## ARTICLE 1.1. PROFESSIONAL COMPETENCE

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## Rule 1. Veterinarians

888 IAC 1.1-1-1 Professional competence

#### 888 IAC 1.1-1-1 Professional competence

Authority: <u>IC 25-38.1</u> Affected: <u>IC 25-38.1</u>

Sec. 1. A licensed veterinarian is professionally competent if, in the practice of veterinary medicine, he exercises the reasonable care and diligence ordinarily exercised by members of his profession in similar cases under like conditions. (Indiana Board of Veterinary Medicine; 888 IAC 1.1-1-1; filed Dec 1, 1983, 3:40 pm: 7 IR 387; readopted filed Jul 18, 2001, 10:20 a.m.: 24 IR 4238; readopted filed Jul 19, 2007, 12:53 p.m.: 20070808-IR-888070070RFA; readopted filed Nov 25, 2013, 9:20 a.m.: 20131225-IR-888130280RFA; readopted filed Nov 22, 2016, 12:39 p.m.: 20161221-IR-888160325RFA; readopted filed Nov 18, 2022, 9:12 a.m.: 20221214-IR-888220262RFA)

## **Rule 2. Registered Veterinary Technicians**

888 IAC 1.1-2-1 Professional competence

#### 888 IAC 1.1-2-1 Professional competence

Authority: IC 25-38.1 Affected: IC 25-38.1

Sec. 1. A registered veterinary technician is professionally competent if, in the performance of his assigned duties, he exercises the reasonable care and diligence ordinarily exercised by members of his profession in similar cases under like conditions. (Indiana Board of Veterinary Medicine; 888 IAC 1.1-2-1; filed Dec 1, 1983, 3:40 pm: 7 IR 387; readopted filed Jul 18, 2001, 10:20 a.m.: 24 IR 4238; readopted filed Jul 19, 2007, 12:53 p.m.: 20070808-IR-888070070RFA; readopted filed Nov 25, 2013, 9:20 a.m.: 20131225-IR-888130280RFA; readopted filed Nov 22, 2016, 12:39 p.m.: 20161221-IR-888160325RFA; readopted filed Nov 18, 2022, 9:12 a.m.: 20221214-IR-888220262RFA)

### Rule 3. Fees

<u>888 IAC 1.1-3-1</u> Fees (Repealed)

888 IAC 1.1-3-2 Licensed veterinarians; fees

888 IAC 1.1-3-3 Registered veterinary technicians; fees

## 888 IAC 1.1-3-1 Fees (Repealed)

Sec. 1. (Repealed by Indiana Board of Veterinary Medicine; filed Nov 14, 1985, 9:38 am: 9 IR 778)

#### 888 IAC 1.1-3-2 Licensed veterinarians; fees

Authority: <u>IC 25-38.1</u>; <u>IC 25-1-8-2</u>

Affected: IC 25-1-8-1

Sec. 2. The following fees shall apply to licensed veterinarians:

Application for licensure/issuance \$150
Application by examination/issuance \$150
License renewal (October 15 of each odd-numbered year) \$100 biennially
Endorsement-reciprocity out \$10
Duplicate license \$10

(Indiana Board of Veterinary Medicine; 888 IAC 1.1-3-2; filed Nov 14, 1985, 9:38 a.m.: 9 IR 778; filed Feb 26, 1987, 2:45 p.m.: 10 IR 1392; filed Jul 6, 1988, 2:20 p.m.: 11 IR 3919; filed Mar 15, 1989, 2:55 p.m.: 12 IR 1635; filed May 20, 1993, 5:00 p.m.: 16 IR 2424; filed May 20, 1996, 3:00 p.m.: 19 IR 2882; filed Aug 7, 2000, 2:19 p.m.: 24 IR 24; readopted filed Dec 2, 2001, 12:35 p.m.: 25 IR 1346; readopted filed Sep 26, 2008, 10:56 a.m.: 20081015-IR-888080348RFA; readopted filed Dec 1, 2014, 8:42 a.m.: 20141231-IR-888140398RFA; readopted filed Nov 22, 2016, 12:39 p.m.: 20161221-IR-888160325RFA; readopted filed Nov 18, 2022, 9:12 a.m.: 20221214-IR-888220262RFA)

## 888 IAC 1.1-3-3 Registered veterinary technicians; fees

Authority: IC 25-38.1; IC 25-1-8-2

Affected: IC 25-1-8-1

Sec. 3. The following fees shall apply to registered veterinary technicians:

Application for registration-issuance

\$30

Examination

Administrative fee payable to the health professions bureau

\$15, plus cost of veterinary technology examination

payable to PES

Renewal of registration

\$15 biennially (January 1 of each even-numbered year)

Reinstatement of registration

\$10 plus current biennial renewal fee

Endorsement-reciprocity out

\$10

Duplicate registration

\$10

(Indiana Board of Veterinary Medicine; 888 IAC 1.1-3-3; filed Nov 14, 1985, 9:38 a.m.: 9 IR 778; filed Feb 26, 1987, 2:45 p.m.: 10 IR 1393; filed Jul 6, 1988, 2:20 p.m.: 11 IR 3919; filed May 1, 1990, 10:45 a.m.: 13 IR 1721; filed May 20, 1993, 5:00 p.m.: 16 IR 2424; filed May 20, 1996, 3:00 p.m.: 19 IR 2882; errata filed Jul 3, 1996, 5:00 p.m.: 19 IR 3114; readopted filed Dec 4, 2001, 10:17 a.m.: 25 IR 1733; readopted filed Sep 26, 2008, 10:56 a.m.: 20081015-IR-888080348RFA; readopted filed Dec 1, 2014, 8:42 a.m.: 20141231-IR-888140398RFA; readopted filed Nov 22, 2016, 12:39 p.m.: 20161221-IR-888160325RFA; readopted filed Nov 18, 2022, 9:12 a.m.: 20221214-IR-888220262RFA)

### **Rule 4. Veterinary Practice Facilities**

888 IAC 1.1-4-1 Fixed practice facilities; standards
Mobile practice facilities; standards

# 888 IAC 1.1-4-1 Fixed practice facilities; standards

Authority: IC 25-38.1-2-14; IC 25-38.1-2-23

Affected: IC 25-38.1-2

Sec. 1. For purposes of this section, "fixed practice facility" means a stationary facility established to provide examination, diagnosis, and health maintenance to animals. Practitioners maintaining a fixed veterinary practice facility shall comply with the following standards:

(1) If medical treatment is provided to animals, appropriate areas for the treatment shall be available within the facility and

housing for treatment and convalescence.

- (2) If aseptic surgery is performed within the facility, the facility shall contain and use the following:
  - (A) An area designated for surgery.
  - (B) Adequate sterilization for the following:
    - (i) Instruments.
    - (ii) Gloves.
    - (iii) Drapes.
  - (C) Sterile instruments, gloves, and drapes.
  - (D) Adequate lighting.
  - (E) Adequate drugs and equipment readily available to handle surgical emergencies, including, but not limited to, the following:
    - (i) Endotracheal catheters.
    - (ii) Oxygen or respiratory facilities.
- (3) The facility shall provide adequate heating and ventilation for the comfort of animals treated and housed within.
- (4) The facility shall be equipped with proper lighting in order that all parts thereof are clearly visible.
- (5) The facility shall comply with all applicable state and local ordinances, including, but not limited to, the following:
  - (A) Hot and cold running water from a source approved by the appropriate authorities.
  - (B) Adequate clean and orderly toilets and lavatories for personnel and clients.
  - (C) Sanitary and aesthetic disposal of dead animals.
- (6) All supplies, including food and bedding, shall be stored in facilities that adequately protect against:
  - (A) infestation;
  - (B) contamination; or
  - (C) deterioration.

Refrigeration shall be provided for all supplies that are of a perishable nature, including food, drugs, and biologicals.

- (7) Excrement shall be promptly removed and disposed of in an appropriate manner.
- (8) The:
  - (A) exterior of the facility shall be clean and in good repair; and
  - (B) surrounding grounds must be clean and well-maintained.
- (9) Appropriate exterior identification shall be posted to clearly indicate that the location is a veterinary practice facility.
- (10) All interior areas of the facility, including the:
  - (A) entrance;
  - (B) reception area;
  - (C) office;
  - (D) dispensing area; and
  - (E) examination rooms;

shall be clean, orderly, and free from hazards.

- (11) If grooming services are performed within the facility, the grooming area shall be clean and orderly.
- (12) The animal housing area shall be:
  - (A) clean;
  - (B) orderly; and
  - (C) well-lighted.
- (13) Exercise runs, if provided, shall be:
  - (A) clean;
  - (B) secure; and
  - (C) free of hazards.
- (14) The following equipment shall be available within the facility:
  - (A) A lined waste receptacle.
  - (B) A sink.
  - (C) Disposable towels.
  - (D) An adequate table with an impervious surface, capable of being disinfected after each examination.

- (E) A stethoscope.
- (F) A thermometer.
- (G) A refrigerator.
- (H) Other equipment appropriate to the type of practice.
- (15) Laboratory equipment shall be:
  - (A) available within the facility; or
  - (B) readily accessible.
- (16) If radiological services are provided within a fixed practice facility, the facility must contain the following:
  - (A) An x-ray machine.
  - (B) The ability to develop radiographic images.

However, if radiological services are not provided within the facility, appropriate arrangements must be made to provide the services outside the facility.

