

CHAPTER NO. 431

HOUSE BILL NO. 23

INTRODUCED BY K. ROBBINS

BY REQUEST OF THE DEPARTMENT
OF PROFESSIONAL AND OCCUPATIONAL LICENSING

IN THE HOUSE

January 4, 1979	Introduced and referred to Committee on State Administration.
January 6, 1979	On motion, joint rule 6-6 suspended and sponsor's signature allowed to be added to prefiled bill.
January 24, 1979	Committee recommend bill do pass. Report adopted.
January 25, 1979	Printed and placed on members' desks.
January 26, 1979	Second reading, do pass.
January 27, 1979	Considered correctly engrossed.
January 29, 1979	Third reading, passed. Transmitted to second house.

IN THE SENATE

January 30, 1979	Introduced and referred to Committee on State Administration.
March 15, 1979	Committee recommend bill be concurred in. Report adopted.
March 17, 1979	Second reading, concurred in.
March 20, 1979	Third reading, concurred in.

IN THE HOUSE

March 21, 1979

Returned from second house.
Concurred in. Sent to
enrolling.

Reported correctly enrolled.

1 HOUSE BILL NO. 23
 2 INTRODUCED BY _____
 3 BY REQUEST OF THE DEPARTMENT
 4 OF PROFESSIONAL AND OCCUPATIONAL LICENSING
 5
 6 A BILL FOR AN ACT ENTITLED: "AN ACT TO PROVIDE THE BOARD OF
 7 VETERINARIANS TO ESTABLISH LICENSE AND EXAMINATION FEES FOR
 8 VETERINARIANS AND VETERINARY TECHNICIANS AND TO REQUIRE
 9 APPLICANTS FOR VETERINARY TECHNICIAN LICENSES TO FILE
 10 APPLICATIONS AND FEES WITH THE DEPARTMENT OF PROFESSIONAL
 11 AND OCCUPATIONAL LICENSING; AMENDING SECTIONS 37-18-302,
 12 37-18-303, AND 37-18-401, MCA; PROVIDING AN EFFECTIVE DATE."
 13
 14 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
 15 Section 1. Section 37-18-302, MCA, is amended to read:
 16 "37-18-302. Application -- qualification -- fee. A
 17 citizen of the United States desiring to begin the practice
 18 of veterinary medicine or veterinary surgery in this state
 19 or who desires to hold himself out to the public as a
 20 practitioner of veterinary medicine or veterinary surgery,
 21 except as provided in 37-18-104, shall make application to
 22 the department for a license to do so. The application shall
 23 be on a form furnished by the department and shall be
 24 accompanied by satisfactory evidence of the good moral
 25 character of the applicant and shall present evidence of his

1 having graduated in and received a degree from a legally
 2 authorized veterinary medical school having educational
 3 standards equal to those approved by the American veterinary
 4 medical association. On application, a photostatic copy of
 5 the diploma of the applicant shall be submitted to the
 6 department for inspection and verification. The photostatic
 7 copy remains the property of the department. A person
 8 applying for a license to practice shall pay to the
 9 department a nonrefundable fee of \$25, which may not be
 10 refunded commensurate with the costs of the examinations and
 11 set annually by the board."

12 Section 2. Section 37-18-303, MCA, is amended to read:
 13 "37-18-303. Examination -- temporary permit pending
 14 examination. (1) Subject to 37-1-101, the board shall by
 15 means of examination, either oral, written, or practical or
 16 a combination of oral, written, or practical as the board
 17 determines, ascertain the professional qualifications for
 18 license of applicants under this part. An investigation
 19 under reciprocity arrangements may replace examination for
 20 licensees from other states under 37-18-304. The department
 21 shall issue a license to all who are found to be, in the
 22 judgment of the board, competent to practice. A license may
 23 not be issued to a person who is not found by the
 24 examination or investigation to be competent.

25 (2) The examination shall be held in January and June

1 of each year at a time and place specified by the board. The
 2 examination shall cover theory and practice, pharmacology
 3 and therapeutics, animal sanitation, surgery, communicable
 4 diseases, and other subjects chosen by the board which are
 5 ordinarily included in the curriculum of a school of
 6 veterinary medicine recognized and approved by the American
 7 veterinary medical association.

8 (3) The department shall consecutively number
 9 applications received, note on each the disposition made of
 10 it, and preserve them for reference and shall number
 11 consecutively licenses issued.

