed. The request shall include all of the following:

- (a) The applicant's name and address.
- (b) The type of license for which the applicant applied.
- (c) A description of the mistakes the applicant believes were made in the examination content, procedures, or scoring, including the specific questions or procedures claimed to be in error.

(d) The facts which the applicant intends to prove, including reference text citations or other supporting evidence for the applicant's claim.

(2) The board shall review the claim, make a determination of the validity of the objections and notify the applicant in writing of the board's decision and any resulting grade changes.

(3) If the board confirms the failing status following its re-

view, the application shall be deemed incomplete, and the applicant may be reexamined under s. VE 1.04.

**History:** CR 21-062: cr. Register July 2022 No. 799, eff. 8-1-22.

### Subchapter III – Licensure

**VE 1.12 License exemptions.** No veterinary license or permit is required for the following veterinarians:

(1) Employees of the federal government while engaged in their official duties.

(2) Employees of an educational or research institution while engaged in teaching or research, except if employed by a school of veterinary medicine in this state and the employee practices veterinary medicine on privately owned animals.

(3) Graduates of schools outside the United States and Canada who are enrolled in the educational commission for foreign veterinary graduates certification program of the AVMA or the program for the assessment of veterinary education equivalence offered by the AAVSB while completing the required year of clinical assessment under the supervision of a veterinarian.

**History:** CR 21-062: cr. Register July 2022 No. 799, eff. 8-1-22.

**VE 1.14 Qualifications for licensure; examination or endorsement.** The board may issue a license to practice veterinary medicine to an applicant who satisfies all of the following:

(1) Submits an application form provided by the board which includes the applicant's notarized signature.

**Note:** Applications are available upon request to the board office located at 2811 Agriculture Drive, P.O. Box 8911, Madison, WI 53708-8911 or at the website at [www.datcp.wi.gov](http://www.datcp.wi.gov).

(2) Successfully completes an examination on state laws and rules related to the practice of veterinary medicine.

**Note:** The examination on state laws and rules is separate from the NAVLE and the national board examination and clinical competency test.

(3) Provides proof of graduation through one of the following means:

(a) A certificate of graduation from a veterinary college which shall be signed and sealed by the dean of the school and submitted directly to the board by the school. The certificate may be provided by electronic means if the seal is visible.

(b) Certification of graduation provided by the AAVSB.

(4) Does not have a conviction record or pending criminal charge relating to an offense the circumstances of which substantially relate to the practice of veterinary medicine. An applicant who has a conviction record or pending criminal charge shall request appropriate authorities to provide information about the record or charge directly to the board in sufficient specificity to enable the board to make a determination whether the record or charge substantially relates to the practice of veterinary medicine.

(5) Provides all documents in English.

(6) Satisfies the requirements for either licensure by examination or licensure by endorsement. Applicants who have never previously been licensed in any jurisdiction must apply by examination. Applicants who have previously been licensed in Wisconsin or any other jurisdiction must apply by endorsement.

**History:** CR 21-062: cr. Register July 2022 No. 799, eff. 8-1-22.

**VE 1.16 Qualifications for licensure by examination.** Applicants for licensure by examination shall satisfy all of the following:

(1) Passed the NAVLE within the last five years.

(2) For applicants who graduated from a veterinary college which is not board approved, provide proof of graduation required under s. VE 1.14 (3), and evidence of successful comple-

tion of either the educational commission for foreign veterinary graduates certification program or the program for the assessment of veterinary education equivalence offered by the AAVSB which shall be submitted directly to the board by the AVMA or the AAVSB.

(3) Pay the nonrefundable application fee of \$115.

**History:** CR 21-062: cr. Register July 2022 No. 799, eff. 8-1-22; correction in (2) made under s. 35.17, Stats., Register July 2022 No. 799.

**VE 1.18 Qualifications for licensure by endorsement.** Applicants for licensure by endorsement shall satisfy all of the following:

(1) The applicant has not previously failed the NAVLE, unless the applicant has subsequently retaken and passed the NAVLE.

(2) The applicant holds a current license to practice veterinary medicine in another state or U.S. territory or province of Canada.

(3) The applicant has satisfied the qualifications for licensure, in s. VE 1.16, within the last 5 years or has actively practiced for 4000 hours during the 5 years preceding application.

(4) For an applicant holding a current unrestricted license to practice veterinary medicine in a country other than the United States or Canada, who is not a graduate of an approved veterinary college, in addition to the requirements of sub. (3), submit evidence that the applicant has successfully completed either the certification program of the educational commission for foreign veterinary graduates of the AVMA or the program for the assessment of veterinary education equivalence offered by the AAVSB.

(5) For an applicant holding a current unrestricted license to practice veterinary medicine in a country other than the United States or Canada, who is a graduate of a school of veterinary medicine approved by the board, in addition to the requirements of sub. (3), submit the following:

(a) Evidence satisfactory to the board that the requirements for initial licensure in the country where the applicant was originally licensed, including examination requirements, are substantially equivalent to the requirements for graduates of schools of veterinary medicine approved by the board who are seeking initial licensure in this state; or

(b) Before November 1, 2000, evidence that the applicant has successfully completed the national board examination and the clinical competency test. On or after November 1, 2000, evidence that the applicant has successfully completed the NAVLE.

