



NOTICE OF TEXT

[Authority G.S. 150B-21.2(c)]

OAH USE ONLY

VOLUME:

ISSUE:

CHECK APPROPRIATE BOX:

☒
☐
☐

Notice with a scheduled hearing

Notice without a scheduled hearing

Republication of text. Complete the following cite for the volume and issue of previous publication, as well as blocks 1 - 4 and 7 - 14. If a hearing is scheduled, complete block 5.

Previous publication of text was published in Volume: Issue:

1. Rule-Making Agency: [Veterinary Medical Board](#)

2. Link to agency website pursuant to G.S. 150B-19.1(c): <https://www.ncvmb.org/>

3. Proposed Action -- Check the appropriate box(es) and list rule citation(s) beside proposed action:

☐ ADOPTION:

☒ AMENDMENT: [21 NCAC 66 .0101-.0102, .0105-.0106, .0108, .0202-.0203, .0206, .0209, .0211, .0401-.0406, .0501](#)

☐ REPEAL:

☐ READOPTION with substantive changes:

☐ READOPTION without substantive changes:

☐ REPEAL through READOPTION:

4. Proposed effective date: [01/01/2027](#)

5. Is a public hearing planned? [Yes](#)

If yes:

Date	Time	Location
10/07/2026	9:00am	NC Veterinary Medical Board, 1611 Jones Franklin Rd., Suite 106, Raleigh, NC 27606

6. If no public hearing is scheduled, provide instructions on how to demand a public hearing:

7. Explain Reason For Proposed Rule(s):

21 NCAC 66 .0101- updated language

21 NCAC 66 .0102- updated language and authority citation

21 NCAC 66 .0105- updated language

21 NCAC 66 .0106- updated language, remove requirement to report all employment changes (still required during renewal)

21 NCAC 66 .0108- Add boarding kennel permit fee found in G.S. 90-186(6)(p)

21 NCAC 66 .0202- updated language and authority citation

21 NCAC 66 .0203- updated language and authority citation

21 NCAC 66 .0206- add one hour of opioid training and CE waiver for active-duty military

21 NCAC 66 .0209- updated due to change in who can own a veterinary facility and setting required fields of application

21 NCAC 66 .0211- updated language

21 NCAC 66 .0401- .0406- updated language and authority citation

21 NCAC 66 .0501- updated language and authority citation

8. Procedure for Subjecting a Proposed Rule to Legislative Review: If an objection is not resolved prior to the adoption of the rule, a person may also submit written objections to the Rules Review Commission. If the Rules Review Commission receives written and signed objections in accordance with G.S. 150B-21.3(b2) from 10 or more persons clearly requesting review by the legislature and the Rules Review Commission approves the rule, the rule will become effective as provided in G.S. 150B-21.3(b1). The Commission will receive written objections until 5:00 p.m. on the day following the day the Commission approves the rule. The Commission will receive those objections by mail, delivery service, hand delivery, or email. If you have any further questions concerning the submission of objections to the Commission, please call a Commission staff attorney at 984-236-1850.

Rule(s) is automatically subject to legislative review. Cite statutory reference:

9. The person to whom written comments may be submitted on the proposed rule(s):

Name: [Melissa Bowman](#)

Address: [1611 Jones Franklin Rd., Suite 106](#)
[Raleigh, NC 27606](#)

Phone (optional): [919-854-5601](#)

Fax (optional):

EEmail (optional) mbowman@ncvmb.org

10. Comment Period Ends: 10/16/2026**11. Fiscal impact. Does any rule or combination of rules in this notice create an economic impact? Check all that apply.**

[No fiscal note required](#)

12. Rule-making Coordinator:

Name: [Melissa Bowman](#)
[919-854-5601](#)
mbowman@ncvmb.org

Agency contact, if any:

Name: [Keith West](#)
Phone: [919-854-5601](#)
Email: kwest@ncvmb.org

13. The Agency formally proposed the text of this rule(s) on

Date: [07/23/2026](#)

21 NCAC 66 .0101 is proposed for amendment as follows:

CHAPTER 66 – VETERINARY MEDICAL BOARD

SECTION .0100 - STATUTORY AND ADMINISTRATIVE PROVISIONS

21 NCAC 66 .0101 AUTHORITY: NAME AND LOCATION OF BOARD

The "~~North Carolina Veterinary Practice Act,~~" Article 11, Chapter 90, of the General Statutes of North Carolina, establishes and authorizes the "~~North Carolina Veterinary Medical Board,~~" hereafter referred to as the "Board." The North Carolina Veterinary Medical Board, hereafter referred to as the "Board," is established and authorized by the North Carolina Veterinary Practice Act, as outlined in Article 11, Chapter 90 of the General Statutes of North Carolina. Unless otherwise directed, all communications shall be addressed to the Board at Office of the Executive Director, 1611 Jones Franklin Road, Suite 106, Raleigh, North Carolina 27606. mailed to the following address:

North Carolina Veterinary Medical Board

Office of the Executive Director

1611 Jones Franklin Road, Suite 106

Raleigh, NC 27606.

History Note: Authority G.S. 90-182; 90-185(6);

Eff. February 1, 1976;

Readopted Eff. September 30, 1977;

Amended Eff. June 1, 2014; January 1, 2006; May 1, 1996; May 1, 1989;

Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. ~~January 9, 2018.~~ January 9, 2018;

Amended Eff. January 1, 2027.