(Indiana Board of Veterinary Medicine; 888 IAC 1.1-4-1; filed Apr 26, 1988, 2:10 p.m.: 11 IR 3045; readopted filed Jul 18, 2001, 10:20 a.m.: 24 IR 4238; readopted filed Jul 19, 2007, 12:53 p.m.: 20070808-IR-888070070RFA; filed Jul 31, 2009, 8:42 a.m.: 20090826-IR-888080679FRA; readopted filed Nov 13, 2015, 11:28 a.m.: 20151209-IR-888150252RFA; readopted filed Nov 22, 2016, 12:39 p.m.: 20161221-IR-888160325RFA; readopted filed Nov 18, 2022, 9:12 a.m.: 20221214-IR-888220262RFA)

## 888 IAC 1.1-4-2 Mobile practice facilities; standards

Authority: IC 25-38.1 Affected: IC 25-38.1

Sec. 2. For the purposes of 888 IAC 1.1-4-2, "mobile practice facility" means a practice established to provide examination, diagnosis, and health maintenance to animals conducted from a vehicle with special medical or surgical facilities or from a vehicle suitable only for making house or farm calls. Practitioners maintaining a mobile practice facility shall comply with the following standards:

- (a) Regardless of mode of transportation, the practice shall have a permanent base of operations with a published address and telephone facilities for making appointments or responding to emergency situations.
  - (b) All records shall be maintained at the permanent facility and the information contained therein shall be readily accessible.
  - (c) The vehicle and equipment shall be clean, neat, and in good repair.
  - (d) Clean coveralls or other outer garment shall be available for each call.
  - (e) Footwear capable of being disinfected shall be available on each professional call.
- (f) If surgical procedures are performed within the mobile facility, the facility shall meet requirements of 888 IAC 1.1-4-1(b). (Indiana Board of Veterinary Medicine; 888 IAC 1.1-4-2; filed Apr 26, 1988, 2:10 pm: 11 IR 3046; readopted filed Jul 18, 2001, 10:20 a.m.: 24 IR 4238; readopted filed Jul 19, 2007, 12:53 p.m.: 20070808-IR-888070070RFA; readopted filed Nov 25, 2013, 9:20 a.m.: 20131225-IR-888130280RFA; readopted filed Nov 22, 2016, 12:39 p.m.: 20161221-IR-888160325RFA; readopted filed Nov 18, 2022, 9:12 a.m.: 20221214-IR-888220262RFA)

## Rule 5. Standards of Practice

888 IAC 1.1-5-1 Standards of practice 888 IAC 1.1-5-2 Animal health records 888 IAC 1.1-5-3

Reporting of substance abuse or psychiatric impairment

# 888 IAC 1.1-5-1 Standards of practice

Authority: IC 25-38.1-2-14; IC 25-38.1-2-23 Affected: IC 25-1-9

Sec. 1. A veterinarian may be found guilty of the incompetent practice of veterinary medicine and may be disciplined under IC 25-1-9 if the veterinarian does any of the following:

- (1) Fails to maintain written animal health records as defined by section 2 of this rule.
- (2) Dispenses or prescribes drugs or therapy unless a veterinarian-client-patient relationship has been established.

- (3) Knowingly provides prescription drugs or access to prescription drugs for use other than in the proper course of veterinary diagnosis or treatment.
- (4) Performs a treatment or procedure that is beyond the skill or knowledge of the practitioner.
- (5) Permits, delegates, or requires an employed veterinarian to:
  - (A) improperly perform the duties of an accredited veterinarian; or
  - (B) perform services that would constitute a violation of standards provided by this section.

(Indiana Board of Veterinary Medicine; 888 IAC 1.1-5-1; filed Apr 26, 1988, 2:10 p.m.: 11 IR 3046; filed Aug 11, 1989, 1:35 p.m.: 13 IR 86; filed Dec 27, 1993, 9:00 a.m.: 17 IR 1003; filed May 2, 2001, 10:05 a.m.: 24 IR 2707; readopted filed Jul 19, 2007, 12:53 p.m.: 20070808-IR-888070070RFA; filed Jul 31, 2009, 8:42 a.m.: 20090826-IR-888080679FRA; readopted filed Nov 13, 2015, 11:28 a.m.: 20151209-IR-888150252RFA; readopted filed Nov 22, 2016, 12:39 p.m.: 20161221-IR-888160325RFA; readopted filed Nov 18, 2022, 9:12 a.m.: 20221214-IR-888220262RFA)

#### 888 IAC 1.1-5-2 Animal health records

Authority:  $\underline{IC 25-38.1}$  Affected:  $\underline{IC 25-1-9}$ 

Sec. 2. (a) For purposes of section 1 of this rule, written animal health records shall include, but not be limited to, the following information:

- (1) Name, address, and telephone number of the owner.
- (2) Name, number, or other identification of the animal or group.
- (3) Species, breed, age, sex, and color of the animal.
- (4) Immunization record.
- (5) Beginning and ending dates of custody of the animal.
- (6) A short history of the animal's condition as it pertains to its medical status.
- (7) Physical examination findings and laboratory data.
- (8) Provisional or final diagnosis.
- (9) Treatment and medication administered, prescribed, or dispensed.
- (10) Surgery and anesthesia.
- (11) Progress of the case.
- (b) Animal health records for companion animals shall be maintained for each animal.
- (c) Animal health records for economic animals may be maintained on a group or client basis.
- (d) Animal health records shall be retained and shall be readily retrievable for a period of three (3) years following the last treatment or examination. (Indiana Board of Veterinary Medicine; 888 IAC 1.1-5-2; filed Dec 27, 1993, 9:00 a.m.: 17 IR 1004; readopted filed Jul 18, 2001, 10:20 a.m.: 24 IR 4238; readopted filed Jul 19, 2007, 12:53 p.m.: 20070808-IR-888070070RFA; readopted filed Nov 25, 2013, 9:20 a.m.: 20131225-IR-888130280RFA; readopted filed Nov 22, 2016, 12:39 p.m.: 20161221-IR-888160325RFA; readopted filed Nov 18, 2022, 9:12 a.m.: 20221214-IR-888220262RFA)

### 888 IAC 1.1-5-3 Reporting of substance abuse or psychiatric impairment

Authority: <u>IC 25-38.1</u> Affected: <u>IC 25-38.1</u>

Sec. 3. (a) For purposes of this section, "practitioner" is [sic.] means a:

- (1) veterinarian who is licensed to practice veterinary medicine; or
- (2) veterinary technician who is registered to work under the direct supervision of a licensed veterinarian; in accordance with IC 15-5-1.1 [IC 15-5 was repealed by P.L.2-2008, SECTION 83, effective July 1, 2008.].
  - (b) Any practitioner who has personal knowledge based upon a reasonable belief that another practitioner has a:
  - (1) severe dependency upon alcohol or other drugs or controlled substances; or
  - (2) psychiatric impairment;

shall promptly report the conduct to the board unless the practitioner with the substance abuse problem or psychiatric impairment would be exempt from reporting himself or herself under subsection (c).

- (c) A practitioner who voluntarily submits himself or herself to, or is otherwise undergoing, a course of treatment for:
- (1) addiction;
- (2) severe dependency upon alcohol or other drugs or controlled substances; or
- (3) psychiatric impairment;

where the treatment is sponsored or supervised by professional healthcare or substance abuse treatment providers shall be exempt from reporting to the board for so long as the practitioner is complying with the course of recommended treatment and making satisfactory progress.

- (d) This section shall not, in any manner whatsoever directly or indirectly, be deemed or construed to:
- (1) prohibit;
- (2) restrict;
- (3) limit; or
- (4) otherwise preclude;

the board from taking any action it deems appropriate or as may otherwise be provided by law. (Indiana Board of Veterinary Medicine; 888 IAC 1.1-5-3; filed Mar 10, 2006, 8:46 a.m.: 29 IR 2201; readopted filed Jul 19, 2007, 12:53 p.m.: 20070808-IR-888070070RFA; readopted filed Nov 25, 2013, 9:20 a.m.: 20131225-IR-888130280RFA; readopted filed Nov 22, 2016, 12:39 p.m.: 20161221-IR-888160325RFA; readopted filed Nov 18, 2022, 9:12 a.m.: 20221214-IR-888220262RFA)

# Rule 6. Application for License as a Veterinarian

888 IAC 1.1-6-1 Application content; examination applicant; application deadline

888 IAC 1.1-6-2 Practical examination content (Repealed)

888 IAC 1.1-6-3 Examination scores

#### 888 IAC 1.1-6-1 Application content; examination applicant; application deadline

Authority: <u>IC 25-38.1</u> Affected: <u>IC 25-38.1</u>-3-3

Sec. 1. (a) An applicant for license by examination shall submit the following information:

- (1) Official transcripts or a letter from the dean, certified by the school or college, recording the degree earned in a school or college of veterinary medicine accredited under <u>IC 15-5-1.1-11</u>(a) [IC 15-5] was repealed by P.L.2-2008, SECTION 83, effective July 1, 2008. See IC 25-38.1-3-3.] or a notarized copy of the applicant's diploma.
- (2) Official score report of the applicant's National Board Examination (NBE) and the Clinical Competency Test (CCT) or the North American Veterinary Licensing Examination (NAVLE) approved under IC 15-5-1.1-12(b) [IC 15-5] was repealed by P.L.2-2008, SECTION 83, effective July 1, 2008. See IC 25-38.1-3-4.] if the applicant is not applying to take these examinations in Indiana.
- (3) Two (2) unmounted, duplicate, passport-quality photographs taken not earlier than eight (8) weeks prior to the date of application, dated and signed across the back in the applicant's handwriting, "I certify that this is a true photograph of me.".
- (4) A statement from the appropriate agency in each state where the applicant has been licensed, verifying the date the applicant's license was originally issued and certifying whether or not disciplinary proceedings have ever been initiated or are presently pending against the applicant.
- (5) The fee required by 888 IAC 1.1-3-2.
- (b) An applicant who has not graduated from an accredited school of veterinary medicine and who submits satisfactory proof that he or she is enrolled in the Educational Commission for Foreign Veterinary Graduates (ECFVG) program of the American Veterinary Medical Association and has completed ECFVG Step 2 (English proficiency) may be approved to take the NAVLE. The applicant is not eligible for licensure until he or she submits satisfactory proof that he or she holds an ECFVG certificate issued by the American Veterinary Medical Association.
- (c) All applications for the NAVLE must be received by the board at least ninety-five (95) days prior to the administration of the NAVLE in which the applicant desires to participate. (Indiana Board of Veterinary Medicine; 888 IAC 1.1-6-1; filed Jan 22, 1991, 4:50 p.m.: 14 IR 1284; filed Dec 27, 1993, 9:00 a.m.: 17 IR 1004; filed Aug 7, 2000, 2:19 p.m.: 24 IR 24; readopted filed Jul 18, 2001, 10:20 a.m.: 24 IR 4238; filed Dec 20, 2002, 12:31 p.m.: 26 IR 1563; filed Sep 16, 2004, 9:20 a.m.: 28 IR 606; filed Oct 6, 2004, 5:15 p.m.: 28 IR 607; readopted filed Nov 17, 2010, 9:39 a.m.: 20101215-IR-888100412RFA; readopted filed Nov

22, 2016, 12:39 p.m.: 20161221-IR-888160325RFA; readopted filed Nov 18, 2022, 9:12 a.m.: 20221214-IR-888220262RFA)

#### 888 IAC 1.1-6-2 Practical examination content (Repealed)

Sec. 2. (Repealed by Indiana Board of Veterinary Medicine; filed Dec 27, 1993, 9:00 a.m.: 17 IR 1006)

#### 888 IAC 1.1-6-3 Examination scores

Authority: <u>IC 25-38.1</u> Affected: <u>IC 25-38.1</u>

Sec. 3. (a) An applicant for licensure is required to attain a passing score on the National Board Examination (NBE) and the Clinical Competency Test (CCT) or the North American Veterinary Licensing Examination (NAVLE).

- (b) An applicant is required to attain a score of seventy-five (75) or above on a written examination on jurisprudence.
- (c) An applicant who attains a score of seventy-five (75) or above on the written examination on jurisprudence and a passing score on the CCT and the NBE or the NAVLE shall pass the examination.
- (d) An applicant who has taken the NBE and CCT or the NAVLE in another state is not required to retake those examinations, provided the applicant has attained a passing score on the examinations.
- (e) An applicant who attains a score below seventy-five (75) on the written examination on jurisprudence or a score below passing on the NBE, CCT, or NAVLE shall fail the examination and must repeat the examination on which a passing score was not attained
- (f) The applicable fee shall be charged for each examination or reexamination. (Indiana Board of Veterinary Medicine; 888 IAC 1.1-6-3; filed Jan 22, 1991, 4:50 p.m.: 14 IR 1284; filed Apr 12, 1993, 11:00 a.m.: 16 IR 2188; filed Dec 27, 1993, 9:00 a.m.: 17 IR 1005; filed Aug 7, 2000, 2:19 p.m.: 24 IR 25; readopted filed Jul 18, 2001, 10:20 a.m.: 24 IR 4238; readopted filed Jul 19, 2007, 12:53 p.m.: 20070808-IR-888070070RFA; readopted filed Nov 17, 2010, 9:39 a.m.: 20101215-IR-888100412RFA; readopted filed Nov 22, 2016, 12:39 p.m.: 20161221-IR-888160325RFA; readopted filed Nov 18, 2022, 9:12 a.m.: 20221214-IR-888220262RFA)

## Rule 7. Application for Veterinary License; Endorsement

888 IAC 1.1-7-1

Application for license by endorsement

### 888 IAC 1.1-7-1 Application for license by endorsement

Authority: <u>IC 25-38.1</u> Affected: <u>IC 25-38.1</u>-1

Sec. 1. (a) An applicant for license by endorsement shall submit the following information:

- (1) Official transcripts or a letter from the dean, certified by the school or college, recording the degree earned in a school or college of veterinary medicine accredited under IC 15-5-1.1-11(a) [IC 15-5] was repealed by P.L.2-2008, SECTION 83, effective July 1, 2008. See IC 25-38.1-3-3.], a notarized copy of diploma, or a certificate issued by the Educational Commission for Foreign Veterinary Graduates program of the American Veterinary Medical Association.
- (2) One (1) passport-quality photograph taken not earlier than eight (8) weeks prior to the date of application, dated and signed across the back in the applicant's handwriting, "I certify that this is a true photograph of me.".
- (3) Official score report of the applicant's National Board Examination (NBE) and the Clinical Competency Test (CCT) or the North American Veterinary Licensing Examination (NAVLE) approved under IC 15-5-1.1-12(b) [IC 15-5] was repealed by P.L.2-2008, SECTION 83, effective July 1, 2008. See IC 25-38.1-3-4.]
- (4) A statement from the appropriate agency in each state where the applicant is or has been licensed, verifying the date the applicant's license was originally issued and certifying whether or not disciplinary proceedings have ever been initiated or are presently pending against the applicant.
- (5) The fee required by 888 IAC 1.1-3-2.
- (6) Any other documentation the board may require to demonstrate compliance with IC 15-5-1.1-13 [IC 15-5] was repealed by P.L.2-2008, SECTION 83, effective July 1, 2008. See IC 25-38.1-3-5.].

(b) An applicant is required to attain a score of seventy-five (75) or above on a written jurisprudence examination. (Indiana Board of Veterinary Medicine; 888 IAC 1.1-7-1; filed May 8, 1992, 5:00 p.m.: 15 IR 1962; filed Dec 27, 1993, 9:00 a.m.: 17 IR 1005; filed Aug 7, 2000, 2:19 p.m.: 24 IR 25; readopted filed Jul 18, 2001, 10:20 a.m.: 24 IR 4238; readopted filed Jul 19, 2007, 12:53 p.m.: 20070808-IR-888070070RFA; readopted filed Nov 25, 2013, 9:20 a.m.: 20131225-IR-888130280RFA; readopted filed Nov 22, 2016, 12:39 p.m.: 20161221-IR-888160325RFA; readopted filed Nov 18, 2022, 9:12 a.m.: 20221214-IR-888220262RFA)

# Rule 8. Application for Registration as a Veterinary Technician; Examination

888 IAC 1.1-8-1 Application content

888 IAC 1.1-8-2 Practical examination content (Repealed)

888 IAC 1.1-8-3 Examination scores

#### 888 IAC 1.1-8-1 Application content

Authority: <u>IC 25-38.1</u> Affected: <u>IC 25-38.1</u>-3-6

Sec. 1. An applicant for registration as a veterinary technician shall submit the following information:

- (1) Official transcripts, certified by the school or college, recording degree earned in a program of veterinary technology approved under IC 15-5-1.1-15 [IC 15-5] was repealed by P.L.2-2008, SECTION 83, effective July 1, 2008. See IC 25-38.1-3-6.].
- (2) Official score reports from the Professional Examination Service showing a passing score on the examination in veterinary technology, if the applicant is not applying to take this examination in Indiana.
- (3) Two (2) unmounted, duplicate, passport-quality photographs taken not earlier than one (1) year prior to the date of application, dated and signed across the back in the applicant's handwriting, "I certify that this is a true photograph of me.".
- (4) Statement from the appropriate agency in each state where the applicant has been registered, verifying the date the applicant's registration was originally issued and certifying whether or not disciplinary proceedings have ever been initiated or are presently pending against the applicant.
- (5) Fee required under 888 IAC 1.1-3-3.

(Indiana Board of Veterinary Medicine; 888 IAC 1.1-8-1; filed May 8, 1992, 5:00 p.m.: 15 IR 1962; readopted filed Jul 18, 2001, 10:20 a.m.: 24 IR 4238; readopted filed Jul 19, 2007, 12:53 p.m.: 20070808-IR-888070070RFA; readopted filed Nov 25, 2013, 9:20 a.m.: 20131225-IR-888130280RFA; readopted filed Nov 22, 2016, 12:39 p.m.: 20161221-IR-888160325RFA; readopted filed Nov 18, 2022, 9:12 a.m.: 20221214-IR-888220262RFA)

### 888 IAC 1.1-8-2 Practical examination content (Repealed)

Sec. 2. (Repealed by Indiana Board of Veterinary Medicine; filed Dec 27, 1993, 9:00 a.m.: 17 IR 1006)

#### 888 IAC 1.1-8-3 Examination scores

Authority: IC 25-38.1 Affected: IC 25-38.1

- Sec. 3. (a) An applicant is required to attain a criterion-referenced passing point of 425 on the veterinary technology examination given by the Professional Examination Service (PES).
  - (b) An applicant is required to attain a minimum score of seventy-five (75) on a written jurisprudence examination.
- (c) An applicant who attains a score of seventy-five (75) or above on the written jurisprudence examination and a criterion-referenced passing point of 425 or above on the PES written examination in veterinary technology shall pass the examination.
- (d) An applicant who has taken the PES written examination in another state is not required to retake that examination, provided the applicant has attained a criterion-referenced passing point of 425 on the examination.
- (e) An applicant who attains a score below seventy-five (75) on the written jurisprudence examination or a criterion-referenced passing point of 425 on the PES written examination shall fail the examination and must repeat the examination on which a passing score was not attained.