(6) Provides verification of licensure records and status which has been provided directly to the board by every state or country in which the applicant has ever held a license or certificate to practice veterinary medicine or by the AAVSB.

(7) Pays the nonrefundable application fee of \$185.

**History:** CR 21-062: cr. Register July 2022 No. 799, eff. 8-1-22.

**VE 1.20 Licensure review by board.** The board may determine that an applicant is not eligible for licensure if any of the following apply:

(1) The applicant has a conviction record or pending criminal charge relating to an offense the circumstances of which substantially relate to the practice of veterinary medicine.

(2) The applicant has been disciplined by the veterinary licensing authority in any other state, territory or country.

(3) The applicant is a party in pending litigation in which it is alleged that the applicant is liable for acts committed in the course of practice which evidence a lack of ability or fitness to practice, as determined by the board.

(4) The applicant is currently under investigation by another

veterinary licensing authority, for acts, related to the license to practice veterinary medicine, which may provide a basis for disciplinary action in this state, as determined by the board.

(5) The applicant has been found liable for damages for acts committed in the course of practice of veterinary medicine which evidenced a lack of ability or fitness to practice, as determined by the board.

(6) The applicant has had United States drug enforcement administration privileges restricted or revoked.

(7) The applicant has had physical or mental impairment, including impairment related to drugs or alcohol, which is reasonably related to the applicant's ability to adequately undertake the practice of veterinary medicine in a manner consistent with the safety of a patient or the public.

**History:** CR 21-062: cr. Register July 2022 No. 799, eff. 8-1-22.

**VE 1.22 Reciprocal credentials for service members, former services members, their spouses.** (1) The board shall grant a license or permit to an individual who the board determines meets all of the requirements under s. 89.073, Stats.

(2) A person applying for a reciprocal credential under s. 89.073, Stats., shall pay one of the following nonrefundable fees as applicable:

(a) \$40 for a service member or former service member.

(b) \$141 for a spouse as defined by s. 89.073 (1) (c), Stats.

**History:** CR 21-062: cr. Register July 2022 No. 799, eff. 8-1-22; correction in (1), (2) (intro.), (b) made under s. 35.17, Stats., Register July 2022 No. 799.

**VE 1.24 Issuing a license.** (1) The board shall review its records to determine eligibility of the applicant for licensure. Within 30 business days of determining an applicant is eligible for licensure, the board shall issue a license to the applicant.

(2) The board shall inquire as to whether the applicant is competent to practice as a veterinarian in this state and shall impose any reasonable conditions in issuing the license, including reexamination, as the board deems appropriate, if any of the following apply:

(a) The applicant has not previously been licensed in any jurisdiction and passed the NAVLE more than 5 years ago.

(b) The applicant was previously licensed in Wisconsin or another jurisdiction and has not been licensed in any jurisdiction for more than 5 years.

(c) The board has reviewed the application under any provision in s. VE 1.20.

**History:** CR 21-062: cr. Register July 2022 No. 799, eff. 8-1-22.

**VE 1.26 Administrative fees.** (1) A person requesting a printed license shall pay a nonrefundable fee of \$10.

(2) A person requesting verification of licensure to another state or organization shall pay a nonrefundable fee of \$10.

**History:** CR 21-062: cr. Register July 2022 No. 799, eff. 8-1-22.

**VE 1.28 Renewal of license.** A license expires if not renewed by January 1 of even-numbered years. A licensee who allows the license to expire may apply to the board for renewal of the license as follows:

(1) If the licensee applies for renewal of the license less than 5 years after its expiration, the license shall be renewed upon payment of the renewal fee, payment of the late fee if applicable, and fulfillment of 30 hours of continuing education required under s. VE 1.30 completed before the license renewal.

(2) If the licensee applies for renewal of the license 5 or more years after its expiration, in addition to requiring the licensee to pay the renewal fee and late fee, and to fulfill the continuing edu-

ation hours required under s. VE 1.30 completed before the license renewal, the board shall inquire as to whether the applicant is competent to practice as a veterinarian in this state and shall impose any reasonable conditions on reinstatement of the license, including reexamination, as the board deems appropriate. An applicant under this subsection is presumed to be competent to practice as a veterinarian in this state if at the time of application for renewal the applicant holds a full unexpired license issued by a similar licensing board of another state or territory of the United States or of a foreign country or province whose standards, in the opinion of the board, are equivalent to or higher than the requirements for licensure in this state. Notwithstanding any presumption of competency under this subsection, the board shall require each applicant under this subsection to pass the examination specified under s. VE 1.14 (2).

(3) The licensee shall pay a nonrefundable renewal fee of \$160.

(4) A licensee who submits a license renewal after January 1 of even numbered years shall pay, in addition to the renewal fee under sub. (3), a nonrefundable late fee of \$25.

**History:** CR 21-062: cr. Register July 2022 No. 799, eff. 8-1-22.

#### **VE 1.30 Continuing education; requirements. (1)**

(a) Except as provided in subs. (2) and (3), a veterinarian shall complete at least 30 hours of continuing education pertinent to veterinary medicine in each biennial renewal period. The 30 hours of continuing education shall include at least 25 hours of continuing education that relates to scientific topics pertinent to veterinary medicine.

(b) All 30 continuing education hours in this subsection shall be documented. A minimum of 25 hours of continuing education shall be documented by an approved continuing education provider.

(c) A continuing education hour shall consist of 50 minutes of contact time.

