



MEMORANDUM

DATE	July 16, 2019
TO	Multidisciplinary Advisory Committee
FROM	Jessica Sieferman, Executive Officer
SUBJECT	Agenda Item 7. Discussion on Duplicative, Overlapping, or Outdated Regulations

AB [312 \(Cooley, 2019\)](#), which was held under submission in the Assembly Appropriations Committee and failed to pass out of the Assembly this session, would have required each state agency to, on or before January 1, 2022, review its regulations, identify any regulations that are duplicative, overlapping, inconsistent, or out of date, revise those identified regulations, as provided, and report its findings and actions taken to the Legislature and Governor, as specified. Although AB 312 will not move forward this legislative session, it may move forward next year.

During the April Board meeting, the Board opposed AB [312](#) due to the sheer cost and additional burden it would have placed on the Board. However, the Board tasked the MDC with reviewing existing regulations and making recommendations to update/revise the Board’s regulations, if necessary. Based on Dr. Richard Sullivan’s extensive experience with the researching/writing regulations, he has graciously agreed to head this project.

To assist this endeavor, Board staff created the attached spreadsheet of regulations. It includes hyperlinks directly to the regulations, applicable statutes, most recent amendment dates (if any), most recent operative date, and initial operative dates. As demonstrated, there are some regulations that have not been reviewed or revised for multiple decades and should be looked at to see if they are still applicable and/or if they should be updated.

This will help identify if/what regulations are duplicative of statutes (and thereby unnecessary). In addition, Board staff is working on identifying any regulations that are currently causing concern, confusion, or other issues for licensees, the public, or Board staff.

Attachment:

1. [Veterinary Medical Board’s Regulations Spreadsheet](#)

CCR Section Number	Referenced Statute	Regulation Name	Most Recent Amendment Date	Number of Amendments	Most Recent Operative Date	Initial Operative Date
Article 1. General Provisions						
§ 2000	BPC § 4800	Location of Offices	1/31/2011	5	3/2/2011	12/5/1946
§ 2002	BPC § 4800	Definitions	7/10/2014	3	10/1/2014	12/5/1946
§ 2003	BPC § 107	Delegation of Certain Functions	2/1/1977	1	30th day thereafter	12/5/1946
§ 2004	BPC § 4852*	Filing of Addresses	10/12/1983	2	30th day thereafter	12/5/1946
§ 2005	BPC § 4846*	Posting of Notice of Revocation or Suspension	2/17/1977	1	30th day thereafter	10/21/1953
§ 2006	BPC § 4875*	Disciplinary Guidelines	6/6/2013	2	10/1/2013	4/18/1997
§ 2007	BPC § 144*	Response to Board Inquiry		0	4/1/2012	4/15/2011
Article 2. Examination and Licensing						
§ 2009	BPC § 4839	Registered Veterinary Technicians	7/10/2014	2	10/1/2014	2/17/1977
