

AMENDED IN ASSEMBLY APRIL 23, 2025

CALIFORNIA LEGISLATURE—2025–26 REGULAR SESSION

## ASSEMBLY BILL

No. 1502

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### Introduced by Committee on Business and Professions

February 24, 2025

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An act to amend ~~Section 4887 of~~ Sections 4800, 4804.5, 4826.5, 4826.6, 4839, 4841.1, 4841.4, 4841.5, 4842, 4855, 4875, 4875.1, 4875.2, 4883, 4885, 4886, 4887, 4901.2, and 4905 of, to add Sections 4855.1, 4875.7, and 4882 to, to add Article 3.1 (commencing with Section 4858) to Chapter 11 of Division 2 of, to repeal Sections 4837, 4838, 4842.1, 4843, 4845.5, 4846.5, 4876, and 4881 of, and to repeal and add Sections 4836.2 and 4902 of, the Business and Professions Code, relating to veterinary medicine.

#### LEGISLATIVE COUNSEL'S DIGEST

AB 1502, as amended, Committee on Business and Professions. *Veterinary medicine*: California Veterinary Medical Board.

(1) Existing law, the Veterinary Medicine Practice Act, establishes the California Veterinary Medical Board, until January 1, 2026, within the Department of Consumer Affairs and sets forth its powers and duties relating to the licensure and regulation of veterinarians and the practice of veterinary medicine. *Existing law, until January 1, 2026, authorizes the board to appoint a person exempt from civil service as an executive officer to exercise the powers and perform the duties delegated by the board and vested in them. Existing law establishes the membership of the board, including 4 licensed veterinarians, 1 registered veterinary technician, and 3 public members.*

*This bill would extend the existence of the board to until January 1, 2030, and would make conforming changes. The bill would add an*

*additional registered veterinary technician member to the board and would require at least one of the licensed veterinarian members to specialize in equine or livestock care, or both.*

*(2) Existing law requires an individual to meet certain requirements for licensure as a veterinarian, including completing a board-approved license application. Existing law requires an individual to meet certain requirements for registration as a veterinary technician, including furnishing satisfactory evidence of educational or experiential qualifications, as specified. Existing law requires an individual to meet certain requirements for issuance of a veterinary assistant controlled substance permit, including submitting to the Department of Justice fingerprint images and related information, as specified.*

*This bill would expand the qualifications that the applicant for registration as a veterinary technician may furnish as proof of compliance with the educational or experiential qualifications requirement to include, among other things, graduation from a veterinary college recognized by the board. The bill would expand the requirements of registration as a veterinary technician to include, among other things, submission of a full set of fingerprints for the purpose of conducting a criminal history record check and a state and federal criminal offender record information search, as specified.*

*(3) Existing law authorizes the board to revoke or suspend for a certain time the license or registration of a veterinarian or veterinarian technician to practice veterinary medicine, as specified, and, in addition to its authority to suspend or revoke a license or registration, to assess a fine not in excess of five thousand dollars (\$5,000) against a licensee or registrant, as specified. Existing law requires the board to prioritize its investigative and prosecutorial resources to ensure that veterinarians and registered veterinary technicians representing the greatest threat of harm are identified and discipline expeditiously, as specified.*

*Existing law authorizes the executive officer to issue a citation to a veterinarian or registered veterinary technician for specified violations. Existing law authorizes the board to deny, revoke, or suspend a license or permit for specified violations, including a violation of any federal statute, rule, or regulation or any of the statutes, rules, or regulations of this state regulating dangerous drugs or controlled substances. Existing law authorizes the board, upon a plea or verdict of guilty or a conviction following a plea of nolo contendere made to a charge of a felony or of any offense related to the practice of veterinary medicine,*

*to order the suspension or revocation of the license or registration of the convicted individual or assess a fine, as specified.*

*This bill would recast and expand the above-described authorizations and requirements for the board and authorizations for the executive officer related to the disciplinary proceedings of a licensee or registrant to also apply to a veterinary assistant controlled substance permitholder. The bill would also authorize the board to place on probation a license, registration, or permit for certain violations, including a violation of any federal statute, rule, or regulation or any of the statutes, rules, or regulations of this state regulating dangerous drugs or controlled substances and would specify that dangerous drugs includes antimicrobial drugs in animal feed.*

*Existing law authorizes the board, on reinstatement of a license or registration, to impose certain terms and conditions to be followed by the licensee or registrant, including requiring the licensee or registrant to obtain additional professional training and to pass an examination upon completion of the training. Existing law requires a revoked license or registration reinstated after its expiration to pay a reinstatement fee, as specified. Existing law provides that a person who fails to renew their license within five years of its expiration may not renew it, and it shall not be restored, reissued, or reinstated, but such a person may apply for and obtain a new license, as specified.*

*This bill would deem a reinstatement petition abandoned if enforcement fees and costs, as applicable, are not paid by a petitioner within one year of the effective date of a decision reinstating the license, registration, or permit. The bill would deem a license, registration, or permit canceled if it is not renewed within five years after its expiration, but would allow the licensee, registrant, or permitholder to apply for and obtain a new license, registration, or permit, as specified.*

*Existing law requires the executive officer in all cases of suspension, revocation, or restriction of licenses or assessment of fines to enter on the register the fact of suspension, revocation, restriction, or fine, as the case may be. Existing law deems a record of any suspension, revocation, restriction, or fine as made by the county clerk to be prima facie evidence of the fact thereof, and of the regularity of all the proceedings of the board in the matter of the suspension, revocation, restriction, or fine.*

*This bill would delete those provisions.*

Existing law authorizes a person whose license or registration has been revoked or who has been placed on probation to petition the board for reinstatement or modification of penalties, as specified.

This bill would require those petitions to be accompanied by a full set of fingerprints for purposes of conducting a criminal history record check.

~~(2) Existing law establishes the Joint Sunset Review Committee, a legislative committee comprised of 10 members of the Legislature, to identify and eliminate waste, duplication, and inefficiency in government agencies and to conduct a comprehensive analysis of an eligible agency, as defined, for which a date for repeal has been established, to determine if the agency is still necessary and cost effective.~~

~~This bill would declare the intent of the legislature to evaluate the California Veterinary Medical Board through the joint legislative sunset review oversight process and to subsequently effectuate any recommendations produced through that process.~~

*(4) Existing law requires the board to collect specified fees related to, among other things, licensure, registration, issuance of permit, course licensure, and veterinary premises registration and credit those fees to the California Veterinary Medical Board Contingent Fund, an account in the Professions and Vocations Fund subject to appropriation by the Legislature. Existing law requires the fee for filing an application for approval of a school or institution offering a curriculum for training registered veterinary technicians to be set by the board at an amount not to exceed \$300 and requires the school or institution to pay for the reasonable regulatory costs incident to an onside inspection conducted by the board, as specified. Existing law requires the fees assessed by the board to be reduced, upon specified conditions, but not reduced so as to cause the California Veterinary Medical Board Contingent Fund to have a reserve of less than 3 months of annual authorized board expenditures.*

*This bill would recast those provisions and would revise the cost of those fees to not exceed specified amounts. The bill would establish new categories for veterinary premises registration fees based on the number of full-time equivalent veterinarians providing veterinary services at the premises and would define terms for that purpose. The bill would delete the provisions related to application for approval of a school or institution offering a curriculum for training registered veterinary technicians and reduction of fees.*

(5) Existing law requires the board to issue renewal licenses only to applicants who have completed a minimum of 36 hours of continuing education in the preceding two years and provides sources to earn continuing education credit, including courses offered by nonprofit annual conferences established in conjunction with state veterinary medical associations. Existing law authorizes the board to require, if the board determines that the public health and safety would be served by requiring all registrants to continue their education after receiving registration, that they submit assurances satisfactory to the board that they will, during the succeeding renewal period, inform themselves of the developments in the field of animal health technology since the issuance of their certificate of registration, as specified.

This bill would recast those provisions to instead require all holders of veterinarian licenses and veterinary technician registrations to, except for during the first renewal period, obtain continuing education relevant to developments in the practice of veterinary medicine. The bill would require a person applying for renewal to certify, under penalty of perjury, that they are in compliance with the applicable continuing education requirements. By expanding the scope of a crime, the bill would impose a state-mandated local program.

This bill would authorize the board to audit the records of all applicants to verify the completion of the continuing education requirement. The bill would remove certain courses that previously fulfilled that continuing education requirement, including, among others, the nonprofit annual conferences described above. The bill would, among other things, authorize a veterinarian who teaches a course that meets the continuing education requirement to receive continuing education credit, as specified. The bill would authorize continuing education requirement credit to be received for, among other things, passing the California Veterinary Law Examination. The bill would delete the above provision related to registrant continuing education.

This bill would require the board to issue renewed veterinary technician registrations to only those applicants who have completed a minimum of 20 hours of continuing education in the preceding two years. The bill would specify sources to earn continuing education credit, including taking self-study courses. The bill would require providers offering continuing education courses for veterinarians or veterinarian technicians to comply with specified requirements and would authorize the board, for good cause, to adopt an order specifying,

*on a prospective basis, that a continuing education source is no longer an acceptable source.*

*(6) Existing law requires the board to approve all schools or institutions offering a curriculum for training registered veterinary technicians and to furnish application forms to schools requesting approval.*

*This bill would delete those approval and application form requirements.*

*(7) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.*

*This bill would provide that no reimbursement is required by this act for a specified reason.*

Vote: majority. Appropriation: no. Fiscal committee: yes.  
State-mandated local program: ~~no~~-yes.

*The people of the State of California do enact as follows:*

1     ~~SECTION 1. It is the intent of the Legislature to evaluate the~~  
2     ~~California Veterinary Medical Board through the joint legislative~~  
3     ~~sunset review oversight process and to subsequently effectuate~~  
4     ~~any recommendations produced through that process.~~

5     SECTION 1. Section 4800 of the Business and Professions  
6     Code is amended to read:

7     4800. (a) There is in the Department of Consumer Affairs a  
8     California Veterinary Medical Board in which the administration  
9     of this chapter is vested. The board shall consist of the following  
10    ~~eight~~ nine members:

11    (1) ~~Four licensed veterinarians.~~ veterinarians, at least one of  
12    whom shall specialize in equine or livestock care, or both.

13    (2) ~~One~~ Two registered veterinary technician technicians.

14    (3) Three public members.

15    (b) This section shall remain in effect only until January 1, 2026,  
16    2030, and as of that date is repealed.

17    (c) Notwithstanding any other law, the repeal of this section  
18    renders the board subject to review by the appropriate policy  
19    committees of the Legislature. However, the review of the board  
20    shall be limited to those issues identified by the appropriate policy  
21    committees of the Legislature and shall involve the preparation or

1 submission of a sunset review document or evaluative  
2 questionnaire.