(2) Subsection (1) does not apply to an applicant who applies to renew a license that expires on the first expiration date after the initial issuance of the license.

(3) The board may waive the requirements, under sub. (1), if it finds that exceptional circumstances, such as prolonged illness, disability, or other similar circumstances, have prevented an applicant from meeting the requirements.

(4) Continuing education hours shall be completed during the preceding 2-year licensure period.

(5) To obtain credit for completion of continuing education hours, a licensee shall, at the time of each renewal, sign a statement saying that the licensee has completed, during the preceding 2-year licensure period, the continuing education programs required under sub. (1).

(6) A veterinarian who fails to complete the continuing education requirements by the renewal date shall not practice as a veterinarian until the license is renewed.

(7) For auditing purposes, every veterinarian shall maintain records of continuing education hours for at least 5 years from the date the certification statement required under sub. (5) is signed. The board may audit for compliance by requiring a veterinarian to submit evidence of compliance to the board for the biennium immediately preceding the biennium in which the audit is performed. Documentation of completion of continuing education hours shall include one of the following:

(a) A certificate of attendance from an approved course provider.

(b) A grade report or transcript from an accredited college or university.

(c) A copy of a published work authored or co-authored by the licensee.

(d) A copy of a meeting syllabus, announcement, abstract or proceeding for a presentation.

(e) A signed document from an internship or residency institution certifying enrollment in a program.

**History:** CR 21-062: cr. Register July 2022 No. 799, eff. 8-1-22.

#### **VE 1.32 Continuing education; programs and courses. (1) CRITERIA FOR PROGRAMS AND COURSE APPROVAL.**

To be approved, a continuing education program or course shall meet the following criteria:

(a) The subject matter of the program or course shall be pertinent to veterinary medicine.

(b) The program or course sponsor agrees to record registration and furnish a certificate of attendance to each participant.

(2) UNRELATED SUBJECT MATTER. If a continuing education course includes subject matter that is not pertinent to veterinary medicine, only those portions of the course that relate to veterinary medicine will qualify as continuing education under this chapter.

(3) MODALITIES AND METHODS OF DELIVERY. Modalities and methods of delivery of continuing education programs acceptable to the board include one or more of the following:

(a) Attendance at a scientific workshop, seminar, or laboratory demonstration pertinent to veterinary medicine.

(b) Enrollment in graduate or other college level courses pertinent to veterinary medicine. Credit for qualified courses will be approved on the basis of multiplying each college credit hour by 10.

(c) Enrollment in an internship, residency or certification program approved by a veterinary specialty organization recognized by the AVMA or in an AVMA accredited veterinary school.

(d) Authorship or co-authorship of a published work, such as review articles, abstracts, presentations, proceedings, book chapters, and web-based continuing education materials shall be approved for 5 hours each.

(e) A peer reviewed publication shall be approved for 5 hours.

(f) Development and presentation of research findings, scientific workshops, seminars or laboratory demonstrations pertinent to veterinary medicine shall be approved for 5 contact hours each.

(g) Up to 15 hours per biennium shall be granted for a combination of continuing education hours completed under pars. (d) to (f), provided the continuing education is published or presented under the auspices of a provider approved under sub. (4).

(h) On-line, video, audio, correspondence courses, or other interactive distance learning courses pertinent to veterinary medicine, or to employment as a veterinarian.

(4) APPROVED PROGRAM PROVIDERS. Subject to compliance with the requirements set forth in subs. (1) to (3), the board shall approve attendance at and completion of one or more continuing education programs approved by any one of the following approved program providers as fulfilling the continuing education hours required under this chapter:

(a) A national, regional, state, or local veterinary medical or veterinary technician association.

(b) A federal or state agency.

(c) An accredited college or university.

(d) An association listed in the AVMA or the National Association of Veterinary Technicians in America directory.

(e) An AVMA accredited veterinary school or veterinary technician program.

(f) A program approved by the AAVSB through its Registry of Approved Continuing Education approval program.

(g) A foreign veterinary medical or veterinary technician association, an accredited college or university, or a governmental agency that is, as determined by the board comparable to a program provider listed under pars. (a) to (f).

**History:** CR 21-062: cr. Register July 2022 No. 799, eff. 8-1-22.

### Subchapter IV – Permits

**VE 1.34 Temporary veterinary permits. (1)** In this section, “preceptor” means a veterinarian who agrees to supervise a holder of a temporary veterinary permit.

(2) An applicant may be granted a temporary veterinary permit before the board receives notice of successful completion of the NAVLE or the examination on state laws and rules related to the practice of veterinary medicine, if the applicant provides evidence that the applicant is either scheduled to take the examination for the first time, or is awaiting results of the examination.

(3) An applicant shall complete an application for temporary veterinary permit and submit the nonrefundable fee of \$10.

(4) The board shall receive written verification of employment signed and provided directly to the board by the preceptor.

(5) The application and verification required by subs. (3) and (4) shall be received by the board office at least 2 weeks prior to the date the applicant intends to begin work.

(6) In order to provide supervision for a holder of a temporary veterinary permit, a preceptor shall do all of the following:

(a) Delegate only those tasks commensurate with demonstrated abilities of the temporary veterinary permit holder.

(b) Be available for direct communication with the temporary veterinary permit holder when the temporary veterinary permit holder is providing veterinary services. Direct communication shall be in person, by telephone, video conference, or electronic communication device.