(f) The applicable fee shall be charged for each examination or reexamination. (Indiana Board of Veterinary Medicine; 888 IAC 1.1-8-3; filed May 8, 1992, 5:00 p.m.: 15 IR 1963; filed Dec 27, 1993, 9:00 a.m.: 17 IR 1005; readopted filed Jul 18, 2001, 10:20 a.m.: 24 IR 4238; filed Jun 27, 2005, 10:00 a.m.: 28 IR 3581; readopted filed Nov 22, 2011, 12:18 p.m.: 20111221-IR-888110373RFA; readopted filed Nov 22, 2016, 12:39 p.m.: 20161221-IR-888160325RFA; readopted filed Nov 18, 2022, 9:12 a.m.: 20221214-IR-888220262RFA)

# Rule 9. Application for Registration as a Veterinary Technician; Endorsement

888 IAC 1.1-9-1

Application for registration by endorsement

## 888 IAC 1.1-9-1 Application for registration by endorsement

Authority: IC 25-38.1

Affected: IC 25-38.1-3-6; IC 25-38.1-3-8

Sec. 1. (a) An applicant for registration by endorsement shall submit the following information:

- (1) Official transcripts, certified by the school or college, recording the degree earned in a veterinary technology program approved under <u>IC 15-5-1.1-15 [IC 15-5</u> was repealed by P.L.2-2008, SECTION 83, effective July 1, 2008. See <u>IC 25-38.1-3-6.</u>].
- (2) One (1) passport-quality photograph taken not earlier than one (1) year prior to the date of application, dated and signed across the back in the applicant's handwriting, "I certify that this is a true photograph of me.".
- (3) A statement from the appropriate agency in each state where the applicant is or has been registered, verifying the date the applicant's registration was originally issued and certifying whether or not disciplinary proceedings have ever been initiated or are presently pending against the applicant.
- (4) The fee required by 888 IAC 1.1-3-3.
- (5) Any other documentation the board may require to demonstrate compliance with IC 15-5-1.1-15.4 [IC 15-5] was repealed by P.L.2-2008, SECTION 83, effective July 1, 2008. See IC 25-38.1-3-8.].
- (b) An applicant is required to attain a minimum score of seventy-five (75) on a written jurisprudence examination. (Indiana Board of Veterinary Medicine; 888 IAC 1.1-9-1; filed May 8, 1992, 5:00 p.m.: 15 IR 1963; filed Dec 27, 1993, 9:00 a.m.: 17 IR 1006; readopted filed Jul 18, 2001, 10:20 a.m.: 24 IR 4238; readopted filed Jul 19, 2007, 12:53 p.m.: 20070808-IR-888070070RFA; readopted filed Nov 25, 2013, 9:20 a.m.: 20131225-IR-888130280RFA; readopted filed Nov 22, 2016, 12:39 p.m.: 20161221-IR-888160325RFA; readopted filed Nov 18, 2022, 9:12 a.m.: 20221214-IR-888220262RFA)

## **Rule 10. Continuing Education**

888 IAC 1.1-10-1<br/>888 IAC 1.1-10-2Continuing education requirements for veterinarians and veterinary technicians<br/>Continuing education reporting888 IAC 1.1-10-3<br/>888 IAC 1.1-10-4Application for approvalStandards for approval

## 888 IAC 1.1-10-1 Continuing education requirements for veterinarians and veterinary technicians

Authority: IC 25-38.1 Affected: IC 25-38.1

- Sec. 1. (a) A veterinarian licensed in Indiana is required to complete forty (40) clock hours of continuing education in the area of veterinary medicine for biennial license renewal on October 15 of each odd-numbered year.
- (b) A registered veterinary technician is required to complete sixteen (16) clock hours of continuing education in the area of veterinary medicine for renewal of a registration on January 1 of each even-numbered year.
- (c) A licensed veterinarian or registered veterinary technician is not required to complete continuing education requirements for the year in which the initial license or registration is issued.
- (d) Continuing education clock hours must be obtained within the biennial renewal period and may not be carried over from one (1) renewal period to another. (Indiana Board of Veterinary Medicine; 888 IAC 1.1-10-1; filed Jul 25, 1997, 8:30 a.m.: 20 IR 3374; readopted filed Oct 31, 2003, 3:45 p.m.: 27 IR 946; readopted filed Dec 1, 2009, 9:15 a.m.: 20091223-IR-888090787RFA;

readopted filed Nov 13, 2015, 11:28 a.m.: <u>20151209-IR-888150252RFA</u>; readopted filed Nov 22, 2016, 12:39 p.m.: <u>20161221-IR-888160325RFA</u>; readopted filed Nov 18, 2022, 9:12 a.m.: <u>20221214-IR-888220262RFA</u>)

### 888 IAC 1.1-10-2 Continuing education reporting

Authority: <u>IC 25-38.1</u> Affected: <u>IC 25-38.1</u>

- Sec. 2. (a) A licensed veterinarian and a registered veterinary technician must certify completion of continuing education required by section 1 of this rule at the time of license or registration renewal on a form provided by the health professions bureau.
- (b) A licensed veterinarian and a registered veterinary technician must retain a record of continuing education required by section 1 of this rule for four (4) years following the end of the biennium.
- (c) It is the responsibility of the veterinarian or registered veterinary technician to verify that courses attended have been approved by the board. Without approval, as provided in section 3 of this rule, credit will not be given.
- (d) The board will not renew a license of a veterinarian or a registration of a veterinary technician who fails to comply with this rule.
- (e) Continuing education clock hours used to satisfy continuing education requirements of another state may be applied toward the fulfillment of the continuing education clock hours required in Indiana. (Indiana Board of Veterinary Medicine; 888 IAC 1.1-10-2; filed Jul 25, 1997, 8:30 a.m.: 20 IR 3374; readopted filed Oct 31, 2003, 3:45 p.m.: 27 IR 946; readopted filed Dec 1, 2009, 9:15 a.m.: 20091223-IR-888090787RFA; readopted filed Nov 13, 2015, 11:28 a.m.: 20151209-IR-888150252RFA; readopted filed Nov 22, 2016, 12:39 p.m.: 20161221-IR-888160325RFA; readopted filed Nov 18, 2022, 9:12 a.m.: 20221214-IR-888220262RFA)

#### 888 IAC 1.1-10-3 Application for approval

Authority: <u>IC 25-38.1</u> Affected: <u>IC 25-38.1</u>

- Sec. 3. (a) The sponsoring organization must file an application provided by the bureau. The application must contain the following information:
  - (1) Name of lecturer.
  - (2) Academic and professional background of lecturer.
  - (3) Brief summary of content of program.
  - (4) Date and location of program.
  - (5) Number of clock hours of continuing education requested.
  - (6) Name of the person who will monitor attendance and the manner in which attendance will be monitored.
  - (7) Any other pertinent information required by the board.
- (b) As a condition to approval of programs, the sponsoring organization must agree to provide participants with a record of attendance and to retain records of attendance by participants for four (4) years from the date of the program. (Indiana Board of Veterinary Medicine; 888 IAC 1.1-10-3; filed Jul 25, 1997, 8:30 a.m.: 20 IR 3374; readopted filed Oct 31, 2003, 3:45 p.m.: 27 IR 946; readopted filed Dec 1, 2009, 9:15 a.m.: 20091223-IR-888090787RFA; readopted filed Nov 13, 2015, 11:28 a.m.: 20151209-IR-888150252RFA; readopted filed Nov 22, 2016, 12:39 p.m.: 20161221-IR-888160325RFA; readopted filed Nov 18, 2022, 9:12 a.m.: 20221214-IR-888220262RFA)

### 888 IAC 1.1-10-4 Standards for approval

Authority: <u>IC 25-38.1</u> Affected: <u>IC 25-38.1</u>

- Sec. 4. (a) The board will approve a course if it determines that the course will make a significant contribution to the professional competency of veterinarians and veterinary technicians who enroll. In determining if a course meets this standard, the board will consider whether the following requirements are met:
  - (1) The course has substantial content.
  - (2) The course content directly relates to the professional practice of veterinary medicine.

