

Title 16. Professional and Vocational Regulations
Division 20. Veterinary Medical Board

2030. Minimum Standards - Fixed Veterinary Premises

All fixed premises where veterinary medicine and its various branches are being practiced, and all instruments, apparatus and apparel used in connection with those practices, shall be kept clean and sanitary at all times and shall conform to or possess the following minimum standards:

- (a) Indoor lighting for halls, wards, reception areas, examining and surgical rooms shall be adequate for their intended purpose
- (b) A reception room and office, or a combination of the two.
- (c) An examination room separate from other areas of the facility and of sufficient size to accommodate the doctor, assistant, patient and client.
- (d) If animals are housed or retained for treatment, the following shall be provided:
 - (1) Compartments for animals which are maintained in a comfortable and sanitary manner.
 - (2) Effective separation of known or suspected contagious animals.
 - (3) If there are to be no personnel on the premises during any time an animal is left at the veterinary facility, prior ~~written~~ notice of this fact shall be given to the client. For purposes of this paragraph, Prior ~~written~~ notice may be ~~accompanied~~ accomplished by posting a sign in a place and manner conspicuous to the clients at the entrance of the premises, stating that there may be times when there are no personnel on the premises.
- (e) When a veterinary premises is closed, a sign shall be posted and visible outside at the primary entrance with a telephone number and location where ~~pre-arranged veterinary~~ after hours emergency care is available. An answering machine or service shall be used to notify the public when the veterinary premises will be re-opened and where ~~pre-arranged veterinary~~ after hours emergency care is available. If no after hours emergency care is available, full disclosure shall be provided to the public prior to rendering services.
- (f) The veterinary premises shall meet the following standards:
 - (1) Fire precautions shall meet the requirements of local and state fire prevention codes.
 - (2) The facility, its temperature, and ventilation shall be maintained so as to assure the comfort of all patients.
 - (3) The disposal of waste material shall comply with all applicable state, federal, and local laws and regulations.
 - (4) The veterinary premises shall have the capacity to render diagnostic radiological services, either on the premises or through other commercial facilities. Radiological procedures shall be conducted in accordance with Health and Safety Code standards.
 - (5) Clinical pathology and histopathology diagnostic laboratory services shall be available within the veterinary premises or through outside services.
 - (6) All drugs and biologicals shall be maintained, administered, dispensed and prescribed in compliance with state and federal laws.
 - (7) Sanitary methods for the disposal of deceased animals shall be provided and maintained.
 - (8) Veterinary medical equipment used to perform aseptic procedures shall be sterilized and maintained in a sterile condition.
 - (9) Current veterinary reference materials shall be readily available on the premises.
 - (10) Anesthetic equipment in accordance with the procedures performed shall be maintained in proper working condition and available at all times.
 - (11) The veterinary premises shall have equipment to deliver oxygen in emergency situations.
 - (12) Appropriate drugs and equipment shall be readily available to treat an animal emergency.
- (g) A veterinary premises which provides aseptic surgical services shall comply with the following:
 - (1) A room, separate and distinct from all other rooms shall be reserved for aseptic surgical procedures which require aseptic preparation. ~~Storage in the surgery room shall be limited~~

~~to items and equipment normally related to surgery and surgical procedures.~~ A veterinarian may perform emergency aseptic surgical procedures in another room when the room designated for aseptic surgery is occupied or temporarily unavailable.

(A) A veterinary premises which is currently registered with the board, but does not have a separate room reserved for aseptic surgical procedures ~~because it was registered with the board prior to January 1, 1984,~~ shall obtain compliance with this subdivision on or before January 1, ~~2004~~ 2014.

(B) The board may exempt a veterinary premises which is currently registered with the board, but does not have a separate aseptic surgery room, where it determines that it would be a hardship for the veterinary premises to comply with the provisions of this subdivision ~~subsection (g)(4)~~.

In determining whether a hardship exists, the board shall give due consideration to the following factors:

1. Zoning limitations.
2. Whether the premises constitutes a historical building.
3. Whether compliance with this requirement would compel the veterinary practice to relocate to a new location.

