

HOUSE BILL NO. HB0007

Wyoming Veterinary Medical Practice Act-2.

Sponsored by: Joint Agriculture, State and Public Lands
and Water Resources Interim Committee

A BILL

for

1 AN ACT relating to veterinarians; amending definitions
2 relating to the practice of veterinary medicine; increasing
3 board member salaries; eliminating the function of
4 secretary-treasurer of the board of veterinary medicine;
5 providing for a license renewal grace period; providing for
6 a late fee; providing exceptions for emergency veterinary
7 care; requiring continuing education; increasing penalties;
8 and providing for an effective date.

9

10 *Be It Enacted by the Legislature of the State of Wyoming:*

11

12 **Section 1.** W.S. 33-30-202(a) by creating a new
13 paragraph (ix), 33-30-203(a) by creating new paragraphs
14 (xii) and (xiii), 33-30-204(e) and (g) through (k),
15 33-30-206(b), 33-30-207(c), 33-30-211(a), (b) and by

1 creating a new subsection (e) and 33-30-214(a) are amended
2 to read:

3
4 **33-30-202. Definitions.**

5
6 (a) When used in this act, these words and phrases,
7 unless the context otherwise indicates, shall be defined as
8 follows:

9
10 (ix) "Animal health emergency" means any event
11 or situation involving animal disease or animal welfare
12 that threatens public welfare and the viability of animal
13 industries, including, but not limited to, incursion of
14 foreign animal disease, natural disaster and bioterrorism.

15
16 **33-30-203. License required; exceptions.**

17
18 (a) No person may practice veterinary medicine in the
19 state who is not a licensed veterinarian or the holder of a
20 valid temporary permit issued by the board. This act shall
21 not be construed to prohibit:

1 (xii) Any person who, without expectation of
2 compensation, provides emergency veterinary care at the
3 site in an emergency or disaster situation;

4
5 (xiii) The state veterinarian from deputizing
6 licensed veterinarians to assist as deputy state
7 veterinarians in case of an emergency as provided in W.S.
8 11-18-103(a)(ii). The state veterinarian may request the
9 assistance of licensed veterinarians from other states as
10 needed in emergency situations without requiring Wyoming
11 licensure.

12
13 **33-30-204. Board of veterinary medicine.**

14
15 (e) Each member of the board shall ~~be paid~~
16 ~~twenty five dollars (\$25.00) for each day or substantial~~
17 ~~portion thereof that he is engaged in the work of the~~
18 ~~board, in addition to such reimbursement for travel and per~~
19 ~~diem allowance as is normally~~ receive compensation from the
20 veterinary medicine account for each day actually spent in
21 the performance of his official board duties at the salary
22 rate provided in W.S. 28-5-101(d) and per diem and mileage
23 as allowed to state employees.

1 (g) At the annual meeting the board shall organize by
2 electing from its membership a president and vice-president
3 and such other officers as may be prescribed by rules.
4 Officers of the board shall serve for terms of one (1) year
5 and until successors are elected, without limitation on the
6 number of terms an officer may serve. The president shall
7 serve as chairman at the board meetings, except that in his
8 absence the vice-president shall serve as chairman. The
9 state veterinarian shall be ex officio member of the board
10 ~~and serve as secretary treasurer of the board~~ and shall
11 receive no compensation, ~~for any duties imposed upon him by~~
12 ~~the board,~~ except that he is entitled to the normal travel
13 expenses allowed to state employees.

14
15 (h) The ~~duties of the secretary treasurer~~ board shall
16 ~~include but not be limited to carrying on the~~
17 ~~correspondence of the board, keeping~~ keep permanent
18 accounts and records of all receipts and disbursements by
19 the board and minutes of all board proceedings, including
20 the disposition of all applications for licenses, and
21 ~~keeping~~ keep a register of all persons currently licensed
22 by the board. The ~~secretary treasurer~~ board shall, as
23 required by W.S. 9-2-1014, report to the governor and the
24 Wyoming Veterinary Medical Association as to the

1 transactions of the board. In all court actions or
2 proceedings pertaining to this act, a transcript of any
3 record or any part thereof, which is certified to be a true
4 copy by the ~~secretary-treasurer~~ board, shall be entitled to
5 admission in evidence.