3 *SEC. 2. Section 4804.5 of the Business and Professions Code*  
4 *is amended to read:*

5 4804.5. (a) The board may appoint a person exempt from civil  
6 service who shall be designated as an executive officer and who  
7 shall exercise the powers and perform the duties delegated by the  
8 board and vested in them by this chapter.

9 (b) This section shall remain in effect only until January 1, 2026,  
10 2030, and as of that date is repealed.

11 *SEC. 3. Section 4826.5 of the Business and Professions Code*  
12 *is amended to read:*

13 4826.5. Notwithstanding any other law, a licensed ~~veterinarian~~  
14 ~~or a veterinarian~~, registered veterinary ~~technician~~ technician, or  
15 veterinary assistant controlled substance permitholder under the  
16 supervision of a licensed veterinarian may compound drugs for  
17 animal use pursuant to Section 530 of Title 21 of the Code of  
18 Federal Regulations and in accordance with regulations  
19 promulgated by the board. The regulations promulgated by the  
20 board shall, at a minimum, address the storage of drugs, the level  
21 and type of supervision required for compounding drugs by a  
22 registered veterinary ~~technician~~, technician or a veterinary assistant  
23 controlled substance permitholder, and the equipment necessary  
24 for the safe compounding of drugs. Any violation of the regulations  
25 adopted by the board pursuant to this section shall constitute  
26 grounds for an enforcement or disciplinary action.

27 *SEC. 4. Section 4826.6 of the Business and Professions Code*  
28 *is amended to read:*

29 4826.6. (a) A veterinarian shall not prescribe, dispense, or  
30 administer a drug, medicine, application, or treatment of whatever  
31 nature for the prevention, cure, or relief of a wound, fracture, bodily  
32 injury, or disease of animals unless a veterinarian-client-patient  
33 relationship exists or as otherwise permitted by law, except when  
34 the animal patient is a wild animal or the owner of the animal  
35 patient is unknown. A veterinarian-client-patient relationship exists  
36 if all of the following conditions are met:

37 (1) The client has authorized the veterinarian to assume  
38 responsibility for medical judgments regarding the health of the  
39 animal patient.

1 (2) The veterinarian possesses sufficient knowledge of the  
2 animal patient to initiate at least a general or preliminary diagnosis  
3 of the animal patient's medical condition.

4 (3) The veterinarian has assumed responsibility for making  
5 medical judgments regarding the health of the animal patient and  
6 has communicated with the client a medical, treatment, diagnostic,  
7 or therapeutic plan appropriate to the circumstances.

8 (b) A veterinarian possesses sufficient knowledge of the animal  
9 patient for purposes of paragraph (2) of subdivision (a) if the  
10 veterinarian has recently seen, or is personally acquainted with,  
11 the care of the animal patient by doing any of the following:

12 (1) Examining the animal patient in person.

13 (2) Examining the animal patient by use of synchronous  
14 audio-video communication.

15 (3) Making medically appropriate and timely visits to the  
16 premises on which the animal patient is kept.

17 (c) For purposes of paragraphs (1) and (3) of subdivision (a),  
18 the client may authorize an agent to act on the client's behalf.

19 (d) Synchronous audio-video communication is not required  
20 for the delivery of veterinary medicine via telehealth after a  
21 veterinarian-client-patient relationship has been established unless  
22 the veterinarian determines that it is necessary in order to provide  
23 care consistent with prevailing veterinary medical practice.

24 (e) A veterinarian-client-patient relationship shall not be  
25 established solely by audio-only communication or by means of  
26 a questionnaire.

27 (f) Only a person who holds a current license to practice  
28 veterinary medicine in this state is authorized to practice veterinary  
29 medicine via telehealth on an animal patient located in this state.

30 (g) Before delivering veterinary medicine via telehealth, the  
31 veterinarian shall inform the client about the use and potential  
32 limitations of telehealth and obtain consent from the client to use  
33 telehealth, including acknowledgment of all of the following:

34 (1) The same standards of care apply to veterinary medicine  
35 services via telehealth and in-person veterinary medical services.

36 (2) The client has the option to choose an in-person visit from  
37 a veterinarian at any time.

38 (3) The client has been advised how to receive follow-up care  
39 or assistance in the event of an adverse reaction to the treatment



1 or in the event of an inability to communicate resulting from  
2 technological or equipment failure.

3 (h) A veterinarian who practices veterinary medicine via  
4 telehealth shall do all of the following:

5 (1) Ensure that the technology, method, and equipment used to  
6 provide veterinary medicine services via telehealth comply with  
7 all current privacy protection laws.

8 (2) Have historical knowledge of the animal patient by obtaining  
9 and reviewing the animal patient's relevant medical history, and,  
10 if available, medical records. If medical records exist from a  
11 previous in-person visit and are available to the client, the client  
12 may transmit those records, including any diagnostic data contained  
13 therein, to the veterinarian electronically.

14 (3) Employ sound professional judgment to determine whether  
15 using telehealth is an appropriate method for delivering medical  
16 advice or treatment to the animal patient and providing quality of  
17 care consistent with prevailing veterinary medical practice.

18 (4) Be familiar with available medical resources, including  
19 emergency resources near the animal patient's location, be able to  
20 provide the client with a list of nearby veterinarians who may be  
21 able to see the animal patient in person upon the request of the  
22 client, and keep, maintain, and make available a *copy or* summary  
23 of the animal patient record, as specified in Section 4855.

24 (5) Provide the client with the veterinarian's name, contact  
25 information, and license number.

26 (6) Secure an alternative means of contacting the client if the  
27 electronic means is interrupted.

28 (i) (1) A veterinarian shall not prescribe a drug for a duration  
29 of time that is inconsistent with the medical condition of the animal  
30 patient or the type of drug prescribed.

31 (2) A veterinarian who established the required  
32 veterinarian-client-patient relationship by examining the animal  
33 patient in person or by making medically appropriate and timely  
34 visits to the premises on which the animal patient is kept shall not  
35 prescribe a drug for a duration of time that is longer than one year  
36 from the date that the veterinarian examined the animal patient in  
37 person or visited the premises and prescribed the drug.

38 (3) Except as provided in paragraphs (4) to (8), inclusive, a  
39 veterinarian who practices veterinary medicine via telehealth may  
40 order, prescribe, or make available drugs, as defined in Section

1 11014 of the Health and Safety Code, in accordance with all  
2 relevant state and federal regulations.

3 (4) A veterinarian who established the required  
4 veterinarian-client-patient relationship using synchronous  
5 audio-video communication shall not prescribe a drug to the animal  
6 patient for use for a period longer than six months from the date  
7 upon which the veterinarian examined the animal patient or  
8 prescribed the drug. The veterinarian shall not issue another  
9 prescription to the animal patient for the same drug unless they  
10 have conducted another examination of the animal patient, either  
11 in person or using telehealth.

12 (5) A veterinarian who established the required  
13 veterinarian-client-patient relationship using synchronous  
14 audio-video communication shall not prescribe an antimicrobial  
15 drug to the animal patient for a period longer than 14 days of  
16 treatment. The veterinarian shall not issue any further antimicrobial  
17 drug prescription, including a refill, to treat the condition of the  
18 animal patient unless the veterinarian has conducted an in-person  
19 examination of the animal patient.

20 (6) The veterinarian shall not order, prescribe, or make available  
21 a controlled substance, as defined in Section 4021, or xylazine,  
22 unless the veterinarian has performed an in-person physical  
23 examination of the animal patient or made medically appropriate  
24 and timely visits to the premises where the animal patient is kept.

25 (7) The veterinarian shall notify the client that some prescription  
26 drugs or medications may be available at a pharmacy and, if  
27 requested, the veterinarian shall submit a prescription to a  
28 pharmacy that the client chooses.

29 (8) A veterinarian shall not prescribe via telehealth any drug or  
30 medication for use on a horse engaged in racing or training at a  
31 facility under the jurisdiction of the California Horse Racing Board  
32 pursuant to Chapter 4 (commencing with Section 19400) of  
33 Division 8.

34 (j) As used in this section, “drug” means any controlled  
35 substance, as defined in Section 4021, or any dangerous drug, as  
36 defined in Section 4022.

37 (k) A veterinarian is permitted to use telehealth without  
38 establishing a veterinarian-client-patient relationship in order to  
39 provide advice in an emergency, as defined in Section 4840.5.

1     ~~SEC. 5. Section 4836.2 of the Business and Professions Code~~  
2     ~~is repealed.~~

3     ~~4836.2. (a) Applications for a veterinary assistant controlled~~  
4     ~~substance permit shall be upon a form furnished by the board.~~

5     ~~(b) The board may suspend or revoke the controlled substance~~  
6     ~~permit of a veterinary assistant after notice and hearing for any~~  
7     ~~cause provided in this subdivision. The proceedings under this~~  
8     ~~section shall be conducted in accordance with the provisions for~~  
9     ~~administrative adjudication in Chapter 5 (commencing with Section~~  
10    ~~11500) of Part 1 of Division 3 of Title 2 of the Government Code,~~  
11    ~~and the board shall have all the powers granted therein. The board~~  
12    ~~may deny, revoke, or suspend a veterinary assistant controlled~~  
13    ~~substance permit, or, subject to terms and conditions deemed~~  
14    ~~appropriate by the board, issue a probationary veterinary assistant~~  
15    ~~controlled substance permit, for any of the following reasons:~~

16    ~~(1) The employment of fraud, misrepresentation, or deception~~  
17    ~~in obtaining a veterinary assistant controlled substance permit.~~

18    ~~(2) Chronic inebriety or habitual use of controlled substances.~~

19    ~~(3) The applicant or permitholder has been convicted of a state~~  
20    ~~or federal felony controlled substance violation.~~

21    ~~(4) Violating or attempts to violate, directly or indirectly, or~~  
22    ~~assisting in or abetting the violation of, or conspiring to violate,~~  
23    ~~any provision of this chapter, or of the regulations adopted under~~  
24    ~~this chapter.~~

25    ~~(5) Conviction of a crime substantially related to the~~  
26    ~~qualifications, functions, or duties of veterinary medicine,~~  
27    ~~veterinary surgery, or veterinary dentistry, in which case the record~~  
28    ~~of the conviction shall be conclusive evidence.~~

29    ~~(e) (1) As part of the application for a veterinary assistant~~  
30    ~~controlled substance permit, the applicant shall submit to the~~  
31    ~~Department of Justice fingerprint images and related information,~~  
32    ~~as required by the Department of Justice for all veterinary assistant~~  
33    ~~applicants, for the purposes of obtaining information as to the~~  
34    ~~existence and content of a record of state or federal convictions~~  
35    ~~and state or federal arrests and information as to the existence and~~  
36    ~~content of a record of state or federal arrests for which the~~  
37    ~~Department of Justice establishes that the person is free on bail or~~  
38    ~~on the person's own recognizance pending trial or appeal.~~

39    ~~(2) When received, the Department of Justice shall forward to~~  
40    ~~the Federal Bureau of Investigation requests for federal summary~~

1 criminal history information that it receives pursuant to this section.  
2 The Department of Justice shall review any information returned  
3 to it from the Federal Bureau of Investigation and compile and  
4 disseminate a response to the board summarizing that information.

