

DRAFT ONLY NOT APPROVED FOR INTRODUCTION
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SENATE FILE NO.

Bovine pregnancy determinations by non-veterinarians.

Sponsored by: Joint Agriculture, State and Public Lands &
Water Resources Interim Committee

A BILL

for

1 AN ACT relating to professions and occupations; creating
2 requirements for a person to be certified to perform bovine
3 pregnancy determinations; providing penalties; making
4 conforming amendments; requiring rulemaking; and providing
5 for effective dates.

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

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11 **STAFF COMMENT**

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13 **This bill draft only includes a certification process for**
14 **non-veterinarians to perform bovine pregnancy**
15 **determinations. The Committee may wish to consider**
16 **including sheep or other livestock within the bill draft.**

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5 **Section 1.** W.S. 33-30-226 is created to read:

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7 **33-30-226. Bovine pregnancy determination**
8 **certification.**

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10 (a) The board may issue a certificate authorizing a
11 person who is not licensed as a veterinarian to perform
12 bovine pregnancy determinations. A person applying for
13 certification under this section shall provide an
14 application in the form and manner prescribed by the board
15 and pay the required fee established and published by the
16 board. In addition, the applicant shall provide the board
17 with satisfactory evidence of the following:

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19 (i) The applicant has reached the age of
20 majority;

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22 (ii) The applicant has no criminal convictions
23 related to the practice of bovine pregnancy determinations

1 or disciplinary or other regulatory actions prohibiting the
2 applicant from performing bovine pregnancy determinations;
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4 (iii) The applicant has no criminal convictions
5 related to cruelty to animals or animal neglect;
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7 (iv) One (1) sworn statement from a licensed
8 Wyoming veterinarian who has witnessed the applicant's
9 ability to accurately and safely perform bovine pregnancy
10 determinations on not less than three (3) occasions within
11 a six (6) month period. For purposes of this paragraph, an
12 applicant shall only perform bovine pregnancy
13 determinations under the supervision of a licensed
14 veterinarian until a certificate is issued by the board.
15 The statement shall include the following:
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17 (A) A description of the applicant's
18 ability to accurately perform bovine pregnancy
19 determinations;
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21 (B) The dates that the licensed
22 veterinarian monitored the applicant; and
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1 (C) If the applicant plans to utilize
2 ultrasound equipment to perform bovine pregnancy
3 determinations, an endorsement from the licensed
4 veterinarian stating that the applicant is proficient in
5 the ability to properly use ultrasound equipment in
6 determining bovine pregnancy status with not less than
7 ninety percent (90%) accuracy beginning at sixty (60) days
8 of pregnancy and with not less than ninety percent (90%)
9 accuracy when identifying trimester status.

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13 **STAFF COMMENT**

15 **The Committee may wish to consider requiring applicants to**
16 **be knowledgeable in the use of ultrasound equipment rather**
17 **than making its use/an endorsement optional.**

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22 (v) A record of successfully completing a course
23 approved or developed by the board and taught by a licensed
24 veterinarian on bovine pregnancy determinations.

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28 **STAFF COMMENT**

1 The Committee may wish to consider requiring applicants to
2 have a financial interest in ultrasound equipment or other
3 livestock management equipment as needed for a bovine
4 pregnancy determination practice.

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9 (d) The board shall approve or deny certification not
10 more than thirty (30) days after receiving a complete
11 application under this section.

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13 (e) A certification granted under this section shall
14 expire two (2) years after its initial issuance and
15 December 31 of every even numbered year thereafter. To
16 renew the certification, a person shall submit a renewal
17 application to the board upon a form and in the manner
18 prescribed by the board and accompanied by an appropriate
19 fee established and published by the board. The renewal
20 application shall include a record of completion of five
21 (5) hours of continuing education related to bovine
22 pregnancy determinations taken during the preceding two (2)
23 years. The board shall approve or deny recertification not
24 more than thirty (30) days after receiving a complete
25 renewal application. The board may establish a grace period
26 for certification renewal of not more than sixty (60) days

1 past the certification's expiration and establish a late
2 fee for certification renewal of not more than the biannual
3 renewal fee.

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5 (f) Any person who practices bovine pregnancy
6 determinations without a veterinary license or unexpired
7 certification under this section shall be in violation of
8 this act.

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10 **Section 2.** W.S. 33-30-203(a) by creating a new
11 paragraph (xiv), 33-30-204(m) by creating a new paragraph
12 (xv) and 33-30-214 are amended to read:

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14 **33-30-203. License required; exceptions.**

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16 (a) No person may practice veterinary medicine in the
17 state who is not a licensed veterinarian or the holder of a
18 valid temporary permit issued by the board. This act shall
19 not be construed to prohibit:

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21 (xiv) Any person certified by the board from
22 performing bovine pregnancy determinations pursuant to the
23 requirements of W.S. 33-30-204(m) (xv) and 33-30-226.

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33-30-204. Board of veterinary medicine.

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(m) The board is empowered to:

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(xv) Regulate the performance of bovine pregnancy determinations by non-veterinarians and issue certifications to persons found qualified by the board to perform bovine pregnancy determinations pursuant to W.S. 33-30-226.

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33-30-214. Penalty for violation; injunction.

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(a) Any person who violates W.S. 33-30-101 through 33-30-215 or 33-30-226 is guilty of a misdemeanor punishable by a fine of not more than seven hundred fifty dollars (\$750.00), by imprisonment for not more than six (6) months, or both. Each act of such unlawful practice shall constitute a distinct and separate offense.

(b) The board or any citizen of this state may bring an action to enjoin any person from practicing veterinary medicine or bovine pregnancy determinations without a

1 currently valid license, bovine pregnancy determination
2 certification or temporary permit. If the court finds that
3 the person is violating or is threatening to violate this
4 act, it shall enter an injunction restraining him from such
5 unlawful acts.

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7 **Section 3.** The board of veterinary medicine shall
8 promulgate all rules necessary to implement this act.

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10 **Section 4.**

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12 (a) Except as provided by subsection (b) of this
13 section, this act is effective July 1, 2027.

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15 (b) Sections 3 and 4 of this act are effective
16 immediately upon completion of all acts necessary for a
17 bill to become law as provided by Article 4, Section 8 of
18 the Wyoming Constitution.

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20 (END)