(2) Storage in the surgery room shall be limited to items and equipment normally related to aseptic surgery and surgical procedures. Equipment not normally related to surgery and surgical procedure includes, but is not limited to, equipment used for dental prophylaxis, autoclaves and non-surgical radiographic equipment.

(3) Open shelving is prohibited in the surgical room.

(4) Notwithstanding building code, the surgery room shall not contain a functional sink with an open drain.

(5) Where animal size does not exceed reasonable entry to hospital, the doors into the surgery room must be able to be fully closed, fill the entire door space, be made of non-porous material and not provide access from outside the hospital.

~~(2)~~ (6) The surgery room shall be well-lighted, shall have an operational viewing box for reviewing equipment for viewing radiographs and shall have effective emergency lighting with a viable power source.

~~(3)~~ (7) The floors, table tops, and counter tops of the surgery room shall be of a non-porous material suitable for regular disinfecting, and cleaning, and shall be cleaned and disinfected regularly.

~~(4)~~ (8) Surgical instruments and equipment shall be:

(A) Adequate for the type of surgical ~~service provided~~ procedures performed.

(B) Sterilized by a method acceptable ~~for the type of surgery for which they will be used~~ as required by surgical procedure performed.

~~(5)~~ (9) In any sterile procedure, a separate sterile pack shall be used for each animal.

~~(6)~~ (10) All instruments, packs and equipment that have been sterilized shall have an indicator that reacts to and verifies sterilization.

~~(7)~~ (11) The following attire shall be required for aseptic surgery:

(A) Each member of the surgical team shall put on an appropriate sanitary cap and sanitary mask which covers his or her hair and mouth, nose and any facial hair, except for eyebrows or eyelashes. All members of the surgical team who will be handling the instruments or touching the surgical site shall wear sterilized surgical gowns with long sleeves and sterilized gloves.

(B) Ancillary personnel in the surgery room shall wear clean clothing and footwear.

Sanitary cap and mask shall be required of personnel in the ~~immediate proximity of the sterile field~~ surgery room during surgery.

(h) When performing clean surgery, the instruments used to perform such surgery shall have been sterilized and the surgeon(s) and ancillary personnel shall wear clean clothing and footwear when appropriate.

For purposes of this section, "clean surgery" shall mean the performance of a surgical operation for the treatment of a condition and under circumstances which, consistent with the standards of good veterinary medicine, do not warrant the use of aseptic surgical procedures.

NOTE: Authority cited: Section 4808, Business and Professions Code. Reference: Sections

2030.1. Small Animal Fixed Premises Minimum Standards.

For purposes of these rules and regulations, a “small animal fixed premises” shall mean a fixed veterinary premises which concentrates in providing veterinary services to common domestic household pets.

In addition to the requirements in section 2030, small animal fixed premises shall provide:

- (a) Where animals are kept on the veterinary premises for 24 hours or more, the animals shall be provided with an opportunity for proper exercise. Compliance with this section may be achieved by the use of exercise runs or by providing the animal with the opportunity for outdoor walks. Where a premises has exercise runs, they shall be clean and sanitary and provide for effective separation of animals and their waste products.
- (b) When the client has not given the veterinarian authorization to dispose of his or her deceased animal, the veterinarian shall be required to retain the carcass in a freezer for at least 14 days prior to disposal.

Note: Authority cited: Sections 4808 and 4854, Business and Professions Code. Reference: Sections 4854 and 4883, Business and Professions Code.

2030.2. Small Animal Mobile Clinic.

For purposes of these regulations, a “small animal mobile clinic” shall mean a trailer or mobile facility established to function as a veterinary premises which concentrates in providing veterinary services to common domestic household pets and is required by section 4853 of the code to be registered with the board.

(a) A small animal mobile clinic shall have:

- (1) Hot and cold water.
- (2) A 110-volt power source for diagnostic equipment.
- (3) A collection tank for disposal of waste material.
- (4) Lighting adequate for the procedures to be performed in the mobile clinic.
- (5) Table tops and counter tops, such as Formica or stainless steel, which can be cleaned and disinfected. Floors, table tops, and counter tops shall be of a non-porous material suitable for regular disinfecting, and cleaning, and shall be cleaned and disinfected regularly.
- ~~(6) Floor coverings which can be cleaned and disinfected.~~
- ~~(7)~~ (6) Compartments to transport or hold animals, if applicable.