5 (3) The Department of Justice shall provide a state or federal  
6 level response to the board pursuant to paragraph (1) of subdivision  
7 (p) of Section 11105 of the Penal Code.

8 (4) The Department of Justice shall charge a reasonable fee  
9 sufficient to cover the cost of processing the request described in  
10 this subdivision.

11 (d) The board shall request from the Department of Justice  
12 subsequent notification service, as provided pursuant to Section  
13 11105.2 of the Penal Code, for persons described in paragraph (1)  
14 of subdivision (e).

15 *SEC. 6. Section 4836.2 is added to the Business and Professions*  
16 *Code, to read:*

17 4836.2. (a) To obtain a veterinary assistant controlled  
18 substance permit in California, an individual shall satisfy the  
19 following requirements:

20 (1) Complete and submit an application furnished by the board.

21 (2) Pay the applicable fees specified in Section 4905.

22 (3) Pursuant to Section 144, submit a full set of fingerprints for  
23 the purpose of conducting a criminal history record check and  
24 undergoing a state and federal criminal offender record  
25 information search conducted through the Department of Justice,  
26 pursuant to subdivision (u) of Section 11105 of the Penal Code.  
27 The Department of Justice shall provide a state or federal response  
28 to the board pursuant to paragraph (1) of subdivision (p) of Section  
29 11105 of the Penal Code.

30 (b) The applicant shall disclose each state, Canadian province,  
31 or United States territory in which the applicant currently holds  
32 or has ever held a license, registration, certificate, or permit to  
33 practice veterinary medicine. License verification, including any  
34 disciplinary or enforcement history, shall be confirmed through  
35 electronic means or direct submission from each state, Canadian  
36 province, or United States territory in which the applicant has  
37 identified that the applicant holds or has ever held a license to  
38 practice veterinary medicine.

1 (c) A veterinary assistant controlled substance permit  
2 application shall be subject to denial pursuant to Sections 480 and  
3 4883.

4 SEC. 7. Section 4837 of the Business and Professions Code is  
5 repealed.

6 ~~4837. The board may revoke or suspend the registration of a~~  
7 ~~registered veterinary technician in this state after notice and hearing~~  
8 ~~for any cause provided in this article. The proceedings under this~~  
9 ~~article shall be conducted in accordance with the provisions for~~  
10 ~~administrative adjudication in Chapter 5 (commencing with Section~~  
11 ~~11500) of Part 1 of Division 3 of Title 2 of the Government Code,~~  
12 ~~and the board shall have all the powers granted therein. The board~~  
13 ~~may revoke or suspend a certificate of registration for any of the~~  
14 ~~following reasons:~~

15 (a) ~~The employment of fraud, misrepresentation or deception~~  
16 ~~in obtaining a registration.~~

17 (b) ~~Conviction of a crime substantially related to the~~  
18 ~~qualifications, functions and duties of a registered veterinary~~  
19 ~~technician in which case the record of such conviction will be~~  
20 ~~conclusive evidence.~~

21 (c) ~~Chronic inebriety or habitual use of controlled substances.~~

22 (d) ~~For having professional connection with or lending one's~~  
23 ~~name to any illegal practitioner of veterinary medicine and the~~  
24 ~~various branches thereof.~~

25 (e) ~~Violating or attempts to violate, directly or indirectly, or~~  
26 ~~assisting in or abetting the violation of, or conspiring to violate,~~  
27 ~~any provision of this chapter, or of the regulations adopted under~~  
28 ~~this chapter.~~

29 SEC. 8. Section 4838 of the Business and Professions Code is  
30 repealed.

31 ~~4838. Effective with the 1976 renewal period, if the board~~  
32 ~~determines that the public health and safety would be served by~~  
33 ~~requiring all registrants under the provisions of this article to~~  
34 ~~continue their education after receiving such registration, it may~~  
35 ~~require, as a condition of renewal, that they submit assurances~~  
36 ~~satisfactory to the board that they will, during the succeeding~~  
37 ~~renewal period, inform themselves of the developments in the field~~  
38 ~~of animal health technology since the issuance of their certificate~~  
39 ~~of registration by pursuing one or more courses of study~~

1 satisfactory to the board or by other means deemed equivalent by  
2 the board.

3 The board shall adopt regulations providing for the suspension  
4 of registration at the end of each annual renewal period until  
5 compliance with the assurances provided for in this section is  
6 accomplished.

7 *SEC. 9. Section 4839 of the Business and Professions Code is*  
8 *amended to read:*

9 4839. (a) For purposes of this article, ~~a registered veterinary~~  
10 ~~technician~~ “*registered veterinary technician*” means a person who  
11 has met the requirements set forth in Sections 4841.4 and 4841.5,  
12 ~~has passed the examination described in Section 4841.4, Section~~  
13 ~~4841.5 and is registered by the board.~~

14 (b) ~~This section shall become operative on January 1, 2011.~~

15 *SEC. 10. Section 4841.1 of the Business and Professions Code*  
16 *is amended to read:*

17 4841.1. (a) ~~This article shall not apply to students in the clinical~~  
18 ~~portion of their final year of study in a board-approved in a~~  
19 California veterinary technology program who perform the job  
20 tasks for registered veterinary technicians as part of their  
21 educational experience, including students both on and off campus  
22 acting under the *direct* supervision of a ~~licensed veterinarian in~~  
23 ~~good standing, as defined in paragraph (1) of subdivision (b) of~~  
24 ~~Section 4848. California licensed veterinarian. For purposes of~~  
25 ~~this section, “immediate supervision” means supervision by a~~  
26 ~~person who is within audible and visual range of both the animal~~  
27 ~~patient and the person being supervised.~~

28 (b) ~~The board shall adopt regulations defining the parameters~~  
29 ~~of supervision required for the students described in subdivision~~  
30 ~~(a).~~

31 *SEC. 11. Section 4841.4 of the Business and Professions Code*  
32 *is amended to read:*

33 4841.4. (a) The board, by means of examination, shall  
34 determine the professional qualifications of all applicants who  
35 wish to register as veterinary technicians in California. A  
36 registration shall not be issued to anyone who has not demonstrated  
37 their competency by examination.

38 (b) ~~Subject to subdivision (d), the~~ *The* examination for veterinary  
39 technicians shall consist of a national licensing examination.

1 (c) For examination purposes, the board may make contractual  
2 arrangements on a sole source basis with organizations furnishing  
3 examination material as it may deem desirable and shall be exempt  
4 from Section 10115 of the Public Contract Code.

5 ~~(d) The national licensing examination shall be implemented~~  
6 ~~upon availability of the computerized examination on or after~~  
7 ~~January 1, 2011.~~

8 *SEC. 12. Section 4841.5 of the Business and Professions Code*  
9 *is amended to read:*

10 4841.5. (a) To obtain registration as a registered veterinary  
11 technician, the applicant shall ~~furnish satisfactory evidence of one~~  
12 ~~of the following:~~ *satisfy the following requirements:*

13 (1) *Complete and submit an application upon a form furnished*  
14 *by the board.*

15 (2) *Pay the applicable fees specified in Section 4905.*

16 (3) *Pursuant to Section 144, submit a full set of fingerprints for*  
17 *the purpose of conducting a criminal history record check and*  
18 *undergo a state and federal criminal offender record information*  
19 *search conducted through the Department of Justice, pursuant to*  
20 *subdivision (u) of Section 11105 of the Penal Code. The*  
21 *Department of Justice shall provide a state or federal response to*  
22 *the board pursuant to paragraph (1) of subdivision (p) of Section*  
23 *11105 of the Penal Code.*

24 (4) *Furnish satisfactory evidence of one of the following:*

25 ~~(a)~~

26 (A) *Graduation from, at minimum, a two-year curriculum in*  
27 *veterinary technology, in a college or other postsecondary*  
28 *institution—approved by the board, accredited by the American*  
29 *Veterinary Medical Association or the equivalent thereof, as*  
30 *determined by the board. In the case of a private postsecondary*  
31 *institution, the institution shall also be approved by the Bureau for*  
32 *Private Postsecondary Education. Proof of graduation shall be*  
33 ~~*submitted directly to the board by confirmed through electronic*~~  
34 ~~*means or direct submission from the college, other postsecondary*~~  
35 ~~*institution, or American Association of Veterinary State Boards.*~~  
36 ~~*Boards (AAVSB).*~~

37 ~~(b)~~

38 (B) *Education or a combination of education and clinical practice*  
39 *experience, as determined by the board.*

1 (C) Graduation from a veterinary college recognized by the  
2 board. Proof of graduation shall be confirmed through electronic  
3 means or direct submission from the veterinary college or the  
4 AAVSB.

5 (e)

6 (D) Education equivalency certified by the ~~American~~  
7 ~~Association of Veterinary State Boards~~ AAVSB's Program for the  
8 Assessment of Veterinary Education Equivalence (PAVE) for  
9 Veterinary Technicians. The certificate of education equivalence  
10 shall be ~~submitted directly to the board by~~ confirmed through  
11 electronic means or direct submission from the American  
12 Association of Veterinary State Boards.

13 (E) Education equivalency certified by the Educational  
14 Commission for Foreign Veterinary Graduates (ECFVG) or PAVE.  
15 The certificate of education equivalence shall be confirmed through  
16 electronic means or direct submission from ECFVG or PAVE.

17 (5) Pass the national licensing examination for veterinary  
18 technicians. If the applicant passed the national licensing  
19 examination over five years from the date of submitting the  
20 veterinary technician registration application, the applicant shall  
21 perform one of the following:

22 (A) Retake and pass the national licensing examination.

23 (B) Submit proof of having practiced clinical veterinary  
24 medicine for a minimum of two years and completed a minimum  
25 of 2,500 hours of clinical practice in another state, Canadian  
26 province, or United States territory within the three years  
27 immediately preceding filing an application for licensure in this  
28 state.

29 (i) The directed clinical practice shall have provided the  
30 applicant with knowledge, skills, and abilities in the areas of  
31 communication with clients, patient examinations, emergency  
32 procedures, laboratory procedures, diagnostic imaging, surgical  
33 assisting, anesthesia, animal nursing, nutrition, dentistry, animal  
34 behavior, and pharmacology.

35 (ii) The supervising veterinarian shall complete a checklist  
36 attesting to the proficiency in the skill areas described in clause  
37 (i).

38 (C) Complete the minimum continuing education requirements  
39 of Section 4858.2 for the current and preceding year.



