

HOUSE BILL NO. HB0219

Animal euthanasia technicians board.

Sponsored by: Representative(s) Martin, Gentile, Iekel,
Latta, Parady and Walsh and Senator(s) Job

A BILL

for

1 AN ACT relating to professions and occupations;
2 establishing the animal euthanasia certification board as
3 specified; authorizing the board to certify animal
4 euthanasia technicians; specifying eligibility criteria;
5 specifying approved training and testing; prohibiting
6 persons from acting as animal euthanasia technicians
7 without certification; granting rulemaking authority;
8 providing definitions; providing penalties; providing for
9 an appropriation; and providing for an effective date.

10

11 *Be It Enacted by the Legislature of the State of Wyoming:*

12

13 **Section 1.** W.S. 33-30-216 through 33-30-222 are
14 created to read:

15

16 **33-30-216. Definitions.**

1

2 (a) As used in this act:

3

4 (i) "Board" means the Wyoming animal euthanasia
5 technician certification board;

6

7 (ii) "Certified animal euthanasia technician"
8 means a person who is employed or sponsored by a law
9 enforcement agency whose duties include euthanizing
10 unwanted, sick, injured or dangerous animals;

11

12 (iii) "Euthanasia" or "euthanizing" means the
13 act or practice of providing a humane death for animals
14 through the use of euthanizing drugs;

15

16 (iv) "Euthanizing drugs" means any
17 pentobarbital-based drug labeled by the manufacturer for
18 the purpose of euthanizing animals, with the exception of
19 Schedule I drugs as defined in W.S. 35-7-1013 and
20 35-7-1014;

21

22 (v) "This act" means W.S. 33-30-216 through
23 33-30-222.

24

1 **33-30-217. Animal euthanasia technician certification**
2 **board created; composition; terms of office.**

3

4 (a) There is created the animal euthanasia technician
5 certification board. The board shall consist of five (5)
6 members appointed by the governor. Initial board members
7 shall be appointed upon the recommendation of the Wyoming
8 state board of veterinary medicine. Thereafter, the animal
9 euthanasia technician certification board shall make
10 recommendations to the governor after receiving the
11 recommendation of the Wyoming state board of veterinary
12 medicine.

13

14 (b) The initial membership of the board shall include
15 at least one (1) licensed veterinarian, one (1) actively
16 employed animal control officer, one (1) law enforcement
17 official whose duties include supervision of animal control
18 and one (1) citizen from the public at large. Thereafter,
19 members of the board shall be certified euthanasia
20 technicians, veterinarians licensed in this state or
21 certified peace officers.

22

23 (c) Members of the board shall serve terms of three
24 (3) years. The initial board shall have staggered terms of

1 one (1) member for one (1) year, two (2) members for two
2 (2) years and two (2) members for three (3) years.

3

4 **33-30-218. Duties and powers of board.**

5

6 (a) The board shall:

7

8 (i) Grant, suspend or revoke the certification of
9 any animal euthanasia technician. The board shall examine
10 the credentials of applicants for certification and current
11 certificate holders and may grant, suspend or revoke
12 certification on the basis of the credentials or upon other
13 cause as specified by the rules of the board. In addition,
14 the board may require oral interviews and practical
15 demonstrations;

16

17 (ii) Examine and approve available animal
18 euthanasia training and testing programs for use by
19 applicants for certification. In the absence of available
20 animal euthanasia training and testing programs, the board
21 shall develop a program for use by animal euthanasia
22 technicians in this state. A program approved or developed
23 pursuant to this paragraph shall include:

24

1 (A) Methods of humanely euthanizing
2 injured, sick, homeless or unwanted animals;

3

4 (B) Security precautions;

5

6 (C) Record keeping; and

7

8 (D) Other skills as determined necessary by
9 the board.

10

11 (iii) Promulgate rules and regulations in
12 accordance with the Wyoming Administrative Procedure Act
13 necessary for the implementation of this act, including the
14 establishment of fees provided for by this act and rules
15 relating to professional conduct which establish ethical
16 and professional standards of practice;

17

18 (iv) Conduct investigations and hearings pursuant
19 to the Wyoming Administrative Procedure Act.

20

21 **33-30-219. Certified animal euthanasia technicians;**
22 **eligibility; surrender or revocation of certificate; fees;**
23 **other requirements.**

24

1 (a) Any person applying for a certification as an
2 animal euthanasia technician shall be employed or sponsored
3 by a law enforcement agency. An applicant shall make a
4 written application to the board which shall include:

5

6 (i) A fee in the amount established pursuant to
7 rules and regulations not to exceed one hundred dollars
8 (\$100.00);

9

10 (ii) Proof that the applicant:

11

12 (A) Is a citizen of the United States or is
13 lawfully admitted to remain and work in the United States;

14

15 (B) Is employed or sponsored by a law
16 enforcement agency;

17

18 (C) Has not been convicted of a felony or
19 any criminal violation relating to cruelty to animals or
20 animal neglect; and

21

22 (D) Has completed an animal euthanasia
23 training and testing program approved or developed by the
24 board.

