

4729:5-15-01**Animal Shelters - Definitions.**

As used in Chapter 4729:5-15 of the Administrative Code:

(A) "Animal shelter" means a facility licensed as terminal distributor of dangerous drugs in accordance with section 4729.531 of the Revised Code or section 4729.54 of the Revised Code. An animal shelter shall be operated by a humane society or any society organized under Chapter 1717. of the Revised Code or a dog pound operated pursuant to Chapter 955. of the Revised Code and shall comply with all requirements set forth in this chapter.

(1) An animal shelter that does not have a licensed veterinarian serving as the responsible person shall obtain a limited license as terminal distributor of dangerous drugs in accordance with section 4729.531 of the Revised Code.

(2) An animal shelter shall ensure that all agents and employees who have access to controlled substances or other dangerous drugs used for euthanasia, other than a registered veterinary technician as defined in section 4741.01 of the Revised Code or licensed veterinarian, shall successfully complete a euthanasia technician certification course described in section 4729.532 of the Revised Code.

(3) An animal shelter shall comply with the initial licensure and renewal requirements set forth in rule 4729:5-2-02 of the Administrative Code.

(4) The board may suspend, revoke, restrict, limit, or refuse to grant or renew any animal shelter license in accordance with rule 4729:5-4-01 of the Administrative Code.

(B) "Controlled substance" has the same meaning as in section 3719.01 of the Revised Code.

(C) "Controlled substance dangerous drugs used to perform euthanasia" means any of the following:

(1) Combination drugs that contain pentobarbital and at least one noncontrolled substance active ingredient, in a manufactured dosage form, whose only indication is for euthanizing animals; and

(2) Pursuant to division (A) of section 4729.532 of the Revised Code, the board approves the following substances to be administered by euthanasia technicians only for the purpose of anesthetizing an animal as part of the euthanasia process:

(a) Tiletamine and zolazepam for injection; and

(b) Ketamine hydrochloride.

(D) "Dangerous drug" has the same meaning as in section 4729.01 of the Revised Code.

Pursuant to division (A) of section 4729.532 of the Revised Code, the board approves xylazine as a substance to be administered by euthanasia technicians only for the purpose of sedating an animal as part of the euthanasia process.

(E) "Euthanasia" has the same meaning as in paragraph (A) of rule 901:12-1-01 of the Administrative Code.

(F) "Euthanasia technician" is an individual that has successfully completed a euthanasia certification course, the curriculum of which has been approved by the veterinary medical licensing board pursuant to section 4729.532 of the Revised Code, and is in possession of a certificate which documents the successful completion of the certification course. For the purposes of this chapter, a euthanasia technician is considered a certified health care professional.

(G) "Personal supervision" means the person specified in rule shall be physically present at the licensed location to deter and detect the diversion of dangerous drugs.

(H) "Personally furnish" or "personally furnishing" means the distribution of dangerous drugs by a prescriber to the prescriber's patients for use outside the prescriber's practice setting. For the purposes of this chapter, the prescriber shall be a veterinarian. A veterinarian at an animal shelter who personally furnishes a dangerous drug shall comply with the requirements of rule 4729:5-20-02 of the Administrative Code.

(I)

(1) "Positive identification" means a method of identifying a person that does not rely on the use of a private personal identifier such as a password, but must use a secure means of identification that includes any of the following:

(a) A manual signature on a hard copy record;

(b) A magnetic card reader;

(c) A bar code reader;

(d) A biometric method;

(e) A proximity badge reader;

(f) A board approved system of randomly generated personal questions;

- (g) A printout of every transaction that is verified and manually signed within a reasonable period of time by the individual who performed the action requiring positive identification. The printout must be maintained for three years and made readily retrievable; or
 - (h) Other effective methods for identifying individuals that have been approved by the board.
 - (2) A method relying on a magnetic card reader, a bar code reader, a proximity badge reader, or randomly generated questions for identification must also include a private personal identifier, such as a password, for entry into a secure mechanical or electronic system.
- (J) "Readily retrievable" means that records maintained in accordance with this chapter shall be kept in such a manner that, upon request, they can be produced for review no later than three business days to an agent, officer or inspector of the board.
- (K) "Registered veterinary technician" has the same meaning as in section 4741.01 of the Revised Code.
- (L) "Responsible person" has the same meaning as defined in rule 4729:5-2-01 of the Administrative Code and is responsible for the supervision and control of dangerous drugs as required in division (B) of section 4729.55 of the Revised Code, adequate safeguards as required in division (C) of section 4729.55 of the Revised Code, security and control of dangerous drugs, and maintaining all drug records otherwise required.
- (M) "Veterinarian" means an individual licensed by the state of Ohio to practice veterinary medicine pursuant to Chapter 4741. of the Revised Code.

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