

1 BOARDS AND COMMISSIONS

2 Board of Veterinary Examiners

3 (Amended After Comments)

4 201 KAR 16:735. Renewal requirements for AAHP permits -- renewal notice -- expiration.

5 RELATES TO: KRS 321.175, 321.181(1)-(4), 321.235

6 STATUTORY AUTHORITY: KRS 321.175(2)(c), (5), 321.181(1)-(4), 321.235(1)(a)-(c), (2)(b)1.

7 NECESSITY, FUNCTION, AND CONFORMITY: KRS 321.235(1)(b) requires~~authorizes~~ the
8 board to promulgate administrative regulations to implement and enforce KRS Chapter 321. KRS
9 321.235(1)(a)-(c) requires~~provides~~ the board ~~authority~~ to promulgate administrative
10 regulations to evaluate the qualifications of applicants ~~for applicants~~ for an allied animal health
11 professional (AAHP) permit. KRS 321.235(2)(b)1. authorizes the board to require an AAHP
12 permittee to obtain appropriate continuing education to ensure continued competency. This
13 administrative regulation establishes renewal requirements, ~~and~~ renewal notification procedures
14 for AAHP permittees of the board, and~~as well as~~ required continuing education for AAHP
15 permittees.

16 Section 1. Renewal Notices and Timeliness of Renewal Applications.

17 (1) The board shall, not later than August 31~~July 1~~ of each year, email or mail to each permitted
18 allied animal health professional a renewal notice.

19 (2) The Renewal Application for AAHP Permits~~renewal application~~ shall be completed by
20 the permittee and returned to the board, including all required attachments, fees, and, if required
21 by the board, proof of course completion for the required continuing education.

1 (3) Timely receipt of renewal application.

2 (a) Renewals bearing a postmark, or, if an online renewal, a timestamp, of September 30 or earlier
3 shall be considered received on time.

4 (b) Renewals bearing a postmark, or, if an online renewal, a timestamp, between October 1 and
5 November 30 shall be considered late and therefore incur a late fee pursuant to 201 KAR 16:513.

6 (4) The renewal fee shall be attached to the completed **Renewal Application for AAHP**
7 **Permits[renewal]** form when it is returned to the board or paid online.

8 Section 2. Continuing Education Required.

9 (1) **Each[Every]** AAHP permittee shall list their continuing education hours received on the
10 Renewal Application for AAHP Permits form or online equivalent form, including all required
11 attachments, and if required, proof of attendance or completion of training to the board.

12 **(a) For AAHP animal chiropractic providers (ACPs), permittees shall show proof of CE for**
13 **a minimum of six (6) clinical hours annually from an approved program of the American**
14 **Veterinary Chiropractic Association (AVCA) or International Veterinary Chiropractic**
15 **Association (IVCA).**

16 **(b) For legacy pathway AAHP-ACPs, permittees shall show proof of CE for a minimum of**
17 **six (6) clinical hours annually from an approved program of the AVCA, IVCA, or a board-**
18 **approved CE program.**

19 (2) Continuing education hours applied toward a reinstatement application shall not be eligible for
20 credit on the renewal application.

21 (3) Continuing education hours earned during the grace period of a renewal cycle shall not be
22 eligible for credit on the subsequent renewal application.

23 (4) The board shall not renew the permit of any person who fails to appropriately document the

1 required hours of continuing education.

2 Section 3. The board shall not be held responsible or liable for lost renewal notices, or renewal
3 notices not received, or not received on time.

4 (1) Regardless of cause, the board shall not be required to refund money to a permit holder who
5 fails to renew in a timely manner pursuant to Section 1(4) of this administrative regulation.

6 (2) Failure to renew by the grace period deadline and in compliance with all requirements of the
7 board shall cause the permit to move to expired status. The permit holder shall no longer be eligible
8 to practice as an allied animal health professional in Kentucky.

9 (3) The former permit holder may apply for reinstatement of the permit within five (5) years from
10 the date of expiration in accordance with 201 KAR 16:732. A reinstatement application shall be
11 required during this period; an application for a new license shall not be accepted until five (5)
12 years after the last date of expiration.