21 NCAC 66 .0102 is proposed for amendment as follows:

21 NCAC 66 .0102 DEFINITIONS

The definitions as found set forth in G.S. 90-181 are hereby incorporated by reference into in this Chapter by reference Chapter, in accordance with ~~G.S. 150B-14(e)~~. G.S. 150B-21.6, and includes subsequent amendments and editions. A copy of the material may be accessed at <https://www.ncleg.gov/Laws/GeneralStatutes> at no charge.

*History Note: Authority G.S. 90-185(6); ~~150B-14~~; 150B-21.6;
 Eff. February 1, 1976;
 Readopted Eff. September 30, 1977;
 Amended Eff. May 1, 1989;
 Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. ~~January 9,~~
 ~~2018.~~ January 9, 2018;
 Amended Eff. January 1, 2027.*

21 NCAC 66 .0105 is proposed for amendment as follows:

21 NCAC 66 .0105 APPLICABILITY OF BOARD RULES

Rules adopted by the Board under the provisions of Article 11 of Chapter 90 and G.S. 150B shall be legally binding upon ~~every individual~~ all persons holding a ~~license from~~ license, registration, certificate, or permit issued by the Board, and upon all professional corporations authorized to offer or to perform veterinary services in this State. All ~~licensees~~ persons holding a license, registration, certificate, or permit issued by of the Board ~~are charged with having knowledge of the existence of the Board rules and shall be deemed to be familiar with their several provisions and to understand them.~~ shall familiarize themselves with the provisions of these rules and shall comply with the requirements set forth in the rules.

History Note: Authority G.S. 90-185(6);

Eff. February 1, 1976;

Readopted Eff. September 30, 1977;

Amended Eff. October 1, 2016; May 1, 1996; May 1, 1989;

Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. ~~January 9, 2018.~~ January 9, 2018.

Amended Eff. January 1, 2027.

21 NCAC 66 .0106 is proposed for amendment as follows:

21 NCAC 66 .0106 CURRENT INFORMATION REQUIRED BY THE BOARD

(a) ~~Each licensee and registrant shall notify the Board of his or her current mailing address and the name, address, and phone number of the current place of employment within 60 days of any change. Licensees, registrants, certificate holders, or permittees and applicants for licensure, registration, certification, or permits, shall notify the Board in writing within 60 days of any changes to their:~~

(1) physical or mailing address;

(2) email address; or

(3) phone number.

(b) ~~All changes in legal name shall be reported within 60 days, in writing, to the Board office accompanied by photocopies of the licensee's or registrant's legal documentation creating the change and a social security card showing the new legal name. If a licensee, registrant, certificate holder, permittee, or applicant has a legal name change, the change shall be reported to the Board in writing within 60 days of the change. The written notice of a name change shall include:~~

(1) photocopies of the legal documentation creating the change; or

(2) a social security card displaying the new legal name.

(c) ~~All changes of professional association, or dissolution of a professional relationship, shall be reported within 60 days to the Executive Director together with the new status and addresses of the individuals or firm.~~

History Note: Authority G.S. 90-185(6);

Eff. February 1, 1976;

Readopted Eff. September 30, 1977;

Amended Eff. March 1, 2017; May 1, 1996; May 1, 1989;

Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. ~~January 9, 2018.~~ January 9, 2018;

Amended Eff. January 1, 2027.

21 NCAC 66 .0108 is proposed for amendment as follows:

21 NCAC 66 .0108 FEES

The following fees established by the Board shall be paid in advance to the Board:

- (1) Veterinary License
 - (a) Issuance or Renewal \$170.00
 - (b) North Carolina License Examination \$250.00
 - (c) Late Renewal Fee \$50.00
 - (d) Reinstatement \$100.00
- (2) Veterinary Technician Registration
 - (a) Issuance or Renewal \$50.00
 - (b) North Carolina Veterinary Technician Examination \$50.00
 - (c) Late Renewal Fee \$50.00
 - (d) Reinstatement \$100.00
- (3) Professional Corporation Certificate of Registration
 - (a) Issuance or Renewal \$160.00
 - (b) Late Renewal Fee \$50.00
 - (c) Reinstatement \$100.00
- (4) Limited Veterinary License
 - (a) Issuance or Renewal \$170.00
 - (b) Late Renewal Fee \$50.00
 - (c) Reinstatement \$100.00
- (5) Veterinary Faculty Certificate
 - (a) Issuance or Renewal \$170.00
 - (b) Late Renewal Fee \$50.00
 - (c) Reinstatement \$100.00
- (6) Zoo Veterinary Certificate
 - (a) Issuance or Renewal \$170.00
 - (b) Late Renewal Fee \$50.00
 - (c) Reinstatement \$100.00
- (7) Temporary Permit: Issuance \$150.00
- (8) Veterinary Student Intern Registration: Issuance \$25.00
- (9) Veterinary Facility Permit: Issuance or Renewal \$150.00
- (10) Boarding Kennel Permit: Issuance or Renewal \$75.00

~~(10)~~(11) Copies of Board publications, rosters, or other materials available for distribution from the Board shall be free or at a minimal cost unless otherwise specifically provided by law. As used herein, "minimal cost" shall mean the actual cost of reproducing the public record or public information.