1     (b) *The applicant shall disclose each state, Canadian province,*  
2 *or United States territory in which the applicant currently holds*  
3 *or has ever held a license, registration, certificate, or permit to*  
4 *practice veterinary medicine. License verification, including any*  
5 *disciplinary or enforcement history, shall be confirmed through*  
6 *electronic means or direct submission from each state, Canadian*  
7 *province, or United States territory in which the applicant has*  
8 *identified that the applicant holds or has ever held a license to*  
9 *practice veterinary medicine.*

10    (c) *An application for veterinary technician registration shall*  
11 *be subject to denial pursuant to Sections 480 and 4883.*

12    SEC. 13. *Section 4842 of the Business and Professions Code*  
13 *is amended to read:*

14    4842. ~~The board may deny an application to take a written and~~  
15 ~~practical examination for registration as a registered veterinary~~  
16 ~~technician~~ *a registered veterinary technician application if the*  
17 *applicant has done any of the following:*

18    (a) ~~Committed any act which~~ *that* ~~that~~ *would be grounds for the*  
19 *suspension or revocation of registration under this chapter.*

20    (b) *While unregistered, committed, or aided and abetted the*  
21 *commission of, any act for which a certificate of registration is*  
22 *required by this chapter.*

23    (c) *Knowingly made any false statement in the application.*

24    (d) *Been convicted of a crime substantially related to the*  
25 *qualifications, functions and duties of a registered veterinary*  
26 *technician.*

27    (e) *Committed any act that resulted in a revocation by another*  
28 *state of his or her the applicant's license, registration, or other*  
29 *procedure by virtue of which one is licensed or allowed to practice*  
30 *veterinary technology in that state.*

31    SEC. 14. *Section 4842.1 of the Business and Professions Code*  
32 *is repealed.*

33    ~~4842.1. The board shall issue a certificate of registration to~~  
34 ~~each applicant who passes the examination. The form of the~~  
35 ~~certificate shall be determined by the board.~~

36    SEC. 15. *Section 4843 of the Business and Professions Code*  
37 *is repealed.*

38    ~~4843. The board shall approve all schools or institutions~~  
39 ~~offering a curriculum for training registered veterinary technicians.~~  
40 ~~Application forms for schools requesting approval shall be~~

1 furnished by the board. Approval by the board shall be for a  
2 two-year period. Reapplication for approval by the board shall be  
3 made at the end of the expiration date.

4 *SEC. 16. Section 4845.5 of the Business and Professions Code*  
5 *is repealed.*

6 ~~4845.5. (a) Notwithstanding Sections 4837 and 4842.6 or any~~  
7 ~~other provision of law, the board may revoke, suspend, or deny at~~  
8 ~~any time a registration under this article on any of the grounds for~~  
9 ~~disciplinary action provided in this article. The proceedings under~~  
10 ~~this section shall be conducted in accordance with Chapter 5~~  
11 ~~(commencing with Section 11500) of Part 1 of Division 3 of Title~~  
12 ~~2 of the Government Code, and the board shall have all the powers~~  
13 ~~granted therein.~~

14 ~~(b) The board may deny a registration to an applicant on any of~~  
15 ~~the grounds specified in Section 480.~~

16 ~~(c) In addition to the requirements provided in Sections 485 and~~  
17 ~~486, upon denial of an application for registration, the board shall~~  
18 ~~provide a statement of reasons for the denial that does the~~  
19 ~~following:~~

20 ~~(1) Evaluates evidence of rehabilitation submitted by the~~  
21 ~~applicant, if any.~~

22 ~~(2) Provides the board's criteria relating to rehabilitation,~~  
23 ~~formulated pursuant to Section 482, that takes into account the age~~  
24 ~~and severity of the offense, and the evidence relating to~~  
25 ~~participation in treatment or other rehabilitation programs.~~

26 ~~(3) If the board's decision was based on the applicant's prior~~  
27 ~~criminal conviction, justifies the board's denial of a registration~~  
28 ~~and conveys the reasons why the prior criminal conviction is~~  
29 ~~substantially related to the qualifications, functions, or duties of a~~  
30 ~~registered veterinary technician.~~

31 ~~(d) Commencing July 1, 2009, all of the following shall apply:~~

32 ~~(1) If the denial of a registration is due at least in part to the~~  
33 ~~applicant's state or federal criminal history record, the board shall,~~  
34 ~~in addition to the information provided pursuant to paragraph (3)~~  
35 ~~of subdivision (c), provide to the applicant a copy of his or her~~  
36 ~~criminal history record if the applicant makes a written request to~~  
37 ~~the board for a copy, specifying an address to which it is to be~~  
38 ~~sent.~~

1     ~~(A) The state or federal criminal history record shall not be~~  
2     ~~modified or altered from its form or content as provided by the~~  
3     ~~Department of Justice.~~

4     ~~(B) The criminal history record shall be provided in such a~~  
5     ~~manner as to protect the confidentiality and privacy of the~~  
6     ~~applicant's criminal history record and the criminal history record~~  
7     ~~shall not be made available by the board to any employer.~~

8     ~~(C) The board shall retain a copy of the applicant's written~~  
9     ~~request and a copy of the response sent to the applicant, which~~  
10    ~~shall include the date and the address to which the response was~~  
11    ~~sent.~~

12    ~~(2) The board shall make that information available upon request~~  
13    ~~by the Department of Justice or the Federal Bureau of Investigation.~~

14    ~~(e) Notwithstanding Section 487, the board shall conduct a~~  
15    ~~hearing of a registration denial within 90 days of receiving an~~  
16    ~~applicant's request for a hearing. For all other hearing requests,~~  
17    ~~the board shall determine when the hearing shall be conducted.~~

18    ~~SEC. 17. Section 4846.5 of the Business and Professions Code~~  
19    ~~is repealed.~~

20    ~~4846.5. (a) Except as provided in this section, the board shall~~  
21    ~~issue renewal licenses only to those applicants that have completed~~  
22    ~~a minimum of 36 hours of continuing education in the preceeding~~  
23    ~~two years.~~

24    ~~(b) (1) Notwithstanding any other law, continuing education~~  
25    ~~hours shall be earned by attending courses relevant to veterinary~~  
26    ~~medicine and sponsored or cosponsored by any of the following:~~

27    ~~(A) American Veterinary Medical Association (AVMA)~~  
28    ~~accredited veterinary medical colleges.~~

29    ~~(B) Accredited colleges or universities offering programs~~  
30    ~~relevant to veterinary medicine.~~

31    ~~(C) The American Veterinary Medical Association.~~

32    ~~(D) American Veterinary Medical Association recognized~~  
33    ~~specialty or affiliated allied groups.~~

34    ~~(E) American Veterinary Medical Association's affiliated state~~  
35    ~~veterinary medical associations.~~

36    ~~(F) Nonprofit annual conferences established in conjunction~~  
37    ~~with state veterinary medical associations.~~

38    ~~(G) Educational organizations affiliated with the American~~  
39    ~~Veterinary Medical Association or its state affiliated veterinary~~  
40    ~~medical associations.~~

~~(H) Local veterinary medical associations affiliated with the California Veterinary Medical Association.~~

~~(I) Federal, state, or local government agencies.~~

~~(J) Providers accredited by the Accreditation Council for Continuing Medical Education (ACCME) or approved by the American Medical Association (AMA), providers recognized by the American Dental Association Continuing Education Recognition Program (ADA CERP), and AMA or ADA affiliated state, local, and specialty organizations.~~

~~(2) Notwithstanding paragraph (1), a total of six hours or less of the required 36 hours of continuing education may be earned by doing either of the following, or a combination thereof:~~

~~(A) Up to six hours may be earned by taking self-study courses, which may include, but are not limited to, reading journals, viewing video recordings, or listening to audio recordings.~~

~~(B) Up to four hours may be earned by providing pro bono spaying or neutering services under the supervision of a public animal control agency or shelter, society for the prevention of cruelty to animals shelter, humane society shelter, or rescue group. The services shall be administered at a facility that is appropriately equipped and staffed to provide those services. The service shall be provided to a household with a demonstrated financial need for reduced-cost services.~~

~~(3) The board may approve other continuing veterinary medical education providers not specified in paragraph (1).~~

~~(A) The board has the authority to recognize national continuing education approval bodies for the purpose of approving continuing education providers not specified in paragraph (1).~~

~~(B) Applicants seeking continuing education provider approval shall have the option of applying to the board or to a board-recognized national approval body.~~

~~(4) For good cause, the board may adopt an order specifying, on a prospective basis, that a provider of continuing veterinary medical education authorized pursuant to paragraph (1) or (3) is no longer an acceptable provider.~~

~~(e) A person renewing their license issued pursuant to Section 4846.4, or a person applying for relicensure or for reinstatement of their license to active status, shall submit proof of compliance with this section to the board certifying that the person is in~~

1 compliance with this section. Any false statement submitted  
2 pursuant to this section shall be a violation subject to Section 4831.

3 (d) This section shall not apply to a veterinarian's first license  
4 renewal. This section shall apply only to second and subsequent  
5 license renewals granted on or after January 1, 2002.

6 (e) The board shall have the right to audit the records of all  
7 applicants to verify the completion of the continuing education  
8 requirement. Applicants shall maintain records of completion of  
9 required continuing education coursework for a period of four  
10 years and shall make these records available to the board for  
11 auditing purposes upon request. If the board, during this audit,  
12 questions whether any course reported by the veterinarian satisfies  
13 the continuing education requirement, the veterinarian shall provide  
14 information to the board concerning the content of the course; the  
15 name of its sponsor and cosponsor, if any; and specify the specific  
16 curricula that was of benefit to the veterinarian.

17 (f) A veterinarian desiring an inactive license or to restore an  
18 inactive license under Section 701 shall submit an application on  
19 a form provided by the board. In order to restore an inactive license  
20 to active status, the veterinarian shall have completed a minimum  
21 of 36 hours of continuing education within the last two years  
22 preceding application. The inactive license status of a veterinarian  
23 shall not deprive the board of its authority to institute or continue  
24 a disciplinary action against a licensee.

25 (g) Knowing misrepresentation of compliance with this article  
26 by a veterinarian constitutes unprofessional conduct and grounds  
27 for disciplinary action or for the issuance of a citation and the  
28 imposition of a civil penalty pursuant to Section 4883.

29 (h) The board, in its discretion, may exempt from the continuing  
30 education requirement any veterinarian who for reasons of health,  
31 military service, or undue hardship cannot meet those requirements.  
32 Applications for waivers shall be submitted on a form provided  
33 by the board.

34 (i) The administration of this section may be funded through  
35 professional license and continuing education provider fees. The  
36 fees related to the administration of this section shall not exceed  
37 the costs of administering the corresponding provisions of this  
38 section.

