

S B

287

# HOUSE COMMITTEE REPORT

(7)

Date referred: 3/21/88

FURTHER REFERRALS:

DATE: 4/21/88

The Labor & Commerce Committee has considered CSSB 287(L&C)

"An Act relating to the practice of veterinary medicine."

**RECOMMENDS:**

- replace with H.C.S CSSB 287 (L+C)  the same title
- attached amendment(s)  a new title
- do pass
- do not pass
- no recommendation
- individual recommendations
- additional referral to the \_\_\_\_\_ Committee

**ADOPTS:**  \_\_\_\_\_ letter of intent

**ATTACHES NEW FISCAL NOTE(S):**

- fiscal impact  same as previous fiscal note published \_\_\_\_\_
- zero fiscal note  same as previous zero fiscal note published 3/15/88
- zero with analysis

**SIGNING DO PASS:**

Walter Duley

Clayton

Scott

Walter Kozma

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

**SIGNING OTHER RECOMMENDATIONS:**

Walter Duley

W.B. Brubaker (no rec)

J. Ellis (no rec)

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Walter Duley  
Chairman's signature

STATE OF ALASKA  
1988 LEGISLATIVE SESSION

2553 287 (LIC)  
BILL VERSION: SB 287  
PUBLISH DATE: 3/15/88

FISCAL NOTE

REQUEST:

Revision Date: \_\_\_\_\_  
Title: An Act relating to the practice of veterinary medicine.  
Sponsor: Senator Faiks  
Requestor: \_\_\_\_\_

Agency Affected: Commerce & Economic Dev.  
BRU: Occupational Licensing  
Components: \_\_\_\_\_

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY 88	FY 89	FY 90	FY 91	FY 92	FY 93
PERSONAL SERVICES	0	0	0	0	0	0
TRAVEL	0	0	0	0	0	0
CONTRACTUAL	0	0	0	0	0	0
SUPPLIES	0	0	0	0	0	0
EQUIPMENT	0	0	0	0	0	0
LAND & STRUCTURES	0	0	0	0	0	0
GRANTS, CLAIMS	0	0	0	0	0	0
MISCELLANEOUS	0	0	0	0	0	0
TOTAL OPERATING	0	0	0	0	0	0

CAPITAL	0	0	0	0	0	0
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REVENUE	0	0	0	0	0	0
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FUNDING: (Thousands of Dollars)

GENERAL FUND	0	0	0	0	0	0
FEDERAL FUNDS	0	0	0	0	0	0
OTHER	0	0	0	0	0	0
TOTAL	0	0	0	0	0	0

POSITIONS:

FULL-TIME	0	0	0	0	0	0
PART-TIME	0	0	0	0	0	0
TEMPORARY	0	0	0	0	0	0

ANALYSIS : (Attach a separate page if necessary)

New funding is not required to implement the provisions of this bill.

2PB Prepared by: Jennifer Strickler, Mgnt. Analyst  
Division: Occupational Licensing

Phone: 465-2144  
Date: January 21, 1988

Approved by Commissioner: J. Anthony Smith  
Agency: Commerce and Economic Development

Date: 1-22-88

Distribution (by preparer) :  
Legislative Finance  
Legislative Sponsor  
Requestor  
Office of Management and Budget  
Impacted Agency(ies)



# Alaska State Legislature

SENATE


Office of the President

P.O. Box V  
State Capitol  
Juneau, Alaska 99811  
(907) 465-3755

## MEMORANDUM

March 21, 1988

TO: Representative Dave Donley, Chairman  
House Labor and Commerce Committee

FROM: Senator Jan Faiks  
President of the Senate 

SUBJECT: CSSB 287 (L&C) "An Act relating to the practice  
of veterinary medicine."

Senate Bill 287 has been referred to the House Labor and Commerce Committee for consideration. This bill proposes amendments to AS 08.98, which relates to the practice of veterinary medicine.

The purpose of CSSB 287 (L&C) is to update and clarify the professional practice of veterinary medicine in Alaska. The bill does not add any additional restrictions to the private citizen who treats animals without compensation, such as a person who treats his/her own animals.

