

Proposed Rule
LSA Document #10-333

DIGEST

Amends [345 IAC 1-5-1](#) and adds [345 IAC 1-5-1.5](#) to clarify that the requirement to vaccinate dogs, cats, and ferrets for rabies is met when a vaccination is administered by a registered veterinary technician or veterinary assistant working under the direct supervision of a veterinarian. Amends [345 IAC 1-5-3](#) to update the Compendium on Animal Rabies Control incorporated by reference. Effective 30 days after filing with the Publisher.

[IC 4-22-2.1-5 Statement Concerning Rules Affecting Small Businesses](#)

[345 IAC 1-5-1](#); [345 IAC 1-5-1.5](#); [345 IAC 1-5-3](#)

SECTION 1. [345 IAC 1-5-1](#) IS AMENDED TO READ AS FOLLOWS:

[345 IAC 1-5-1 Rabies vaccination](#)

Authority: [IC 15-17-3-21](#)

Affected: [IC 15-17-3-13](#); [IC 15-17-6](#)

Sec. 1. (a) For the purpose of administering [IC 15-17-6](#) and this rule, an animal is deemed to be vaccinated for rabies only when the following provisions are met:

(1) The animal is vaccinated by a veterinarian that is:

(A) licensed to practice veterinary medicine; and

(B) accredited by the United States Department of Agriculture under 9 CFR, Subchapter J.

The requirement for vaccination by a veterinarian is met if the vaccination is administered by a registered veterinary technician or veterinary assistant working under the direct supervision of a licensed and accredited veterinarian.

(2) The vaccine used must be licensed and approved by the United States Department of Agriculture. The dosage and administration of the vaccine used must be in accordance with this rule and the manufacturers' specifications described on the vaccine's label and package insert.

(b) ~~The veterinarian performing a rabies vaccination of~~ **vaccinating** an animal **for rabies** shall do the following:

(1) Complete a vaccination certificate or computerized record, in triplicate, ~~on~~ **for** each animal ~~being~~ vaccinated ~~for rabies~~ that ~~shall~~ **must** include the following information:

(A) The name and address of the animal's owner.

(B) The species, sex, and age of the animal vaccinated.

(C) The date the animal was vaccinated.

(D) The product name and lot or serial number of the vaccine used.

(E) The date the animal must be revaccinated under section 2 of this rule.

(F) The number of the tag issued if a tag is issued under subdivision (3).

(G) The name of the veterinarian completing the vaccination and his or her Indiana veterinary license number.

(2) The rabies vaccination certificate completed under subdivision (1) shall be distributed as follows:

(A) One (1) copy of the certificate or computerized record ~~shall be~~ given to the owner or custodian of the animal being vaccinated for rabies.

(B) One (1) copy of the certificate or computerized record ~~shall be~~ forwarded to the county health officer or the officer's designated agent upon the county health officer's request, or as the state veterinarian otherwise directs, within thirty (30) days of the vaccination.

(C) One (1) copy of the certificate or computerized record ~~shall be~~ retained by the veterinarian vaccinating ~~such the~~ animal covering the period of immunization.

(3) A veterinarian that vaccinates a dog, cat, or ferret shall furnish to the owner or custodian of the animal a rabies vaccination identification tag that contains the following:

(A) The veterinarian's or clinic's name and telephone number.

(B) A unique identification number.

(c) The owner or custodian of an animal vaccinated for rabies shall keep a copy of the certificate and tag required to be issued under subsection (b) until such time as the animal must be revaccinated under section 2 of this rule. The board recommends that:

- (1) the owner or custodian of a dog affix the rabies vaccination tag to the collar or harness of the dog; and that
- (2) it be worn at all times.

Nothing in this rule shall prevent a local unit of government from requiring that rabies vaccination tags be worn at all times.

(d) Animals that have been vaccinated for rabies are subject to all quarantine provisions that may be imposed by state or local regulations. The final determination of an animal's rabies vaccination status shall be made by the state veterinarian.