12 (4) Applicants must achieve a grade of 70% in all
 13 subjects in order to obtain a license. An applicant who has
 14 failed an examination may apply to be reexamined at a
 15 subsequent examination and shall pay another application fee
 16 ~~in the amount of \$25 commensurate with the costs of the~~
 17 ~~examinations and set annually by the board~~ and shall take
 18 another complete examination in all subjects.

19 (5) An applicant for examination may, in the
 20 discretion of the board, be given a temporary permit to
 21 practice veterinary medicine prior to taking the examination
 22 if the applicant is employed by and working under the
 23 supervision of and in the same office with a veterinarian
 24 licensed under this part. The temporary permit is valid only
 25 until the date of the next examination. Under no

1 circumstances may a second temporary permit be issued to the
 2 same person. A temporary permit may not be issued to a
 3 person who has failed an examination given under this
 4 section."

5 Section 3. Section 37-18-401, MCA, is amended to read:
 6 "37-18-401. Application -- fee -- qualifications of
 7 applicants. Each candidate for examination as a veterinary
 8 technician shall file, in his full name, an application for
 9 examination with the board ~~department~~ at least 30 days
 10 before the date set by the board for the commencement of the
 11 examination and at the time of making the application shall
 12 pay the board ~~department~~ a fee of ~~\$25 commensurate with the~~
 13 ~~costs of the examinations and set annually by the board.~~ The
 14 applicant shall furnish satisfactory proof that he is of
 15 good moral character and has earned a diploma or certificate
 16 from a school of veterinary technology offering a course of
 17 study recognized and approved by the board of veterinarians,
 18 as well as such other information as may be required by the
 19 board."

20 Section 4. Effective date. This act is effective upon
 21 passage and approval.

-End-

Approved by Committee
on State Administration

HOUSE BILL NO. 23

INTRODUCED BY _____

BY REQUEST OF THE DEPARTMENT

OF PROFESSIONAL AND OCCUPATIONAL LICENSING

A BILL FOR AN ACT ENTITLED: "AN ACT TO PROVIDE THE BOARD OF VETERINARIANS TO ESTABLISH LICENSE AND EXAMINATION FEES FOR VETERINARIANS AND VETERINARY TECHNICIANS AND TO REQUIRE APPLICANTS FOR VETERINARY TECHNICIAN LICENSES TO FILE APPLICATIONS AND FEES WITH THE DEPARTMENT OF PROFESSIONAL AND OCCUPATIONAL LICENSING; AMENDING SECTIONS 37-18-302, 37-18-303, AND 37-18-401, MCA; PROVIDING AN EFFECTIVE DATE."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Section 37-18-302, MCA, is amended to read:

"37-18-302. Application -- qualification -- fee. A citizen of the United States desiring to begin the practice of veterinary medicine or veterinary surgery in this state or who desires to hold himself out to the public as a practitioner of veterinary medicine or veterinary surgery, except as provided in 37-18-104, shall make application to the department for a license to do so. The application shall be on a form furnished by the department and shall be accompanied by satisfactory evidence of the good moral character of the applicant and shall present evidence of his

having graduated in and received a degree from a legally authorized veterinary medical school having educational standards equal to those approved by the American veterinary medical association. On application, a photostatic copy of the diploma of the applicant shall be submitted to the department for inspection and verification. The photostatic copy remains the property of the department. A person applying for a license to practice shall pay to the department a nonrefundable fee of ~~25~~, which may not be refunded commensurate with the costs of the examinations and set annually by the board."

Section 2. Section 37-18-303, MCA, is amended to read:

"37-18-303. Examination -- temporary permit pending examination. (1) Subject to 37-1-101, the board shall by means of examination, either oral, written, or practical or a combination of oral, written, or practical as the board determines, ascertain the professional qualifications for license of applicants under this part. An investigation under reciprocity arrangements may replace examination for licensees from other states under 37-18-304. The department shall issue a license to all who are found to be, in the judgment of the board, competent to practice. A license may not be issued to a person who is not found by the examination or investigation to be competent.

(2) The examination shall be held in January and June

1 of each year at a time and place specified by the board. The
 2 examination shall cover theory and practice, pharmacology
 3 and therapeutics, animal sanitation, surgery, communicable
 4 diseases, and other subjects chosen by the board which are
 5 ordinarily included in the curriculum of a school of
 6 veterinary medicine recognized and approved by the American
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19 (5) An applicant for examination may, in the
 20 discretion of the board, be given a temporary permit to
 21 practice veterinary medicine prior to taking the examination
 22 if the applicant is employed by and working under the
 23 supervision of and in the same office with a veterinarian
 24 licensed under this part. The temporary permit is valid only
 25 until the date of the next examination. Under no

1 circumstances may a second temporary permit be issued to the
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