6
7 (j) All board records shall be open to public
8 inspection during regular office hours of the
9 ~~secretary-treasurer~~ board; except, information received by
10 the board through inspection and investigations involving
11 the question of licensure shall be confidential and shall
12 not be disclosed except as may be judicially required.

13
14 (k) All money shall be received and collected as
15 provided by law. The state treasurer shall credit the
16 money to a separate account. All expenses of the board and
17 all expenses incurred in connection with the administration
18 of this act shall be paid from the account by requisition
19 signed by ~~the secretary-treasurer of~~ a person designated by
20 the board in a manner provided by law for payment of other
21 state expenses. The account shall be a continuing account
22 and shall not be subject to reversion to the state's
23 general fund.

1 **33-30-206. Application for license; fee;**
2 **determination of qualifications.**

3
4 (b) If the board determines that the applicant
5 possesses the proper qualifications, it shall admit the
6 applicant to the next examination, or if the applicant is
7 eligible for a license without examination under W.S.
8 33-30-208, the board may forthwith grant him a license. If
9 an applicant is found not qualified to take the examination
10 or does not qualify for a license without examination, the
11 ~~secretary-treasurer of the~~ board shall immediately notify
12 the applicant in writing of such finding and the grounds
13 therefor. A licensee whose license is revoked or an
14 applicant found unqualified shall be afforded an
15 opportunity for a hearing to be conducted in accordance
16 with the Wyoming Administrative Procedure Act. Any
17 applicant who is found not qualified shall be allowed the
18 return of his application fee.

19

20 **33-30-207. Examinations generally.**

21

22 (c) After each examination the ~~secretary-treasurer~~
23 board shall notify each examinee of the result of his
24 examination, and the board shall issue licenses to the

1 persons successfully completing the examination. The
2 ~~secretary-treasurer~~ board shall record the new licenses and
3 issue certificates of registration to the new licensees.
4 Any person failing an examination shall be admitted to any
5 subsequent examination on payment of the application fee.

6
7 **33-30-211. Expiration and renewal of licenses; fees;**
8 **veterinarians on active duty with armed services; duplicate**
9 **licenses; continuing education.**

10
11 (a) All licenses shall expire annually on December 31
12 of each year and shall be renewed by registration with the
13 board and payment of the registration renewal fee
14 established and published by the board. On December 1 of
15 each year, the ~~secretary-treasurer~~ board shall mail a
16 notice to each licensed veterinarian that his license will
17 expire on December 31 and provide him with a form for
18 reregistration. The ~~secretary-treasurer~~ board shall issue
19 annual certificates of registration to all persons
20 registering under this act.

21
22 (b) Any person who shall practice veterinary medicine
23 after the expiration of his license and wilfully or by
24 neglect fail to renew such license shall be practicing in

1 violation of this act ~~.; provided that,~~ The board may, by
2 rule establish a grace period for license renewal not to
3 exceed sixty (60) days and establish a late fee for license
4 renewal which shall not exceed the annual renewal fee. At
5 the discretion of the board, any person not practicing in
6 the state may renew an expired license within five (5)
7 years of the date of its expiration by making written
8 application for renewal and paying the current renewal fee
9 plus a late fee and all delinquent renewal fees. After five
10 (5) years have elapsed since the date of the expiration, a
11 license may not be renewed, but the holder must make
12 application for a new license.

13

14 (e) The renewal under subsection (a) of this section
15 shall be accompanied by evidence satisfactory to the board
16 of compliance with this chapter and completion of
17 continuing education activities as established by rules and
18 regulations of the board.

19

20 **33-30-214. Penalty for violation; injunction.**

21

22 (a) Any person who ~~shall practice veterinary medicine~~
23 ~~without a currently valid license or temporary permit shall~~
24 ~~be~~ violates W.S. 33-30-101 through 33-30-215 is guilty of a

1 misdemeanor ~~and upon conviction for a first offense shall~~
2 ~~be fined not more than one hundred dollars (\$100.00), or~~
3 ~~imprisoned for no more than ninety (90) days~~ punishable by
4 a fine of not more than seven hundred fifty dollars
5 (\$750.00), by imprisonment for not more than six (6)
6 months, or both. ~~fined and imprisoned; provided that~~ Each
7 act of such unlawful practice shall constitute a distinct
8 and separate offense.

10 **Section 2.** This act is effective immediately upon
11 completion of all acts necessary for a bill to become law
12 as provided by Article 4, Section 8 of the Wyoming
13 Constitution.

15 (END)