- (3) Each faculty member or lecturer who has teaching responsibility in the course is qualified by academic work or practical experience to teach the assigned subject.
- (4) High quality written materials, including notes and outlines, are available to all veterinarians and veterinary technicians who enroll at or prior to the time the course is offered.
- (5) The course is of sufficient length to provide a substantial educational experience. A course of less than one (1) hour will be carefully reviewed to determine if a substantial educational experience is provided.
- (6) Appropriate educational methodology is used, including, but not limited to, the following:
  - (A) Prepared library packages.
  - (B) Courses of programmed instruction.
  - (C) Active participation and demonstration.
  - (D) Audio-visual materials.
- (7) An adequate number of instructors is provided for the course. If audio-visual tapes are used as teaching materials, live presentations or discussion leaders must accompany the replaying of the tapes.
- (b) Continuing education derived from self-study will be accepted as renewal credit under the following conditions:
- (1) The content must pertain to the practice of veterinary medicine.
- (2) Credit is limited to ten (10) hours per biennial renewal period for veterinarians and four (4) hours per biennial renewal period for veterinary technicians.
- (3) Self-study methods of presentation must include a written examination or postevaluation.
- (c) Notwithstanding subsection (a), continuing education programs for veterinarians and registered veterinary technicians sponsored by the following organizations shall be deemed approved and no approval by the board shall be required:
  - (1) American Veterinary Medical Association or any of its constituent organizations.
  - (2) Indiana Veterinary Medical Association, local veterinary associations, or any other state or provincial veterinary medical association.
  - (3) American Animal Hospital Association or any other veterinary specialty organization.
  - (4) Indiana Veterinary Technicians Association.
  - (5) Purdue University School of Veterinary Medicine or any other accredited veterinary school in the United States.
  - (6) American Association of Laboratory Animal Sciences.

(Indiana Board of Veterinary Medicine; 888 IAC 1.1-10-4; filed Jul 25, 1997, 8:30 a.m.: 20 IR 3374; readopted filed Oct 31, 2003, 3:45 p.m.: 27 IR 946; readopted filed Dec 1, 2009, 9:15 a.m.: 20091223-IR-888090787RFA; readopted filed Nov 13, 2015, 11:28 a.m.: 20151209-IR-888150252RFA; readopted filed Nov 22, 2016, 12:39 p.m.: 20161221-IR-888160325RFA; readopted filed Nov 18, 2022, 9:12 a.m.: 20221214-IR-888220262RFA)

#### Rule 11. Inactive Status of Licenses

888 IAC 1.1-11-1	Inactive status for veterinarians
888 IAC 1.1-11-2	Reactivation of an inactive license to practice veterinary medicine; requirements
888 IAC 1.1-11-3	Inactive status for registered veterinary technicians
888 IAC 1.1-11-4	Reactivation of an inactive veterinary technician registration

#### 888 IAC 1.1-11-1 Inactive status for veterinarians

Authority: <u>IC 25-38.1</u> Affected: <u>IC 25-38.1-3-12</u>; IC 25-38.1-3-13

Sec. 1. (a) The board may place a veterinary license on inactive status if the applicant makes the request in writing under IC 15-5-1.1-19 [IC 15-5 was repealed by P.L.2-2008, SECTION 83, effective July 1, 2008. See IC 25-38.1-3-13.].

- (b) The fee and continuing education requirements are waived when a request for inactive status is submitted to and approved by the board.
- (c) The veterinarian will no longer receive renewal notices until the time the veterinarian submits a written request to reactivate the veterinarian's license. (Indiana Board of Veterinary Medicine; 888 IAC 1.1-11-1; filed Dec 20, 2002, 12:36 p.m.: 26 IR 1563; readopted filed Dec 1, 2009, 9:15 a.m.: 20091223-IR-888090787RFA; readopted filed Nov 13, 2015, 11:28 a.m.: 20151209-IR-888150252RFA; readopted filed Nov 22, 2016, 12:39 p.m.: 20161221-IR-888160325RFA; readopted filed Nov 18,

2022, 9:12 a.m.: 20221214-IR-888220262RFA)

### 888 IAC 1.1-11-2 Reactivation of an inactive license to practice veterinary medicine; requirements

Authority: IC 25-38.1

Affected: IC 25-38.1-3-12; IC 25-38.1-3-13

Sec. 2. (a) The following requirements apply to requests for reactivation of an inactive license to practice veterinary medicine:

- (1) The veterinarian must submit an application for reactivation in the form and manner required by the board.
- (2) The veterinarian must submit the current renewal fee as required in 888 IAC 1.1-3-2 at the time of applying to reactivate the applicant's license.
- (3) If the veterinarian's license has been on inactive status two (2) years or less, the veterinarian must submit proof of the completion of the continuing education hours required by 888 IAC 1.1-10-1.
- (4) If the veterinarian's license has been on inactive status for more than two (2) years up to and including three (3) years, the veterinarian must submit proof of completion of sixty (60) hours of the continuing education that meets the requirements of 888 IAC 1.1-10-1.
- (5) If the veterinarian's license has been on inactive status more than three (3) years up to and including four (4) years, the veterinarian must submit proof of completion of eighty (80) hours of the continuing education that meets the requirements of 888 IAC 1.1-10-1.
- (6) If the veterinarian's license has been inactive more than four (4) years, the board may require the veterinarian to make a personal appearance before the board and meet any additional conditions set by the board, including, but not limited to, completion of continuing education in an amount prescribed by the board. The veterinarian may be required to take and pass an examination as approved by the board.
- (b) Documentation verifying the completion of the required continuing education hours must be submitted to the board with the license reactivation application. (Indiana Board of Veterinary Medicine; 888 IAC 1.1-11-2; filed Dec 20, 2002, 12:36 p.m.: 26 IR 1563; readopted filed Dec 1, 2009, 9:15 a.m.: 20091223-IR-888090787RFA; readopted filed Nov 13, 2015, 11:28 a.m.: 20151209-IR-888150252RFA; readopted filed Nov 22, 2016, 12:39 p.m.: 20161221-IR-888160325RFA; readopted filed Nov 18, 2022, 9:12 a.m.: 20221214-IR-888220262RFA)

#### 888 IAC 1.1-11-3 Inactive status for registered veterinary technicians

Authority: IC 25-38.1

Affected: IC 25-38.1-3-12; IC 25-38.1-3-13

Sec. 3. (a) The board may place a registered veterinary technician on inactive status if the applicant makes the request in writing under IC 15-5-1.1-19 [IC 15-5] was repealed by P.L.2-2008, SECTION 83, effective July 1, 2008. See IC 25-38.1-3-13.].

- (b) The fee and continuing education requirements are waived when a request for inactive status is submitted to and approved by the board.
- (c) The registered veterinary technician will no longer receive renewal notices until the time the registered veterinary technician submits a written request to reactivate the veterinary technician's registration. (Indiana Board of Veterinary Medicine; 888 IAC 1.1-11-3; filed Dec 20, 2002, 12:36 p.m.: 26 IR 1564; readopted filed Dec 1, 2009, 9:15 a.m.: 20091223-IR-888090787RFA; readopted filed Nov 13, 2015, 11:28 a.m.: 20151209-IR-888150252RFA; readopted filed Nov 22, 2016, 12:39 p.m.: 20161221-IR-888160325RFA; readopted filed Nov 18, 2022, 9:12 a.m.: 20221214-IR-888220262RFA)

### 888 IAC 1.1-11-4 Reactivation of an inactive veterinary technician registration

Authority: IC 25-38.1

Affected: <u>IC 25-38.1-3-12</u>; <u>IC 25-38.1-3-13</u>

Sec. 4. (a) The following requirements apply to requests for reactivation of an inactive veterinary technician registration:

- (1) The veterinary technician must submit an application for reactivation in the form and manner required by the board.
- (2) The registered veterinary technician must submit the current renewal fee as required in 888 IAC 1.1-3-3 at the time of

applying to reactivate the applicant's registration.

- (3) If the registered veterinary technician's registration has been on inactive status two (2) years or less, the registered veterinary technician must submit proof of the completion of the continuing education hours required by 888 IAC 1.1-10-1.
- (4) If the registered veterinary technician has been on inactive status more than two (2) years up to and including three (3) years, the registered veterinary technician must submit proof of completion of twenty-four (24) hours of the continuing education that meets the requirements of 888 IAC 1.1-10-1.
- (5) If the registered veterinary technician has been on inactive status more than three (3) years up to and including four (4) years, the registered veterinary technician must submit proof of completion of thirty-two (32) hours of the continuing education that meets the requirements of 888 IAC 1.1-10-1.
- (6) If the registered veterinary technician has been on inactive status more than four (4) years, the board may require the registered veterinary technician to make a personal appearance before the board and meet any additional conditions set by the board, including, but not limited to, the completion of continuing education in an amount prescribed by the board. The registered veterinary technician may be required to take and pass an examination as approved by the board.
- (b) Documentation verifying the completion of the required continuing education hours must be submitted to the board with the registration reactivation application. (Indiana Board of Veterinary Medicine; 888 IAC 1.1-11-4; filed Dec 20, 2002, 12:36 p.m.: 26 IR 1564; readopted filed Dec 1, 2009, 9:15 a.m.: 20091223-IR-888090787RFA; readopted filed Nov 13, 2015, 11:28 a.m.: 20151209-IR-888150252RFA; readopted filed Nov 22, 2016, 12:39 p.m.: 20161221-IR-888160325RFA; readopted filed Nov 18, 2022, 9:12 a.m.: 20221214-IR-888220262RFA)

### **Rule 12. Convictions of Concern**

888 IAC 1.1-12-1	Scope
888 IAC 1.1-12-2	Issuance of license
888 IAC 1.1-12-3	Authority to issue license on probation
888 IAC 1.1-12-4	Convictions of concern
888 IAC 1.1-12-5	Convictions in another jurisdiction
888 IAC 1.1-12-6	Prelicensure determinations: fee

# 888 IAC 1.1-12-1 Scope

Authority: <u>IC 25-1-1.1-6</u>

Affected: IC 25-1-1.1-6; IC 25-38.1

Sec. 1. This rule implements <u>IC 25-1-1.1-6</u> regarding convictions of concern, which may disqualify an individual for licensure, and includes in section 4 of this rule an explicit list of crimes that may disqualify an individual from receiving a license issued under <u>IC 25-38.1</u>. (*Indiana Board of Veterinary Medical Examiners*; 888 IAC 1.1-12-1; filed Jan 4, 2024, 2:49 p.m.: 20240131-IR-888230057FRA)