1
2
3
4
5
6
7
8
9

History Note: Authority 90-185(6); 90-186(6); 90-187(b); 90-187.5; 132-6.2;
Eff. February 1, 1976;
Readopted Eff. September 30, 1977;
Amended Eff. October 1, 2017; January 1, 2016; January 1, 2015; May 1, 1996; May 1, 1989;
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. January 9,
2018;
Amended Eff. January 1, 2027; June 17, 2024.

21 NCAC 66 .0202 is proposed for amendment as follows:

21 NCAC 66 .0202 NAME OF PRACTICE

(a) ~~The adoption or use of a name for the~~ of a facility where the practice of veterinary medicine is conducted entity authorized by law through which the licensed veterinarian practices and delivers veterinary services shall have prior Board approval in order to avoid duplication or confusion of names and to prevent ~~use of names which might be misleading.~~ misleading names. ~~No proper names of persons other than licensees may be included in the name. If the veterinary medical practice uses the name or names of the veterinarians owning or operating the facility in the name of the practice, the name shall conform to the requirements of G.S. 90-181.1(c), and Board approval shall be obtained prior to the use of that name. The use of the word "facility" is not required in the name of those facilities offering the services described in G.S. 90-181.1(b)(2) and (b)(3) unless required by the context for clarification. The naming requirements set forth in G.S. 90-181.1 shall apply at all times.~~

(b) If an entity includes the proper name of a person in the name of the veterinary practice, only names of licensed veterinarians shall be included in the practice name. If the practice name includes the veterinarian's name, the name shall also conform to the requirements of G.S. 90-181.1(c).

~~(b)(c) A facility where the practice of veterinary medicine is conducted shall use in its name one of the descriptive terms as set forth in G.S. 90-181.1(b), or descriptive terms that are substantially equivalent, in a manner so as to accurately inform the public of the levels of service offered at the facility. The use of the word "facility" is not required in the name of those facilities offering the services described in G.S. 90-181.1(b)(2) and (b)(3) unless needed for clarity.~~

History Note: Authority G.S. 55B-5; 90-181.1; 90-185(6);

Eff. February 1, 1976;

Readopted Eff. September 30, 1977;

Amended Eff. May 1, 1996; May 1, 1989;

Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. ~~January 9,~~ 2018. January 9, 2018;

Amended Eff. January 1, 2027.

21 NCAC 66 .0203 is proposed for amendment as follows:

**21 NCAC 66 .0203 LICENSE REQUIRED TO PRACTICE; FACULTY CERTIFICATE; ZOO
VETERINARY CERTIFICATE**

~~(a) Upon written application, the Board may issue a veterinary faculty certificate to a faculty member in the College of Veterinary Medicine at North Carolina State University which certifies that the holder thereof is exempt from the requirements of licensing under G.S. 90-187.10(3). To be a faculty member in the College of Veterinary Medicine, the faculty member shall be a graduate of a "recognized school of veterinary medicine" as defined by the American Veterinary Medical Association and a member of the faculty or staff of the College of Veterinary Medicine. The faculty member's certificate shall indicate that the holder is exempt from the requirements for licensing provided that the practice of veterinary medicine is confined to the faculty member's duties in the hospital or field service unit of the College of Veterinary Medicine. Such exemption certificate shall automatically expire when the holder's relationship is terminated with the school and university.~~

~~(b) Upon written application, the Board may issue a zoo veterinary certificate in lieu of the license that otherwise would be required by G.S. 90-187.10 to a veterinarian not licensed by the Board who is employed by the North Carolina State Zoo. The requirements for and criteria governing the zoo veterinary certificate shall be the same as for the faculty certificate, to the extent applicable and practical. In determining whether to issue a zoo veterinary certificate, the board shall, in addition, consider the applicant's zoo employment history, the applicant's job description and duties with the N.C. State Zoo, and the reasons the applicant seeks exemption from the licensure requirements for veterinarians.~~

~~(c) The request for either the faculty certificate or zoo veterinary certificate shall be in writing upon application form furnished by the Board. All fees for issuance, renewal, re-instatement, as well as criteria for continuing education and discipline shall be as set forth in Article 11, G.S. 90 and the rules of the Board. The zoo veterinary certificates shall be annually renewed each calendar year, and the faculty certificates also shall be for the duration of one year, but the Board may determine a beginning date other than January 1 if necessary to conform to academic appointments or the academic calendar of the College of Veterinary Medicine.~~

~~(d) The Board may consider a written application for a faculty certificate by a person who is a graduate of a "recognized school of veterinary medicine" as defined in Paragraph (a) of this Rule and who is a member of the faculty or staff of a college or university in this State other than the College of Veterinary Medicine of North Carolina State University, provided that the application sets forth the qualifications of the faculty member; the reasons that the faculty member seeks to be exempt from the requirements for licensing as a veterinarian in North Carolina, and the duties of the faculty member at the college or university where he or she is employed. A faculty certificate shall be issued under this Paragraph if the applicant shows to the satisfaction of the Board that his or her duties as a faculty member involve the practice of veterinary medicine at the college or university and that there are valid reasons that the applicant should be exempt from the licensure requirements for veterinarians. If a faculty certificate is issued under this Paragraph, all other application requirements, fee requirements, and expiration conditions apply it as to those issued to faculty members at the College of Veterinary Medicine at North Carolina State University.~~

1 (a) The Board may issue two types of special certificates which are exempt from the licensing requirements of Article
2 11, Chapter 90 of the General Statutes of North Carolina and the rules of this Chapter as allowed by G.S. 90-187.14:

3 (1) veterinary faculty certificates; and

4 (2) zoo veterinary certificates.