13 Section 4. Duty to Report. Each AAHP~~[Every AHHP]~~ permit holder shall:

14 (1) File their legal name with the board;

15 (2) File their legal residential address with the board;

16 (3) File their legitimate mailing address with the board. The mailing address shall be subject to
17 public disclosure;


18 (4) File their current employer with the board;

19 (5) File a current email address and phone number with the board; and

20 (6) Within thirty (30) days, notify the board of any changes to their name or addresses or email
21 address by submitting a completed Request for Name or Address Change form, incorporated by
22 reference~~[as found]~~ in 201 KAR 16:570 or online equivalent form.

23 Section 5. Incorporation by Reference.

- 1 (1) "Renewal Application for AAHP Permits", 2/2025[10/2024], is incorporated by reference.
- 2 (2) This material may be inspected, copied, or obtained, subjected to applicable copyright law, at
- 3 the Kentucky Board of Veterinary Examiners, 4047 Iron Works Parkway, Suite 104, Kentucky
- 4 40511, Monday through Friday, 8:30 a.m. to 4:30 p.m. This material may also be obtained at
- 5 kbve.ky.gov.


p.p Michelle M. Shane, Executive Director
on behalf of John C. Park, DVM, Board Chair
Kentucky Board of Veterinary Examiners

2/13/2025
Date

APPROVED BY AGENCY: 4/25/2024, with updates 1/30/2025

REGULATORY IMPACT ANALYSIS AND TIERING STATEMENT

Regulation Number: 201 KAR 016:735

Contact Person: Michelle M. Shane

Phone: 502-564-9905

Email: Michelle.Shane@ky.gov

(1) Provide a brief summary of:

(a) What this administrative regulation does:

This administrative regulation establishes renewal requirements and renewal notification procedures for allied animal health professional (AAHP) permittees, as well as required continuing education for AAHP permittees.

(b) The necessity of this administrative regulation:

This new administrative regulation is necessary to establish the requirements approved by the board for the application for an AAHP permit and the continuing education requirements.

(c) How this administrative regulation conforms to the content of the authorizing statutes:

KRS 321.235(1)(b) authorizes the board to promulgate administrative regulations to implement KRS Chapter 321. KRS 321.235(1)(a)-(c) provides the board authority to promulgate administrative regulations to evaluate the qualifications of applicants for an AAHP permit. KRS 321.235(2)(b)1. authorizes the board to require an AAHP permittee to obtain appropriate continuing education to ensure continued competency.

(d) How this administrative regulation currently assists or will assist in the effective administration of the statutes:

This new administrative regulation will assist in effective administration by clearly expressing the application requirements approved by the board for AAHP permittees.

(2) If this is an amendment to an existing administrative regulation, provide a brief summary of:

(a) How the amendment will change this existing administrative regulation:

N/A. This is a new administrative regulation.

(b) The necessity of the amendment to this administrative regulation:

N/A. This is a new administrative regulation.

(c) How the amendment conforms to the content of the authorizing statutes:

N/A. This is a new administrative regulation.

(d) How the amendment will assist in the effective administration of the statutes:

N/A. This is a new administrative regulation.

(3) List the type and number of individuals, businesses, organizations, or state and local governments affected by this administrative regulation:

An estimated twenty (20) persons in Kentucky offering AAHP services are estimated to be affected.

(4) Provide an analysis of how the entities identified in question (3) will be impacted by either the implementation of this administrative regulation, if new, or by the change, if it is an amendment, including:

(a) List the actions that each of the regulated entities identified in question (3) will have to take to comply with this administrative regulation or amendment:

Applicants will be required to complete the appropriate application to apply to the board for AAHP permit.

(b) In complying with this administrative regulation or amendment, how much will it cost each of the entities identified in question (3):

No costs are associated with compliance, as this is a prerequisite for AAHP permit applications.

(c) As a result of compliance, what benefits will accrue to the entities identified in question (3):

Administrative ease of clear communications of the fees associated with registration.

(5) Provide an estimate of how much it will cost the administrative body to implement this administrative regulation:

(a) Initially:

The KBVE expects costs for all board operations to be approximately \$759,700 annually in the near term.

