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OFFICE OF
STENOGRAPHERS OF STATE
SENATE HOUSE WEST VIRGINIA

WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1975



ENROLLED

HOUSE BILL No. 1317

Originating in the House Committee on the
(By Mr. *_____*)
Judiciary



PASSED March 8, 1975

In Effect ninety days from Passage



C 641

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ENROLLED

H. B. 1317

(Originating in the House Committee on the Judiciary)

[Passed March 8, 1975; in effect ninety days from passage.]

AN ACT to amend and reenact section two, article ten, chapter thirty of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to the practice of veterinary medicine and deleting the provision allowing any person with ten years' experience to practice veterinary medicine if the services of a veterinarian are not available within a reasonable time or at a reasonable cost.

Be it enacted by the Legislature of West Virginia:

That section two, article ten, chapter thirty of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted to read as follows:

ARTICLE 10. VETERINARIANS.

§30-10-2. License or permit required; exceptions.

1 No person may, for a fee or other compensation, practice
2 veterinary medicine in this state without a license or a tem-
3 porary permit issued by the board in accordance with the
4 provisions of this article, which license or permit remains
5 unexpired, unsuspended and unrevoked. This article shall,
6 however, not be construed to prohibit:

7 (a) Any employee of the federal, state or local govern-
8 ment from performing his official duties, as defined by his
9 employing agency;

10 (b) Any person who is a regular student in a veterinary
11 school from performing research assigned by his instructors,
12 or from working under the direct supervision of a licensed
13 veterinarian during a school vacation period;

14 (c) Any person from advising with respect to or performing
15 acts which the board has prescribed as accepted livestock
16 management practices;

17 (d) Any veterinarian regularly licensed in another state
18 from consulting with a licensed veterinarian in this state;

19 (e) The owner of an animal, the owner's employees, or
20 persons assisting the owner without any fee or compensation,
21 from caring for and treating such animal, except where the
22 ownership of such animal was transferred for the purpose of
23 circumventing the provisions of this article;

24 (f) Any member of the faculty of a veterinary school from
25 performing his regular functions, or any person from lecturing,
26 or giving instructions or demonstrations, at a veterinary school
27 or in connection with a continuing education course or
28 seminar;

29 (g) Any person from selling or applying any pesticide,
30 insecticide or herbicide;

31 (h) Any person from engaging in bona fide scientific
32 research which reasonably requires experimentation involving
33 animals;

34 (i) Any person from engaging in bona fide scientific
35 research in consultation with a licensed veterinarian in this
36 state;

37 (j) The treatment or relief of any living animal in the
38 case of an emergency or the disposal of the carcass of a dead
39 animal;

40 (k) Any person, with reference to domestic animals, from
41 performing care and treatment of such animals, provided that
42 such person other than those not prohibited otherwise in
43 this section shall be allowed to continue after the first
44 day of January, one thousand nine hundred seventy-six,
45 only if such person meets the minimum requirements set

46 out by the veterinary licensing board for certification of
47 licensing as veterinarians, veterinary assistants or veterinary
48 technicians;

49 (l) The practice of veterinary medicine by those certain
50 persons who were licensed to practice under the laws of this
51 state on the effective date of this act or the practice of vet-
52 erinary medicine by those certain persons who were permitted
53 to practice by the provisions of chapter thirty-three, acts of the
54 Legislature, regular session, one thousand nine hundred fifteen,
55 notwithstanding any of the provisions contained in section six,
56 article ten, chapter thirty of this code to the contrary; or

57 (m) The veterinary licensing board from certifying and
58 licensing veterinary assistants or technicians to work under
59 the direct supervision of a licensed veterinarian.

The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

James L. Davis
Chairman Senate Committee

Launce C. Christian Jr.
Chairman House Committee

Originated in the House.

Takes effect ninety days from passage.

J. Sullivan
Clerk of the Senate

C. Blankenship
Clerk of the House of Delegates

W. B. Robertson
President of the Senate

Lewis F. M. Marcus
Speaker House of Delegates

The within *approved* this the *20th*
March
day of _____, 1975.

Paula Harvey
Governor

PRESENTED TO THE
GOVERNOR

Date 3/14/75

Time 4:30 p.m.