

HOUSE BILL 66

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M4

1999 Regular Session
(9r0167)

ENROLLED BILL

-- *Environmental Matters/Economic and Environmental Affairs* --

Introduced by **Chairman, Environmental Matters Committee (Departmental - Agriculture)**

Read and Examined by Proofreaders:

Proofreader.

Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this
____ day of _____ at _____ o'clock, ____ M.

Speaker.

CHAPTER _____

1 AN ACT concerning

2 **Veterinary Practice Act - Practice of Veterinary Medicine**

3 FOR the purpose of requiring certain individuals to be licensed by and registered with
4 the Board of Veterinary Medical Examiners regardless of whether the
5 individuals have offices in the State; altering a certain definition; and generally
6 relating to the practice of veterinary medicine and the Board of Veterinary
7 Medical Examiners.

8 BY repealing and reenacting, with amendments,
9 Article - Agriculture
10 Section 2-301(g) and 2-308
11 Annotated Code of Maryland
12 (1985 Replacement Volume and 1998 Supplement)

13 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
14 MARYLAND, That the Laws of Maryland read as follows:

1

Article - Agriculture

2 2-301.

3 (g) The term "practice of veterinary medicine" does not include or apply to:

4 [(1) Any licensed veterinarian from any state who does not have an office
5 in the State;6 [(2)] (1) Any person practicing veterinary medicine in the performance
7 of civil or military official duties in the service of the United States or of the State;8 [(3)] (2) Experimentation and scientific research of biological chemists
9 or technicians engaged in the study and development of methods and techniques,
10 directly or indirectly related or applicable to the problems of the practice of veterinary
11 medicine;12 [(4)] (3) A person who advises with respect to or performs acts which the
13 Board, by rule or regulation, has prescribed as accepted management practices in
14 connection with livestock production;15 [(5)] (4) A physician licensed to practice medicine in the State or to his
16 assistant while engaged in educational research;17 [(6)] (5) A person administering to the ills and injuries of his own
18 animals if they otherwise comply with all laws, rules and regulations relative to the
19 use of medicines and biologics;20 [(7)] (6) A farrier or a person actively engaged in the art or profession of
21 horseshoeing as long as his actions are limited to the art of horseshoeing only;22 [(8)] (7) Any nurse, attendant, technician, intern, or other employee of a
23 licensed and registered veterinarian when administering medication or rendering
24 auxiliary or supporting assistance under the responsible direct supervision of a
25 licensed and registered veterinarian;

26 [(9)] (8) A person who floats (files) equine teeth or removes caps;

27 [(10)] (9) A person who scales or cleans animal teeth;

28 [(11)] (10) Except as otherwise provided by regulations adopted by the
29 Board, a veterinary technician when performing the following procedures under the
30 responsible direct supervision of a veterinary practitioner:31 (i) Anesthesia induction by inhalation or intravenous injection if
32 the veterinary practitioner is able to maintain direct visual contact of the veterinary
33 technician's performance of the procedure;

34 (ii) Anesthesia induction by intramuscular injection;

35 (iii) Application of casts and splints;

- 1 (iv) Dental extractions; and
- 2 (v) Suturing of existing surgical skin incisions; ~~or~~
- 3 [(12)] (11) A person practicing acupuncture in accordance with the
4 principles of oriental medical theories if the person:
- 5 (i) Is licensed under Title 1A of the Health Occupations Article;
- 6 (ii) Is certified as an animal acupuncturist by the Board of
7 Acupuncture;
- 8 (iii) Practices only acupuncture, acupressure, and moxibustion;
- 9 (iv) Cooperates and consults with a veterinary practitioner by:
- 10 1. Beginning acupuncture treatment on an animal only if the
11 animal has been seen by a veterinary practitioner within the previous 14 days;
- 12 2. Adhering to the terms and conditions of treatment decided
13 by the veterinary practitioner, including the degree of communication and
14 collaboration between the veterinary practitioner and the person practicing
15 acupuncture;
- 16 3. Reporting to the veterinary practitioner at the end of
17 treatment or at monthly intervals, at the discretion of the veterinary practitioner; and
- 18 4. Not working on an animal for which the person has not
19 been appropriately trained, in accordance with regulations adopted by the Board of
20 Acupuncture; and
- 21 (v) Has successfully completed a specialty training program in
22 animal acupuncture that:
- 23 1. Is approved by the Board of Acupuncture;
- 24 2. Is offered by a school holding nationally recognized
25 accreditation;
- 26 3. Consists of at least 135 hours; and
- 27 4. Enables the person to:
- 28 A. Design effective treatments of animals based on
29 traditional acupuncture theories and principles, including appropriate knowledge of
30 functional animal anatomy and physiology;
- 31 B. Handle and restrain animals to the extent appropriate in
32 the practice of acupuncture;

1 C. Demonstrate sufficient knowledge of animal diseases and
2 zoonoses that would require the immediate attention of a veterinary practitioner; and

3 D. Communicate effectively with a veterinary practitioner;
4 OR

5 (12) A VETERINARIAN LICENSED IN ANOTHER JURISDICTION WHILE
6 CONSULTING WITH A VETERINARY ~~PRACTITIONER~~ PRACTITIONER IN THIS STATE.

7 2-308.

8 (a) In order to enforce this subtitle and aid in the prosecution of any violation,
9 every licensee who practices veterinary medicine [and has an office] in the State
10 shall register annually with the Board.

11 (b) Every licensee annually shall pay the Board a registration fee set by the
12 Board for the privilege of continuing his license.

13 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take
14 effect October 1, 1999.