



## State Legislative Update

July/August 2021

This issue of the State Legislative Update includes select summaries of bills and regulations tracked by AVMA Division of State Advocacy in July and August. For more information, please contact Mr. Cody Corcelius, Policy Analyst, AVMA Division of State Advocacy ([wcorcelius@avma.org](mailto:wcorcelius@avma.org)).

### **ENACTED**

**Hawaii's** [HI SB 1387](#) requires dog and cat owners to microchip their pets if they are not licensed. The Governor vetoed this legislation, but the legislative chamber overrode the veto and the new law takes effect on January 1, 2022.

In **New Hampshire**, [NH HB 249](#) requires all dogs, cats, or ferrets transferred out of an animal shelter facility to have a form of positive identification and be vaccinated against rabies before the transfer if proof of rabies vaccination is not available.

Following enactment of **Oregon's** [OR HB 2033](#), the State Department of Agriculture is authorized to deputize veterinary technicians to assist the department in carrying out its duties as of September 9, 2021. Deputized veterinary technicians will be known as deputy state veterinary technicians.

Championed by the **Rhode Island Veterinary Medical Association**, [RI HB 6283/RI SB 489](#) establishes a process for the donation of unused medications by animal owners for use by nonprofit, state and local facilities.

**Rhode Island Veterinary Medical Association** was also successful in advocating for an amendment to [RI S 879](#), which allows pharmacists to administer medications but excludes administration by pharmacists to animals.

### **VCPR/Telemedicine**

Supported by the **Iowa Veterinary Medical Association**, [IA ARC 5848C](#) would amend criteria to establish and maintain a veterinarian-client-patient relationship (VCPR) to specify that a physical examination or visits within the past 12 months to the premises where the patient is kept is required.

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<b>Animal Disease   Vaccination</b>			
<b>State</b>	<b>Link</b>	<b>Summary of Proposed Bill or Regulation</b>	<b>Status</b>
<b>Oregon</b>	<a href="#"><u>OR 603-011-0212</u></a>	Would amend the list of diseases reportable by veterinarians to the Oregon Department of Agriculture to match the USDA's National List of Reportable Animal Diseases (NLRAD).	Published 8/1/2021

<b>Animal Shelters</b>			
State	Link	Summary of Proposed Bill or Regulation	Status
Pennsylvania	<a href="#">PA HB 1735</a>	Would require animal shelters to: <ol style="list-style-type: none"> <li>Develop and follow an appropriate plan to provide dogs with the opportunity for exercise approved by a veterinarian; and</li> <li>Require all kennels to be equipped with smoke alarms or fire extinguishers and housing facilities to be equipped with fire extinguishers on the premises.</li> </ol>	Introduced 7/30/2021
New Hampshire	<a href="#">NH HB 249</a>	Requires all dogs, cats, or ferrets transferred out of an animal shelter facility to: <ol style="list-style-type: none"> <li>Have a form of positive identification, including, but not limited to a tattoo, collar, microchip, ear tag, or any other permanent form of identification approved by the commissioner; and,</li> <li>Be vaccinated against rabies before the transfer if proof of rabies vaccination is not available.</li> </ol> Animal shelters cannot transfer a dog, cat, or ferret that is received from outside of the state without an official health certificate and until quarantine requirements have been met.	Enacted 8/17/2021

<b>Companion Animals</b>			
State	Link	Summary of Proposed Bill or Regulation	Status
Hawaii	<a href="#">HI SB 1387</a>	Requires dog and cat owners to microchip their pets if the pets are not licensed.	Effective 1/1/2022

<b>COVID-19</b>			
State	Link	Summary of Proposed Bill or Regulation	Status
District of Columbia	<a href="#">22-B DCMR, Chapter 2, 17 DCMR, Chapter 40</a>	Mandates Covid-19 vaccine for all health care workers, including veterinarians, licensed by the District of Columbia.	Effective 8/23/2021

<b>Education</b>			
State	Link	Summary of Proposed Bill or Regulation	Status
Louisiana	<a href="#">LAC 46:LXXXV.40 5, 811, and 1227</a>	Would temporarily remove the cap on online credit hours for continuing education units, for the renewal and reinstatement of licenses to practice veterinary medicine, the certifications of registered veterinary technicians, and certified animal euthanasia technicians during the current fiscal year of July 1, 2021, through June 30, 2022.	Published 7/20/2021

<b>Emergency   First Responders</b>			
State	Link	Summary of Proposed Bill or Regulation	Status
Ohio	<a href="#">OH HB 392</a>	Would allow ambulance transport of an injured police dog when the dog is injured in the line of duty.	Introduced 8/18/2021

<b>Euthanasia</b>			
State	Link	Summary of Proposed Bill or Regulation	Status
Michigan	<a href="#">MI R 338.3501 et.al.</a>	Would: <ol style="list-style-type: none"> <li>Modify the regulatory mechanism for animal control shelters, animal protection shelters, and Class B dealers who administer tranquilizers and euthanize animals;</li> </ol>	Published 7/5/2021

