

Original sponsor: Faiks

1 IN THE SENATE

BY THE LABOR AND
COMMERCE COMMITTEE

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CS FOR SENATE BILL NO. 287 (L&C)

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IN THE LEGISLATURE OF THE STATE OF ALASKA

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FIFTEENTH LEGISLATURE - SECOND SESSION

5

A BILL

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For an Act entitled: "An Act relating to the practice of veterinary medicine."

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BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

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* Section 1. AS 08.98.165(a) is amended to read:

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(a) An applicant is qualified to receive a license as a veterinarian who

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(1) is a graduate of an accredited veterinary school or who

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has satisfied [PASSED] the requirements [EXAMINATION] of the American Veterinary Association's Education Commission for Foreign Veterinary Graduates;

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(2) has passed an examination prepared by the National

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Board of Veterinary Medical Examiners or an equivalent examination as determined by the board, or qualifies for an exemption under (b) of this section;

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(3) has passed the written examination of the state;

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(4) has passed a practical examination of skills, if re-

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quired by the board; and

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(5) does not have a [HAS NO] disciplinary proceeding,

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unresolved complaint, or professional association review proceeding pending at the time a license is to be issued, and has not had a veterinarian license revoked for cause in another jurisdiction.

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* Sec. 2. AS 08.98.180 is amended to read:

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Sec. 08.98.180. TEMPORARY LICENSE. A person is entitled to a

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temporary license after applying for examination, if the person (1)

1 [WHO] meets the requirements of AS 08.98.165(a)(1) and (5); (2) has a
2 reported score on an examination required under AS 08.98.165(a)(2),
3 (3), or (4) or the clinical competency test that is equal to or great-
4 er than the minimum score required for licensure in this state, if the
5 person has taken any of these examinations or the clinical competency
6 test; and (3) [IS ENTITLED TO BE TEMPORARILY LICENSED AFTER APPLYING
7 FOR EXAMINATION, IF THE PERSON] works under the supervision of a
8 licensed veterinarian. A license issued under this section is valid
9 until the results of the examinations are published. A person may not
10 receive more than one temporary license. An application for a tempo-
11 rary license must be signed by the supervising veterinarian and accom-
12 panied by the temporary license fee required under AS 08.98.190.

13 * Sec. 3. AS 08.98.184 is amended to read:

14 Sec. 08.98.184. LICENSURE BY CREDENTIALS. The board shall
15 approve the issuance of a license to an applicant who holds a valid
16 license to practice veterinary medicine in another state, territory,
17 or country with licensing requirements substantially similar to or
18 higher than those of this state which were in effect at the time the
19 applicant obtained a license in the other jurisdiction if the appli-
20 cant

21 (1) has graduated from an accredited school of veterinary
22 medicine or has satisfied [SUCCESSFULLY PASSED] the requirements
23 [EXAMINATION] of the American Veterinary Association's Education
24 Commission for Foreign Veterinary Graduates;

25 (2) has been engaged in the active practice of veterinary
26 medicine for at least five of the seven years before filing the appli-
27 cation;

28 (3) has not failed the state written or practical examina-
29 tion;

1 (4) does not have a [HAS NO] disciplinary proceeding,
2 unresolved complaint [COMPLAINTS], or professional association review
3 proceeding [PROCEEDINGS] pending at the time a license is to be is-
4 sued, and has not had a veterinarian license revoked for cause in
5 another jurisdiction; and

6 (5) has paid required fees.

7 * Sec. 4. AS 08.98.186 is repealed and reenacted to read:

8 Sec. 08.98.186. LOCUM TENENS PERMIT. (a) The board may grant a
9 locum tenens permit to a person licensed to practice veterinary medi-
10 cine in another

11 (1) state if the person meets the requirements of
12 AS 08.98.165(a)(1) and (5) and, if the person has taken an examination
13 required under AS 08.98.165(a)(2), (3), or (4) or the clinical
14 competency test, has a reported score that is equal to or greater than
15 the minimum score that is required on that examination or test for
16 licensure in this state; or

17 (2) country if the person meets the requirements
18 established by the board.

19 (b) A person who holds a locum tenens permit may

20 (1) conduct the practice of a veterinarian licensed in the
21 state who is absent from practice; or

22 (2) consult with or assist a veterinarian licensed and
23 practicing in this state; however, the consultation or assistance is
24 limited to animals under the care of the veterinarian licensed and
25 practicing in this state.

26 (c) An application to conduct the practice of a veterinarian
27 licensed in this state who is absent from practice shall be signed by
28 the person who is or will be absent from practice and by the appli-
29 cant. A locum tenens permit issued under (b)(1) of this section is

1 valid for no longer than 60 consecutive days after issuance but may be
2 renewed once within a two-year period.

3 (d) An application to consult with or assist a veterinarian
4 licensed and practicing in this state shall be signed by the person
5 who is licensed and practicing in this state and by the applicant. A
6 locum tenens permit issued under (b)(2) of this section is valid for
7 60 consecutive days but may be renewed once within a two-year period.

8 (e) An application for a locum tenens permit must be accompanied
9 by the locum tenens permit fee.

10 * Sec. 5. AS 08.98.190 is amended to read:

11 Sec. 08.98.190. FEES. The department shall set fees under
12 AS 08.01.065 for the following:

- 13 (1) application;
- 14 (2) examination;
- 15 (3) investigation of credentials;
- 16 (4) license;
- 17 (5) license renewal;
- 18 (6) temporary license;
- 19 (7) locum tenens [TEMPORARY] permit.

20 * Sec. 6. AS 08.98.250(6) is amended to read:

21 (6) "practice of veterinary medicine"

22 (A) means for compensation to

23 (i) [TO] diagnose, treat, correct, change, re-
24 lieve, or prevent animal disease, deformity, defect, injury,
25 or other physical or mental condition, including the pre-
26 scription or administration of a drug, biologic apparatus,
27 anesthetic, or other therapeutic or diagnostic substance;

28 (ii) [TO] use a manual or mechanical procedure for
29 testing for pregnancy or correcting sterility or

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infertility; or

(iii) [TO] render advice or recommendation with regard to a [ANY] matter listed in (i) or (ii) of this subparagraph;

(B) means to represent, directly or indirectly, publicly or privately, an ability or willingness to do an [ANY] act in (A) of this paragraph for compensation;

(C) means to use a title, abbreviation, or letters in a manner or under circumstances that [WHICH] induce the belief that the person using them is qualified to do an [ANY] act in (A) of this paragraph whether or not for compensation;

(D) does not include, whether or not for compensation,

(i) practices related to artificial insemination and the use of a title, abbreviation, or letters in a manner that [WHICH] induces the belief that the person using them is qualified to perform artificial insemination;

(ii) the practices of a farrier done in the performance of the farrier's profession;

(iii) standard practices commonly performed on farm or domestic animals in the course of routine farming or animal husbandry, when performed by an owner or the owner's employee unless ownership of the animal is transferred for the purpose of avoiding application of this chapter or the primary purpose of hiring the employee is to avoid application of this chapter;

(iv) the administration of rabies vaccine by a lay vaccinator approved by the Department of Health and Social Services;

(v) veterinarians serving in the armed services

1 of the United States or the United States Department of
2 Agriculture while engaged in their official capacity or
3 while within federal facilities;