(b) On a continuing basis:

The KBVE expects costs for all board operations to be approximately \$900,000 annually in future bienniums as new programming is brought online, per the mandates in the modernized Kentucky Veterinary Medicine Practice Act, KRS Chapter 321.

(6) What is the source of the funding to be used for the implementation and enforcement of this administrative regulation:

KBVE does not receive any general funds. All funds for the agency come from licensing fees, service fees, and administrative fines.

(7) Provide an assessment of whether an increase in fees or funding will be necessary to implement this administrative regulation, if new, or by the change if it is an amendment:

There is no anticipation of an increase in fees to implement this administrative regulation, as the KBVE is already running an administrative program to process applications and an inspection program to ensure compliance.

(8) State whether or not this administrative regulation establishes any fees or directly or indirectly increases any fees:

This regulation does not establish or increase any fees, directly or indirectly.

(9) TIERING: Is tiering applied?

Tiering is not applied because this new administrative regulation applies to all persons providing

AAHP services, except those entities excluded under KRS 321.200.

FISCAL IMPACT STATEMENT

Regulation Number: 201 KAR 016:735

Contact Person: Michelle M. Shane

Phone: 502-564-9905

Email: Michelle.Shane@ky.gov

(1) Identify each state statute, federal statute, or federal regulation that requires or authorizes the action taken by the administrative regulation.

KRS 321.175(2)(c), (5), 321.181(1)-(4), 321.235(1)(a)-(c), (2)(b)1.

(2) Identify the promulgating agency and any other affected state units, parts, or divisions:

The promulgating agency is the Kentucky Board of Veterinary Examiners. There are no other affected state units, parts, or divisions.

(a) Estimate the following for the first year:

Expenditures: The KBVE expects costs for all board operations to be approximately \$759,700 annually in the near term. This includes the administration of the AAHP permit program, database management, infrastructure, overhead, and contractors, including legal counsel and investigators.

Revenues: There is no revenue generated by this filing.

Cost Savings: There will be no cost savings; this administrative regulation simply codifies the requirements, making them easily accessible for regulated entities.

(b) How will expenditures, revenues, or cost savings differ in subsequent years?

Staff time and database management will be required for record keeping. Costs will be minimal.

(3) Identify affected local entities (for example: cities, counties, fire departments, school districts):

KBVE does not anticipate that any local entities will be impacted.

(a) Estimate the following for the first year:

Expenditures: N/A

Revenues: N/A

Cost Savings: N/A

(b) How will expenditures, revenues, or cost savings differ in subsequent years?

N/A

(4) Identify additional regulated entities not listed in questions (2) or (3):

KBVE does not anticipate that any other regulated entities will be impacted.

(a) Estimate the following for the first year:

Expenditures: N/A

Revenues: N/A

Cost Savings: N/A

(b) How will expenditures, revenues, or cost savings differ in subsequent years?

N/A

(5) Provide a narrative to explain the:

(a) Fiscal impact of this administrative regulation:

This administrative regulation does not set fees and will not bring in revenue. Local entities will not be impacted by this regulation. This filing only impacts applicants for an AAHP permit in Kentucky.

(b) Methodology and resources used to determine the fiscal impact:

A large spreadsheet was used to calculate all board revenues, expenditures, proposed fees, and estimated quantities of applications based on historical numbers. Projections were calculated ten (10) years out to F.Y. 2036.

(6) Explain:

(a) Whether this administrative regulation will have an overall negative or adverse major economic impact to the entities identified in questions (2) - (4). (\$500,000 or more, in aggregate)

This new administrative regulation shall not have a “major economic impact”, as defined in KRS 13A.010(13). This administrative regulation does not set fees and will not bring in revenue.

(b) The methodology and resources used to reach this conclusion:

This amendment will not have a negative impact, as no fees are established or collected as a part of this administrative regulation.

SUMMARY OF MATERIAL INCORPORATED BY REFERENCE

(1) The “Renewal Application for AAHP Permits” form, 10/2024, is the 4-page permit application form that AAHP permittees are required to file to continue providing allied animal health professional services. KRS 321.235(2)(b)2.d. requires the board to establish conditions for AAHP permittees to renew their permit and KRS 321.235(2)(b) requires the board to establish mechanisms to ensure the continued competence of AAHP permittees.