## 888 IAC 1.1-12-2 Issuance of license

Authority: <u>IC 25-1-1.1-6</u>

Affected: IC 25-1-1.1-6; IC 25-38.1

Sec. 2. An applicant for licensure who has a conviction of concern may still be granted a license based on the criteria stated in IC 25-1-1.1-6(h). (Indiana Board of Veterinary Medical Examiners; 888 IAC 1.1-12-2; filed Jan 4, 2024, 2:49 p.m.: 20240131-IR-888230057FRA)

#### 888 IAC 1.1-12-3 Authority to issue license on probation

Authority: IC 25-1-1.1-6

Affected: IC 25-1-1.1-6; IC 25-1-9-16; IC 25-38.1

Sec. 3. This rule and IC 25-1-1.1-6 do not limit the authority of a board or committee to issue a license on probation if appropriate under IC 25-1-9-16 or any other applicable statute. (Indiana Board of Veterinary Medical Examiners; 888 IAC 1.1-12-3;

filed Jan 4, 2024, 2:49 p.m.: 20240131-IR-888230057FRA)

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888 IAC 1.1-12-4 Convictions of concern
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Authority: IC 25-1-1.1-6
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Affected: IC 6-3-6-11; IC 7.1-5-7-8; IC 9-26-1-1.1; IC 9-30-5-4; IC 9-30-5-5; IC 11-8-8-17; IC 11-8-8-18; IC 12-24-17-3; IC 12-24-17-7; IC 16-36-5-27; IC 16-36-5-28; IC 16-42-19; IC 25; IC 31-33-22; IC 31-34-2.3-7; IC 31-34-2.3-8; IC 35

Sec. 4. The following are convictions of concern:

- (1) Crimes involving sexual acts that can be considered without respect to age of conviction as follows:
  - (A) Child molesting (IC 35-42-4-3).
  - (B) Child seduction (IC 35-42-4-7).
  - (C) Criminal deviate conduct (IC 35-42-4-2) (before its repeal).
  - (D) Incest (IC 35-46-1-3).
  - (E) Making an unlawful proposition (IC 35-45-4-3).
  - (F) Prostitution (IC 35-45-4-2).
  - (G) Rape (IC 35-42-4-1).
  - (H) Sexual misconduct with a minor (IC 35-42-4-9(a)).
- (2) Crimes of violence that can be considered without respect to age of conviction as follows:
  - (A) Aggravated battery (IC 35-42-2-1.5).
  - (B) Attempted murder (IC 35-41-5-1).
  - (C) Burglary as a Level 1 felony, Level 2 felony, Level 3 felony, or Level 4 felony (IC 35-43-2-1).
  - (D) Child exploitation as a Level 5 felony under IC 35-42-4-4(b) or a Level 4 felony under IC 35-42-4-4(c).
  - (E) Child molesting (IC 35-42-4-3).
  - (F) Criminal deviate conduct (IC 35-42-4-2) (before its repeal).
  - (G) Involuntary manslaughter (IC 35-42-1-4).
  - (H) Kidnapping (IC 35-42-3-2).
  - (I) Murder (IC 35-42-1-1).
  - (J) Penalties; death or catastrophic injury; death of a law enforcement animal ( $\underline{\text{IC }9-30-5-5}$ ) (formerly operating a vehicle while intoxicated causing death).
  - (K) Classification of offense; serious bodily injury ( $\underline{\text{IC 9-30-5-4}}$ ) (formerly operating a vehicle while intoxicated causing serious bodily injury to another person).
  - (L) Rape (IC 35-42-4-1).
  - (M) Reckless homicide (IC 35-42-1-5).
  - (N) Resisting law enforcement as a felony (IC 35-44.1-3-1).
  - (O) Robbery as a Level 2 felony or Level 3 felony (IC 35-42-5-1).
  - (P) Sexual misconduct with a minor as a Level 1 felony under  $\underline{\text{IC } 35\text{-}42\text{-}4\text{-}9}(a)(2)$  or a Level 2 felony under  $\underline{\text{IC } 35\text{-}42\text{-}4\text{-}9}(b)(2)$ .
  - (Q) Unlawful possession of a firearm by a serious violent felon (IC 35-47-4-5).
  - (R) Voluntary manslaughter (IC 35-42-1-3).
- (3) Abandonment or neglect of vertebrate animals; defense (IC 35-46-3-7).
- (4) Abuse of corpse (IC 35-45-11-2).
- (5) Adoption deception (IC 35-46-1-9.5).
- (6) Agricultural terrorism (IC 35-47-12-2) (before its repeal).
- (7) Arson (IC 35-43-1-1).
- (8) Assisting a criminal (IC 35-44.1-2-5).
- (9) Assisting suicide (IC 35-42-1-2.5).
- (10) Attempt under IC 35-41-5-1 to commit an offense listed in this section.
- (11) Attempting to purchase handgun by ineligible person (IC 35-47-2.5-15) (before its repeal).
- (12) Attendance at fighting contest (IC 35-46-3-10).

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(13) Auto theft (IC 35-43-4-2.5) (before its repeal).
(14) Battery (IC 35-42-2-1).
(15) Battery, neglect, or exploitation of endangered adult or person with mental or physical disability; failure to report;
unlawful disclosures; referrals; retaliation (IC 35-46-1-13).
(16) Bestiality (IC 35-46-3-14).
(17) Bribery (IC 35-44.1-1-2).
(18) Burglary (IC 35-43-2-1).
(19) Carjacking (IC 35-42-5-2) (before its repeal).
(20) Carrying a handgun without being licensed; exceptions; person convicted of domestic battery (IC 35-47-2-1).
(21) Causing suicide (IC 35-42-1-2).
(22) Child exploitation; possession of child pornography; exemptions; defenses (IC 35-42-4-4).
(23) Child sexual trafficking (IC 35-42-3.5-1.3).
(24) Child solicitation (IC 35-42-4-6).
(25) Conspiracy under IC 35-41-5-2 to commit an offense listed in this section.
(26) Consumer product tampering; offenses (IC 35-45-8-3).
(27) Conversion (IC 35-43-4-3).
(28) Corrupt business influence (IC 35-45-6-2).
(29) Counterfeiting; false or fraudulent sales receipts; forgery; application fraud (IC 35-43-5-2).
(30) Criminal confinement (IC 35-42-3-3).
(31) Criminal mischief; institutional criminal mischief; controlled substances criminal mischief (IC 35-43-1-2).
(32) Criminal organization recruitment (IC 35-45-9-5).
(33) Criminal parole violation by a sexual predator (IC 35-44.1-3-9).
(34) Criminal recklessness; element of hazing; liability barred for good faith report or judicial participation (IC 35-42-2-2).
(35) Criminal stalking (IC 35-45-10-5).
(36) Criminal transfer of a firearm (IC 35-47-2.5-16).
(37) Criminal use or possession of code grabbing device (IC 35-45-12-2).
(38) Cruelty to a law enforcement animal (IC 35-46-3-11).
(39) Cruelty to a search and rescue dog (IC 35-46-3-11.3).
(40) Cruelty to a service animal (IC 35-46-3-11.5).
(41) Dangerous control of a firearm (IC 35-47-10-6).
(42) Dangerous possession and unlawful transfer of a firearm (IC 35-47-10-5).
(43) Dealing in a controlled substance by a practitioner (IC 35-48-4-1.5).
(44) Dealing in a controlled substance resulting in death (IC 35-42-1-1.5).
(45) Dealing in a counterfeit substance (IC 35-48-4-5).
(46) Dealing in a schedule I, II, or III controlled substance or controlled substance analog (IC 35-48-4-2).
(47) Dealing in a schedule IV controlled substance or controlled substance analog (IC 35-48-4-3).
(48) Dealing in a schedule V controlled substance or controlled substance analog (IC 35-48-4-4).
(49) Dealing in a substance represented to be a controlled substance (IC 35-48-4-4.5) (before its repeal).
(50) Dealing in a synthetic drug or synthetic drug lookalike substance (IC 35-48-4-10.5) (before its repeal).
(51) Dealing in cocaine or narcotic drug (IC 35-48-4-1).
(52) Dealing in marijuana, hash oil, hashish, or salvia (IC 35-48-4-10).
(53) Dealing in methamphetamine (IC 35-48-4-1.1).
(54) Dealing in paraphernalia (IC 35-48-4-8.5).
(55) Deception (IC 35-43-5-3).
(56) Deception with intent to cause withholding of CPR (IC 16-36-5-28).
(57) Delivery of deadly weapon to intoxicated person (IC 35-47-4-1).
(58) Deploying a booby trap (IC 35-47.5-5-10).
(59) Destruction of declaration; forgery of revocation (IC 16-36-5-27).
(60) Destructive device or explosive to kill, injure, or intimidate or to destroy property (IC 35-47.5-5-8).
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(61) Destructive devices (IC 35-47.5-5-2).