1

2 (iii) Proof that the employing sponsoring agency
3 has obtained any required federal permits;

4

5 (iv) A criminal history background check
6 required pursuant to W.S. 7-19-106(a)(x);

7

8 (v) Any other information required by the board.

9

10 (b) A certification issued pursuant to this section
11 shall be for a two (2) year period unless surrendered by
12 the certified animal euthanasia technician or revoked or
13 suspended by the board for cause. The certified animal
14 euthanasia technician shall renew the certificate every two
15 (2) years. Application for renewal shall be accompanied
16 by:

17

18 (i) A fee in the amount established pursuant to
19 rules and regulations not to exceed one hundred dollars
20 (\$100.00);

21

22 (ii) Proof of current employment or sponsorship
23 by a law enforcement agency; and

24

1 (iii) Proof of a minimum of eight (8) hours of
2 board approved training during the previous two (2) year
3 period.

4
5 (c) The fees received under subsection (a) or (b) of
6 this section shall be deposited with the state treasurer
7 who shall credit the money to an account within the special
8 revenue fund. All monies credited to the account shall be
9 expended only upon appropriation by the legislature to
10 defray costs and expenses incurred in the administration of
11 this act.

12
13 (d) In addition to other requirements of this act, a
14 certified animal euthanasia technician shall register with
15 the Wyoming board of pharmacy to purchase, possess and
16 administer euthanizing drugs.

17
18 (e) If at any time there is a change in employment or
19 sponsorship of a certified animal euthanasia technician by
20 a law enforcement agency, the law enforcement agency shall
21 immediately notify the board of the change. The board
22 shall adopt rules relating to changes in employment or
23 sponsorship by law enforcement agencies for the purposes of
24 this act. For the purposes of this subsection, "change" or

1 "changes" includes transfer to another division or part of
2 the law enforcement agency as well as firing, termination
3 or other release of employment or sponsorship by the law
4 enforcement agency.

5

6 **33-30-220. Compensation of board members.**

7

8 Board members shall receive no compensation for their
9 services but shall receive per diem and travel expenses in
10 the manner and amount provided for state employees by W.S.
11 9-3-102 and 9-3-103.

12

13 **33-30-221. Prohibited acts; penalties.**

14

15 Any person employed or sponsored by a law enforcement
16 agency who euthanizes an animal by injection of euthanizing
17 drugs as defined in this act without being certified
18 according to the provisions of this act is guilty of a
19 misdemeanor punishable by a fine of not more than seven
20 hundred fifty dollars (\$750.00), imprisonment for not more
21 than six (6) months, or both.

22

23 **33-30-222. Animal euthanasia technician certification;**
24 **limitations.**

1

2 Nothing in this act shall apply to veterinarians licensed
3 pursuant to W.S. 33-30-101 et seq.

4

5 **Section 2.** W.S. 7-19-106(a) by creating a new
6 paragraph (x), 33-30-204(m) by creating a new paragraph
7 (xiv) and 35-7-1010 are amended to read:

8

9 **7-19-106. Access to, and dissemination of,**
10 **information.**

11

12 (a) Criminal history record information shall be
13 disseminated by criminal justice agencies in this state,
14 whether directly or through any intermediary, only to:

15

16 (x) The Wyoming animal euthanasia technicians
17 board for purposes of obtaining background information on
18 applicants for certification by the board.

19

20 **33-30-204. Board of veterinary medicine.**

21

22 (m) The board is empowered to:

23

1 (xiv) Make recommendations regarding members of
2 the animal euthanasia technicians certification board to the
3 governor pursuant to W.S. 33-30-217(a).

4
5 **35-7-1010. Board of pharmacy designated agency to**
6 **administer registration.**

7
8 The Wyoming state board of pharmacy in addition to any
9 other duties imposed upon it by law is hereby designated as
10 the agency to administer the registration of the
11 manufacture, distribution and dispensing of controlled
12 substances as hereinafter provided in this act. The board
13 shall register certified animal euthanasia technicians as
14 provided by W.S. 33-30-219, for the limited purposes of
15 purchasing, possessing and administering euthanizing drugs
16 as defined by W.S. 33-30-216(a)(iv), and performing the
17 duties and powers of a certified animal euthanasia
18 technician.

19
20 **Section 3.** There is appropriated from the budget
21 reserve account ten thousand dollars (\$10,000.00) to the
22 Wyoming animal euthanasia technician board for the purposes
23 of this act.

24

1 **Section 4.** This act is effective July 1, 2003.

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(END)