5 (b) The Board may grant a veterinary faculty certificate to eligible members of the College of Veterinary Medicine
6 at North Carolina State University. To qualify, the applicant shall:

7 (1) be a graduate of a school of veterinary medicine; and

8 (2) be a faculty or staff member at the College of Veterinary Medicine at North Carolina State
9 University.

10 (c) The veterinary faculty certificate exempts the holder from the standard licensing requirements set forth in this
11 Chapter, provided their practice is limited to their duties with the college's hospital or field service unit. The certificate
12 expires automatically upon termination of employment from the College of Veterinary Medicine.

13 (d) The Board may consider faculty certificate applications from veterinary faculty at other colleges or universities
14 in North Carolina if the applicant is a graduate of a school of veterinary medicine. In addition, the Board shall consider
15 the following:

16 (1) the applicant's job duties at the college or university; and

17 (2) the reason the applicant requests exemption from the licensure requirements of Article 11, Chapter
18 90 of the General Statutes of North Carolina and the rules of this Chapter.

19 If a faculty certificate is issued under this Paragraph, the requirements and conditions of Paragraphs (c) and (f) shall
20 apply.

21 (e) For veterinarians employed by the North Carolina State Zoo, the Board may issue a zoo veterinary certificate in
22 lieu of a standard license. The Board shall consider the following factors to determine if the certificate shall be issued:

23 (1) the applicant's zoo employment history;

24 (2) job description and duties at the North Carolina State Zoo; and

25 (3) the reasons for seeking exemption from standard licensure.

26 (f) Applicants for a veterinary faculty certificate or zoo veterinary certificate shall:

27 (1) submit an online application using the Board's license management system portal; and

28 (2) be subject to the fees, renewal processes, reinstatement, continuing education, and discipline
29 requirements as set forth in Article 11, Chapter 90 of the General Statutes of North Carolina and the
30 rules of this Chapter.

31 (g) The online application for veterinary faculty or zoo veterinary certificates is available on the Board's website,
32 www.ncvmb.org, and requires the applicant to provide, submit, and attest to the following:

33 (1) name, address, telephone number, and email address;

34 (2) social security number, date of birth, place of birth, and military status;

35 (3) name of the school of veterinary medicine where the applicant graduated with a degree of veterinary
36 medicine, and the date of graduation;

1 (4) job title at the college of veterinary medicine where the applicant is employed or at the North
2 Carolina State Zoo;

3 (5) a copy of the applicant's social security card;

4 (6) a degree conferred transcript; and

5 (7) questions about whether the applicant has had previous discipline from any veterinary licensing
6 board or controlled substance authority; criminal charges or convictions; substance abuse; and
7 employee misclassification.

8 (h) The veterinary faculty certificate shall be valid for one year and the start date is dependent on the academic
9 calendar of the College of Veterinary Medicine. Zoo veterinary certificates shall be renewed annually each calendar
10 year.

11
12 *History Note: Authority G.S. 90-185(6); 90-187.10; 90-187.14;*

13 *Eff. February 1, 1976;*

14 *Readopted Eff. September 30, 1977;*

15 *Amended Eff. May 1, 1996; May 1, 1989; October 1, 1982; November 9, 1979;*

16 *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. ~~January 9,~~*
17 *~~2018.~~ January 9, 2018;*

18 *Amended Eff. January 1, 2027.*

21 NCAC 66 .0206 is proposed for amendment as follows:

21 NCAC 66 .0206 MINIMUM STANDARDS FOR CONTINUING EDUCATION

Compliance with continuing education standards for veterinary professionals licensed or registered by the Board is mandatory for license, certificate, or registration renewal. Veterinarian refers to persons ~~Each person~~ holding a veterinary license, limited license, a faculty certificate, or a zoo veterinary ~~certificate~~ certificate. ~~(collectively referred to herein as "veterinarian") or a veterinary technician registration issued by the Board shall comply with the standards in this Rule. The standards shall be a condition precedent to the renewal of a license, certificate, or registration respectively.~~ The standards are as follows:

- (1) A veterinarian shall earn 20 continuing education credit hours for the calendar year license renewal period. A maximum of 10 hours may be obtained pursuant to courses described in Item (3) of this Rule.
- (2) A registered veterinary technician shall earn 12 continuing education credit hours for the two-calendar year registration renewal period. A maximum of six hours may be obtained pursuant to ~~course~~ courses described in Item (3) of this Rule.
- (3) One continuing education hour may be earned for each hour of independent self-study courses, prerecorded webinars, audio conferences, and non-interactive on-line presentations by approved continuing education credit ~~providers~~ providers, as designated in Item (9) of this Rule.
- (4) One continuing education credit hour may be earned for each hour of in-person attendance or live interactive attendance at courses presented by approved continuing education credit ~~providers~~ providers, as designated in Item (9) of this Rule.
- (5) A live interactive presentation shall:
 - (a) include instant or synchronous two-way communication;
 - (b) provide access to both technical personnel and professional faculty, as well as interactivity among participants for the exchange of questions and answers via instant messaging or a moderated ~~teleconference~~ teleconference; and
 - (c) document the level of participation by keeping a record of the participant's activity in asking or answering questions during the presentation and the score of any examination administered at the end or the presentation.
- (6) One hour of the total required hours of continuing education each renewal period for veterinarians and registered veterinary technicians, shall be on the topic of the abuse of controlled substances.
- ~~(6)~~(7) A veterinarian or registered veterinary technician may request and be granted an extension of time, not to exceed six months, to satisfy the continuing education ~~requirement~~ requirement, if the veterinarian or registered veterinary technician provides evidence of a circumstance that prevents the veterinarian or registered veterinary technician from being able to obtain continuing education. The Board shall consider ~~any~~ evidence submitted of a circumstance preventing the veterinarian or

1 registered veterinary technician from being able to obtain continuing education on a case-by-case
2 basis.