The bill makes the following changes to the current law:

Section 1. QUALIFICATION FOR LICENSE. Amends AS 08.98.165(a) by changing the phrase "pass the examination" to "has met the requirements" of the American Veterinary Medical Association Commission (AVMAC) for Foreign Graduates where this qualification is required for licensure under AS 08.98.165 and 08.98.184. The AVMAC has set up new requirements for issuance of their certification and have not actually administered an examination for several years, hence the current wording is obsolete.

Section 2. TEMPORARY LICENSE. Amends AS 08.98.180 by strengthening the temporary license requirements for veterinarians. An applicant for licensure in Alaska must pass three separate tests: the National Board Examination (NBE), the Clinical Competency Test (CCT), and the state written or

practical examination. The NBE and the CCT are both nationally recognized examinations which may be taken by the applicant prior to application or during the next scheduled Alaska examination. There have been occasions where the applicant has failed one or more of these tests but desires to obtain or continue employment as a veterinarian in Alaska. There is nothing in the current statutes which prohibit them from applying for and receiving the temporary license or temporary permit under AS 08.98.180 and AS 08.98.186.

This language will allow the board to continue to issue temporary licenses to new applicants who have not yet had the opportunity to sit for the next scheduled examinations, or those who do not need to sit for all of the exams due to licensing in another state with comparable requirements, and will allow the board to deny licenses to those who have actually demonstrated a lack of minimum competency.

Section . LICENSURE BY CREDENTIALS. Amends AS 08.98.184, as under section 1 of this bill, by changing the phrase "pass the examination" to "has met the requirements" of the American Veterinary Medical Association Commission (AVMAC) for Foreign Graduates.

Section 4. LOCUM TENENS PERMIT. Repeals and reenacts AS 08.98.186, relating to temporary permits granted to visiting veterinarians. The current statute allows practicing veterinarians from other states to take over the practice of an Alaska veterinarian for up to 60 days under a renewable license, with the signature of the Alaska veterinarian whose practice is involved.

Individual license holders, veterinary associations, and other groups frequently desire to invite qualified practitioners from other jurisdictions to travel to Alaska to assist in treatments, provide demonstrations or other continuing education or hold specialty clinics. Our limited population still prohibits most "consultants" from setting up permanent practice situations which would require a regular license, and they do not fit into the specific language of the "relief veterinarian" category. However, they do practice veterinary medicine under the definition in our statutes and need to have some guidelines to limit the scope and conditions of their services. Such individuals would be limited to a 60 day permit, which may be renewed once within a two year period.

Section 5. FEES. Amends AS 08.98.190 to enable the board to set fees for locum tenens permits.

Section 6. DEFINITIONS. Makes housekeeping changes to AS 08.98.250(6); amends the definition of the practice of

veterinary medicine to allow lay vaccinators to administer rabies vaccine, as well as to allow federal government veterinarians to practice within the scope of their employment.

Please contact my office if you have any questions or comments.

VETERINARY ASSOCIATES, P. C.  
COLLEGE VILLAGE ANIMAL CLINIC  
2036 E. NORTHERN LIGHTS BLVD.  
ANCHORAGE, ALASKA 99508

Telephone 274-3623

March 25, 1988

Representative Dave Donley  
Chairman, Labor and Commerce Committee  
P.O. Box 7  
Juneau, AK 99811

RECEIVED  
MAR 30 1988

Re: Senate Bill 287, Alaska Board of Veterinary Examiners Legislative Request

Multiple Occupational Licensing bills have been submitted by the Governor over the past several years containing, in part, several minor housekeeping amendments to the Veterinary Statutes (AS 08.98). None of these bills has been passed. The same basic amendments along with minor housekeeping requests from several other boards are again being sent to the Governor for introduction as a Miscellaneous Amendments Bill. The Board of Veterinary Examiners decided at its meeting February 5-6, 1987 to request members of the Legislature to introduce the veterinary statute housekeeping changes along with new amendments which we have formulated in response to areas where we feel that the current statutes fail to address some specific problems.