§ 2010	BPC § 4848*	Application	7/10/2014	7	10/1/2014	12/5/1946
§ 2010.05	BPC § 144*	Fingerprint and Disclosure Requirements for Renewal of License		0	4/1/2012	4/15/2011
§ 2010.1	BPC § 4846.1*	Eligibility Evaluation - National Veterinarian Examination	7/10/2014	3	10/1/2014	7/18/2000
§ 2010.2	BPC § 4846.1*	Eligibility Evaluation - National Veterinary Technician Examination		0	10/1/2014	7/10/2014
§ 2010.5	BPC § 4905*	Receipt of Fees		0	30th day thereafter	2/17/1977
§ 2011	BPC § 158	Refund of Fees	7/18/2000	1	7/18/2000	2/17/1977
§ 2011.5	BPC § 4905	Waiver or Refund of License Fees	12/23/1994	2	1/1/1995	8/11/1965
§ 2014	BPC § 4848	Veterinary Licensing Examination	7/10/2014	5	10/1/2014	12/5/1946
§ 2014.1	BPC § 4841.1	Veterinary Technician Registration Examination		0	10/1/2014	10/1/2014
§ 2015	BPC § 4848*	Examinations Credit	7/10/2014	10	10/1/2014	12/5/1946
§ 2015.1	BPC § 4848*	Substantially Similar Examinations; Conditional Credit	7/10/2014	5	10/1/2014	3/29/1999
§ 2015.2	BPC § 4848	Veterinary Law Examination	1/31/2011	1	3/2/2011	3/29/1999
§ 2015.5	BPC § 4846	Abandonment of Application	2/17/1977	2	30th day thereafter	11/19/1954
§ 2016	BPC § 4848	Temporary Licensee; Application for a Regular Renewable License		0	6/9/2000	6/9/2000
§ 2020	BPC § 4849	Examination Appeal	1/31/2011	3	3/2/2011	12/7/1979
Article 2.5. Temporary Licenses						
§ 2021	BPC § 4848.3	Temporary License-Definitions	6/12/2009	2	7/12/2009	3/29/1999
§ 2021.1	BPC § 4848.3	Temporary Licenses; Notification of Supervisor	8/2/1999	1	8/2/1999	3/29/1999
§ 2021.3	BPC § 4848	California Curriculum - Content		0	6/9/2000	6/9/2000
§ 2021.4	BPC § 4848	Criteria for Provider Approval		0	6/9/2000	6/9/2000
§ 2021.5	BPC § 4848	Approved Curriculum		0	6/9/2000	6/9/2000
§ 2021.6	BPC § 4848	Approved Providers		0	6/9/2000	6/9/2000
§ 2021.7	BPC § 4848	Instructors		0	6/9/2000	6/9/2000
§ 2021.8	BPC § 4848	Denial, Withdrawal and Appeal of Approval		0	6/9/2000	6/9/2000
§ 2021.8a	Prior referenced statute repealed (Recommend BPC § 4848 for regulation clean up)	Processing Times for Provider and Course Request Applications		0	6/9/2000	6/9/2000
§ 2021.9	BPC § 4848.3*	Requirements for Supervisors	8/2/1999	1	8/2/1999	3/29/1999
§ 2021.10	BPC § 4848	Notification of Change of Supervisor		0	3/29/1999	3/29/1999
Article 3. Veterinary Colleges						
§ 2022	BPC § 4846	Recognized Veterinary Colleges	7/18/2000	5	7/18/2000	12/5/1946
§ 2023	BPC § 4848	Eligibility for Examinations	1/31/2011	1	3/2/2011	3/29/1999
§ 2024	BPC § 4848*	Education Requirement for Eligibility for Licensure	1/31/2011	7	3/2/2011	5/21/1976
§ 2025	BPC § 4846.1*	Graduates of Unrecognized Colleges - ECFVG or Pave Certificate	4/9/2002	4	5/9/2002	5/21/1976
§ 2027	BPC § 4846.2	Graduates and Students of Veterinary Colleges - Job Tasks	10/3/1984	3	30th day thereafter	6/17/1977