39 (j) For those continuing education providers not listed in  
40 paragraph (1) of subdivision (b), the board or its recognized

1 national approval agent shall establish criteria by which a provider  
2 of continuing education shall be approved. The board shall initially  
3 review and approve these criteria and may review the criteria as  
4 needed. The board or its recognized agent shall monitor, maintain,  
5 and manage related records and data. The board may impose an  
6 application fee, not to exceed two hundred dollars (\$200)  
7 biennially, for continuing education providers not listed in  
8 paragraph (1) of subdivision (b).

9 ~~(k) (1) Beginning January 1, 2018, a licensed veterinarian who~~  
10 ~~renews their license shall complete a minimum of one credit hour~~  
11 ~~of continuing education on the judicious use of medically important~~  
12 ~~antimicrobial drugs every four years as part of their continuing~~  
13 ~~education requirements.~~

14 ~~(2) For purposes of this subdivision, “medically important~~  
15 ~~antimicrobial drug” means an antimicrobial drug listed in Appendix~~  
16 ~~A of the federal Food and Drug Administration’s Guidance for~~  
17 ~~Industry #152, including critically important, highly important,~~  
18 ~~and important antimicrobial drugs, as that appendix may be~~  
19 ~~amended.~~

20 *SEC. 18. Section 4855 of the Business and Professions Code*  
21 *is amended to read:*

22 4855. (a) A veterinarian subject to the provisions of this  
23 chapter shall, as required by regulation of the board, keep a written  
24 record of all animals receiving veterinary services, and provide a  
25 summary copy of that record to the owner of animals receiving  
26 veterinary services, when requested. The minimum amount of  
27 information which shall be included in written records and  
28 summaries shall be established by the board. The minimum  
29 duration of time for which a licensed premise shall retain the  
30 written record or a complete copy of the written record shall be  
31 determined by the board. *client or the client’s authorized agent*  
32 *within five days of receiving the client’s or the client’s authorized*  
33 *agent’s verbal or written request.*

34 (b) *If requested verbally or in writing by the client or the client’s*  
35 *authorized agent because the animal is in critical condition or*  
36 *direct transfer to another veterinary premises for medical care is*  
37 *recommended, the veterinarian, upon release of the animal patient*  
38 *from the veterinarian’s care, shall either:*

39 (1) *Provide a copy or summary of the written record to the client*  
40 *or the client’s authorized agent.*

1     (2) *If a written record is not available upon release of the animal*  
2 *patient, communicate information to facilitate continuity of care*  
3 *of the animal patient either to:*

4     (A) *The receiving veterinarian or veterinary premises.*

5     (B) *The client or the client's authorized agent if the receiving*  
6 *veterinary premises is unknown.*

7     (c) *The minimum amount of information that shall be included*  
8 *in written records and summaries shall be established by the board.*

9     (d) *The minimum duration of time for which a registered*  
10 *veterinary premises shall retain the written record or a complete*  
11 *copy of the written record shall be determined by the board.*

12     SEC. 19. *Section 4855.1 is added to the Business and*  
13 *Professions Code, to read:*

14     4855.1. *Within 30 days of receiving a written or verbal request*  
15 *by the client or their authorized agent for a record of client*  
16 *payments, the licensee manager of the veterinary premises shall*  
17 *provide a record of client payments made to the veterinary*  
18 *premises related to services and treatment provided. A record of*  
19 *client payments made to the veterinary premises related to services*  
20 *and treatments provided shall be maintained for a minimum of*  
21 *three years after the animal's last visits.*

22     SEC. 20. *Article 3.1 (commencing with Section 4858) is added*  
23 *to Chapter 11 of Division 2 of the Business and Professions Code,*  
24 *to read:*

25  
26                     *Article 3.1. Continuing Education*  
27

28     4858. (a) *Except for the first renewal period, all holders of*  
29 *veterinarian licenses and veterinary technician registrations issued*  
30 *under the provisions of this chapter shall obtain continuing*  
31 *education relevant to developments in the practice of veterinary*  
32 *medicine.*

33     (b) *A person applying for renewal of their license or registration*  
34 *in active status shall certify, under penalty of perjury, that they*  
35 *are in compliance with this article, as applicable.*

36     (c) *The board shall have the right to audit the records of all*  
37 *applicants to verify the completion of the continuing education*  
38 *requirement. Applicants shall maintain records of completion of*  
39 *required continuing education coursework for a period of four*  
40 *years and shall make these records available to the board upon*

1 *request for auditing purposes. If the board, during this audit,*  
2 *questions whether any course reported by the applicant satisfies*  
3 *the continuing education requirement, the applicant shall provide*  
4 *information to the board concerning the content of the course,*  
5 *course hours, and the name of its sponsor and cosponsor.*

6 *(d) An applicant may apply for an inactive license or to restore*  
7 *an inactive license under the provisions of Article 9 (commencing*  
8 *with Section 700) of Chapter 1.*

9 *(e) Notwithstanding Section 4858.1, the board, in its discretion,*  
10 *may exempt from the continuing education requirement an*  
11 *applicant who for reasons of health, military service, or undue*  
12 *hardship cannot meet those requirements. Applications for waivers*  
13 *shall be submitted on a form provided by the board.*

14 *4858.1. (a) The board shall issue renewed veterinarian licenses*  
15 *only to those applicants who have completed a minimum of 36*  
16 *hours of continuing education in the preceding two years.*

17 *(b) Continuing education hours for veterinarians shall be earned*  
18 *as follows:*

19 *(1) Attending courses relevant to veterinary medicine and*  
20 *sponsored or cosponsored by any of the following:*

21 *(A) The American Veterinary Medical Association (AVMA), its*  
22 *accredited veterinary medical colleges, or its recognized specialty*  
23 *or affiliated allied groups or educational organizations.*

24 *(B) State veterinary medical associations or their affiliated*  
25 *associations or educational organizations.*

26 *(C) Federal, state, or local government agencies.*

27 *(D) Providers accredited, approved, or recognized by the*  
28 *Accreditation Council for Continuing Medical Education*  
29 *(ACCME), American Medical Association (AMA), American Dental*  
30 *Association Continuing Education Recognition Program (ADA*  
31 *CERP), or American Association of Veterinary State Boards*  
32 *(AAVSB).*

33 *(2) A total of 6 hours or fewer of the required 36 hours of*  
34 *continuing education may be earned by doing either of the*  
35 *following, or a combination thereof:*

36 *(A) Up to six hours may be earned by taking self-study courses,*  
37 *which may include, but are not limited to, reading journals, viewing*  
38 *video recordings, or listening to audio recordings.*

39 *(B) Up to four hours may be earned by providing pro bono*  
40 *spaying or neutering services for a public animal control agency*



1 *or shelter; society for the prevention of cruelty to animals shelter;*  
2 *humane society shelter; or rescue group in compliance with the*  
3 *following:*

4 *(i) The services shall be performed at a veterinary premises*  
5 *registered with the board pursuant to Section 4853.*

6 *(ii) Proof of completion of continuing education pursuant to*  
7 *this subparagraph shall be documented by the director or*  
8 *administrator of the public animal control agency or shelter;*  
9 *society for the prevention of cruelty to animals shelter; humane*  
10 *society shelter; or rescue group, with a copy provided to the*  
11 *veterinarian, and include the date of performing the spaying and*  
12 *neutering services, the name, address, and telephone number of*  
13 *the entity for which the spaying and neutering services were*  
14 *provided, and the name, address, and veterinary premises*  
15 *registration where the spaying and neutering services were*  
16 *performed.*

17 *(3) A veterinarian who teaches a course specified in*  
18 *subparagraphs (A) to (D), inclusive, of paragraph (1) of*  
19 *subdivision (b) may receive continuing education credit for the*  
20 *course one time during a renewal period.*

21 *(4) Up to 16 hours of continuing education credit may be earned*  
22 *by participating as an expert in an examination preparation*  
23 *workshop for the national licensing examination.*

24 *(5) Up to 24 hours of continuing education credit may be earned*  
25 *for completing courses in business practice management or*  
26 *licensee mental health and wellness and its impact on the delivery*  
27 *of veterinary services.*

28 *(6) Up to one hour of continuing education credit may be earned*  
29 *by passing the Veterinary Law Examination (VLE).*

30 *(7) Up to two hours of continuing education credit may be*  
31 *earned by attending a board of Veterinary Medicine*  
32 *Multidisciplinary Advisory Committee meeting, as verified by the*  
33 *board.*

34 *(c) Providers offering continuing education courses pursuant*  
35 *to paragraph (1) or (2) of subdivision (b) shall comply with the*  
36 *requirements of Section 4858.3.*

37 *(d) For good cause, the board may adopt an order specifying,*  
38 *on a prospective basis, that a course provider authorized pursuant*  
39 *to paragraph (1) or (2) of subdivision (b) is no longer an*  
40 *acceptable provider.*

1     (e) (1) A licensed veterinarian who renews their license shall  
2     complete a minimum of one credit hour of continuing education  
3     on the judicious use of medically important antimicrobial drugs  
4     every four years as part of their continuing education requirements.

5     (2) For purposes of this subdivision, “medically important  
6     antimicrobial drug” means an antimicrobial drug listed in  
7     Appendix A of the federal Food and Drug Administration’s  
8     Guidance for Industry #152, including critically important, highly  
9     important, and important antimicrobial drugs, as that appendix  
10    may be amended.

11    4858.2. (a) The board shall issue renewed veterinary  
12    technician registrations only to those applicants who have  
13    completed a minimum of 20 hours of continuing education in the  
14    preceding two years.

15    (b) Continuing education hours for registered veterinary  
16    technicians shall be earned as follows:

17    (1) Attending courses provided by those specified in  
18    subparagraphs (A) to (D), inclusive, of paragraph (1) of  
19    subdivision (b) of Section 4858.1 or sponsored or cosponsored by  
20    one of the following:

21    (A) National Association of Veterinary Technicians in America  
22    (NAVTA) recognized veterinary technician specialty organizations.

23    (B) State veterinary technician associations recognized by the  
24    secretary of state in that state.

25    (2) Up to 4 hours of the required 20 hours of continuing  
26    education may be earned by doing either of the following, or a  
27    combination thereof:

28    (A) Up to four hours may be earned by taking self-study courses,  
29    which may include, but are not limited to, reading journals, viewing  
30    video recordings, or listening to audio recordings.

31    (B) Up to two hours may be earned by performing pro bono  
32    animal health care tasks related to spaying or neutering services  
33    for a public animal control agency or shelter, society for the  
34    prevention of cruelty to animals shelter, humane society shelter,  
35    or rescue group in compliance with the following:

36    (i) The services shall be performed under the direct supervision  
37    of a licensed veterinarian at a veterinary premises registered with  
38    the board pursuant to Section 4853.