SUMMARY OF CHANGES TO MATERIAL INCORPORATED BY REFERENCE

(1) The “Renewal Application for AAHP Permits” form, 2/2025, is the 4-page permit application form that AAHP permittees are required to file to continue providing allied animal health professional services.

- All pages were updated in the footer to show an edition date of 2/2025.

STATEMENT OF CONSIDERATION

RELATING TO 201 KAR 016:735

BOARDS AND COMMISSIONS
Kentucky Board of Veterinary Examiners
(Amended After Comments)

I. The public hearing on 201 KAR 016:735, scheduled for December 23, 2024, at 10:00 a.m. at the offices of the Kentucky Board of Veterinary Examiners (KBVE) was held per request; however, no one appeared at the hearing. Written comments were received during the public comment period, which closed December 31, 2024.

II. The following people submitted written comments:

<u>Name and Title</u>	<u>Agency/Organization/Entity/Other</u>
Jessica Hollis, DC	ProAnimal Chiropractic
Francisco Maia, PT, DPT, CCRT	American Physical Therapy Association – Kentucky Chapter (APTA-KY)
Avery Schroyer, PT, DPT, CMTPT	APTA-KY
Rachel Wendt, DC	Kentucky Association of Chiropractors
Agency	Kentucky Board of Veterinary Examiners

III. The following people from the promulgating administrative body responded to the written comments:

- Name and Title
- John C. Park, DVM, KBVE Chair
 - Gene Smith, DVM, KBVE Vice Chair
 - Dianne Dawes, DVM, KBVE Board Member
 - Tom Dorman, Citizen-at-large, KBVE Board Member
 - Tim Gardner, DVM, KBVE Board Member
 - Stephanie Kennedy, DVM, KBVE Board Member
 - Phil Prater, DVM, KBVE Board Member
 - Jennifer Quammen, DVM, KBVE Board Member

Amy Staton, EdD, LVT, KBVE Board Member
R. Steve Velasco, DVM, State Veterinarian, Proxy for KDA Commissioner Jonathan Shell
Michelle M. Shane, KBVE Executive Director
Carmine G. Iaccarino, KBVE Legal Counsel

IV. Summary of Comments and Responses

(1) Subject Matter: Lack of inclusion in discussions regarding AAHP permits

(a) Comment: Dr. Maia, Dr. Schroyer – The commentors indicate the organization they represent, the American Physical Therapy Association - Kentucky Chapter (APTA-KY), were not included in stakeholder discussions regarding this administrative regulation with KBVE like the Kentucky Association of Chiropractors.

(b) Response: The KBVE began discussions with the Kentucky Board of Chiropractic Examiners (KBCE) at their request in 2020 related to multiple grievances received by that board. The Kentucky Association of Chiropractors (KAC) was invited to join the talks by the KBCE. In contrast, it should be noted that, until the letter from APTA-KY was received in response to this October 2024 filing, KBVE was not previously contacted by the APTA-KY regarding their desire to practice on animals. Further, KBVE did meet with the Kentucky Board of Physical Therapists (KBPT) in 2024, and that board has clearly indicated that they do not support licensed PTs extending their practice to work on animals. In response to these comments, the Board did not make any changes to the proposed administrative regulation.

(2) Subject Matter: Physical Therapists (PTs) should be allowed to practice on animals in Kentucky

(a) Comment: Dr. Maia, Dr. Schroyer – The commentors indicate that the American Physical Therapy Association (APTA) Animal Physical Therapy Special Interest Group (APTSIG) was founded in 1998, after PTs were working with animals since the mid-1990's. The APTSIG represents some 500 members nationally, and has released statements supporting PT work with animals. Further, in 2023, the Federation of State Boards of Physical Therapy (FSBPT) released an updated Model Practice Act which allows PTs to work on animals so long as they have the proper training as established in state rules. They further quote the commentary from the FSBPT Model Act, stating, "The practice of physical therapy continues to evolve including the treatment of animals. While there is currently no consistent standard of specified education and training, it is appropriate to note that additional rule development in a jurisdiction may address minimum standards to demonstrate competency to provide physical therapy to animals".