(7) A temporary veterinary permit shall expire upon any of the following:

- (a) Notification of failure of any examination.
- (b) Failure to take the next scheduled examination.
- (c) Issuance of a license.
- (d) Denial of a license.

(8) An applicant may be granted a temporary veterinary permit only once.

(9) Any change or addition of preceptor shall be reported to the board by filing a new verification as specified in sub. (4).

(10) Within 30 business days of determining an applicant is eligible for a temporary permit, the board shall issue a permit to the applicant. Notification of issuance shall also be provided to the preceptor.

**History:** CR 21-062: cr. Register July 2022 No. 799, eff. 8-1-22.

**VE 1.36 Veterinary consulting permits. (1)** The board may issue a veterinary consulting permit to practice veterinary medicine in this state to a person holding a license to practice veterinary medicine in another state or territory of the U.S. or in another country, provided the licensee is in good standing in the other jurisdiction, and a veterinarian has requested a consultation.

(2) A veterinary consulting permit may be used up to 60 total days per calendar year.

(3) The veterinary consulting permit shall expire on December 31 of each year or on the 60th day of use in a calendar year. The holder of a consulting permit may apply for a new permit for

a subsequent year by completing the application procedure specified in this section.

(4) An applicant for a veterinary consulting permit shall file a completed application with the board. All supporting documents shall be provided in English. An application is not complete until the board receives all of the following:

(a) An application form provided by the board and completed by the applicant which includes the applicant’s notarized signature.

**Note:** Applications are available upon request to the board office located 2811 Agriculture Drive, P.O. Box 8911, Madison, WI 53708-8911.

(b) The required nonrefundable fee of \$160.

(c) Verification of licensure records and status which has been provided directly to the board by the jurisdictions or the AAVSB for every state or country in which the applicant has ever held a license or certificate to practice veterinary medicine.

(d) Written verification from a veterinarian that a consultation is being sought.

(5) A veterinary consulting permit shall automatically expire upon notice to the board that the consultation has been completed.

(6) After hearing, a veterinary consulting permit may be denied, suspended, limited or revoked, or the permittee may be reprimanded, for any of the following reasons:

(a) Revisiting the patient or client or communicating directly with the client without the knowledge of the attending veterinarian.

(b) Taking charge of a case or problem without the consent of the attending veterinarian and the client.

(c) Violating any law or rule related to the practice of veterinary medicine.

**History:** CR 21-062: cr. Register July 2022 No. 799, eff. 8-1-22.

### Subchapter V – Practice Related to Veterinary Schools

**VE 1.38 Faculty license. (1) APPLICATION.** An applicant for a faculty license under s. 89.06 (2m) (a), Stats., shall file a completed application with the board. All supporting documents shall be submitted in English. An application is not complete until the board receives all of the following:

(a) An application form provided by the board and completed by the applicant, which includes the applicant’s notarized signature.

**Note:** Applications are available upon request to the board office located at 2811 Agriculture Drive, P.O. Box 8911, Madison, Wisconsin 53708-8911.

(b) The required nonrefundable fee of \$185.

(c) Verification of employment by a school of veterinary medicine in this state which has been submitted directly to the board by the dean of the school.

(d) Proof of graduation through one of the following means:

1. A certificate of graduation from an approved veterinary college signed and sealed by the dean of the school submitted directly to the board by the school, or evidence of substantially equivalent qualifications.

2. Certification of graduation provided by the AAVSB.

(e) Successful completion of an examination on state laws and rules related to the practice of veterinary medicine.

(2) **DISCIPLINARY ACTION.** A faculty license may be denied, suspended, limited or revoked, or the licensee may be reprimanded, for any of the following reasons:

(a) Violation of any law or regulation substantially related to the practice of veterinary medicine.

(b) Engaging in the practice of veterinary medicine in this state outside the scope of employment unless licensed to do so.

(3) **EXPIRATION.** The faculty license expires upon termination of the faculty employee's employment with the school of veterinary medicine, as reported by the dean of the school of veterinary medicine.

**History:** CR 21-062: cr. Register July 2022 No. 799, eff. 8-1-22.

**VE 1.40 Post graduate training permit.** (1) The board may grant a post graduate training permit allowing the permit holder to practice veterinary medicine on privately owned animals only within the scope of the permittee's internship or residency program at a school of veterinary medicine in this state.

(2) An applicant for a post graduate training permit under s. 89.06 (2m) (b), Stats., shall file a completed application with the board. All supporting documents shall be provided in English. An application shall not be considered complete until the board receives all of the following:

(a) An application form provided by the board and completed by the applicant, including the applicant's notarized signature.

**Note:** Applications are available upon request to the board office located at 2811 Agriculture Drive, P.O. Box 8911, Madison, Wisconsin 53708-8911.

(b) Evidence that the applicant has received a degree from a school of veterinary medicine or an equivalent degree.

(c) The required nonrefundable fee of \$100.

(d) Verification that the applicant is undertaking intern or resident training at a school of veterinary medicine in this state. Verification shall consist of certification signed and sealed by the dean of the school and submitted directly to the board by the school.

(3) An applicant for a post graduate training permit shall successfully complete an examination on state laws and rules related to the practice of veterinary medicine before a permit may be issued.

