

1 **VETERINARY PRACTICE ACT AMENDMENTS**

2 2001 GENERAL SESSION

3 STATE OF UTAH

4 **Sponsor: Bill Wright**

5 **This act modifies the Veterinary Practice Act. This act provides a limited exemption from**
6 **licensing under the Veterinary Practice Act for chiropractic physicians, physical therapists,**
7 **and massage therapists who provide certain treatment and meet specified training**
8 **requirements.**

9 This act affects sections of Utah Code Annotated 1953 as follows:

10 AMENDS:

11 **58-28-8**, as last amended by Chapters 4 and 297, Laws of Utah 1993

12 *Be it enacted by the Legislature of the state of Utah:*

13 Section 1. Section **58-28-8** is amended to read:

14 **58-28-8. Exemptions from chapter.**

15 In addition to the exemptions from licensure in Section 58-1-307 this chapter does not
16 apply to:

17 (1) any person who practices veterinary medicine, surgery, or dentistry upon any animal
18 owned by him, and the employee of that person when the practice is upon an animal owned by his
19 employer, and incidental to his employment, except that this exemption does not apply to any
20 person, or his employee, when the ownership of an animal was acquired for the purpose of
21 circumventing this chapter;

22 (2) any person who as a student at a veterinary college approved by the board engages in
23 the practice of veterinary medicine, surgery, and dentistry as part of his academic training and
24 under the supervision and control of a licensed veterinarian, if that practice is during the last two
25 years of the college course of instruction and does not exceed an 18-month duration;

26 (3) a veterinarian who is an officer or employee of the government of the United States,
27 or the state, or its political subdivisions, and technicians under his supervision, while engaged in

28 the practice of veterinary medicine, surgery, or dentistry for that government;

29 (4) any person while engaged in the vaccination of poultry, pullorum testing, typhoid
30 testing of poultry, and related poultry disease control activity;

31 (5) any person who is engaged in bona fide and legitimate medical, dental, pharmaceutical,
32 or other scientific research, if that practice of veterinary medicine, surgery, or dentistry is directly
33 related to, and a necessary part of, that research;

34 (6) veterinarians licensed under the laws of another state rendering professional services
35 in association with licensed veterinarians of this state for a period not to exceed 90 days;

36 (7) registered pharmacists of this state engaged in the sale of veterinary supplies,
37 instruments, and medicines, if the sale is at his regular place of business;

38 (8) except as otherwise provided in Subsection 58-28-2 (6) (d), any person in this state
39 engaged in the sale of veterinary supplies, instruments, and medicines, except prescription drugs
40 which must be sold in compliance with state and federal regulations, if the supplies, instruments,
41 and medicines are sold in original packages bearing adequate identification and directions for
42 application and administration and the sale is made in the regular course of, and at the regular
43 place of business;

44 (9) any person rendering emergency first aid to animals in those areas where a licensed
45 veterinarian is not available, and if suspicious reportable diseases are reported immediately to the
46 state veterinarian;

47 (10) any person performing or teaching nonsurgical bovine artificial insemination; ~~and~~

48 (11) any person affiliated with an institution of higher education who teaches nonsurgical
49 bovine embryo transfer or any technician trained by or approved by an institution of higher
50 education who performs nonsurgical bovine embryo transfer, but only if any prescription drug used
51 in the procedure is prescribed and administered under the direction of a veterinarian licensed to
52 practice in Utah[-]; and

53 (12) (a) upon written referral by a licensed veterinarian, the practice of animal chiropractic
54 by a chiropractic physician licensed under Chapter 73, Chiropractic Physician Practice Act, who
55 has completed an animal chiropractic course of at least 150 hours approved by the American
56 Veterinary Chiropractic Association;

57 (b) upon referral by a licensed veterinarian, the practice of animal physical therapy by a
58 physical therapist licensed under Chapter 24a, Physical Therapist Practice Act, who has completed

59 at least 100 hours of animal physical therapy training, including quadruped anatomy and hands-on
60 training, approved by the division; and
61 (c) the practice of animal massage therapy by a massage therapist licensed under Chapter
62 47b, Massage Therapy Practice Act, who has completed at least 60 hours of animal massage
63 therapy training, including quadruped anatomy and hands-on training, approved by the division,

Legislative Review Note
as of 1-19-01 9:00 AM

A limited legal review of this legislation raises no obvious constitutional or statutory concerns.

Office of Legislative Research and General Counsel