39    (ii) Proof of completion of continuing education pursuant to  
40    this subparagraph shall be documented, with a copy provided to

1 *the registered veterinary technician, by the supervising veterinarian*  
2 *and include the date of performance of animal health care tasks,*  
3 *the name, address, and telephone number of the entity for which*  
4 *the animal health care tasks were provided, the name and*  
5 *veterinarian license number of the supervising veterinarian, and*  
6 *the name, address, and veterinary premises registration where the*  
7 *animal health care tasks were performed.*

8 *(3) A registered veterinarian technician who teaches a course*  
9 *described in paragraph (1) of subdivision (b) may receive*  
10 *continuing education credit for the course one time during a*  
11 *renewal period.*

12 *(4) Up to nine hours of continuing education credit may be*  
13 *earned by participating as an expert in an examination preparation*  
14 *workshop for the national licensing examination.*

15 *(5) Up to 13 hours of continuing education credit may be earned*  
16 *for completing courses in business practice management or mental*  
17 *health and wellness and its impact on the delivery of veterinary*  
18 *services.*

19 *(6) Up to one hour of continuing education credit may be earned*  
20 *by passing the Veterinary Law Examination.*

21 *(7) Up to two hours of continuing education credit may be*  
22 *earned by attending a board or Veterinary Medicine*  
23 *Multidisciplinary Advisory Committee meeting, as verified by the*  
24 *board.*

25 *(c) Providers offering continuing education courses pursuant*  
26 *to paragraph (1) or (2) of subdivision (b) shall comply with the*  
27 *requirements of Section 4858.3.*

28 *(d) For good cause, the board may adopt an order specifying,*  
29 *on a prospective basis, that a continuing education source*  
30 *authorized pursuant to paragraph (1) or (2) of subdivision (b) is*  
31 *no longer an acceptable source.*

32 *4858.3. (a) Upon a course attendee's completion of a*  
33 *continuing education course sponsored by a provider pursuant to*  
34 *paragraph (1) of subdivision (b) of Section 4858.1 or paragraph*  
35 *(1) of subdivision (b) of Section 4858.2, as applicable, the course*  
36 *provider shall issue to the course attendee a certificate of course*  
37 *completion containing the following:*

38 *(1) The name of the attendee.*

39 *(2) The course title.*

40 *(3) The provider name and address.*

1 (4) *The provider number assigned by the entity accrediting,*  
2 *approving, or recognizing the course provider, if applicable, and*  
3 *the name of that entity.*

4 (5) *The date of the course.*

5 (6) *The number of continuing education hours granted for the*  
6 *course.*

7 (7) *The signature of the course instructor, provider, or provider*  
8 *designee.*

9 (b) *For providers that hold continuing education events with*  
10 *multiple and concurrent courses, the record of course completion*  
11 *shall specify both of the following:*

12 (1) *The information specified in paragraphs (1) to (7), inclusive,*  
13 *of subdivision (a).*

14 (2) *The maximum number of hours offered at the continuing*  
15 *education event, accompanied by a log of the actual courses*  
16 *attended by the attendee. The log of courses attended shall be*  
17 *completed by either the provider or the attendee.*

18 (c) *The course provider shall maintain records related to*  
19 *continuing education courses provided for a period of four years*  
20 *from the date the course was completed. The records shall include:*

21 (1) *Syllabi or course outlines for each course.*

22 (2) *The time and location of each course.*

23 (3) *Course instructors' curriculum vitae or resumes.*

24 (4) *Registration rosters with the names and addresses of*  
25 *individuals who attended the courses.*

26 (5) *A sample of the record of course completion form provided*  
27 *to attendees for verifying attendance.*

28 (6) *A sample of the evaluation form completed by attendees.*

29 SEC. 21. *Section 4875 of the Business and Professions Code*  
30 *is amended to read:*

31 4875. ~~The board may revoke or suspend for a certain time the~~  
32 ~~license or registration of any person to practice veterinary medicine~~  
33 ~~or any branch of veterinary medicine in this state after notice and~~  
34 ~~hearing for any of the causes provided in this article. In addition~~  
35 ~~to its authority to suspend or revoke a license or license,~~  
36 ~~registration, or permit, the board shall have the authority to assess~~  
37 ~~a fine not in excess of five thousand dollars (\$5,000) against a~~  
38 ~~licensee or registrant licensee, registrant, or permitholder for any~~  
39 ~~of the causes specified in Section 4883. A fine may be assessed~~  
40 ~~in lieu of or in addition to a suspension or revocation. The~~

1 ~~proceedings under this article shall be conducted in accordance~~  
2 ~~with Chapter 5 (commencing with Section 11500) of Part 1 of~~  
3 ~~Division 3 of Title 2 of the Government Code, and the board shall~~  
4 ~~have all the powers granted in that chapter.~~ Notwithstanding  
5 Section 4903, all fines collected pursuant to this section shall be  
6 deposited to the credit of the California Veterinary Medical Board  
7 Contingent Fund.

8 *SEC. 22. Section 4875.1 of the Business and Professions Code*  
9 *is amended to read:*

10 4875.1. (a) In order to ensure that its resources are maximized  
11 for the protection of the public, the board shall prioritize its  
12 investigative and prosecutorial resources to ensure that  
13 ~~veterinarians and registered veterinary technicians~~ *individuals*  
14 representing the greatest threat of harm are identified and  
15 disciplined expeditiously. Cases involving any of the following  
16 allegations shall be handled on a priority basis, as follows, with  
17 the highest priority being given to cases in paragraph (1):

18 (1) Negligence or incompetence that involves death or serious  
19 bodily injury to an animal patient, such that the ~~veterinarian or~~  
20 ~~registered veterinary technician~~ *individual* represents a danger to  
21 the public.

22 (2) Cruelty to animals.

23 (3) A conviction or convictions for a criminal charge or charges  
24 or being subject to a felony criminal proceeding without  
25 consideration of the outcome of the proceeding.

26 (4) Practicing veterinary medicine while under the influence of  
27 drugs or alcohol.

28 (5) Drug or alcohol abuse by ~~a veterinarian or registered~~  
29 ~~veterinary technician~~ *an individual* involving death or serious  
30 bodily injury to an animal patient or to the public.

31 (6) Self-prescribing of any dangerous drug, as defined in Section  
32 4022, or any controlled substance, as defined in Section 4021.

33 (7) Repeated acts of excessive prescribing, furnishing, or  
34 administering of controlled substances, as defined in Section 4021,  
35 or repeated acts of prescribing, dispensing, or furnishing of  
36 controlled substances, as defined in Section 4021, without having  
37 first established a veterinarian-client-patient relationship pursuant  
38 to Section 4826.6.

39 (8) Extreme departures from minimum sanitary conditions such  
40 that there is a threat to an animal patient or the public and animal

1 health and safety, only if the case has already been subject to  
2 Section 494 and board action.

3 (b) The board may prioritize cases involving an allegation of  
4 conduct that is not described in subdivision (a). Those cases  
5 prioritized shall not be assigned a priority equal to or higher than  
6 the priorities established in subdivision (a).

7 (c) The board shall annually report and make publicly available  
8 the number of disciplinary actions that are taken in each priority  
9 category specified in subdivisions (a) and (b).

10 *SEC. 23. Section 4875.2 of the Business and Professions Code*  
11 *is amended to read:*

12 4875.2. If, upon completion of an investigation, the executive  
13 officer has probable cause to believe that a veterinarian, a registered  
14 veterinary technician, technician, veterinary assistant controlled  
15 substance permitholder, or ~~an unlicensed person~~ veterinary  
16 premises registration holder has violated provisions of this chapter,  
17 the executive officer may issue a citation to the veterinarian,  
18 registered veterinary technician, veterinary assistant controlled  
19 substance permitholder, or ~~unlicensed person~~, veterinary premises  
20 registration holder in accordance with ~~Sections~~ Section 125.9 and  
21 ~~148~~ and the board's regulations established pursuant thereto.

22 *SEC. 24. Section 4875.7 is added to the Business and*  
23 *Professions Code, to read:*

24 4875.7. (a) Notwithstanding paragraph (3) of subdivision (b)  
25 of Section 125.9 and Section 148, the executive officer may issue  
26 a citation to a person or entity, and that person or entity shall be  
27 subject to an administrative fine of no less than two thousand  
28 dollars (\$2,000) and not exceeding ten thousand dollars (\$10,000)  
29 for each violation of practicing or offering to practice veterinary  
30 medicine without a license, registration, or permit issued by the  
31 board pursuant to this chapter. The maximum fine for unlicensed  
32 activity is separate and not inclusive of fines for other violations.

33 (b) Administrative fines collected pursuant to this section shall  
34 be deposited in accordance with Section 4903.

35 *SEC. 25. Section 4876 of the Business and Professions Code*  
36 *is repealed.*

37 ~~4876. In addition to its authority to suspend or revoke a license~~  
38 ~~or registration, or assess a fine on a person licensed or registered~~  
39 ~~under this chapter, the board shall have the authority to place a~~  
40 ~~licensee or registrant on probation. The authority of the board to~~

1 discipline by placing the licensee or registrant on probation shall  
2 include, but is not limited to, the following:

3 (a) ~~Requiring the licensee or registrant to complete a course of~~  
4 ~~study or service, or both, as prescribed by the board, and to~~  
5 ~~demonstrate renewed competence to the satisfaction of the board.~~

6 (b) ~~Requiring the licensee or registrant to submit to a complete~~  
7 ~~diagnostic examination by one or more physicians appointed by~~  
8 ~~the board. If the board requires a licensee or registrant to submit~~  
9 ~~to that examination, the board shall receive and consider any other~~  
10 ~~report of a complete diagnostic examination given by one or more~~  
11 ~~physicians of the licensee's or registrant's choice.~~

12 (c) ~~Restricting or limiting the extent, scope, or type of practice~~  
13 ~~of the licensee or registrant.~~

14 *SEC. 26. Section 4881 of the Business and Professions Code*  
15 *is repealed.*

16 ~~4881. The executive officer in all cases of suspension,~~  
17 ~~revocation, or restriction of licenses or assessment of fines shall~~  
18 ~~enter on the register the fact of suspension, revocation, restriction,~~  
19 ~~or fine, as the case may be. The record of any suspension,~~  
20 ~~revocation, restriction, or fine so made by the county clerks shall~~  
21 ~~be prima facie evidence of the fact thereof, and of the regularity~~  
22 ~~of all the proceedings of the board in the matter of the suspension,~~  
23 ~~revocation, restriction, or fine.~~

24 *SEC. 27. Section 4882 is added to the Business and Professions*  
25 *Code, to read:*

26 *4882. (a) The proceedings under this article shall be conducted*  
27 *in accordance with Chapter 5 (commencing with Section 11500)*  
28 *of Part 1 of Division 3 of Title 2 of the Government Code, and the*  
29 *board shall have the powers granted therein.*

30 *(b) Notwithstanding subdivision (b) of Section 11415.60 of the*  
31 *Government Code, a licensee, registrant, or permitholder may*  
32 *enter into a settlement to resolve an administrative action,*  
33 *including through license, registration, or permit surrender,*  
34 *suspension or revocation, or placing the license, registration, or*  
35 *permit on probation, instead of a commencement of proceedings*  
36 *pursuant to Chapter 5 (commencing with Section 11500) of Part*  
37 *1 of Division 3 of Title 2 of the Government Code. That settlement*  
38 *shall be subject to board approval or a counteroffer of terms of*  
39 *the settlement action. At any time prior to the issuance of a decision*  
40 *and order by the board adopting the settlement, the licensee,*

1 *registrant, or permitholder may withdraw the settlement and*  
2 *request a commencement of proceedings pursuant to subdivision*  
3 *(a). The decision and order adopting the settlement shall be*  
4 *considered discipline and shall be posted on the board's internet*  
5 *website.*

6 *SEC. 28. Section 4883 of the Business and Professions Code*  
7 *is amended to read:*

8 4883. The board may deny, revoke, ~~or suspend~~ *suspend, or*  
9 *place on probation a license or registration license, registration,*  
10 *or permit or assess a fine as provided in Section 4875 for any of*  
11 *the following:*

12 (a) Conviction of a crime substantially related to the  
13 qualifications, functions, or duties of veterinary medicine, surgery,  
14 or dentistry, in which case the record of the conviction shall be  
15 conclusive evidence.