(4) A post graduate training permit may be denied, suspended, limited or revoked, or the licensee may be reprimanded, for any of the following reasons:

(a) Violation of any law or regulation substantially related to the practice of veterinary medicine.

(b) Engaging in the practice of veterinary medicine in the State of Wisconsin outside the scope of the training program unless licensed to do so.

(5) The post graduate training permit expires upon termination of the permittee's internship or residency program, as reported by the dean of the school of veterinary medicine.

**History:** CR 21-062: cr. Register July 2022 No. 799, eff. 8-1-22.

**VE 1.42 Veterinary students.** (1) A veterinary student may practice veterinary medicine within the school of veterinary medicine pursuant to standards and supervisory protocols established by the school.

(2) A veterinary student may perform delegated veterinary acts outside of the school setting as set forth under s. VE 1.44 (1), (3), and (9).

**History:** CR 21-062: cr. Register July 2022 No. 799, eff. 8-1-22.

## Subchapter VI – Standards of Practice and Unprofessional Conduct

**VE 1.44 Delegation of veterinary medical acts.** (1) In delegating the provision of veterinary medical acts to veterinary students, certified veterinary technicians and others, the veterinarian shall do all of the following:

(a) Delegate only those tasks commensurate with the education, training, experience and demonstrated abilities of the person supervised.

(b) Provide the supervision required under subs. (2) to (8).

(c) Where the veterinarian is not required to be personally present on the premises where the delegated services are provided, be available at all times for consultation either in person or within 15 minutes of contact by telephone, by video conference or by electronic communication device.

(d) Observe and monitor the activities of those supervised on a daily basis.

(e) Evaluate the effectiveness of delegated acts performed under supervision on a daily basis.

(f) Establish and maintain a daily log of each delegated patient service which has been provided off the premises of the supervising veterinarian.

(g) Notify the client that some services may be provided by a veterinary student, certified veterinary technician or an unlicensed assistant.

(2) The following acts are limited to those holding a license under s. 89.06 (1), 89.06 (2m) (a), or 89.072, Stats.; a permit under s. VE 1.36, 1.38, or 1.40; or active status as a student at a college of veterinary medicine approved by the board, and may not be delegated to or performed by veterinary technicians or other persons not holding such license or permit:

(a) Diagnosis and prognosis of animal diseases and conditions.

(b) Prescribing of drugs, medicines, treatments and appliances.

(c) Performing surgery, which means any procedure in which the skin or tissue of the patient is penetrated or severed but does not include any of the following:

1. Activities not considered the practice of veterinary medicine, as follows:

a. Activities identified in s. 89.05 (2) (a) and (b), Stats.

b. Subcutaneous insertion of a microchip for identifying an animal.

c. Ear tag or tattoo placement for identifying an animal.

d. Euthanasia by injection.

2. Activities considered the practice of veterinary medicine, but which a veterinarian may delegate to a certified veterinary technician, as specified in s. VE 1.44 (5) and (6), as follows:

a. Simple dental extractions that require minor manipulation and minimal elevation.

b. Administration of injections, including local and general anesthesia.

c. Sample collection via a cystocentesis procedure.

d. Placement of intravenous and arterial catheters.

e. Suturing of tubes and catheters.

f. Fine needle aspirate of a mass.

g. Performing amniocentesis, embryo collection and transfer, follicular aspiration, and transvaginal oocyte collection and recovery on livestock.

(3) Except as provided under s. 95.21 (2), Stats., veterinarians may delegate to veterinary students the provision of veterinary medical services under the supervision of the veterinarian when the veterinarian is personally present on the premises where the services are provided.

(4) Except as provided under s. 95.21 (2), Stats., veterinarians may delegate to certified veterinary technicians the provision of the following veterinary medical services under the supervision of the veterinarian:

(a) Nonsurgical veterinary treatment of animal diseases and conditions, including administration of vaccines.

**Note:** See s. 95.21 (2) (a), Stats., for the delegation of rabies vaccinations.

(b) Observations and findings related to animal diseases and

conditions to be utilized by a veterinarian in establishing a diagnosis or prognosis, including routine radiographs, nonsurgical specimen collection, drawing of blood for diagnostic purposes, and laboratory testing procedures.

(c) Administration of sedatives and presurgical medications.

(d) Nutritional evaluation and counseling.

(e) Except to certified veterinary technicians who are also licensed professionals governed by the provisions in s. [VE 1.48](#), the provision of any complementary, alternative, or integrative therapy, as defined in s. [VE 1.48 \(1\)](#).

**(5)** Veterinarians may delegate to certified veterinary technicians the provision of the following veterinary medical services under the supervision of the veterinarian when the veterinarian is available to communicate via telehealth technologies within 5 minutes or the veterinarian is personally present on the premises where the services are provided:

(a) Performing diagnostic radiographic awake contrast studies not requiring general anesthesia.

(b) Sample collection via cystocentesis procedure.

(c) Placement of intravenous catheters.

(d) Suturing of tubes and catheters.

(f) Fine needle aspirate of a mass.

**(6)** Veterinarians may delegate to certified veterinary technicians the provision of the following veterinary medical services under the supervision of the veterinarian when the veterinarian is personally present on the premises where the services are provided:

(a) Administration of local or general anesthesia, including induction and monitoring.

(b) Performing diagnostic radiographic contrast studies, including those requiring general anesthesia.