(b) Response: The Board would like to bring attention to the details referenced in the FSBPT Practice Act model, including that practice is allowable "as established in state rules". In Kentucky, both under the Veterinary Medicine Practice Act and the Physical Therapist Practice Act, PT work on animals is against the law. In Kentucky, only veterinarians have been

authorized by the General Assembly to provide therapy to animal patients. Additionally, FSBPT notes that there is no set of consistent standards or a common national exam. This is very different from human chiropractors who complete an extensive, standardized training curriculum to work on animals through two approved sister organizations; they also take a common exam to test their competency. In response to these comments, the Board did not make any changes to the proposed administrative regulation.

(3) Subject Matter: APTSIG publication regarding PT standards for practice on animals / PT on animals is supported by national special interest groups

(a) Comment: Dr. Maia, Dr. Schroyer – The commentors state that in 2019, the APTA-APTSIG published a detailed “Clinical Practice Standards for Physical Therapy on Animals” to advance their professional work on animals and help guide federal and state organizations in this process.

(b) Response: KBVE appreciates APTA-KY bringing the APTSIG report to the Board’s attention. However, it should be noted that there are many organizations that have draft model statute and regulation documents allowing practices that are not appropriate or legal in most state jurisdictions. If states allowed all of these associations to draft their own rules and then practice on animals, there would be little left of the practice of veterinary medicine for veterinarians to make a living while providing essential services of the profession to benefit public health and safety. Associations who wish to negotiate incorporation of model language into existing Practice Acts should take the initiative to contact state jurisdictions and work with stakeholder entities toward change through a multiyear process. Until the letter from APTA-KY was received in response to this October 2024 filing, KBVE was not previously contacted by the APTA-KY regarding their desire to practice on animals.

For example, extensive talks were held 2021-2023 regarding veterinary shortages in Kentucky between stakeholders in the veterinary profession and agriculture. Discussions focused on veterinary shortages in the state, including the detrimental impact of carveouts from the practice of veterinary medicine which allowed non-veterinarians to practice in various niche areas of the profession. Through these discussions, a Veterinary Shortage Working Group (VSWG) was established by the Kentucky Department of Agriculture lead by then Commissioner Ryan Quarles. The VSWG produced a comprehensive report with multiple action recommendations to assist with shortages. As a result, in 2024 through the momentum of the VSWG and partners, a new bill was passed to establish the Kentucky Rural Veterinary Loan Repayment Program (KRVLRP), enacted as KRS 164.7895. Stakeholders working together affected a change that will over the next ten years help veterinarians earn a livable wage in rural and underserved communities.

Members of the Board believe that more carveouts from the profession do not align with the VSWG Report conclusions, and that such carveouts may worsen the veterinary shortage situation in Kentucky. In response to these comments, the Board did not make any changes to the proposed administrative regulation.

(4) Subject Matter: Animal PT programs – PT not taught to veterinarians / Rehabilitation and physical therapy should not be prohibited modalities for the AAHP permit

(a) Comment: Dr. Maia, Dr. Schroyer – The commentors state that there are currently multiple institutions in the U.S. that train and certify both veterinarians and physical therapists to work with animals, including the University of Tennessee (canine and equine programs), North Carolina State University (companion animal program), the Canine Rehabilitation Institute, the Animal Rehab Institute, and the Healing Oasis. The commentors claim that rehabilitation and physical therapy are not a part of the curriculum for any veterinary program, therefore the professionals working in this field must have completed their training through one of the listed institutions.

(b) Response: The national board exam for veterinarians tests knowledge and workforce readiness on all species (except humans). When a veterinarian enters the workforce, they typically specialize on a select few species or branch of medicine. As they do, they seek additional trainings to aid them in their focused learning objectives. Some veterinarians specialize in physical therapy and do seek additional training in this modality to enhance their already solid foundation of eight (8) years of learning about animals. Others go on to study in areas of specialty requiring four (4) or more additional years. No one is more prepared to properly provide appropriate services to animals than veterinarians.