16 (b) For having professional connection with, or lending the  
17 ~~licensee's or registrant's~~ *licensee's, registrant's, or permitholder's*  
18 name to, any illegal practitioner of veterinary medicine and the  
19 various branches thereof.

20 (c) Violation or attempting to violate, directly or indirectly, any  
21 of the provisions of this chapter.

22 (d) Fraud or dishonesty in applying, treating, or reporting on  
23 tuberculin or other biological tests.

24 (e) Employment of anyone but a veterinarian licensed in the  
25 state to demonstrate the use of biologics in the treatment of animals.

26 (f) False or misleading advertising.

27 (g) Unprofessional conduct, that includes, but is not limited to,  
28 the following:

29 (1) Conviction of a charge of violating any federal statutes or  
30 rules or any statute or rule of this state regulating dangerous drugs  
31 or controlled substances. The record of the conviction is conclusive  
32 evidence thereof. A plea or verdict of guilty or a conviction  
33 following a plea of nolo contendere is deemed to be a conviction  
34 within the meaning of this section. The board may order the ~~license~~  
35 ~~or registration~~ *license, registration, or permit* to be suspended or  
36 revoked, or assess a fine, or decline to issue a ~~license or~~  
37 ~~registration,~~ *license, registration, or permit* when the time for  
38 appeal has elapsed, or the judgment of conviction has been affirmed  
39 on appeal or when an order granting probation is made suspending  
40 the imposition of sentence, irrespective of a subsequent order under



1 Section 1203.4, 1210.1, or 3063.1 of the Penal Code allowing the  
2 person to withdraw a plea of guilty and to enter a plea of not guilty,  
3 or setting aside the verdict of guilty, or dismissing the accusation,  
4 information, or indictment.

5 (2) (A) The use of, or prescribing for or administering to  
6 oneself, any controlled substance.

7 (B) The use of any of the dangerous drugs specified in Section  
8 4022, or of alcoholic beverages to the extent, or in any manner as  
9 to be dangerous or injurious to a person ~~licensed or registered~~  
10 *issued a license, registration, or permit* under this chapter, or to  
11 any other person or to the public, or to the extent that the use  
12 impairs the ability of the ~~person so licensed or registered licensee,~~  
13 *registrant, or permitholder* to conduct with safety the practice  
14 authorized by the ~~license or registration.~~ *license, registration, or*  
15 *permit.*

16 (C) The conviction of more than one misdemeanor or any felony  
17 involving the use, consumption, or self-administration of any of  
18 the substances referred to in this section or any combination  
19 thereof, and the record of the conviction is conclusive evidence.

20 A plea or verdict of guilty or a conviction following a plea of  
21 nolo contendere is deemed to be a conviction within the meaning  
22 of this section. The board may order the ~~license or registration~~  
23 *license, registration, or permit* to be suspended or revoked or assess  
24 a fine, or may decline to issue a ~~license or registration,~~ *license,*  
25 *registration, or permit* when the time for appeal has elapsed or the  
26 judgment of conviction has been affirmed on appeal or when an  
27 order granting probation is made suspending imposition of  
28 sentence, irrespective of a subsequent order under Section 1203.4,  
29 1210.1, or 3063.1 of the Penal Code allowing the person to  
30 withdraw a plea of guilty and to enter a plea of not guilty, or setting  
31 aside the verdict of guilty, or dismissing the accusation,  
32 information, or indictment.

33 (3) A violation of any federal statute, rule, or regulation or any  
34 of the statutes, rules, or regulations of this state regulating  
35 ~~dangerous drugs~~ *drugs, including antimicrobial drugs in animal*  
36 *feed*, or controlled substances.

37 (h) Failure to keep the licensee's or registrant's premises and  
38 all equipment therein in a clean and sanitary condition.

39 (i) Fraud, deception, negligence, or incompetence in the practice  
40 of veterinary medicine.

1 (j) Aiding or abetting in any acts that are in violation of any of  
2 the provisions of this chapter.

3 (k) The employment of fraud, misrepresentation, or deception  
4 in obtaining the ~~license or registration~~. *license, registration, or*  
5 *permit*.

6 (l) The revocation, suspension, or other discipline by another  
7 state or territory of a license, certificate, or registration to practice  
8 veterinary medicine or as a veterinary technician in that state or  
9 territory.

10 (m) Cruelty to animals, conviction on a charge of cruelty to  
11 animals, or both.

12 (n) Disciplinary action taken by any public agency in any state  
13 or territory for any act substantially related to the practice of  
14 veterinary medicine or the practice of a ~~veterinary technician~~.  
15 *technician, or veterinary assistant controlled substance*  
16 *permitholder*.

17 (o) Violation, or the assisting or abetting violation, of any  
18 regulations adopted by the board pursuant to this chapter.

19 (p) Accepting, soliciting, or offering any form of remuneration  
20 from or to a cannabis licensee if the veterinarian or the  
21 veterinarian's immediate family have a financial interest with the  
22 cannabis licensee. For purposes of this subdivision, the following  
23 definitions shall apply:

24 (1) "Cannabis licensee" shall have the same meaning as  
25 "licensee" in Section 26001.

26 (2) "Financial interest" shall have the same meaning as in  
27 Section 650.01.

28 (q) Discussing or recommending cannabis for use with a client  
29 while the veterinarian is employed by, or has an agreement with,  
30 a cannabis licensee. For purposes of this subdivision, "cannabis  
31 licensee" shall have the same meaning as "licensee" in Section  
32 26001.

33 (r) Distributing any form of advertising for cannabis in  
34 California.

35 (s) Making any statement, claim, or advertisement that the  
36 licensee or registrant is a veterinary specialist or board certified  
37 unless they are certified by an American Veterinary Medical  
38 Association-Recognized Veterinary Specialty Organization or a  
39 National Association of Veterinary Technicians in  
40 America-Recognized Veterinary Specialty Organization.

(t) Exercising control over, interfering with, or attempting to influence the professional judgment of another California-licensed veterinarian or registered veterinary technician through coercion, extortion, inducement, collusion, or intimidation through any means, including, but not limited to, compensation, in order to require the other California-licensed veterinarian or registered veterinary technician to perform veterinary services in a manner inconsistent with current veterinary medical practice in this state.

*SEC. 29. Section 4885 of the Business and Professions Code is amended to read:*

4885. A plea or verdict of guilty or a conviction following a plea of nolo contendere made to a charge of a felony or of any offense related to the practice of veterinary medicine ~~or the practice of a veterinary technician~~ is deemed to be a conviction within the meaning of this article. The board may order the ~~license or registration~~ license, registration, or permit to be suspended or revoked, or assess a fine as provided in Section 4883 or may decline to issue a ~~license or registration~~, license, registration, or permit when the time for appeal has elapsed, or the judgment of conviction has been affirmed on appeal or when an order granting probation is made suspending the imposition of sentence, irrespective of a subsequent order under the provisions of Section 1203.4, 1210.1, or 3063.1 of the Penal Code allowing that person to withdraw ~~his or her~~ their plea of guilty and to enter a plea of not guilty, or setting aside the verdict of guilty, or dismissing the accusation, information, or indictment.

*SEC. 30. Section 4886 of the Business and Professions Code is amended to read:*

4886. In reinstating a ~~license or registration~~ license, registration, or permit that has been revoked or suspended under Section 4883, the board may impose terms and conditions to be followed by the ~~licensee or registrant~~ licensee, registrant, or permitholder after the ~~license or registration~~ license, registration, or permit has been reinstated. The authority of the board to impose terms and conditions includes, but is not limited to, the following:

(a) Requiring the ~~licensee or registrant~~ licensee, registrant, or permitholder to obtain additional professional training and to pass an examination upon completion of the training.

(b) Requiring the ~~licensee or registrant~~ licensee, registrant, or permitholder to pass a verbal, written, practical, or clinical

1 examination, or any combination of those examinations, to  
2 determine their present fitness to engage in the practice of  
3 veterinary ~~medicine or to practice as a veterinary technician.~~  
4 *medicine.*

5 (c) ~~Requiring the licensee or registrant~~ *licensee, registrant, or*  
6 *permitholder* to submit to a complete diagnostic examination by  
7 one or more physicians appointed by the board. If the board  
8 requires the ~~licensee or registrant~~ *licensee, registrant, or*  
9 *permitholder* to submit to that examination, the board shall receive  
10 and consider any other report of a complete diagnostic examination  
11 given by one or more physicians of the ~~licensee's or registrant's~~  
12 *licensee's, registrant's, or permitholder's* choice.

13 (d) Restricting or limiting the extent, scope, or type of practice  
14 of the ~~licensee or registrant.~~ *licensee, registrant, or permitholder.*

15 ~~SEC. 2.~~

16 *SEC. 31.* Section 4887 of the Business and Professions Code  
17 is amended to read:

18 4887. (a) (1) A person whose license or registration has been  
19 revoked or who has been placed on probation may petition the  
20 board for reinstatement or modification of penalty including  
21 modification or termination of probation after the period as  
22 described below in subparagraphs (A) to (C), inclusive, has elapsed  
23 from the effective date of the decision ordering the disciplinary  
24 action. The petition shall state facts as required by the board. The  
25 period shall be as follows:

26 (A) At least three years for reinstatement of a surrendered or  
27 revoked license.

28 (B) At least two years for early termination or modification of  
29 probation of three years or more.

