

PROPOSED

SENATE AMENDMENTS TO S.B. 1401

(Reference to printed bill)

1 Strike everything after the enacting clause and insert:

2 "Section 1. Section 32-2231, Arizona Revised Statutes, is amended to
3 read:

4 32-2231. Acts constituting the practice of veterinary
5 medicine; exceptions; definitions

6 A. A person shall be regarded as practicing veterinary medicine,
7 surgery and dentistry within the meaning of this chapter who, within this
8 state:

9 1. By advertisement, or by any notice, sign or other indication, or
10 by a statement written, printed or oral, in public or in private, made,
11 done or procured by ~~himself~~ THE PERSON or any other at ~~his~~ THE PERSON'S
12 request claims, announces, makes known or pretends ability or willingness
13 to diagnose any animal condition, disease, deformity, defect, wound or
14 injury or to perform any type of surgical procedure on animals.

15 2. Advertises or makes known or claims ability and willingness to
16 perform the following for hire, fee, compensation or reward that is
17 directly or indirectly promised, offered, expected, received or accepted:

18 (a) Prescribe or administer any drug, medicine, treatment, method or
19 practice for any animal.

20 (b) Perform any operation or manipulation on or apply any apparatus
21 or appliance to any animal.

22 (c) Give any instruction or demonstration for the cure,
23 amelioration, correction or reduction or modification of any animal
24 condition, disease, deformity, defect, wound or injury.

1 3. Diagnoses or prognosticates any animal condition, disease,
2 deformity, defect, wound or injury for hire, fee, reward or compensation
3 that is directly or indirectly promised, offered, expected, received or
4 accepted.

5 4. Prescribes or administers any drug, medicine, treatment, method
6 or practice, performs any operation or manipulation, or applies any
7 apparatus or appliance for the cure, amelioration, correction or
8 modification of any animal condition, disease, deformity, defect, wound or
9 injury for hire, fee, compensation or reward that is directly or indirectly
10 promised, offered, expected, received or accepted.

11 B. This section does not apply to:

12 1. Duly authorized representatives of the United States department
13 of agriculture in the discharge of any duty authorized by the director in
14 charge of the animal disease eradication division.

15 2. A certified veterinary technician performing a task or function
16 authorized by the rules of the board in the employ of and under the
17 direction, supervision and control of a licensed veterinarian or a licensed
18 veterinary faculty member.

19 3. An equine dental practitioner if all of the following apply:

20 (a) The equine dental practitioner is certified by the international
21 association of equine dentistry or the academy of equine dentistry.

22 (b) The equine dental practitioner performs any of the following
23 procedures under the general supervision of a licensed veterinarian:

24 (i) The application of any apparatus used to work on the oral
25 cavity.

26 (ii) The examination of dental conditions.

27 (iii) The removal of overgrowth from the teeth of horses and the
28 removal of sharp enamel points from the teeth of horses, excluding any
29 extractions unless the certified equine dental practitioner is under the
30 direct supervision of a licensed veterinarian.

1 (iv) Any treatment of the oral cavity as authorized by the animal's
2 owner, excluding any extractions unless the certified equine dental
3 practitioner is under the direct supervision of a licensed veterinarian.

4 (c) The equine dental practitioner provides both of the following to
5 the board:

6 (i) Proof of current certification from the international
7 association of equine dentistry or the academy of equine dentistry.

8 (ii) A written statement signed by the supervising veterinarian that
9 the certified equine dental practitioner will be under the general or
10 direct supervision of the licensed veterinarian when performing the
11 procedures prescribed by this paragraph.

12 (d) Both the supervising veterinarian and the certified equine
13 dental practitioner maintain dental charts for procedures done pursuant to
14 this paragraph.

15 4. A veterinary student who performs acts of health care or
16 prescribed veterinary procedures as a part of the student's educational
17 experience if both of the following apply:

18 (a) The acts are assigned by a licensed veterinarian or a licensed
19 veterinary faculty member who is responsible for the animal's care.

20 (b) The student works under the direct supervision of a licensed
21 veterinarian or a licensed veterinary faculty member.

22 5. AN ACUPUNCTURIST WHO IS CERTIFIED AND WHO IS TREATING AN ANIMAL
23 PURSUANT TO SECTION 32-3928.

24 C. Notwithstanding subsection B, paragraph 3 of this section, only a
25 licensed veterinarian and not an equine dental practitioner may prescribe
26 or administer, or both prescribe and administer, any drug or medicine.

27 D. For the purposes of this section:

28 1. "Direct supervision" means a licensed veterinarian must authorize
29 and be physically present for the procedure.

30 2. "General supervision" means a licensed veterinarian must be
31 available for consultation by telephone or other form of immediate
32 communication.