Article 4. Practice						
§ 2030	BPC § 4854*	Minimum Standards - Fixed Veterinary Premises	9/27/2013	6	1/1/2014	6/29/1979
§ 2030.05	BPC § 4853*	Minimum Standards - Licensee Manager		0	1/1/2014	1/1/2014
§ 2030.1	BPC § 4854*	Minimum Standards - Small Animal Fixed Premises	9/27/2013	1	1/1/2014	5/25/2000
§ 2030.2	BPC § 4854*	Small Animal Mobile Clinic	9/27/2013	2	1/1/2014	5/25/2000
§ 2030.3	BPC § 4854*	Small Animal Vaccination Clinic		0	1/1/2014	1/1/2014
§ 2032	BPC § 4883	Minimum Standards of Practice		0	6/24/2000	7/16/1980
§ 2032.05	BPC § 4883	Humane Treatment		0	1/1/2014	1/1/2014
§ 2032.1	BPC § 4883	Veterinarian-Client-Patient Relationship	9/27/2013	1	1/1/2014	6/24/2000
§ 2032.15	BPC § 4883	Veterinarian-Client-Patient Relationship in Absence of Client Communication		0	1/1/2014	1/1/2014
§ 2032.2	BPC § 4883	Written Prescriptions	9/27/2013	1	1/1/2014	6/24/2000
§ 2032.25	BPC § 4883	Written Prescriptions in Absence of Originally Prescribing Veterinarian		0	1/1/2014	1/1/2014
§ 2032.3	BPC § 4855*	Record Keeping; Records; Contents; Transfer	9/27/2013	1	1/1/2014	6/24/2000
§ 2032.35	BPC § 4855*	Altering Medical Records		0	1/1/2014	1/1/2014
§ 2032.4	BPC § 4883	Anesthesia	9/27/2013	2	1/1/2014	6/24/2000
§ 2032.5	BPC § 4854*	Emergency Hospitals		0	6/24/2000	6/24/2000
§ 2034	BPC § 4836*	Animal Health Care Tasks Definitions	8/1/2016	4	8/1/2016	7/16/1980
§ 2035	BPC § 4840*	Duties of Supervising Veterinarian	8/1/2016	2	8/1/2016	10/18/1979
§ 2036	BPC § 4836*	Animal Health Care Tasks for R.V.T.	8/3/2007	5	9/2/2007	7/16/1980
§ 2036.5	BPC § 4836*	Animal Hospital Health Care Tasks for Permit Holders and Veterinary Assistants	8/1/2016	4	8/1/2016	7/16/1980
§ 2037	BPC § 4826	Dental Operation, Defined	9/27/2013	1	1/1/2014	5/2/1990
§ 2038	BPC § 4826*	Musculoskeletal Manipulation		0	6/5/1998	6/5/1998
§ 2039	BPC § 4827	Sodium Pentobarbital/Euthanasia Training		0	10/30/1998	10/30/1998
§ 2039.5	Penal Code § 597.1	Animal Control Officer and Human Officer Training		0	12/20/2017	12/20/2017
Article 5. Criteria for Rehabilitation						
§ 2040	BPC § 488*	Substantial Relationship Criteria	2/17/1977	1	30th day thereafter	7/10/1975
§ 2041	BPC § 482*	Criteria for Rehabilitation	10/12/1983	2	30th day thereafter	7/10/1975
Article 5.5. Citations						
§ 2043	BPC § 4875.4*	Civil Penalties for Citation	8/23/2016	2	10/1/2016	1/1/1989
Article 6. Registered Veterinary Technicians						
§ 2060	BPC § 4846	Registered Veterinary Technicians		0	3/17/1977	3/17/1977
§ 2064	BPC § 4843*	Approval of Schools Accredited by the American Veterinary Medical Association		0	1/1/2015	1/1/2015
§ 2065	BPC § 4843*	Minimum Requirements for Approved Schools or Degree Programs	9/2/2014	5	1/1/2015	10/1/1976
§ 2065.5	BPC § 4843*	School or Degree Program Approval	9/2/2014	2	1/1/2015	3/15/1979
§ 2065.6	BPC § 4843*	School and Degree Program Approval Process	9/2/2014	1	1/1/2015	2/18/1999
§ 2065.7	BPC § 4843*	Inspections	9/2/2014	2	1/1/2015	2/18/1999
§ 2065.8	BPC § 4843*	Probation	9/2/2014	2	1/1/2015	2/18/1999
§ 2065.8.1	BPC § 4843*	Withdrawal of Approval	9/2/2014	1	1/1/2015	8/19/2004
§ 2065.8.2	BPC § 4843*	Procedures for Probation or Withdrawal of Approval	9/2/2014	1	1/1/2015	8/19/2004
§ 2065.8.3	BPC § 4843*	Director Notification	9/2/2014	1	1/1/2015	8/19/2004
§ 2065.9	BPC § 4843*	Reporting	9/2/2014	1	1/1/2015	2/18/1999
§ 2066	BPC § 4841.5*	Out of State Schools		0	1/1/52015	1/1/2015
§ 2066.1	BPC § 4841.5*	Unapproved In-State Schools		0	1/1/2015	1/1/2015
§ 2068.5	BPC § 4841.5	Practical Experience and Education As Equivalent Curriculum	6/12/2009	4	7/12/2009	4/1/1989
§ 2068.6	BPC § 4841.5*	Out of State Registration As Equivalent	7/10/2014	2	10/1/2014	4/1/1989
§ 2068.7	BPC § 4841.5	Limited Term RVT Examination Eligibility Window		0	2/3/2009 (Inoperative on 1/1/2010)	2/3/2009
§ 2069	BPC § 4840.5	Emergency Animal Care	3/15/1984	2	30th day thereafter	10/4/1975