Nonetheless, the AAHP permit was created by the General Assembly only for animal chiropractors. This was with the consideration that both the American Veterinary Chiropractic Association (AVCA) and the International Veterinary Chiropractic Association (IVCA) offer specialized trainings to doctors in both professions, ensuring high educational standards, a rigorous certification exam, and mandatory continuing education to support ongoing learning. In Kentucky, the statutes do not allow practice on animals by physical therapists or other modalities beyond animal chiropractors. In response to these comments, the Board did not make any changes to the proposed administrative regulation.

(5) Subject Matter: PTs are allowed to provide physical therapy on animals in other states / Other state jurisdictions have laws which allow PT on animals

(a) Comment: Dr. Maia, Dr. Schroyer – The commentors state that multiple states have already included animal physical therapy as part of the Physical Therapy Practice Act, including Utah, Colorado, New Hampshire, and Oregon, whereas many other state associations have worked with their respective veterinary board to craft language in the veterinary practice for those states, including Nebraska, Nevada, Illinois.

(b) Response: State law varies by jurisdiction in accordance with the needs of each jurisdiction and the desires of the State General Assembly for that jurisdiction. What's right for one state doesn't automatically mean it fits in all other states. In Kentucky and most other states in the Union, the practice of physical therapy on animals is limited to veterinarians. Specifically

in Kentucky, it is against the law for PT on animals to be practiced by a non-veterinarian or without the direct supervision of a veterinarian. The subject matter experts seated on both the Kentucky Board of Physical Therapy (KBPT) and the Kentucky Board of Veterinary Examiners (KBVE) do not support the expansion of the scope of practice for PTs to work on animals. Finally, this regulation only governs the work of qualified animal chiropractors as AAHP providers. To include physical therapy on animals under the AAHP permit would be a statutory change and involve future amended regulations. In response to these comments, the Board did not make any changes to the proposed administrative regulation.

(6) Subject Matter: PTs should be allowed to provide physical therapy on animals in Kentucky, and KBVE needs to work with / consult APTA-KY and APTA-APTSIG

(a) Comment: Dr. Maia, Dr. Schroyer – The commentors state that KBVE should work with APTA-KY and the APTA-APTSIG to provide the right for licensed, certified physical therapists to work with animals.

(b) Response: The KBVE has a meeting scheduled with APTA-KY in February 2025. In response to these comments, the Board did not make any changes to the proposed administrative regulation.

(7) Subject Matter: Continuing Education (CE) requirements

(a) Comment: Dr. Wendt – The commentator states that the certifying bodies AVCA and IVCA require continuing education in the amount of 30 hours over a three-year period. The current KBVE regulation requires 10 hours per year. If an AVCA/ICVA certified animal chiropractic provider earns CE, they can earn their 30 hours all in one year. This does not align to the 10 hours/year required by KBVE.

(b) Response: KBVE invited both the American Veterinary Chiropractic Association (AVCA) and the International Veterinary Chiropractic Association (IVCA) to speak to the Board at their January 30, 2025, meeting. At that meeting, AVCA indicated that AVCA used to be a part of the IVCA and that their requirements are similar. AVCA has a focus on North America, while ICVA focuses on international work. Of the 30 hours of CE required, only a portion of those hours are required in clinical hours, while other hours may be earned in scientific areas, areas of practice management, or other non-clinical topics. While the association requires 30 hours in a three-year period, AVCA indicated that their certified practitioners who wished to work in Kentucky would follow state rules as established by the Board. In response to this comment, KBVE amended the proposed regulation to reflect the need for CE in the amount of six (6) clinical hours annually.

(8) Subject Matter: CE requirements for Legacy Candidates (i.e., grandfathered candidates)

(a) Comment: Dr. Wendt – The commentor states that the proposed regulation does not specify a number of CE hours required for legacy candidates. Due to the nature of the approved certifying programs AVCA and IVCA, the legacy candidates will not be eligible for CE from these organizations as AVCA and IVCA only offer courses to licensed chiropractors and licensed veterinarians. The commentor states that if a non-chiropractor or non-veterinarian obtains an AAHP under these regulations, they would be unable to meet the renewal requirements, as the continuing education programs are only available to certified animal chiropractors and are exclusively offered to licensed veterinarians and licensed chiropractors. This regulation effectively prevents these legacy candidates from maintaining their certification. However, because the legacy candidate has not received appropriate training through a board-approved program, there should still be a requirement for these candidates to obtain continuing education. The commentor recommends that KBVE add a specific number of required continuing education hours for legacy candidates that would allow them to renew their license by obtaining CE through other providers. The commentor concedes that this additional requirement may be more appropriate in 201 KAR 16:735.