(b) A small animal mobile clinic shall also have:

- (1) indoor lighting for halls, wards, reception areas, examining and surgical rooms, which shall be adequate for its intended purpose.
- (2) an examination room separate from other areas of the facility, which shall be of sufficient size to accommodate the doctor, assistant, patient and client.
- (3) fire precautions that meet the requirements of local and state fire prevention codes,
- (4) temperature and ventilation controls adequate to assure the comfort of all patients.
- (5) a small animal mobile clinic which provides aseptic surgical services shall also have a room separate and distinct from other rooms, which shall be reserved for aseptic surgical procedures. Storage in the surgery room shall be limited to items and equipment normally related to surgery and surgical procedures. A veterinarian may perform emergency aseptic surgical procedures in another room when the room designated for aseptic surgery is occupied or temporarily unavailable. A small animal mobile clinic that is currently registered with the board, but does not have a separate room reserved for aseptic surgical procedures, shall provide the board with the vehicle identification number of the mobile clinic and obtain compliance with this subdivision on or before January 1, 2004.

(c) A small animal mobile clinic shall have the ability and equipment to provide immediate emergency care at a level commensurate with the specific veterinary medical services it is providing.

(d) A small animal mobile clinic shall provide either after hours emergency services to its

patients or, if no after hours emergency care is available, full disclosure to the public prior to rendering services.

(e) When the client has not given the veterinarian authorization to dispose of his or her deceased animal, the veterinarian shall be required to retain the carcass in a freezer for at least 14 days prior to disposal.

NOTE: Authority cited: Section 4804, Business and Professions Code. Reference: Sections 4853 and 4854, Business and Professions Code.

2032. Minimum Standards of Practice.

The delivery of veterinary care shall be provided in a competent and humane manner. All aspects of veterinary medicine shall be performed in a manner consistent with current veterinary medical practice in this state.

NOTE: Authority cited: Sections 4808, Business and Professions Code. Reference: Section 4883, Business and Professions Code.

2032.05. Humane Treatment.

When treating a patient, a veterinarian shall use appropriate and humane methods of anesthesia, analgesia and sedation to minimize pain and distress during and after any procedures.

2032.1. ~~Veterinary~~ Veterinarian-Client-Patient Relationship.

(a) ~~Except where the patient is a wild animal or its owner is unknown, it shall constitute~~ It is unprofessional conduct for a veterinarian to administer, ~~or prescribe, dispense or furnish~~ a drug, medicine, appliance, ~~or application,~~ or treatment of whatever nature for the prevention, cure, or relief of a wound, fracture or bodily injury or disease of an animal without having first established a veterinarian-client-patient relationship with the animal patient or patients and the client, ~~except where the patient is a wild animal or the owner is unknown. It shall also constitute unprofessional conduct for a veterinarian to prescribe, dispense, or furnish either a veterinary drug, as defined by Section 1747.1, Title 16, California Code of Regulations, or a dangerous drug, as defined by Section 4022 of the code, without having first established a veterinarian-client-patient relationship with the animal patient or patients and the client.~~

(b) A veterinarian-client-patient relationship shall exist ~~when all of~~ be established by the following occur:

- (1) The client has authorized the veterinarian to assume responsibility for making medical judgments regarding the health of the animal, including the need for medical treatment; and
- ~~(4) (2) The veterinarian has assumed responsibility for making medical judgments regarding the health of the animal(s) and the need for medical treatment, has discussed with the client a course of treatment and if applicable has instructed the client as to the appropriate directions for administering the drugs or treatments~~ has communicated with the client a course of treatment appropriate to the circumstance; and
- ~~(2) (3) The veterinarian has sufficient knowledge of the animal(s) to initiate at least a general or preliminary diagnosis of the medical condition of the animal(s). This means that the veterinarian has recently seen and is personally acquainted with the care of the animal(s) by virtue of an hands-on examination of the animal or by medically appropriate and timely visits to the premises where the animals are kept,~~ and

(c) ~~A dangerous drug or a veterinary drug shall not be prescribed for a duration which is inconsistent with the animal(s) patient's medical condition or type of drug prescribed, which in no event shall exceed more~~ The veterinarian shall not prescribe a drug for a duration longer than one year from the date that the veterinarian has examined the animal(s) patient and prescribed such drug, unless the veterinarian has conducted a subsequent examination of the patient to determine the patient's continued need for the prescribed drug.