3 ~~(7)~~(8) If the Board finds that the circumstance that was the basis for non-compliance with the continuing
4 education requirement justified the non-compliance, the Board may exempt that individual from
5 completing the unearned portion of the continuing education for that renewal period.

6 ~~(8)~~(9) Continuing education credits hours may be earned from courses, programs, or materials presented
7 or approved by the following providers:

- 8 (a) the American Veterinary Medical Association (AVMA);
- 9 (b) the American Animal Hospital Association (AAHA);
- 10 (c) the North Carolina Veterinary Medical Association (NCVMA);
- 11 (d) the United States Department of Agriculture-Animal and Plant Health Inspection Service;
- 12 (e) the American Association of Veterinary State Boards' (AAVSB) Registry of Approved
13 Continuing Education (RACE); and
- 14 (f) academies, schools, or colleges of veterinary medicine.

15 These providers are designated herein as "approved continuing education credit providers." The
16 Board shall consider additional courses, presentations, or materials eligible for approval for
17 continuing education credit hours, provided that the individual seeking the credit furnishes the Board
18 with information to establish that the content of the course, presentation, or material are sufficiently
19 educational for veterinarians or registered veterinary technicians. Board approval for continuing
20 education credits for such additional courses, presentations, or materials shall be obtained prior to
21 attendance or participation; however, the Board shall waive the requirement of prior approval if
22 illness, injury, or natural disaster prevented the individual from obtaining the prior approval.

23 ~~(9)~~(10) Each veterinarian and registered veterinary technician shall keep ~~a file containing the three most~~
24 ~~recent renewal periods of the content of courses submitted to the Board for continuing education~~
25 ~~credit hours; a record of the continuing education courses and credit hours completed and submitted~~
26 ~~to the Board for the three most recent renewal periods.~~

27 ~~(10)~~(11) A veterinarian licensed in the year of graduation from a veterinary medical college is not required
28 to earn continuing education credit hours to be eligible for license renewal for the next renewal
29 period.

30 ~~(11)~~(12) A veterinary technician registered in the year of graduation from a veterinary medical technology
31 program is not required to earn continuing education credit hours to be eligible for registration
32 renewal for the next renewal period.

33 ~~(12)~~(13) A veterinarian or veterinary technician serving in the armed forces of the United States States, and
34 to whom an extension of time to file a tax return is granted pursuant to ~~G.S. 105-249.2~~ G.S. 105-
35 249.2, is granted the same extension of time to comply with the continuing education requirement
36 of this Rule. A veterinarian or veterinary technician serving active duty in the armed forces of the

1 United States for 50 percent or more of their renewal period, shall have the continuing education
2 requirement waived for that renewal period pursuant to G.S. 93B-15.

3
4 *History Note: Authority G.S. 90-185(6); 90-186(1); 93B-15;*
5 *Eff. February 1, 1976;*
6 *Readopted Eff. September 30, 1977;*
7 *Amended Eff. June 17, 2024; February 1, 2018; June 1, 2003; May 1, 1996; May 1, 1989; January*
8 *1, 1987;*
9 *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. January 9,*
10 *2018;*
11 *Amended Eff. January 1, 2027; January 1, 2025.*
12
13

21 NCAC 66 .0209 is proposed for amendment as follows:

21 NCAC 66 .0209 PROFESSIONAL CORPORATIONS AND PROFESSIONAL LIMITED LIABILITY COMPANIES

~~(a) Veterinary medical services may be provided through a limited liability company that complies with this Rule, Article 11, G.S. 90, the rules of the Board, and statutes governing limited liability companies, including G.S. 57D-2-01.~~

~~(b) The name of a limited liability company organized to practice veterinary medicine shall not include any adjectives or other words not in accordance with Article 11, G.S. 90 and the rules of the Board.~~

~~(c) The corporate name of a professional limited liability company registered under these Rules shall contain the wording "professional limited liability company," "professional ltd. liability co.," "professional limited liability co.," or "professional ltd. liability company," or an abbreviation of one of the foregoing: "P.L.L.C." or "PLLC."~~

~~(d) Domestic professional limited liability companies shall be formed and all limited liability companies shall be operated in accordance with the requirements set out in G.S. 57D.~~

~~(e)(a) Before filing the articles of organization Articles of Incorporation for a domestic professional corporation, Articles of Organization for a domestic professional limited liability company company, or an application for Certificate of Authority for a professional corporation or professional limited liability company, with the North Carolina Secretary of State for entities organized to practice veterinary medicine with the Secretary of State, medicine, the incorporators, organizing members members, officers, or company officials shall submit the following to the Board:~~

~~(1) A registration fee as set by Rule .0108 of this Chapter; and~~

~~(2) A certificate certified by all organizing members:~~

~~(A) setting forth the names and addresses of each person who will be employed by the professional limited liability company to practice veterinary medicine;~~