(b) Response: All AAHP permittees shall be required to earn the same number of hours of CE, regardless of their pathway to hold an AAHP permit. To accommodate legacy candidates who may not be a licensed chiropractor, the Board already has a program in place to review and approve CE programs which will be accessible to legacy candidates. Additionally, some legacy candidates are likely licensed chiropractors who did not complete the AVCA or IVCA certification programs, and these candidates will still have access to the AVCA and IVCA CE offerings because they are a licensed chiropractor. In response to this comment, KBVE amended the proposed regulation to state that legacy pathway candidates are still required to earn the same amount of CE as traditional candidates and added an option for legacy pathway candidates to obtain CE from a program approved by the Board.

(9) Subject Matter: Conformity with KRS Chapter

(a) Comment: Agency – Following legal review, the agency notes changes are necessary to conform with KRS Chapter 13A.

(b) Response: In response to this comment, the Board made edits to the regulation for clarity of intent and conformity with KRS Chapter 13A.

(10) Subject Matter: Appreciation for regulations

(a) Comment: Dr. Hollis – The commentor states they are thrilled to see the AAHP-ACP changes in the law, and thanks all of those who have contributed to the regulations.

(b) Response: Members of the Board acknowledged this comment and are interested to see how many AAHP-ACP providers register with KBVE. In response to this comment, the Board did not make any changes to the proposed administrative regulation.

V. Summary of Statement of Consideration and
Action Taken by Promulgating Administrative Body

The public hearing on 201 KAR 016:735 was held per request; however, no one appeared at the hearing. Written comments were received during the public comment period. The Kentucky Board of Veterinary Examiners responded to the comment as noted above and amends the administrative regulation as follows:

Page 1

NECESSITY, FUNCTION, AND CONFORMITY

Line 7

After “KRS 321.235(1)(b)”, insert the following:

requires

Delete “authorizes”.

Page 1

NECESSITY, FUNCTION, AND CONFORMITY

Line 8

After “implement”, insert the following:

and enforce

Page 1

NECESSITY, FUNCTION, AND CONFORMITY

Line 9

At the beginning of the line, insert the following:

requires

Delete “provides”.

Delete “authority”.

Page 1
NECESSITY, FUNCTION, AND CONFORMITY
Line 10
Delete “for applicants”.

Page 1
NECESSITY, FUNCTION, AND CONFORMITY
Line 13
After “requirements”, insert the following:
Delete “and”.

Page 1
NECESSITY, FUNCTION, AND CONFORMITY
Line 13-14
After “board,”, insert the following:
and
Delete “as well as”.

Page 1
Section 1(1)
Line 16
After “later than”, insert the following:
August 31
Delete “July 1”.

Page 1
Section 1(2)
Line 19
After “attachments”, insert the following:
. fees,

Page 2
Section 1(4)
Line 5
After “the completed”, insert the following:
Renewal Application for AAHP Permits
Delete “renewal”.

Page 2

Section 2(1)

Line 8

After "(1)", insert the following:

Each

Delete "Every".

Page 2

Section 2(1)

Line 11

At the beginning of the line, insert the following:

(a) For AAHP animal chiropractic providers (ACPs), permittees shall show proof of CE for a minimum of six (6) clinical hours annually from an approved program of the American Veterinary Chiropractic Association (AVCA) or International Veterinary Chiropractic Association (IVCA).

(b) For legacy pathway AAHP-ACPs, permittees shall show proof of CE for a minimum of six (6) clinical hours annually from an approved program of the AVCA, IVCA, or a board-approved CE program.

Page 3

Section 4

Line 5

After "Report.", insert the following:

Each AAHP

Delete "Every AHHP".

Page 3

Section 4(6)

Line 13

After "Change form", insert the following:

incorporated by reference

Delete "as found".

Page 3

Section 5(1)

Line 16

After "Permits", insert the following:

2/2025

Delete "10/2024".