

**MEMORANDUM**

**TO:** Theresa Stir, Ohio Veterinary Medical Licensing Board

**FROM:** Sydney King, Regulatory Policy Advocate

**DATE:** December 1, 2015

**RE:** **CSI Review – Amended Vaccination Clinic Rule (OAC 4741-1-16)**

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On behalf of Lt. Governor Mary Taylor, and pursuant to the authority granted to the Common Sense Initiative (CSI) Office under Ohio Revised Code (O.R.C.) 107.54, CSI has reviewed the abovementioned administrative rules and associated Business Impact Analysis (BIA). This memo represents CSI's comments to the Agency as provided for in O.R.C. 107.54.

**Analysis**

On October 16, 2015, the Ohio Veterinary Medical Licensing Board (OVMLB) submitted a draft rule package consisting of one amended rule to the CSI Office for review. The CSI public comment period closed on November 9, 2015.

The draft rule establishes requirements for companion animal vaccination clinics. According to the regulation, a vaccination clinic is defined as “as a temporary clinic where a veterinarian performs vaccinations and/or immunizations against disease on multiple companion animals, and where the veterinarian may diagnose and perform preventive procedures for heartworm and prevention and treatment of intestinal parasites and fleas and ticks.” According to OVMLB, the rule is amended to provide clarity to documentation and medical record maintenance requirements. The amendment requires that “medical records must comply with Rule 4741-1-21 of this chapter of the Administrative Code.”

This rule is being amended as a result of stakeholder feedback, provided at a recent Board meeting that suggested the existing rule does not provide guidance on what needs to be documented in the medical record. This feedback led the OVMLB to pursue changes to address the concerns. The BIA details subsequent stakeholder outreach that included the Ohio Veterinary Medical Association (OVMA), a representative of a Veterinary Immunization and Wellness

Clinic corporation (VIP Pet Care), and other industry members. During the CSI public comment period, one comment was received from VIP Petcare expressing support for the rule.

Since the rule has not been submitted for a five-year rule review, the CSI review only extends to the amendment and not to the rule in its entirety. The OVMLB communicated to the CSI Office that the amendment does not increase the rule's adverse impacts to businesses but provides clarity as to what is required for compliance purposes. Again, the amendment demonstrates the Board's responsiveness to the concerns expressed by its stakeholders. As a result, following review of the draft amendment and BIA, it has been determined that the standards espoused by the CSI Office have been met.

### **Recommendations**

For the reasons discussed above, the CSI Office does not have any recommendations for this rule package.

### **Conclusion**

Based on the above comments, the CSI Office concludes that the Ohio Veterinary Medical Licensing Board should proceed with the formal filing of this rule package with the Joint Committee on Agency Rule Review.

cc: Mark Hamlin, Lt. Governor's Office