~~(B) stating that all such persons are duly licensed to practice veterinary medicine in North Carolina; and~~

~~(C) representing that the company will be conducted in compliance with the North Carolina Limited Liability Company Act (G.S. 57D), this Chapter, Article 11, G.S. 90 and the rules of the Board.~~

~~(2) A copy of the proposed articles to be filed or an application for Certificate of Authority including a Certificate of Existence or Good Standing from the home state of the entity.~~

~~(f) A certification that each of the organizing members is licensed to practice veterinary medicine in North Carolina shall be returned by the Board to the organizer of the professional limited liability company for filing with the Secretary of State.~~

~~(b) After reviewing the proposed articles or applications and certificates for compliance with the requirements set forth in Chapters 55B and 57D of the General Statutes of North Carolina, the Board shall issue a Letter of Certification for filing with the North Carolina Secretary of State if the review finds compliance with these statutes.~~

~~(g)(c) A Certificate of Registration~~ Registration of for a professional corporation or professional limited liability
company shall be renewed ~~annually;~~ annually with the Board. The ~~Certificate of Registration~~ registration shall expire
on the last day of December following its issuance by the Board and shall become invalid on that date unless renewed.
Upon ~~submission of written application signed by its manager on~~ a renewal application form prescribed by the Board
~~and accompanied by~~ the prescribed fee as set by Rule .0108 of this Chapter, the Board shall renew the ~~Certificate of~~
~~Registration~~ registration providing that the professional corporation or professional limited liability company has
complied with Article 11, G.S. 90, the rules of the ~~Board~~ Board, and applicable General Statutes of North Carolina.
The renewal form shall require the applicant to set forth:

- (1) the legal ~~name of the entity;~~ name, address and telephone number of the company;
- (2) the mailing address of the principal office of the entity;
- (3) the phone number and email address of the entity; and
- (4) the names of all shareholders or members.
- (2) ~~the legal names of all members;~~
- (3) ~~the legal names of all officers; and~~
- (4) ~~the veterinary practice facilities operated by the company.~~

~~(h) If the Board determines that the reports filed in Paragraph (e) or (g) of this Rule, are unclear or incomplete the~~
~~Board may request in writing such supplemental reports as it deems appropriate from any professional limited liability~~
~~companies registered with the Board pursuant to G.S. 57D, Article 11, G.S. 90, and these Rules. The professional~~
~~corporation or professional limited liability company shall file such reports with the Board's office within 30 days~~
~~from the date it receives the request.~~

~~(i)(d)~~ Professional corporations or professional limited liability companies registered with the Board that amend their
Articles of Incorporation or Articles of Organization, pursuant to G.S. 57D shall file submit to the Board for approval
an application to amend the articles along with a certified copy of all amendments to the articles of organization the
articles, within 30 days after the effective date of each amendment. They shall also file a copy of any amendment to
the bylaws, certified to be a true copy by the manager(s) of the professional limited liability company within 30 days
after adoption of the amendment. The application to amend articles requires the applicant to provide the legal name
of the entity, any changes to the name of the entity, current contact information for the entity, a list of new shareholders
or members, and a list of amendments to be adopted. The application shall be signed by a corporate officer or company
official before a notary public. If the amendment is compliant with Article 11, G.S. 90 and the rules of this Chapter,
the Board shall provide a letter of approval for submission to the North Carolina Secretary of State.

(e) Articles of Dissolution of an entity registered with the Board shall be filed directly with the North Carolina
Secretary of State. A copy of these articles shall be provided to the Board.

~~(j)(f)~~ The Board shall issue a certificate authorizing transfer of shares or membership when membership is transferred
a transfer occurs in the professional corporation or professional limited liability company. This certificate of transfer
shall be permanently retained by the company. The membership books of the company shall be kept at the principal
office of the company and shall be subject to inspection by authorized agents of the Board. Transfer of shares or

1 membership within a professional corporation or professional limited liability company shall only be to a person
2 licensed to practice veterinary medicine in this State.

3 ~~(k)(g)~~ All documents required by ~~these Rules~~ this Rule to be submitted to the Board by the professional corporation
4 or professional limited liability company shall be properly executed. ~~executed by the manager(s) of the professional~~
5 ~~limited liability company, and duly acknowledged before a notary public or some other officer qualified to administer~~
6 ~~oaths.~~

7
8 *History Note: Authority G.S. 57D-2-01; 90-181.1; 90-186; ~~90-187.11;~~*

9 *Eff. May 1, 1996;*

10 *Amended Eff. September 1, 2015;*

11 *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. ~~January 9,~~*
12 *~~2018; January 9, 2018;~~*

13 *Amended Eff. January 1, 2027.*

21 NCAC 66 .0211 is proposed for amendment as follows:

21 NCAC 66 .0211 VETERINARY TELEMEDICINE

(a) "Veterinary telemedicine" or "telemedicine" means the use of electronic or telecommunication technologies to remotely provide medical information regarding a patient's clinical health status and to deliver veterinary medical services to a patient that resides in or is located in the State. The delivery of veterinary medical services through telemedicine is the practice of veterinary ~~medicine~~; medicine as defined in G.S. 90-181(6).