1. The initial housekeeping request is to change the phrase "pass the examination" to "has met the requirements" of the American Veterinary Medical Association Commission (AVMAC) for Foreign Graduates where this qualification is required for licensure under AS 08.98.165 and 08.98.184. The AVMAC has set us new requirements for issuance of their certification and have not actually administered an examination for several years, hence the current wording is obsolete.
2. An applicant for licensure in Alaska must pass three separate tests: The National Board Examination (NBE), the Clinical Competence Test (CCT), and the state written or practical examination. The NBE and the CCT are both nationally recognized examinations which may be taken by the applicant prior to application or during the next scheduled Alaska examination. We have had occasions where the applicant has failed one or more of these tests but desires to obtain or continue employment as a veterinarian within this state. There is nothing in the current statutes which prohibits them from applying for and receiving the temporary license or temporary permit under AS 08.98.180 and .136. We wish to continue to allow new applicants for temporary license, who have not yet had the opportunity to sit the next scheduled examinations, and those who do not need to sit for the exams due to licensing in another state with comparable requirements, to receive approval while adding language which will allow us to deny licenses to those who have actually demonstrated a lack of minimum competency.
3. The temporary permit in the veterinary statute currently applies to those cases where a veterinarian licensed and qualified in another state is hired specifically

to work for a short time in an established practice while the regular veterinarian is absent. The same term, temporary permit, is used in the Medical Board statutes to apply to an applicant awaiting examination, and the term "Locum Tenens permit" is used to designate a relief practitioner. Renaming these permits would eliminate a lot of confusion.

4. Individual license holders, veterinary associations, and other groups frequently desire to invite qualified practitioners from other states or countries to travel to Alaska to assist in treatments, provide demonstrations or other continuing education, hold specialty clinics, or assist in races or other events involving veterinary care of animals. Our limited population still prohibits most "consultants" from setting up permanent practice situations which would require a regular license, and they do not fit into the specific language of the "relief veterinarian" category. However, they do practice veterinary medicine under the definition in our statutes and need to have some guidelines to limit the scope and conditions of their services. The addition of a subsection (b) under AS 08.98.186 sets up an appropriate licensing category and limitations. The addition is as follows:

AS 08.98.186(b) Consult with and/or assist a veterinarian licensed and practicing in this state provided that such practice is limited to animals under the care of the Alaskan Licensed Supervising Veterinarian. As application under this section shall be signed by the supervising veterinarian and by the applicant. This Locum Tenens permit is valid for no longer than 60 consecutive days and may be renewed once within a two year period.

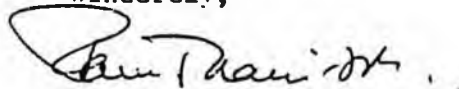
(c) Application must be accompanied by required fees.

5. Additional language has been recommended to be added to AS 08.98.250(6). Definition of the practice of veterinary medicine to clarify two additional situations where certain practices currently utilized in Alaska are allowed to continue without requiring a license to practice. They are the lay vaccinator program for rabies control under the Alaska Department of Health and Social Services, and a standard exclusion for military and U.S. Department of Agriculture personnel.

These amendments are much needed to clarify a number of licensing loopholes and confusing areas within the current statutes. They have the support of the Department of Occupational Licensing and all of the affected veterinary groups.

We would very much appreciate your prompt attention so that the bill will complete passage this session. Please contact me if you have any questions.

Sincerely,



Pam Tuomi, D.V.M.

STATE OF ALASKA  
THE LEGISLATURE

POUCH Y - STATE CAPITOL  
JUNEAU, ALASKA 99811  
907-465-3800

LEGISLATIVE AFFAIRS AGENCY  
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May, 1988

Copies of minutes listed below were originally included in this file. The minutes are available on the STAIRS database CMPR. In order to save space copies of minutes have not been left in the files.

Mary Van Nimwegen

HL+C

4-21-88

2:00p.m.