Article 7. Fees						
§ 2070	BPC § 4905	Registration and Renewal Fees for Veterinarians	10/16/2018	19	12/5/2018	6/20/1977
§ 2071	BPC § 4842.5	Application, Registration and Renewal Fees for Registered Veterinary Technicians	10/16/2018	8	12/5/2018	3/17/1977
§ 2071.1	BPC § 4836.2*	Application, Permit, and Renewal Fees for Veterinary Assistant Controlled Substance Permits		0	8/1/2016	8/1/2016
Article 8. Alcohol and Drug Abuse Diversion Program for Veterinarians and Registered Veterinary Technicians						
§ 2075	BPC § 4808	Definitions		0	3/28/1984	3/28/1984
§ 2076	BPC § 4866	Criteria for Admission		0	12/5/1946	12/5/1946
§ 2077	BPC § 4866	Procedure for Review of Applicants		0	12/5/1946	12/5/1946
§ 2078	BPC § 4866	Administrative Physicians		0	11/24/1985	10/24/1985
§ 2079	BPC § 4866*	Causes for Denial of Admission		0	12/5/1946	12/5/1946
§ 2080	BPC § 4866*	Causes for Termination from the Program		0	12/5/1946	12/5/1946
§ 2081	BPC § 4866*	Notification of Termination		0	11/24/1985	11/24/1985
§ 2082	BPC § 4871	Confidentiality of Records		0	12/5/1946	12/5/1946
Article 9. Continuing Education: Veterinarian						
§ 2085	BPC § 4846.5	Definitions: Continuing Education	4/14/2011	1	5/14/2011	2/4/2002
§ 2085.1	BPC § 4846.5*	License Renewal Requirements	4/15/2011	1	4/1/2012	2/4/2002
§ 2085.2	BPC § 4846.5	Continuing Education Waivers	7/27/2005	1	8/26/2005	2/4/2002
§ 2085.3	BPC § 4846.5	Continuing Education Credit		0	2/4/2002	2/4/2002
§ 2085.4	BPC § 4846.5	Retroactive Approval of Course Providers		0	2/11/2002	2/11/2002
§ 2085.5	BPC § 4846.5	Approved Providers		0	2/4/2002	2/4/2002
§ 2085.6	BPC § 4846.5	Courses Relevant to Veterinary Medicine		0	2/4/2002	2/4/2002
§ 2085.7	BPC § 4846.5	Course Instructor Qualifications		0	2/4/2002	2/4/2002
§ 2085.8	BPC § 4846.5	Records and Course Completion		0	2/4/2002	2/4/2002
§ 2085.9	BPC § 4846.5	Licensee and Provider Course Records		0	2/4/2002	2/4/2002
§ 2085.10	BPC § 4846.5	Statutorily Recognized Providers		0	2/4/2002	2/4/2002
§ 2085.11	BPC § 4846.5	Board Recognized National Continuing Education Approval Body		0	2/4/2002	2/4/2002
§ 2085.12	BPC § 4846.5	Providers Application to Approval Entity; Processing Times		0	2/4/2002	2/4/2002
§ 2085.13	BPC § 4846.5	Withdrawal of Approval		0	2/4/2002	2/4/2002
Article 10. Continuing Education: Veterinary Technician						
§ 2086	BPC § 4838	Definitions: Continuing Education		0	5/14/2011	5/14/2011
§ 2086.1	BPC § 4838	Approved Providers and Compliance		0	5/14/2011	5/14/2011
§ 2086.2	BPC § 4838	Registration Renewal Requirements		0	5/14/2011	5/14/2011
§ 2086.3	BPC § 4838	Continuing Education Waivers		0	5/14/2011	5/14/2011
§ 2086.4	BPC § 4838	Continuing Education Credit		0	5/14/2011	5/14/2011
§ 2086.5	BPC § 4838	Courses Relevant to Veterinary Medicine and/or Veterinary Technology		0	5/14/2011	5/14/2011
§ 2086.6	BPC § 4838	Course Instructor Qualifications		0	5/14/2011	5/14/2011
§ 2086.7	BPC § 4846.5	Records of Course Completion		0	5/14/2011	5/14/2011
§ 2086.8	BPC § 4838	Licensee and Provider Course Records		0	5/14/2011	5/14/2011
§ 2086.9	BPC § 4838	Withdrawal of Approval		0	5/14/2011	5/14/2011
§ 2087	BPC § 4836.2*	Application		0	8/1/2016	8/1/2016
§ 2087.1	BPC § 4836.1	Notification of Licensee Manager		0	8/1/2016	8/1/2016
§ 2087.2	BPC § 4836.1	Change of Licensee Manager		0	8/1/2016	8/1/2016
§ 2087.3	BPC § 680*	Display of Veterinary Assistant Controlled Substances Permit (VACSP)		0	8/1/2016	8/1/2016

Key:
Yellow indicates that that Board has approved a regulatory change, but it has not yet been approved by OAL
Red indicates that Board staff has encountered problems with this regulation
Asterisks (*) indicate that additional statutory references may be made, but that the most relevant one is listed for clarity purposes.