(b) A veterinarian may provide veterinary medical services via telemedicine to a patient only after establishing a ~~Veterinarian-Client-Patient Relationship (VCPR)~~; veterinarian-client-patient relationship (VCPR) as defined in G.S. 90-181(7a). No person shall practice veterinary telemedicine except a veterinarian within the context of a VCPR. A VCPR ~~cannot~~ shall not be established by any electronic means or telecommunication technologies.

(c) "Veterinary telemonitoring" occurs when any person, licensed or unlicensed, utilizes a medical device, smart phone, monitoring sensor, or other technology, in combination with an Internet connection, to collect and store health information for a patient of the veterinarian and to transmit it to a veterinarian, as directed or requested by a veterinarian.

(d) "~~Veterinary Teleconsulting~~" teleconsulting occurs when any person, licensed or unlicensed, whose expertise the veterinarian believes would benefit the veterinarian's patient, provides advice or other information by any method of communication to a veterinarian at the veterinarian's direction or request.

(e) Veterinarians practicing telemedicine shall be held to the same standard of care as veterinarians providing in-person medical care. Veterinarians shall use their professional judgement to determine whether telemedicine is appropriate and in the best interest of the patient. Veterinarians shall maintain a medical record of the telemedicine ~~patient(s) provided to patients~~ as required by 21 NCAC 66 .0207(b)(12); Rule .0207(b)(12) of this Section.

History Note: G.S. 90-186(10);

Eff. ~~September 1, 2021~~; September 1, 2021;

Amended Eff. January 1, 2027.

21 NCAC 66 .0401 is proposed for amendment as follows:

SECTION .0400 - RULES: PETITIONS: HEARINGS

21 NCAC 66 .0401 ~~RULE-MAKING~~ RULEMAKING PETITIONS

(a) A person may petition the Board to adopt a new rule or change or amend an existing rule by ~~sending~~ submitting a ~~rule-making~~ written rulemaking petition to the Board at the Board's address set out in Rule .0101 of this Chapter. The petition ~~must shall~~ be titled "~~Petition for Rule-making~~" labeled as "Petition for Rulemaking" and ~~must shall~~ include the following information:

- (1) the name and address of the person submitting the petition;
- (2) a citation to any rule for which a change or repeal is requested;
- (3) a draft of any proposed rule or amended rule;
- (4) an explanation of why the new rule, amendment, or repeal is requested and the effects of the new rule, amendment, or repeal on the Board's procedure or the persons regulated by the Board; and
- (5) any other information the person submitting the petition considers relevant.

(b) Within three business days of receipt of a rulemaking petition, the Board shall send the proposed text of the requested rule change and the statement of the effect of the requested rule change to the Office of Administrative Hearings.

~~(b)(c)~~ The Board ~~must shall~~ decide whether to grant or deny a petition for ~~rule-making~~ rulemaking within 120 days of receiving the petition. In making its decision, the Board ~~will shall~~ consider the information submitted with the petition and any other relevant information.

~~(c)(d)~~ When If the Board denies a petition for rule-making, rulemaking, it must the Board shall send written notice of the denial to the person who submitted the request. The notice must state the reason for the denial. the person who submitted the petition a written statement of the reasons for denying the petition. When If the Board grants a rule-making rulemaking petition, it must the Board shall initiate rule-making rulemaking proceedings as set forth in Article 2A of Chapter 150B of the North Carolina General Statutes and send written notice of the proceedings to the person who submitted the request. petition.

History Note: Authority G.S. 90-185(6); ~~150B-16~~; 150B-20;

Eff. February 1, 1976;

Readopted Eff. September 30, 1977;

Amended Eff. May 1, 1989;

Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. ~~January 9, 2018~~. January 9, 2018;

Amended Eff. January 1, 2027.

21 NCAC 66 .0402 is proposed for amendment as follows:

21 NCAC 66 .0402 NOTICE OF ~~RULE-MAKING~~ RULEMAKING HEARINGS

~~Upon a determination to hold a rule-making proceeding, either in response to a petition or otherwise, If the Board holds a rulemaking hearing, in response to a petition or by the Board's own action, the Board shall give notice to all interested persons on the mailing list maintained pursuant to G.S. 150B-21.2(d). pursuant to the procedure established in Article 2 of Chapter 150B of the North Carolina General Statutes.~~

History Note: Authority G.S. 90-185; ~~150B-12~~; 150B-21.2;

Eff. February 1, 1976;

Readopted Eff. September 30, 1977;

Amended Eff. May 1, 1989;

Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. ~~January 9,~~

~~2018~~; January 9, 2018;

Amended Eff. January 1, 2027.

21 NCAC 66 .0403 is proposed for amendment as follows:

21 NCAC 66 .0403 NOTICE MAILING LIST

Any person desiring to be placed on the mailing list for Board ~~rule-making~~ rulemaking notices ~~may file such request in writing,~~ shall submit a written request and provide their ~~furnishing his name~~ name, email address, and mailing address to the Board. ~~The letter of request should state those subject areas within the authority of the Board for which the person wants notice.~~ The Board may ~~require reasonable postage and stationery costs to be paid by a person who is mailed a rule-making notice.~~ charge the person making the request the actual cost of mailing the notice as a reasonable fee.

History Note: Authority G.S. 90-185; ~~150B-12;~~ 150B-21.2;

Eff. February 1, 1976;

Readopted Eff. September 30, 1977;

Amended Eff. May 1, 1989;

Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. ~~January 9, 2018.~~ January 9, 2018;

Amended Eff. January 1, 2027.

