

1 HB156
2 134145-3
3 By Representative Todd
4 RFD: Boards, Agencies and Commissions
5 First Read: 07-FEB-12
6 PFD: 02/06/2012

8 SYNOPSIS: Under existing law, each partner of a
9 partnership to practice veterinary medicine is
10 required to be a licensed Alabama veterinarian, a
11 licensed Alabama veterinarian is prohibited from
12 practicing veterinary medicine as an employee of a
13 person not licensed as an Alabama veterinarian, and
14 only a licensed Alabama veterinarian may be the
15 owner of a veterinary practice.

16 This bill would include any veterinarian
17 employed by a 501(c) (3) entity as being exempt from
18 the employment and ownership restrictions, and
19 would specify the procedure for application to the
20 Alabama Board of Veterinary Medical Examiners for a
21 premises permit.

22
23 A BILL
24
25 TO BE ENTITLED
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AN ACT

To amend Section 34-29-87, Code of Alabama 1975, relating to the practice of veterinary medicine; to exempt veterinarians employed by a 501(c)(3) entity from certain employment and ownership restrictions; and to specify the procedure for application to the Alabama Board of Veterinary Medical Examiners for a premises permit.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. Section 34-29-87 of the Code of Alabama 1975, is amended to read as follows:

"§34-29-87.

"(a) Whenever the practice of veterinary medicine is carried on by a partnership, all partners shall be either licensed or holders of temporary licenses to practice veterinary medicine in the State of Alabama.

"(b) It shall be unlawful for any licensed veterinarian to practice veterinary medicine as an employee of any person or other entity not engaged primarily in the practice of veterinary medicine or for any person that is the owner or owners of an active veterinary practice to be other than a veterinarian or veterinarians duly licensed in the State of Alabama.

"(c) The following shall be exempt from this section:

"(1) A veterinarian employed by a person treating his or her employer's animals.

"(2) A veterinarian employed by an official agency of the federal or state government or any subdivision thereof.

1 "(3) A veterinarian employed by any licensed
2 research facility.

3 "(4) An heir or heirs inheriting under the terms of
4 a will or by intestate succession for a period of two years
5 following the death of the licensee.

6 "(5) A veterinarian employed by a 501(c) (3) entity,
7 as defined under Section 501(c) (3) of the Internal Revenue
8 Code. A 501(c) (3) entity that desires to own and operate a
9 veterinary medical establishment or limited service clinic
10 shall apply to the board for a premises permit. If the board
11 certifies that the applicant complies with the applicable laws
12 and rules of the board, the board shall issue a premises
13 permit. No permit shall be issued unless a licensed
14 veterinarian is designated to undertake the professional
15 supervision of the veterinary medical practice and the minimum
16 standards set by rule of the board for premises where
17 veterinary medicine is practiced. The permittee shall notify
18 the board within 10 days after any designation of a new
19 licensed veterinarian responsible for such duties."

20 Section 2. This act shall become effective on the
21 first day of the third month following its passage and
22 approval by the Governor, or its otherwise becoming law.