(c) Dental prophylaxis and simple extractions that require minor manipulation and minimal elevation.

(d) Placement of arterial catheters.

(e) Performing amniocentesis, embryo collection and transfer, follicular aspiration, and transvaginal oocyte collection and recovery on livestock.

**(7)** Veterinarians may delegate to unlicensed assistants the provision of the following veterinary medical services under the supervision of the veterinarian:

(a) Basic diagnostic studies, including routine radiographs, nonsurgical specimen collection, and laboratory testing procedures.

(b) Monitoring and reporting to the veterinarian changes in the condition of a hospitalized patient.

(c) Dispensing prescription drugs pursuant to the written order of the veterinarian.

**(8)** Except as provided under s. [95.21](#), Stats., veterinarians may delegate to unlicensed assistants the provision of the following veterinary medical services under the supervision of the veterinarian when the veterinarian is personally present on the premises where the services are provided:

(a) Nonsurgical veterinary treatment of animal diseases and conditions, including administration of vaccines, and administration of sedatives and presurgical medications.

(b) Observations and findings related to animal diseases and conditions to be utilized by a veterinarian in establishing a diagnosis or prognosis, including the drawing of blood for diagnostic purposes.

(c) Dental prophylaxis.

(d) Nutritional evaluation and counseling.

(e) Placement of intravenous catheters.

**(9)** Notwithstanding subs. (1) to (8), a veterinary student, certified veterinary technician or unlicensed assistant employed by a veterinarian may, under the supervision of the veterinarian and pursuant to mutually acceptable written protocols, perform evaluative and treatment procedures necessary to provide an appropriate response to life-threatening emergency situations for the purpose of stabilizing the patient pending further treatment.

**History:** CR 21-062: cr. Register July 2022 No. 799, eff. 8-1-22; correction in numbering of (2) (c) 1., 2. made under s. [13.92 \(4\) \(b\) 7.](#), Stats., Register July 2022 No. 799.

**VE 1.46 Veterinary consulting. (1) DEFINITIONS.** In this section:

(a) “Consulting veterinarian” means the veterinarian who gives advice or assistance, whether in-person or by any method of communication, to the attending veterinarian, for the benefit of a patient.

(b) “Consultant” means a person whose subject matter expertise, in the opinion of the attending veterinarian, will benefit a patient, and who gives the attending veterinarian advice or assistance, whether in-person or by any method of communication.

**(2)** A consulting veterinarian or other consultant may give advice or assistance to the attending veterinarian where the VCPR remains with the attending veterinarian and the responsibility for patient treatment, prescriptions, and welfare remain with the attending veterinarian.

**(3)** A consulting veterinarian or other consultant may not do any of the following:

(a) Visit the patient or client or communicate directly with the client without the knowledge of the attending veterinarian.

(b) Take charge of a case or problem without the consent of the attending veterinarian and the client.

**(4)** Subsection (3) does not apply to other veterinarians licensed by the board, practicing with the attending veterinarian, who have access to, and have reviewed, the medical history and records of the animal.

**History:** CR 21-062: cr. Register July 2022 No. 799, eff. 8-1-22.

**VE 1.48 Veterinary referral to a license holder in another profession. (1)** In this section, “Complementary, alternative, and integrative therapies” means a heterogeneous group of preventive, diagnostic, and therapeutic philosophies and practices. These therapies include:

(a) Veterinary acupuncture, acuthery, and acupressure.

(b) Veterinary homeopathy.

(c) Veterinary manual or manipulative therapy, meaning therapies based on techniques practiced in osteopathy, chiropractic medicine, or physical medicine and therapy.

(d) Veterinary nutraceutical therapy.

(e) Veterinary phytotherapy.

**(2)** A veterinarian may make a referral to a client, for treatment of a patient by a license holder in another profession, using complimentary, alternative, or integrative therapies, as defined in sub. (1), if the license holder, to whom the client and patient are referred, provides all of the following evidence to the veterinarian for performing the type of therapy for which the referral is being made:

(a) The license holder’s current licensing in good standing, with the applicable board through the department of safety and professional services.

(b) The license holder’s education, training, and experience in performing the therapy on an animal.

**(3)** The VCPR, as defined in s. [89.02 \(8\)](#), Stats., does not extend to the provision of any complementary, alternative, or inte-

grative therapy performed on a veterinarian's patient, under either of the following circumstances:

(a) The therapy is performed by a license holder in another profession, where the veterinarian demonstrates meeting the requirements, in sub. (2), for making the referral to the license holder.

(b) The veterinarian's client obtains any complementary, alternative, or integrative therapy services for a veterinarian's patient without a referral by the veterinarian.

**History:** CR 21-062: cr. Register July 2022 No. 799, eff. 8-1-22.

**VE 1.50 Veterinary telemedicine.** (1) In this section, "telemedicine" means the remote delivery of veterinary health-care services, such as health assessments or consultations, over the telecommunications infrastructure, allowing a veterinarian to evaluate, diagnose and treat patients without the need for an in-person visit.

(2) The practice of veterinary medicine, in accordance with ss. 89.05 (1) and 89.02 (6), Stats., takes place where the animal is located at the time of practice.

(3) In order to practice veterinary telemedicine in Wisconsin, a veterinarian must be licensed in Wisconsin.