(d) As used herein, "drug" shall mean any controlled substance, as defined by Section 4021 of Business and Professions code, and any dangerous drug, as defined by Section 4022 of Business and Professions code.

Note: Authority cited: Sections 4808, Business and Professions Code. Reference: Section 4883, Business and Professions Code.

2032.15. Veterinarian-Client-Patient Relationship in Absence of Client Communication

(a) A VCPR may continue to exist, in the absence of client communication, when:

(1) A VCPR was established with an original veterinarian, and another designated veterinarian serves in the absence of the original veterinarian, and;

(2) The designated veterinarian has assumed responsibility for making medical judgments regarding the health of the animal, and;

(3) The designated veterinarian has sufficient knowledge of the animal(s) to initiate at least a general or preliminary diagnosis of the medical condition of the animal(s). This means that the veterinarian is personally acquainted with the care of the animal(s) by virtue of an examination of the animal(s) or by medically appropriate and timely visits to the premises where the animals are kept, or has consulted with the veterinarian who established the VCPR, and;

(4) The designated veterinarian has continued the medical, treatment, diagnostic and/or therapeutic plan as was set forth and documented in the medical record by the original veterinarian.

(b) If the medical, treatment, diagnostic and/or therapeutic plan differs from that which was communicated to the client by the original veterinarian, then the designated veterinarian must attempt to communicate the necessary changes with the client in a timely manner.

Note: Authority cited: Sections 4808, Business and Professions Code. Reference: Section 4883, Business and Professions Code.

2032.2. Written Prescriptions.

(a) A written order, by a veterinarian, for dangerous drugs, as defined by Section 1747.1, Title 16, California Code of Regulations, shall include the following information:

(1) The name, signature, address and telephone number of the prescribing veterinarian.

(2) The veterinarian's license number and his or her federal registry number if a controlled substance is prescribed.

(3) The name and address of the client.

(4) The species and name, number or other identifying information for the animal.

(5) The name, strength, and quantity of the drug(s).

(6) Directions for use, including, if applicable, withdrawal time.

(7) Date of issue.

(8) The number of refills.

(b) All drugs dispensed shall be labeled with the following information:

(1) Name, address and telephone number of the facility.

(2) Client's name.

(3) The species and name, number, or other identifying information for the animal.

(4) Date dispensed.

(5) Directions for use, including, if applicable, withdrawal time.

(6) The manufacturer's trade name of the drug or the generic names, strength (if more than one dosage form exists), and quantity of drug, and the expiration date when established by the manufacturer.

(7) Name of prescribing veterinarian.

(c) Pursuant to Business and Professions Code, Section 4170(a)(6-7), Board of Pharmacy, veterinarians must notify clients that they have a choice to obtain the medication or a written prescription and that they shall not be charged for the script.

Note: Authority cited: Section 4808, Business and Professions Code. Reference: Section 4883, Business and Professions Code.

2032.25. Written Prescriptions in Absence of Originally Prescribing Veterinarian.

(a) Prescribing, dispensing, or furnishing dangerous drugs as defined in Section 4022 without an appropriate prior examination and a medical indication, constitutes unprofessional conduct.
(b) No licensee shall be found to have committed unprofessional conduct within the meaning of this section if, at the time the drugs were prescribed, dispensed, or furnished, any of the following applies:

- (1) The licensee was a designated veterinarian serving in the absence of the animal patient's veterinarian, as the case may be, and if the drugs were prescribed, dispensed, or furnished only as necessary to maintain the animal patient until the return of the originally prescribing veterinarian, but in any case no longer than 72 hours.
- (2) The veterinarian transmitted the order for the drugs to another veterinarian or registered veterinary technician, and if both of the following conditions exist:
 - (A) The practitioner had consulted with veterinarian or registered veterinary technician who had reviewed the patient's records.
 - (B) The practitioner was designated as the practitioner to serve in the absence of the animal patient's veterinarian, as the case may be.
- (3) The licensee was a designated veterinarian serving in the absence of the animal patient's veterinarian, as the case may be, and was in possession of or had utilized the animal patient's records and ordered the renewal of a medically indicated prescription for an amount not exceeding the original prescription in strength or amount or for more than one refill.