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(62) Disarming a law enforcement officer (IC 35-44.1-3-2).
(63) Disrupting operation of aircraft; Class B felony (IC 35-47-6-1.6).
(64) Dissemination of matter or conducting performance harmful to minors (IC 35-49-3-3).
(65) Distribution of destructive device, explosive, or detonator to a minor (IC 35-47.5-5-5).
(66) Distribution of regulated explosives to persons convicted of felony (IC 35-47.5-5-4).
(67) Domestic battery (IC 35-42-2-1.3).
(68) Domestic violence animal cruelty (IC 35-46-3-12.5).
(69) Dumping controlled substance waste (IC 35-48-4-4.1).
(70) Duties of driver of motor vehicle involved in accident; sentencing (IC 9-26-1-1.1).
(71) Decompression of animals (IC 35-46-3-15) (formerly electrocution or decompression of animals).
(72) Enticing or taking a patient away or aiding a patient to escape from the custody of an administrator or a superintendent
(IC 12-24-17-7).
(73) Escape (IC 35-44.1-3-4).
(74) Evasion of tax; offenses; prosecution (IC 6-3-6-11).
(75) Exploitation of dependent or endangered adult; financial exploitation of endangered adult; violation classification (IC
35-46-1-12).
(76) Failure of carriers of dangerous communicable diseases to warn persons at risk (IC 35-45-21-3).
(77) Failure to make report (IC 31-33-22-1).
(78) False government issued identification (IC 35-43-5-2.5).
(79) False identity statement (IC 35-44.1-2-4).
(80) False reporting; false informing (IC 35-44.1-2-3).
(81) False reports; criminal and civil liability; notification of prosecuting attorney (IC 31-33-22-3).
(82) Feticide (IC 35-42-1-6).
(83) Firearm, explosive, or deadly weapon; possession in commercial or chartered aircraft (IC 35-47-6-1).
(84) Firearm, explosive, or deadly weapon; possession in controlled access areas of an airport (IC 35-47-6-1.3).
(85) Firearms and handguns; giving false information or offering false evidence of identity (IC 35-47-2-17).
(86) Fraud (IC 35-43-5-4).
(87) Fraud on financial institutions (IC 35-43-5-8) (before its repeal).
(88) Harassment; "obscene message" defined (IC 35-45-2-2).
(89) Hindering or obstructing detection, disarming, or destruction of destructive device (IC 35-47.5-5-7).
(90) Hoax devices or replicas (IC 35-47.5-5-6).
(91) Homicide (IC 35-42-1).
(92) Human organ trafficking (IC 35-46-5-1).
(93) Human trafficking (IC 35-42-3.5-1.4).
(94) Identity deception (IC 35-43-5-3.5).
(95) Impersonation of a public servant (IC 35-44.1-2-6).
(96) Inappropriate communication with a child (IC 35-42-4-13).
(97) Inmate fraud (IC 35-43-5-20) (before its repeal).
(98) Insurance fraud; insurance application fraud (IC 35-43-5-4.5) (before its repeal).
(99) Insurance fraud (IC 35-43-5-7.2) (before its repeal).
(100) Interference with custody (IC 35-42-3-4).
(101) Interference with the reporting of a crime (IC 35-45-2-5).
(102) Interfering with drug or alcohol screening test (IC 35-43-5-19).
(103) Intimidation (IC 35-45-2-1).
(104) Invasion of privacy; offense; penalties (IC 35-46-1-15.1).
(105) Legend drug deception; penalty (IC 35-43-10-3).
(106) Loansharking (IC 35-45-7-2).
(107) Malicious mischief (IC 35-45-16-2).
(108) Making an unlawful proposition (IC 35-45-4-3).
(109) Manufacture of paraphernalia (IC 35-48-4-8.1).
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(110) Manufacturing methamphetamine (IC 35-48-4-1.2).
(111) Medicaid fraud (IC 35-43-5-7.1) (before its repeal).
(112) Money laundering; defenses (IC 35-45-15-5).
(113) Neglect, abuse, or maltreatment of a patient in a state institution; penalty (IC 12-24-17-3).
(114) Neglect of a dependent; child selling (IC 35-46-1-4).
(115) Obscene performance (IC 35-49-3-2).
(116) Obstruction of delivery of prescription drug (IC 35-45-21-5).
(117) Obstruction of justice (IC 35-44.1-2-2).
(118) Obtaining child abuse information under false pretenses; knowingly falsifying records or interfering with an
investigation (IC 31-33-22-2).
(119) Offenses concerning Social Security numbers (IC 35-44.2-4-2).
(120) Offenses relating to registration labeling and prescription forms (IC 35-48-4-14).
(121) Official misconduct (IC 35-44.1-1-1).
(122) Participation in criminal organization; offense (IC 35-45-9-3).
(123) Perjury (IC 35-44.1-2-1).
(124) Permitting child to possess a firearm (IC 35-47-10-7).
(125) Pointing firearm at another person (IC 35-47-4-3).
(126) Possession of a controlled substance or controlled substance analog; obtaining a schedule V controlled substance (IC
35-48-4-7).
(127) Possession of a dangerous device while incarcerated (IC 35-44.1-3-7).
(128) Possession of animal fighting paraphernalia (IC 35-46-3-8.5).
(129) Possession of cocaine or narcotic drug (IC 35-48-4-6).
(130) Possession of device or substance used to interfere with drug or alcohol screening test (IC 35-43-5-18).
(131) Possession of firearms on school property or a school bus; defense to a prosecution; possession of firearms in a motor
vehicle parked in a school parking lot (IC 35-47-9-2).
(132) Possession of marijuana, hash oil, hashish, or salvia (IC 35-48-4-11).
(133) Possession of methamphetamine (IC 35-48-4-6.1).
(134) Possession of paraphernalia (IC 35-48-4-8.3).
(135) Possession or sale of drug precursors (IC 35-48-4-14.5).
(136) Profiteering from public service (IC 35-44.1-1-5).
(137) "Machine gun"; prohibited sales or transfers of ownership (IC 35-47-2-7).
(138) Promoting an animal fighting contest (IC 35-46-3-9.5).
(139) Promoting prostitution (IC 35-45-4-4).
(140) Promotion of child sexual trafficking; promotion of sexual trafficking of a younger child (IC 35-42-3.5-1.2).
(141) Promotion of human labor trafficking (IC 35-42-3.5-1).
(142) Promotion of human sexual trafficking (IC 35-42-3.5-1.1).
(143) Promotion, use of animals, or attendance with animal at animal fighting contest (IC 35-46-3-9).
(144) Public indecency (IC 35-45-4-1).
(145) Public nudity (IC 35-45-4-1.5).
(146) Purchase or possession of animals for fighting contests (IC 35-46-3-8).
(147) "Qualified egg bank"; unlawful transfer of human organisms; exceptions; penalties (IC 35-46-5-3).
(148) Reckless supervision (IC 35-46-1-4.1).
(149) Registration violations; penalty (IC 11-8-8-17).
(150) Regulated explosives; persons convicted of felonies; prior unrelated convictions (IC 35-47.5-5-3).
(151) Removal of attack dog's vocal cords; animal cruelty (IC 35-46-3-13).
(152) Residential entry (IC 35-43-2-1.5).
(153) Resisting law enforcement (IC 35-44.1-3-1).
(154) Rioting (IC 35-45-1-2).
(155) Robbery (IC 35-42-5-1).
(156) Sale, distribution, or exhibition of obscene matter (IC 35-49-3-1).
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(157) Sale or distribution of HIV testing equipment (IC 35-45-21-2).
(158) Sale to minors prohibited; furnishing property for the purpose of enabling minors to consume alcohol prohibited (IC
7.1-5-7-8).
(159) Sex offender Internet offense (IC 35-42-4-12).
(160) Sex offender residency restrictions (IC 35-42-4-11).
(161) Sex offender unmanned aerial vehicle offense (IC 35-42-4-12.5).
(162) Sexual battery (IC 35-42-4-8).
(163) Sexual misconduct with a service provider (IC 35-44.1-3-10).
(164) Sexually violent predator; duty to notify (IC 11-8-8-18).
(165) Stolen valor fraud (IC 35-43-5-22) (before its repeal).
(166) Strangulation (IC 35-42-2-9).
(167) Synthetic drug or synthetic drug lookalike substance; penalties (IC 35-48-4-11.5) (before its repeal).
(168) Synthetic identity deception (IC 35-43-5-3.8) (before its repeal).
(169) "Synthetic urine" (IC 35-43-5-19.5).
(170) Tampering with a water supply; poisoning (IC 35-43-1-5).
(171) Terrorism (IC 35-47-12-1) (before its repeal).
(172) Terroristic deception (IC 35-43-5-3.6) (before its repeal).
(173) Terroristic mischief (IC 35-47-12-3) (before its repeal).
(174) Theft (IC 35-43-4-2).
(175) Threats; refusal to join or withdrawal from organization; intimidation offense (IC 35-45-9-4).
(176) Torture or mutilation of a vertebrate animal; killing a domestic animal (IC 35-46-3-12).
(177) Trafficking with an inmate; carrying a deadly weapon into a correctional facility (IC 35-44.1-3-5).
(178) Trafficking with an inmate outside a facility (IC 35-44.1-3-6).
(179) Transferring contaminated body fluids (IC 35-45-21-1).
(180) Undisclosed transport of dangerous device (IC 35-47-6-1.1).
(181) Unlawful employment by a sexual predator (IC 35-42-4-10).
(182) Unlawful entry of school property by a serious sex offender (IC 35-42-4-14).
(183) Unlawful entry to restricted area of airport (IC 35-47-6-1.4).
(184) Unlawful delivery, manufacture, distribution, or possession of a substance represented to be a controlled substance;
factors (IC 35-48-4-4.6).
(185) Unlawful participation in human cloning; exception (IC 35-46-5-2).
(186) Unlawful possession of a firearm by a domestic batterer (IC 35-47-4-6).
(187) Unlawful possession of a firearm by a serious violent felon (IC 35-47-4-5).
(188) Unlawful purchase of a handgun (IC 35-47-2.5-14) (before its repeal).
(189) Unlawful transfer of fetal tissue (IC 35-46-5-1.5).
(190) Unlawful use of a communications medium; definitions (IC 35-45-2-3) (before its repeal).
(191) Use of overpressure device (IC 35-47.5-5-9).
(192) Use of regulated explosive in violation of commission rule (IC 35-47.5-5-11).
(193) Vicarious sexual gratification; sexual conduct in presence of a minor (IC 35-42-4-5).
(194) Violation of civil rights (IC 35-46-2-1).
(195) Violation of IC 25-2.1-12 (unauthorized practice of accounting) under IC 25-2.1-13-3.
(196) Violation of IC 25-2.5 (unauthorized practice of acupuncture) under IC 25-2.5-3-4.
(197) Violation of IC 25-3.7 (unauthorized practice of an anesthesiologist assistant) under IC 25-3.7-3.
(198) Violation of IC 25-5.1-4-1 (unauthorized practice of athletic trainer) under IC 25-5.1-4-2.
(199) Violation of IC 25-6.1-7-1 (unauthorized practice of auctioneering) under IC 25-6.1-7-1.
(200) Violation of IC 25-6.1-7-2 (violation of auctioneering statute) under IC 25-6.1-7-2.
(201) Violation of IC 25-8-15.4 (unauthorized operation of a tanning facility) under IC 25-8-15.4-25.
(202) Violation of IC 25-10-1 (unauthorized practice of chiropractic) under IC 25-10-1-11.
(203) Violation of IC 25-11-1 (violation of the collection agency statute) under IC 25-11-1-12.
(204) Violation of IC 25-13-1 (unauthorized practice of dental hygienist) under IC 25-13-1-3.
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(205) Violation of IC 25-14-1 (unauthorized practice of dentistry) under IC 25-14-1-25.
(206) Violation of IC 25-14.3 (violation of diabetes educator statute) under IC 25-14.3-5-1.
(207) Violation of IC 25-14.5 (unauthorized practice of dietitian) under IC 25-14.5-7-2.
(208) Violation of IC 25-16-1 (before its repeal) (violation of employment services statute) under IC 25-16-1-18 (before
its repeal).
(209) Violation of IC 25-17.3-5 (violation of genetic counselors statute) under IC 25-17.3-5-3.
(210) Violation of IC 25-17.6-8-2 (unauthorized practice of professional geologist) under IC 25-17.6-8-2.
(211) Violation of IC 25-20-1 (unauthorized practice of hearing aid dealer) under IC 25-20-1-21.
(212) Violation of IC 25-20.7-5-1 (unauthorized practice of interior designer) under IC 25-20.7-5-1.
(213) Violation of IC 25-21.5-13-2 (unauthorized practice of surveying) under IC 25-21.5-13-2.
(214) Violation of IC 25-21.8 (unauthorized practice of massage therapy) under IC 25-21.8-7-1.
(215) Violation of IC 25-22.5 (unauthorized practice of medicine, midwifery, osteopathic medicine, or physician assistant)
under IC 25-22.5-8-1 and IC 25-22.5-8-2.
(216) Violation of IC 25-22.5 (violation of temporary medical permit statute) under IC 25-22.5-8-3.
(217) Violation of IC 25-23-1 (unauthorized practice of nursing) under IC 25-23-1-27.
(218) Violation of IC 25-23.5-3 (unauthorized practice of occupational therapy) under IC 25-23.5-3-2.
(219) Violation of IC 25-23.6-3 (unauthorized practice of marriage and family therapy) under IC 25-23.6-3-3.
(220) Violation of IC 25-23.6-4 (unauthorized practice of social work) under IC 25-23.6-4-4.
(221) Violation of IC 25-23.6-4.5 (violation of mental health counselor statute) under IC 25-23.6-4.5-4.
(222) Violation of IC 25-23.6-10.1 (unauthorized practice of addiction counselor or therapist) under IC 25-23.6-10.1-6.
(223) Violation of IC 25-23.6-11-1 (unauthorized use of term "psychotherapy" or "clinical psychology") under IC 25-23.6-
(224) Violation of IC 25-23.6 (unauthorized use of license issued by behavioral health and human services board) under
IC 25-23.6-11-2.
(225) Violation of IC 25-23.6-11-3 (presenting false information to the behavioral health and human services board to obtain
license) under IC 25-23.6-11-3.
(226) Violation of IC 25-23.7-7-5 (unauthorized practice of home installing) under IC 25-23.7-7-5.
(227) Violation of IC 25-23.4 (unauthorized practice of direct entry midwife) under IC 25-23.4-3-7.
(228) Violation of IC 25-24-1 (unauthorized practice of optometry) under IC 25-24-1-18.
(229) Violation of IC 25-26-13-29 (unauthorized practice of pharmacy or as a pharmacist) under IC 25-26-13-29.
(230) Violation of any state drug law related to wholesale legend drug distribution (IC 25-26-14).
(231) Violation of IC 25-26-19-9 (unauthorized practice of pharmacy technician) under IC 25-26-19-9.
(232) Violation of IC 25-26-21 (unauthorized provision of home medical equipment services) under IC 25-26-21-11.
(233) Violation of IC 25-27-1 (unauthorized practice of physical therapy) under IC 25-27-1-12.
(234) Violation of IC 25-27.5-7 (unauthorized practice of physician assistant) under IC 25-27.5-7-2.
(235) Violation of IC 25-28.5-1 (unauthorized practice of plumbing) under IC 25-28.5-1-31.
(236) Violation of IC 25-29 (unauthorized practice of podiatry) under IC 25-29-9-1.
(237) Violation of IC 25-30-1 (unauthorized practice of being a private investigator) under IC 25-30-1-21.
(238) Violation of IC 25-30-1.3 (unauthorized operation of a security agency) under IC 25-30-1.3-23.
(239) Violation of IC 25-31-1 (unauthorized practice of engineering) under IC 25-31-1-27.
(240) Violation of IC 25-31.5-8-7 (unauthorized practice as a registered professional soil scientist) under IC 25-31.5-8-7.
(241) Violation of IC 25-33-1-14 (unlawful use of title "psychologist") under IC 25-33-1-15.
(242) Violation of IC 25-34.5-3 (unauthorized practice of respiratory care) under IC 25-34.5-3-2.
(243) Violation of IC 25-35.6 (unauthorized practice of speech-language pathology and audiology) under IC 25-35.6-3-10.
(244) Violation of IC 25-36.1-2 (violation of certified surgical technology statute) under IC 25-36.1-2-3.
(245) Violation of IC 25-36.5-1-10 (unauthorized practice of timber buying or timber buying agent) under IC 25-36.5-1-10
and IC 25-36.5-1-15.
(246) Violation of IC 25-38.1 (unauthorized practice of veterinary medicine) under IC 25-38.1-4-10.
(247) Violation of IC 25-38.1 (unauthorized practice of veterinary technician) under IC 25-38.1-4-11.
(248) Violation of IC 25-39-5 (unlawful drilling and well installation) under IC 25-39-5.
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(249) Violation of <u>IC 25-41-1-1</u> (before its repeal) (unauthorized practice of behavior analyst) under <u>IC 25-41-1-2</u> (before its repeal).

