

Proposed Legislation to amend the Veterinary Medicine Practice Act

Amend and Add To Section 4836.1 of the Business and Professions Code

4836.1 (a) Notwithstanding any other provision of law, a registered veterinary technician or ~~an unregistered~~ *a veterinary* assistant may administer a drug, including, but not limited to, a drug that is a controlled substance, under the director or indirect supervision of a licensed veterinarian when done pursuant to the order, control, and full professional responsibility of a licensed veterinarian. However, no person, other than a licensed veterinarian, may induce anesthesia unless authorized by regulation of the board.

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

(1) "Controlled substance" has the same meaning as that term is defined in Section 11007 of the Health and Safety Code.

(2) "Direct supervision" has the same meaning as that term is defined in subdivision (e) of Section 2034 of Title 16 of the California Code of Regulations.

(3) "Drug" has the same meaning as that term is defined in Section 11014 of the Health and Safety Code.

(4) "Indirect supervision" has the same meaning as that term is defined in subdivision (f) of Section 2034 of Title 16 of the California Code of Regulations.

~~(c) This section shall remain in effect until January 1, 2013, and as of that date is repealed, unless a later enacted statute, which is enacted before January 1, 2013, deletes or extends that date.~~

(c) Access to controlled substances for non-licensed persons under this section is limited to persons who have completed a state and federal fingerprinting background check and who do not have any drug or alcohol related felony convictions. The results of the background check shall be retained in the personnel records of the employer and made available to the Veterinary Medical Board and the Department of Justice upon their request.

(d) If the Veterinary Medical Board, in consultation with the Board of Pharmacy, identifies a dangerous drug, as defined in section 4022 of the code, that is being diverted to a substantial extent, the Board may restrict the access of an unlicensed person to that particular drug.

Amend the Business and Professions Code to remove reference to "Unregistered Assistants" commencing with Section 4800 (Veterinary Medicine Practice Act) and replace the reference with "Veterinary Assistant."

(4826, 4826.2, 4836, 4836.1, 4836.5, 4840, 4840.2, 4840.9, etc.)