(4) Except as provided under subs. (6) and (7) and s. VE 1.46, the veterinarian must have an established VCPR with the client. The VCPR must be established via an in-person physical exam, or timely medically appropriate visits to the premises on which the patient is kept. The VCPR may not be established by telehealth technologies.

(5) The VCPR, once established, extends to other veterinarians licensed by the board, who are practicing with the attending veterinarian, and who have access to, and have reviewed, the medical history and records of the animal.

(6) Tele-triage and emergency animal care, including animal poison control services, for immediate, potentially life-threatening animal health situations, including poison exposure mitigation, animal cardiopulmonary resuscitation instructions, and other critical lifesaving treatment or advice that may be performed within or outside of a VCPR.

(7) A veterinarian may provide general advice in general terms that is not specific to an individual animal or group of animals, diagnosis, or treatment, and may provide this general advice within or outside of an established VCPR.

(8) Records must be kept in accordance with this chapter.

(9) In accordance with s. 89.02 (8) (c), Stats., an animal owner must be able to easily seek follow-up care or information from the veterinarian who conducts an encounter while using telehealth technologies.

(10) A veterinarian using telehealth technologies is required to follow all applicable requirements of this chapter.

**History:** CR 21-062: cr. Register July 2022 No. 799, eff. 8-1-22; correction in (2), (9) made under s. 35.17, Stats., Register July 2022 No. 799.

**VE 1.52 Records.** (1) A veterinarian shall maintain individual patient records on every patient administered to by the veterinarian other than food and fiber patients and equine patients for a period of not less than 3 years after the date of the last entry. The veterinarian shall keep individual client records for equine and food and fiber patients for 3 years after the date of the last entry. A computerized system may be used for maintaining a record, as required under this section, if the system is capable of producing a printout of records contained in such system within 48 hours of a request.

(2) The individual patient record shall contain clinical information pertaining to patients other than food and fiber patients

and equine patients with sufficient information to justify the diagnosis and warrant treatment, including information regarding each of the following matters which apply:

- (a) Date.
- (b) Client name.
- (c) Patient identification.
- (d) History.
- (e) Complaint.
- (f) Present illness.
- (g) Provisional diagnosis.
- (h) Physical examination findings.
- (i) Record of client's informed consent by signature and date or other specified means.
- (j) Treatment — medical, surgical.
- (k) Vaccinations administered.
- (L) Drugs prescribed, dispensed or administered, including strength or concentration, route of administration, dosing schedule, number dispensed and number of refills allowed.
- (m) Final diagnosis.
- (n) Consultation, if any.
- (o) Clinical laboratory reports.
- (p) Radiographic reports.
- (q) Necropsy findings.
- (r) Identification of the veterinarian providing the care.

(3) The client record for food and fiber patients shall contain at least the following information which apply:

- (a) Date.
- (b) Client name.
- (c) Type of call.
- (d) Individual or herd diagnosis.
- (e) Record of client's informed consent by signature and date or other specified means.
- (f) Treatment and drugs used including amounts of drugs administered and method of administration.
- (g) Drugs dispensed including dosing schedule and number dispensed.
- (h) Meat or milk withholdings.
- (i) Clinical laboratory reports.
- (j) Identification of the veterinarian providing the care.

(4) The client record for equine patients shall contain at least the following information which applies:

- (a) Date.
- (b) Client name.
- (c) Patient identification.
- (d) History.
- (e) Physical examination findings.
- (f) Diagnosis.
- (g) Record of client's informed consent by signature and date or other specified means.
- (h) Treatment-medical, surgical.
- (i) Treatment and drugs used including amount of drugs administered and method of administration.
- (j) Drugs dispensed including dosing schedule and number dispensed.
- (k) Clinical laboratory reports.
- (L) Radiographic reports.
- (m) Necropsy findings.
- (n) Identification of the veterinarian providing the care.



(5) A veterinarian shall provide access to health care records in accordance with s. 89.075, Stats.

**History:** CR 21-062: cr. Register July 2022 No. 799, eff. 8-1-22; correction in (5) made under s. 35.17, Stats., Register July 2022 No. 799.

**VE 1.54 Change of name and address.** Every veterinarian shall notify the board of a change of name or address within 30 days.

**History:** CR 21-062: cr. Register July 2022 No. 799, eff. 8-1-22.

**VE 1.56 Display of license.** Each veterinarian shall display a current license in a manner conspicuous to the public view, and shall at all times have evidence of licensure available for inspection when practicing at a remote location.

**History:** CR 21-062: cr. Register July 2022 No. 799, eff. 8-1-22.

**VE 1.58 Unprofessional conduct.** Unprofessional conduct by a veterinarian is prohibited. Unprofessional conduct includes:

- (1) Unprofessional conduct under s. 89.07 (1), Stats.
- (2) Conduct in the practice of veterinary medicine which evidences a lack of knowledge or ability to apply professional principles or skills.
- (3) Fraud in the practice of veterinary medicine, including any of the following:
  - (a) The making of false claims regarding knowledge, ability, skills or facilities for use in treatment or diagnosis of a disease.
  - (b) The making of false claims regarding testing, inspecting, reporting or issuing of inter-state, intra-state or export health certificates.
  - (4) Gross, serious, or grave negligence, as compared to less serious or more ordinary acts of negligence, in the practice of veterinary medicine.
  - (5) "Deception" in the practice of veterinary medicine, including any of the following:
    - (a) Claiming to have performed an act or given a treatment which has not in fact been performed or given.
    - (b) Giving needless treatment.
    - (c) Using a different treatment than stated.
  - (6) Being convicted of a crime the circumstances of which substantially relate to the practice of veterinary medicine.
  - (7) Violating or aiding and abetting the violation of any law or administrative rule or regulation substantially related to the practice of veterinary medicine.
  - (8) Advertising in a manner which is false, fraudulent, misleading or deceptive, or knowingly maintaining a professional association with another veterinarian or veterinary firm that advertises in a manner which is false, fraudulent, misleading or deceptive.
  - (9) Having a veterinary license or federal veterinary accreditation limited, suspended or revoked, or having been subject to any other related discipline or restriction.
  - (10) Practicing or attempting to practice, while the veterinarian has a physical or mental impairment, including impairment related to drugs or alcohol which is reasonably related to the applicant's ability to adequately undertake the practice of veterinary medicine in a manner consistent with the safety of a patient or the public.
  - (11) The personal use, misuse, or sale, other than for medical treatment of patients, of the drugs listed in the U.S. Controlled Substances Act of 1979, as amended, or ch. 961, Stats., except personal use of drugs prescribed by a physician for individual use by the veterinarian.
  - (12) Prescribing, ordering, dispensing, administering, supply-

ing or giving of any amphetamine, its salts, isomers and salts of its isomers or related sympathomimetic amine drug designated as a Schedule II drug in ch. 961, Stats., except for the treatment of narcolepsy or hyperkinesis in animals who do not respond to other methods of treatment, or for clinical research of these compounds as approved by the board. A written description of the intended research project proposed shall be filed with the board prior to conducting the research.

(13) Prescribing or dispensing veterinary prescription drugs to a client without following the requirements in s. 89.068 (1) (c), Stats.

(14) Dispensing any veterinary prescription drugs to a person unless the person requests fulfillment of a prescription meeting the requirements of s. 89.068 (1) (b), Stats.

(15) Failure to include on the label of a prescription drug the generic or brand name of the drug dispensed, the name and address of the clinic or veterinarian dispensing the drug, the directions for use and caution statements required by law. In case of companion animals, the prescription shall bear the name or identification of the patient.

(16) Prescribing, ordering, dispensing, administering, supplying or giving any controlled substance solely for training or racing purposes and not for a medically sound reason.

(17) Allowing a veterinary student to treat a patient without the veterinarian giving supervision.

(18) Failure of the veterinarian to advise the client that the person assisting is a veterinary student or unlicensed assistant.

(19) Failure to maintain records as required by s. VE 1.52.

(20) Refusal, upon request, to cooperate in a timely manner with the board's investigation of complaints lodged against the veterinarian. Persons taking longer than 30 days to provide requested information shall have the burden of demonstrating that they have acted in a "timely manner."

(21) Failure to keep the veterinary facility and all equipment, including mobile units, in a clean and sanitary condition while practicing as a veterinarian.

(22) Failure of a veterinarian to permit the board or its agents to enter and inspect the veterinarian's practice facilities, vehicle, equipment and records during office hours and other reasonable hours.

(23) Engaging in unsolicited communications to members of the board regarding a matter under investigation by the board other than to the investigative member of the board.

(24) Practicing under an expired license.

(25) Exceeding the scope of veterinary practice, as defined in s. 89.02 (6), Stats., by providing medical treatment to humans or distributing, prescribing or dispensing for human use prescription drugs, as defined in s. 450.01 (20), Stats., or any drug labelled for veterinary or animal use only.

(26) Falsely certifying to the board under s. VE 1.30 (5) that the veterinarian:

(a) Has completed the 30 hours of continuing education required under s. VE 1.30 (1).

(b) Is exempt under s. VE 1.30 (2) from having to complete the 30 hours of continuing education required under s. VE 1.30 (1).

(27) Failure to inform a client prior to treatment of the diagnostic and treatment options consistent with the veterinary profession's standard of care, meaning diagnostic procedures and modes of treatment considered by the veterinary profession to be within the scope of current, acceptable veterinary medical practice, and the associated benefits and risks of those options.

(28) Failure to release a patient's medical records as required by s. 89.075, Stats.

(29) Advertising a specialty or claiming to be a specialist when not a diplomate of a veterinary specialty organization recognized by the AVMA American Board of Veterinary Specialties or by a foreign veterinary specialty organization which, in the opinion of the board, is equivalent to an AVMA American Board of Veterinary Specialists recognized veterinary specialty organization.

(30) Failure to provide copies of or information from veterinary records, with or without the client's consent, to the board or to public health, animal health, animal welfare, wildlife or agriculture authorities, employed by federal, state, or local govern-

mental agencies who have a legal or regulatory interest in the contents of said records for the protection of animal or public health.

**History:** CR 21-062: cr. Register July 2022 No. 799, eff. 8-1-22; correction in (1) made under s. 35.17, Stats., Register July 2022 No. 799.

**VE 1.60 Board action.** The board may reprimand the licensee or deny, suspend, limit or revoke a veterinary license or permit under this chapter for cause, including any of the following:

(1) Filing an incomplete or fraudulent application, or misrepresenting any information on an application.

(2) Violating this chapter or ch. 89, Stats.

**History:** CR 21-062: cr. Register July 2022 No. 799, eff. 8-1-22.