Note: Authority cited: Sections 4808, Business and Professions Code. Reference: Section 4883, Business and Professions Code.

2032.3. Record Keeping; Records; Contents; Transfer.

(a) Every veterinarian performing any act requiring a license pursuant to the provisions of Chapter 11, Division 2, of the code, upon any animal or group of animals shall prepare a legible, written or computer generated record concerning the animal or animals which shall contain the following information:

- (1) Name or initials of the ~~veterinarian~~ person responsible for entries.
- (2) Name, address and phone number of the client.
- (3) Name or identity of the animal, herd or flock.
- (4) Except for herds or flocks, age, sex, breed, species, and color of the animal.
- (5) Dates (beginning and ending) of custody of the animal, if applicable.
- (6) A history or pertinent information as it pertains to each animal, herd, or flock's medical status.
- (7) Data, including that obtained by instrumentation, from the physical examination.
- (8) Treatment and intended treatment plan, including medications, dosages, route of administration, and frequency of use.
- (9) Records for surgical procedures shall include a description of the procedure, the name of the surgeon, the type of sedative/anesthetic agents used, their route of administration, and their strength if available in more than one strength.
- (10) Diagnosis or ~~tentative diagnosis~~ assessment at the beginning of custody of animal.
- (11) If relevant, a prognosis of the animal's condition.
- (12) All medications and treatments prescribed and dispensed, including strength, dosage, route of administration, quantity, and frequency.
- (13) Daily progress, if relevant, and disposition of the case.

(b) Records shall be maintained for a minimum of 3 years after the animal's last visit. A summary of an animal's medical records shall be made available to the client within five (5) days or sooner, depending on the condition of the animal, upon his or her request. The summary shall include:

- (1) Name and address of client and animal.

- (2) Age, sex, breed, species, and color of the animal.
- (3) A history or pertinent information as it pertains to each animal's medical status.
- (4) Data, including that obtained by instrumentation, from the physical examination.
- (5) Treatment and intended treatment plan, including medications, their dosage and frequency of use.
- (6) All medications and treatments prescribed and dispensed, including strength, dosage, route, quantity, and frequency.
- (7) Daily progress, if relevant, and disposition of the case.

(c)(1) Radiographs and digital images are the property of the veterinary facility that originally ordered them to be prepared. Radiographs or digital images shall be released to another veterinarian upon the request of another veterinarian who has the authorization of the client. Radiographs shall be returned to the veterinary facility which originally ordered them to be prepared within a reasonable time upon request. Radiographs originating at an emergency hospital shall become the property of the next attending veterinary facility upon receipt of said radiograph(s). Transfer of radiographs shall be documented in the medical record.

(2) Radiographic ~~films~~ and digital images, except for intraoral radiographs, shall have a permanent identification legibly exposed in the ~~film emulsion~~, radiograph or attached to the digital file, which shall include the following:

- (A) The hospital or clinic name and/or the veterinarian's name,
- (B) Client identification,
- (C) Patient identification, and
- (D) The date the radiograph was taken.

(3) Non-digital intraoral radiographs shall be inserted into sleeve containers and include information in subdivision (c)(2)(A-D). Digital images shall have identification criteria listed in subdivision (c)(2)(A-D) attached to the digital file.

(d) Laboratory data is the property of the veterinary facility which originally ordered it to be prepared, and a copy shall be released upon the request of the client.

(e) The client shall be provided with a legible copy of the medical record when the patient is released following emergency clinic service. The minimum information included in the medical record shall consist of the following:

- (1) Physical examination findings
- (2) Dosages and time of administration of medications
- (3) Copies of diagnostic data or procedures
- (4) All radiographs and digital images, for which the facility shall obtain a signed release when transferred
- (5) Surgical summary
- (6) Tentative diagnosis and prognosis, if known
- (7) Any follow-up instructions.