		<ol style="list-style-type: none"> <li>2. Require managers and employees of animal control shelters, animal protection shelters, and Class B dealers who acquire, store, and administer tranquilizing or euthanizing drugs to receive additional training in administering tranquilizers and euthanizing animals;</li> <li>3. Require that the training be approved by the state veterinarian who has determined that the training complies with the American Veterinary Medical Association’s guidelines for euthanasia of animals; and,</li> <li>4. Require record keeping for controlled substances used.</li> </ol>	
Oregon	<a href="#">OR 875-040-0000</a> <a href="#">OR 875-040-0010</a>	<ol style="list-style-type: none"> <li>1. Clarifies that this rule applies to all domestic animals;</li> <li>2. Makes changes to rules and licensing procedures for Certified Euthanasia Technicians; and,</li> <li>3. Adds Butorphanol to the list of euthanasia drugs.</li> </ol>	<p>Published 7/1/2021</p> <p>Effective 9/1/2021</p>

### Licensure

State	Link	Summary of Proposed Bill or Regulation	Status
Wisconsin	<a href="#">WI SB 469</a>	Would require a reciprocal credential to be given if the person holds a license, certification, registration, or permit granted by another state that qualifies the person to practice the profession authorized under the analogous credential granted by the Department of Safety and Professional Services or the appropriate board.	Introduced 8/5/2021

### Livestock

State	Link	Summary of Proposed Bill or Regulation	Status
Alaska	<a href="#">AK 18 AAC 36</a>	<ol style="list-style-type: none"> <li>1. Amends regulatory requirements for sheep and goat testing to require screening for <i>Mycoplasma ovipneumoniae</i>; and,</li> <li>2. Includes <i>Mycoplasma ovipneumonia</i> to the reportable disease list.</li> </ol>	<p>Published 7/8/2021</p> <p>Effective 8/7/2021</p>

### Pharmaceuticals | Prescription Drug Monitoring Program

State	Link	Summary of Proposed Bill or Regulation	Status
Rhode Island	<a href="#">RI HB 6283</a> <a href="#">RI SB 489</a>	Establishes a process for the donation of unused medications by owners of animals for use by nonprofit, state and local facilities.	Enacted 7/3/2021
Rhode Island	<a href="#">RI SB 879</a>	Allows pharmacists to administer medications but excludes administration by pharmacists to animals.	Enacted 7/12/2021

### Scope of Practice

State	Link	Summary of Proposed Bill or Regulation	Status
Ohio	<a href="#">OH 4734-12-01</a>	Requires Animal Chiropractors to be registered with the Chiropractic Board.	Effective 9/1/2021

### Small Business

State	Link	Summary of Proposed Bill or Regulation	Status
Oregon	<a href="#">OR 875-015-0030</a>	<ol style="list-style-type: none"> <li>1. Amends existing provisions to correspond with recent rule changes requiring documented consent prior to performing diagnostics, treatment, or performing surgery; and,</li> <li>2. Clarifies that if a client accepts or declines any diagnostics, tests, or other recommended treatments, it must be noted in the medical record.</li> </ol>	Effective 9/1/2021

<b>State Programs   Board of Veterinary Medicine</b>			
<b>State</b>	<b>Link</b>	<b>Summary of Proposed Bill or Regulation</b>	<b>Status</b>
<b>North Carolina</b>	<a href="#"><u>NC HB 911</u></a>	Would clarify that the Board of Veterinary Medicine has authority to impose and collect a civil monetary penalty of up to five thousand dollars (\$5,000) from a veterinary facility permittee, in addition to licensees, for each violation.	Introduced 8/5/2021
<b>Oregon</b>	<a href="#"><u>OR HB 2033</u></a>	Authorizes the State Department of Agriculture to deputize veterinary technicians to assist the department in carrying out its duties. Deputized veterinary technicians will be known as deputy state veterinary technicians.	Enacted 9/25/2021

<b>Veterinarian-Client-Patient Relationship   Telemedicine</b>			
<b>State</b>	<b>Link</b>	<b>Summary of Proposed Bill or Regulation</b>	<b>Status</b>
<b>Iowa</b>	<a href="#"><u>IA ARC 5848C</u></a>	Would revise one of the three criteria to establish and maintain a VCPR to read: “ <i>b.</i> The licensed veterinarian has sufficient knowledge of the patient to initiate at least a general or preliminary diagnosis of the medical condition of the patient. Sufficient knowledge means that the licensed veterinarian has recently seen or is personally acquainted with the care of the patient by virtue of <del>an a physical</del> examination of the patient or <del>by medically appropriate and timely visits</del> <u>within the past 12 months</u> to the premises where the patient is kept;”	Published 8/11/2021

<b>Wildlife   Zoo Animals</b>			
<b>State</b>	<b>Link</b>	<b>Summary of Proposed Bill or Regulation</b>	<b>Status</b>
<b>New York</b>	<a href="#"><u>NY A 8177</u></a>	Would prohibit the administration of psychoactive drugs to an animal in a zoo in order to allow another animal to procreate with such animal.	Introduced 7/9/2021