30 (C) At least one year for modification of a condition or  
31 termination of probation of less than three years.

32 (2) Notwithstanding paragraph (1), the board may, upon a  
33 showing of good cause, specify in a revocation order, a surrender  
34 order, or an order imposing probation of more than three years  
35 that the person may petition the board for reinstatement or  
36 modification or termination of probation after one year.

37 (b) The petition shall be accompanied by both of the following:

38 (1) At least two verified recommendations from veterinarians  
39 licensed by the board who have personal knowledge of the

1 activities of the petitioner since the disciplinary penalty was  
2 imposed.

3 (2) A full set of fingerprints for purposes of conducting a  
4 criminal history record check.

5 (c) The petition shall be heard by the board. The board may  
6 consider all activities of the petitioner since the disciplinary action  
7 was taken, the offense for which the petitioner was disciplined,  
8 the petitioner's activities since the license or registration was in  
9 good standing, and the petitioner's rehabilitation efforts, general  
10 reputation for truth, and professional ability. The hearing may be  
11 continued from time to time as the board finds necessary.

12 (d) The board reinstating the license or registration or modifying  
13 a penalty may impose terms and conditions as it determines  
14 necessary. To reinstate a revoked license or registration or to  
15 otherwise reduce a penalty or modify probation shall require a  
16 vote of five of the members of the board.

17 (e) The petition shall not be considered while the petitioner is  
18 under sentence for any criminal offense, including any period  
19 during which the petitioner is on court-imposed probation or parole.  
20 The board may deny without a hearing or argument any petition  
21 filed pursuant to this section within a period of two years from the  
22 effective date of the prior decision following a hearing under this  
23 section.

24 *SEC. 32. Section 4901.2 of the Business and Professions Code*  
25 *is amended to read:*

26 4901.2. (a) A ~~revoked license or registration or surrendered~~  
27 ~~license, registration, or permit~~ is subject to expiration as provided  
28 in this article, but it may not be renewed. If it is reinstated after its  
29 expiration, the ~~licensee or registrant, licensee, registrant, or~~  
30 ~~permitholder~~, as a condition precedent to reinstatement, shall pay  
31 a reinstatement fee in an amount equal to the renewal fee in effect  
32 on the last regular renewal date before the date on which it is  
33 reinstated plus the delinquency fee, if any, accrued at the time of  
34 its revocation.

35 (b) *If reinstatement, delinquency fees, or reimbursement of costs*  
36 *of prosecution and enforcement, as applicable, are not paid by a*  
37 *petitioner pursuant to Section 4887 within one year of the effective*  
38 *date of a decision reinstating the license, registration, or permit,*  
39 *the petition shall be deemed abandoned, and the license,*

1 registration, or permit shall not be reinstated as ordered by the  
2 decision.

3 SEC. 33. Section 4902 of the Business and Professions Code  
4 is repealed.

5 4902. A person who fails to renew his license within five years  
6 after its expiration may not renew it, and it shall not be restored,  
7 reissued, or reinstated thereafter, but such person may apply for  
8 and obtain a new license if:

9 (a) He is not subject to denial of licensure under Section 480.

10 (b) He takes and passes the examination, if any, which would  
11 be required of him if he were then applying for a license for the  
12 first time, or otherwise establishes to the satisfaction of the board  
13 that, with due regard for the public interest, he is qualified to  
14 practice veterinary medicine, and

15 (c) He pays all of the fees that would be required of him if he  
16 were then applying for the license for the first time.

17 The board may, by regulation, provide for the waiver or refund  
18 of all or any part of the examination fee in those cases in which a  
19 license is issued without an examination pursuant to the provisions  
20 of this section.

21 SEC. 34. Section 4902 is added to the Business and Professions  
22 Code, to read:

23 4902. A license, registration, or permit that is not renewed  
24 within five years after its expiration shall be canceled and shall  
25 not be renewed, restored, reissued, or reinstated thereafter, but  
26 the licensee, registrant, or permitholder may apply for and obtain  
27 a new license, registration, or permit if the person applies for a  
28 license, registration, or permit as a new applicant and meets all  
29 of the requirements for the license, registration, or permit.

30 SEC. 35. Section 4905 of the Business and Professions Code  
31 is amended to read:

32 4905. The

33 (a) For purposes of this section, the following definitions apply:

34 (1) "Small veterinary premises" means a veterinary premises  
35 where up to three full-time equivalent veterinarians provide  
36 veterinary services.

37 (2) "Medium veterinary premises" means a veterinary premises  
38 where four to eight full-time equivalent veterinarians provide  
39 veterinary services.

1 (3) “Large veterinary premises” means a veterinary premises  
2 where nine or more full-time equivalent veterinarians provide  
3 veterinary services.

4 (b) The following fees shall be collected by the board and shall  
5 be credited to the California Veterinary Medical Board Contingent  
6 Fund:

7 (a)

8 (1) The veterinarian license application fee shall ~~be three~~  
9 ~~hundred fifty dollars (\$350); not exceed five hundred forty dollars~~  
10 ~~(\$540).~~

11 (b)

12 (2) The California Veterinary Medicine Practice Act course fee  
13 shall ~~be set by the board in an amount it determines reasonably~~  
14 ~~necessary to provide sufficient funds to carry out the purpose of~~  
15 ~~this chapter, not to exceed one hundred dollars (\$100); not exceed~~  
16 ~~one hundred fifty-five dollars (\$155).~~

17 (c)

18 (3) The initial veterinarian license fee shall ~~be set by the board~~  
19 ~~not to exceed five hundred dollars (\$500); not exceed eight hundred~~  
20 ~~dollars (\$800).~~

21 (d)

22 (4) The biennial veterinarian license renewal fee shall ~~be five~~  
23 ~~hundred dollars (\$500); not exceed eight hundred dollars (\$800).~~

24 (e)

25 (5) The university licensee application fee shall ~~be three hundred~~  
26 ~~fifty dollars (\$350); not exceed five hundred forty dollars (\$540).~~

27 (f)

28 (6) The initial university license fee shall ~~be five hundred dollars~~  
29 ~~(\$500); not exceed eight hundred dollars (\$800).~~

30 (g)

31 (7) The biennial university licensee renewal fee shall ~~be five~~  
32 ~~hundred dollars (\$500); not exceed eight hundred dollars (\$800).~~

33 (h) ~~The delinquency fee shall be fifty dollars (\$50).~~

34 (i) ~~The fee for issuance of a duplicate license, registration, or~~  
35 ~~permit shall be twenty-five dollars (\$25).~~

36 (j) ~~Any charge made for duplication or other services shall be~~  
37 ~~set at the cost of rendering the service, except as specified in~~  
38 ~~subdivision (i).~~

39 (k) ~~The fee for failure to report a change in the mailing address~~  
40 ~~shall be twenty-five dollars (\$25).~~

(f)

(8) The initial *small* veterinary premises registration fee shall ~~be five hundred dollars (\$500) annually. not exceed eight hundred~~ *forty dollars (\$840) annually.*

(m)

(9) The annual *small* veterinary premises registration renewal fee shall ~~be five hundred twenty-five dollars (\$525). not exceed~~ *nine hundred ten dollars (\$910).*

(10) *The initial medium veterinary premises registration fee shall not exceed one thousand one hundred twenty dollars (\$1,120).*

(11) *The annual medium veterinary premises registration renewal fee shall not exceed one thousand one hundred ninety dollars (\$1,190).*

(12) *The initial large veterinary premises registration fee shall not exceed one thousand six hundred seventy-five dollars (\$1,675).*

(13) *The annual large veterinary premises registration renewal fee shall not exceed one thousand seven hundred forty-five dollars (\$1,745).*

(n)

(14) The registered veterinary technician application fee shall ~~be two hundred twenty-five dollars (\$225). not exceed three~~ *hundred dollars (\$300).*

(o)

(15) The initial registered veterinary technician registration fee shall ~~be two hundred twenty-five dollars (\$225). not exceed three~~ *hundred dollars (\$300).*

(p)

(16) The biennial registered veterinary technician renewal fee shall ~~be two hundred twenty-five dollars (\$225). not exceed three~~ *hundred dollars (\$300).*

(q)

(17) The veterinary assistant controlled substance permit application fee shall ~~be one hundred dollars (\$100). not exceed~~ *three hundred dollars (\$300).*

(r)

(18) The veterinary assistant controlled substance permit fee shall ~~be one hundred dollars (\$100). not exceed three hundred~~ *dollars (\$300).*

(s)



1 (19) The biennial veterinary assistant controlled substance  
2 permit renewal fee shall ~~be one hundred dollars (\$100); not exceed~~  
3 *three hundred dollars (\$300).*

4 ~~(t) The veterinary assistant controlled substance~~

5 (20) *All license, registration, and permit delinquency fee fees*  
6 *shall be 50 percent of the renewal fee for such permit in effect on*  
7 *the date of the renewal of the permit, renewal, but shall not be less*  
8 *than twenty-five dollars (\$25) fifty dollars (\$50) nor more than*  
9 *one hundred fifty dollars (\$150).*

10 ~~(u) The fee for filing an application for approval of a school or~~  
11 ~~institution offering a curriculum for training registered veterinary~~  
12 ~~technicians pursuant to Section 4843 shall be set by the board at~~  
13 ~~an amount not to exceed three hundred dollars (\$300). The school~~  
14 ~~or institution shall also pay for the reasonable regulatory costs~~  
15 ~~incident to an onsite inspection conducted by the board pursuant~~  
16 ~~to Section 2065.6 of Title 16 of the California Code of Regulations.~~

17 ~~(v) If the money transferred from the California Veterinary~~  
18 ~~Medical Board Contingent Fund to the General Fund pursuant to~~  
19 ~~the Budget Act of 1991 is redeposited into the California Veterinary~~  
20 ~~Medical Board Contingent Fund, the fees assessed by the board~~  
21 ~~shall be reduced correspondingly. However, the reduction shall~~  
22 ~~not be so great as to cause the California Veterinary Medical Board~~  
23 ~~Contingent Fund to have a reserve of less than three months of~~  
24 ~~annual authorized board expenditures. The fees set by the board~~  
25 ~~shall not result in a California Veterinary Medical Board~~  
26 ~~Contingent Fund reserve of more than 10 months of annual~~  
27 ~~authorized board expenditures.~~

28 *SEC. 36. No reimbursement is required by this act pursuant*  
29 *to Section 6 of Article XIII B of the California Constitution because*  
30 *the only costs that may be incurred by a local agency or school*  
31 *district will be incurred because this act creates a new crime or*  
32 *infraction, eliminates a crime or infraction, or changes the penalty*  
33 *for a crime or infraction, within the meaning of Section 17556 of*  
34 *the Government Code, or changes the definition of a crime within*  
35 *the meaning of Section 6 of Article XIII B of the California*  
36 *Constitution.*