21 NCAC 66 .0404 is proposed for amendment as follows:

21 NCAC 66 .0404 SUBMISSION OF DATA COMMENTS

Any person ~~desiring~~ seeking to present ~~data, views oral or written arguments~~ comments on a proposed rule ~~must~~ shall comply with the ~~statement of procedure~~ instructions on how and where to submit these comments as contained in the Notice of Hearing posted on the Board's website and published in the notice of text in the North Carolina Register. ~~for the rule.~~ Any person ~~desiring~~ intending to deliver to make an oral presentation comments to the Board ~~prior to or at the hearing~~ is encouraged to shall submit a written copy of the presentation to the Board prior to or at the hearing.

History Note: Authority G.S. 90-185; ~~150B-12~~; 150B-21.2;

Eff. February 1, 1976;

Readopted Eff. September 30, 1977;

Amended Eff. May 1, 1989;

Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. ~~January 9, 2018~~. January 9, 2018;

Amended Eff. January 1, 2027.

21 NCAC 66 .0405 is proposed for amendment as follows:

21 NCAC 66 .0405 PRESIDING OFFICER: POWERS AND DUTIES

The presiding officer at a ~~rule-making~~ rulemaking hearing shall ~~have complete control of~~ exercise full authority over the ~~proceedings,~~ proceedings. This authority ~~including~~ includes ~~recognition of the~~ recognizing speakers, allocating time ~~allotments~~ for presentations, ~~the right to question speakers,~~ questioning participants, ~~direction of the discussion~~ guiding the discussion, and managing the overall conduct of the hearing. The presiding officer, ~~at all times,~~ will take ~~care that each person participating~~ officer shall ensure that all participants in the hearing ~~is~~ are given a fair opportunity to present their views, ~~data~~ data, and comments. ~~The presiding officer shall conduct the rule-making hearing pursuant to the procedure established in Article 2 of Chapter 150B of the North Carolina General Statutes.~~

History Note: Authority G.S. 90-185; ~~150B-12;~~

Eff. February 1, 1976;

Readopted Eff. September 30, 1977;

Amended Eff. May 1, 1989;

Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. ~~January 9, 2018.~~ January 9, 2018;

Amended Eff. January 1, 2027.

21 NCAC 66 .0406 is proposed for amendment as follows:

21 NCAC 66 .0406 RECORD OF PROCEEDINGS

~~A record of all rule-making proceedings will be maintained in the Board office for as long as the rule is in effect. The Board shall maintain a record of a rulemaking proceeding. This record shall contain: the original petition (if any), the notice, The record shall include all written comments submitted, received, a transcript, minutes, or recording of any public hearing on the rule, any fiscal note that has been prepared for the rule, and any written explanation made by the Board for adopting or amending the rule, any statement of explanation made to an interested party, and the minutes of the proceedings.~~

History Note: Authority G.S. 90-185; ~~150B-12~~; 150B-21.2;

Eff. February 1, 1976;

Readopted Eff. September 30, 1977;

Amended Eff. May 1, 1989;

Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. ~~January 9, 2018~~. January 9, 2018;

Amended Eff. January 1, 2027.

21 NCAC 66 .0501 is proposed for amendment as follows:

SECTION .0500 - DECLARATORY RULINGS

21 NCAC 66 .0501 PROCEDURE FOR DECLARATORY RULING

(a) ~~The Board shall decide whether to grant or deny a request to make a declaratory ruling on the validity of a rule or on the applicability of particular facts to a statute or to a rule or order of the Board within 60 days of receiving the petition. The Board shall deny a request for a declaratory ruling when the Board deems the petition undesirable. If the Board receives a written request for a declaratory ruling, the Board shall either grant or deny the request.~~

(b) If the petition for a declaratory ruling is granted, the Board shall issue a declaratory ruling as to the validity of a rule or as to the applicability to a given state of facts of a statute administered by the Board, or of a rule or order of the Board. The Board shall also issue a declaratory ruling to resolve a conflict or inconsistency within the Board regarding an interpretation of the law or a rule adopted by the Board. The Board will ordinarily refuse to grant a petition for a declaratory ruling when there has been a similar factual determination in a contested case or one is likely to be made in a pending contested case or investigation

(c) The Board shall deny a petition for a declaratory ruling when the Board determines there has been a similar factual determination in a contested case or one is likely to be made in a pending contested case or investigation.

~~(b) The Board will presume that its current rules are valid unless this presumption is rebutted by persuasive evidence as offered in the petition for the declaratory ruling. When the Board determines that a rule is invalid, the Board shall initiate rule-making proceedings and send written notice of the proceeding to the person who submitted the request.~~

(d) The Board shall respond to a request for a declaratory ruling as follows:

- (1) Within 30 days of receipt of the request for a declaratory ruling, the Board shall make a written decision to grant or deny the request. If the Board does not make a written decision to grant or deny the request within 30 days, the failure shall be deemed a decision to deny the request.
- (2) If the Board grants the request, the Board shall issue a written ruling on the merits within 45 days of the decision to grant the request.
- (3) If the Board fails to issue a declaratory ruling within 45 days, the failure shall be deemed a denial on the merits.

*History Note: Authority G.S. 90-185; ~~150B-17~~; 150B-4;
Eff. February 1, 1976;
Readopted Eff. September 30, 1977;
Amended Eff. May 1, 1989;
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. ~~January 9, 2018~~. January 9, 2018;
Amended Eff. January 1, 2027.*