

Document: Final Rule, **Register Page Number:** 29 IR 2201
Source: April 1, 2006, Indiana Register, Volume 29, Number 7

Disclaimer: This document was created from the files used to produce the official CD-ROM Indiana Register.

**TITLE 888 INDIANA BOARD OF VETERINARY
MEDICAL EXAMINERS**

LSA Document #05-185(F)

DIGEST

Adds 888 IAC 1.1-5-3 to define practitioner and to establish the requirements to report substance abuse or psychiatric impairment of a veterinarian or veterinary technician to the board. Effective 30 days after filing with the Secretary of State.

888 IAC 1.1-5-3

SECTION 1. 888 IAC 1.1-5-3 IS ADDED TO READ AS FOLLOWS:

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

Authority: IC 15-5-1.1-8

Affected: IC 15-5-1.1

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.

(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 Medical Examiners; 888 IAC 1.1-5-3; filed Mar 10, 2006, 8:46 a.m.: 29 IR 2201)

LSA Document #05-185(F)

Notice of Intent Published: August 1, 2005; 28 IR 3327

Proposed Rule Published: November 1, 2005; 29 IR 688

Hearing Held: November 30, 2005

Approved by Attorney General: February 24, 2006

Approved by Governor: March 9, 2006

Filed with Secretary of State: March 10, 2006, 8:46 a.m.

*IC 4-22-7-5(c) Notice from Secretary of State Regarding Documents Incorporated by Reference: None Received by Publisher
Small Business Regulatory Coordinator: Cindy A. Vaught, Indiana Professional Licensing Agency, 402 West Washington Street,
Room W072, Indianapolis, Indiana 46204, (317) 234-2054, cvaught@pla.in.gov*