(250) Violation of Indiana Legend Drug Act (IC 16-42-19).

(251) Violation of order by parent or other custodian of child (IC 31-34-2.3-7).

(252) Violation of order by alleged perpetrator of child abuse or neglect (IC 31-34-2.3-8).

(253) Voyeurism; public voyeurism; aerial voyeurism (IC 35-45-4-5).

(254) Welfare fraud (IC 35-43-5-7) (before its repeal).

(255) Worker's compensation fraud (IC 35-43-5-21) (before its repeal).

(Indiana Board of Veterinary Medical Examiners; 888 IAC 1.1-12-4; filed Jan 4, 2024, 2:49 p.m.: 20240131-IR-888230057FRA)

## 888 IAC 1.1-12-5 Convictions in another jurisdiction

Authority: <u>IC 25-1-1.1-6</u> Affected: <u>IC 25-38.1</u>

Sec. 5. A crime in any other jurisdiction for which the elements of the crime for which conviction was entered are substantially similar to the elements of a crime included on the list in section 4 of this rule shall also be a crime that may disqualify an individual from receiving a license and therefore included on the list. (Indiana Board of Veterinary Medical Examiners; 888 IAC 1.1-12-5; filed Jan 4, 2024, 2:49 p.m.: 20240131-IR-888230057FRA)

#### 888 IAC 1.1-12-6 Prelicensure determinations; fee

Authority: IC 25-1-1.1-6

Affected: IC 25-1-1.1-6; IC 25-38.1

Sec. 6. The fee for a petition under IC 25-1-1.1-6(g) for a determination as to whether an individual's misdemeanor or felony conviction may disqualify the individual from receiving a license or certification is twenty-five dollars (\$25). (Indiana Board of Veterinary Medical Examiners; 888 IAC 1.1-12-6; filed Jan 4, 2024, 2:49 p.m.: 20240131-IR-888230057FRA)

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