(Indiana State Board of Animal Health; Reg 57-2, Title 1; filed Jun 4, 1958, 3:30 p.m.: Rules and Regs. 1959, p. 284; filed Jan 20, 1988, 4:05 p.m.: 11 IR 1740; filed Oct 23, 1989, 5:00 p.m.: 13 IR 383; filed Jun 14, 1995, 3:30 p.m.: 18 IR 2759; readopted filed May 2, 2001, 1:45 p.m.: 24 IR 2895; filed Oct 1, 2001, 11:10 a.m.: 25 IR 374; filed Sep 18, 2003, 5:25 p.m.: 27 IR 491; readopted filed Feb 9, 2007, 9:42 a.m.: [20070307-IR-345060512RFA](#); errata filed Oct 3, 2008, 3:30 p.m.: [20081022-IR-345080767ACA](#)) NOTE: Originally adopted by the Indiana State Livestock Sanitary Board. Name changed by Acts 1969, Ch. 81, Sec. 1.

SECTION 2. [345 IAC 1-5-1.5](#) IS ADDED TO READ AS FOLLOWS:

[345 IAC 1-5-1.5](#) Definitions

Authority: [IC 15-17-3-21](#)

Affected: [IC 15-17-3-13](#); [IC 15-17-6](#); [IC 25-38.1-1](#)

Sec. 1.5. The following definitions apply throughout this rule:

- (1) "Direct supervision" means a veterinarian is readily available on the premises where the animal is being treated.
- (2) "Registered veterinary technician" means a veterinary technician registered under [IC 25-38.1-1](#) to work under the supervision of a licensed veterinarian.
- (3) "Veterinary assistant" means an individual who is not a licensed veterinarian or registered veterinary technician who performs tasks related to animal health care under the supervision of a licensed veterinarian.

(Indiana State Board of Animal Health; [345 IAC 1-5-1.5](#))

SECTION 3. [345 IAC 1-5-3](#) IS AMENDED TO READ AS FOLLOWS:

[345 IAC 1-5-3](#) Animal rabies control program

Authority: [IC 15-17-3-21](#)

Affected: [IC 15-17-3-13](#); [IC 15-17-6](#)

Sec. 3. (a) The state veterinarian shall establish a statewide animal rabies control program. The rabies control program shall include the following:

- (1) The rabies vaccination requirements in this rule.
- (2) The rabies vaccine distribution requirements in [345 IAC 1-1.1](#).
- (3) The rabies control requirements for the following:
 - (A) Moving animals into the state in [345 IAC 1-3](#).
 - (B) Exhibition of animals in [345 IAC 7-5](#).
- (4) Other requirements in [IC 15-17-6](#) and this rule.
- (5) Other programs initiated by the state veterinarian for the purposes of:
 - (A) preventing;
 - (B) detecting;
 - (C) controlling; and
 - (D) eradicating;

rabies.

(b) The following components of the Compendium of Animal Rabies Control, ~~2005, 2008~~, National Association of State Public Health Veterinarians, Inc., are incorporated by reference as rules of the Indiana state board of animal health and shall be used in the implementation of the program established under subsection (a):

(1) ~~Part I(B)(1) "Prevention and control methods in domestic and confined animals"~~ and Part II "Recommendations for Parenteral Rabies Vaccination Procedures" **and Part III** when interpreting and implementing the animal vaccination requirements in this rule.

(2) Part I(B)(5) ~~and Part I(B)(6)~~ "Postexposure management" when interpreting and implementing [IC 15-17-6](#) governing animal bites.

(c) Where the matters incorporated by reference in this section conflict with the provisions of [IC 15-17-6](#) and this rule, the express provisions of the statute and this rule shall control.

(Indiana State Board of Animal Health; [345 IAC 1-5-3](#); filed Jun 14, 1995, 3:30 p.m.: 18 IR 2760; filed Dec 10, 1997, 11:00 a.m.: 21 IR 1327; filed Jun 17, 1998, 9:03 a.m.: 21 IR 4205; filed Mar 23, 2000, 4:24 p.m.: 23 IR 1913; readopted filed May 2, 2001, 1:45 p.m.: 24 IR 2895; filed Oct 1, 2001, 11:10 a.m.: 25 IR 375; filed Jan 5, 2006, 8:00 a.m.: 29 IR 1556; readopted filed Feb 9, 2007, 9:42 a.m.: [20070307-IR-345060512RFA](#); errata filed Oct 3, 2008, 3:30 p.m.: [20081022-IR-345080767ACA](#))

[Notice of Public Hearing](#)

Posted: 12/08/2010 by Legislative Services Agency
An [html](#) version of this document.