NOTE: Authority cited: Section 4808, Business and Professions Code. Reference: Sections 4855 and 4856, Business and Professions Code.

2032.35. Altering Medical Records

Altering or modifying the medical record of any animal, with fraudulent intent, or creating any false medical record, with fraudulent intent, constitutes unprofessional conduct in accordance with Business and Professions Code section 4883(g).

NOTE: Authority cited: Section 4808, Business and Professions Code. Reference: Sections 4855 and 4856, Business and Professions Code.

2032.4. Anesthesia.

(a) General anesthesia is a condition caused by the administration of a drug or combination of drugs sufficient to produce a state of unconsciousness or dissociation and blocked response to a given pain or alarming stimulus.

(b) ~~When administering general anesthesia, a~~ A veterinarian shall ~~use appropriate and humane methods of anesthesia, analgesia and sedation to minimize pain and distress during any procedures and shall~~ comply with the following standards:

(1) Within twelve (12) hours prior to the administration of a general anesthetic, the animal patient shall be given a physical examination by a licensed veterinarian appropriate for the procedure. The results of the physical examination shall be ~~noted~~ documented in the animal patient's medical records.

(2) An animal under general anesthesia shall be observed for a length of time appropriate for its safe recovery ~~appropriate to the species~~.

(3) Shall provide ~~a method~~ of respiratory monitoring that may include observation of the animal's chest movements, observing the rebreathing bag, or respirometer.

(4) Shall provide ~~A method~~ of cardiac monitoring that may include observation of the animal's chest movements, observing the rebreathing bag or respirometer. ~~shall be provided and that~~ may include, but is not limited to the use of a stethoscope, pulseoximeter or electrocardiographic monitor.

(5) When administering general anesthesia in a hospital setting, a veterinarian shall have resuscitation or rebreathing bags of appropriate volumes for the animal patient and an assortment of endotracheal tubes readily available.

(6) Records for procedures involving general anesthesia shall include a description of the procedure, the name of the surgeon, the type of sedative/anesthetic agents used, their route of administration, and their strength if available in more than one strength.

Note: Authority cited: Section 4808, Business and Professions Code. Reference: Section 4883, Business and Professions Code.

2032.5. Emergency Hospitals.

(a) Any veterinary premises that displays any sign, card, or device that indicates to the public that it is an emergency veterinary clinic or hospital shall comply with the following:

(1) Maintain a licensed veterinarian on the premises at all times during the posted hours of operation.

(2) Its advertisements shall clearly state:

(A) A licensed veterinarian is on the premises during the posted emergency hours.

(B) The hours the facility will provide emergency services.

(C) The address and telephone number of the premises.

(b) The phrase "veterinarian on call" shall mean that a veterinarian is not present at the hospital, but is able to respond within a reasonable time to requests for emergency veterinary services and has been designated by a daytime veterinary facility to do so after regular office hours. A veterinary premises which uses a veterinarian on call service shall not be considered to be or advertised as an emergency clinic or hospital.

NOTE: Authority cited: Sections 4808 and 4854, Business and Professions Code. Reference: Sections 4854 and 4883, Business and Professions Code.

2037. Dental Operation, Defined

The term "dental operation" as used in Business and Professions Code section 4826 means:

(1) The application or use of any instrument, ~~or device,~~ or scaler to any portion of the animal's tooth, gum or any related tissue for the prevention, cure or relief of any wound, fracture, injury or disease of an animal's tooth, gum or related tissue; and

(2) Preventive dental procedures including, but not limited to, the removal of calculus, soft deposits, plaque, stains or the smoothing, filing, scaling or polishing of tooth surfaces.

(3) Nothing in this regulation shall prohibit any person from utilizing cotton swabs, gauze, dental floss, dentifrice, or toothbrushes ~~or similar items to clean on~~ an animal's teeth.

NOTE: Authority cited: Section 4808, Business and Professions Code. Reference: Section 4826, Business and Professions Code.