

MINUTES
SENATE AGRICULTURAL AFFAIRS COMMITTEE

DATE: Thursday, January 26, 2017

TIME: 8:00 A.M.

PLACE: Room WW53

MEMBERS PRESENT: Chairman Rice, Vice Chairman Den Hartog, Senators Patrick, Bayer, Guthrie, Johnson, Thayn, Foreman, and Jordan

ABSENT/ EXCUSED: None

NOTE: The sign-in sheet, testimonies and other related materials will be retained with the minutes in the committee's office until the end of the session and will then be located on file with the minutes in the Legislative Services Library.

CONVENED: **Chairman Rice** called the meeting of the Senate Agricultural Affairs Committee (Committee) to order at 8:03 a.m.

MINUTES APPROVAL: **Vice Chairman Den Hartog** moved to approve the minutes of January 17, 2017. Seconded by **Senator Johnson**. The motion carried by **voice vote**.

PASSED THE GAVEL: Chairman Rice passed the gavel to Vice Chairman Den Hartog.

DOCKET NO. 46-0101-1601 **Rules of the State of Idaho Board of Veterinary Medicine. Jodie Ellis**, Executive Director, Idaho Board of Veterinary Medicine, stated the changes in the docket involve three items: 1) clarification of information concerning the date and location of the Board of Veterinary Medicine (BOVM) meetings, specifying mandatory BOVM meetings will be held in January and June in Boise, Idaho; when license applications are considered. The BOVM also meets in April and October; 2) requirements and instruction for continuing education for certificates, detailing information regarding the specific requirements for continuing education for the Certified Veterinary Technicians (CVT) and how continuing education needs to be reported to BOVM; and 3) eliminates the requirement that a veterinarian serving on the BOVM must also serve on the Committee on Humane Euthanasia (COHE).

Chairman Rice asked do you have CVTs that are presenting continuing education courses. **Ms. Ellis** replied that CVTs can present continuing education but are restricted to presenting courses to other CVTs.

Senator Johnson asked what members make up the COHE and how are they compensated. **Ms. Ellis** answered the COHE is made up of veterinarians who practice throughout the State. COHE members are compensated at the same rate that the BOVM which is \$50 a day per meeting.

Vice Chairman Den Hartog asked in subsection d. report, it states that each CVT subject to these rules shall file a written report with the BOVM executive director on a form prescribed by the BOVM, as provided in this rule. Is this a new requirement and can this report be sent electronically. **Ms. Ellis** replied this is a step in continuing education. BOVM requires a certain amount of continuing education from the CVTs and they must provide a written list of the courses they have taken during the year on their renewal application. BOVM's software does not accommodate any electronic reporting.

Chairman Den Hartog questioned the requirement that CVTs must provide copies to BOVM of the sign-in and sign-out sheet for each approved course following its completion. **Ms. Ellis** explained that this refers to the course providers who have to register with the BOVM before they provide a course. BOVM examines the content of the course and decides if it is an appropriate course for the CVTs or veterinarians. When the provider gives the course they furnish a sign-in sheet that they submit to BOVM for their records which eliminates the possibility for attendees not attending the course.

MOTION: **Senator Foreman** moved to approve **Docket No. 46-0101-1601**. Seconded by **Senator Bayer**. The motion carried by **voice vote**.

DOCKET NO. 46-0101-1603 **Rules of the State of Idaho Board of Veterinary Medicine.** **Ms. Ellis** said this rule was adopted by the agency under H 72 and went into effect on July 1, 2015. This rule provides a process and a fee for CVTs to move their certifications from active to inactive status. The rule also establishes a renewal fee for an inactive certificate. In the past, CVTs who needed more than a year off from practice had to let their certification expire and when it was time for them to come back to practice they would have to completely reapply for their certification. The annual fee for CVTs that are actively practicing is \$75 per year. For each year that a CVT wishes to remain on inactive status they will be charged \$25 and when they move from inactive to active there is a one-time reactivation fee of \$50.

Chairman Rice asked about the certification fee on page 6, section 02. subsection f. **Ms. Ellis** answered this fee is charged when a CVT or veterinarian calls BOVM to request that BOVM verify their certifications or licenses to another state. **Chairman Rice** observed that it looked like a new fee in the rule. **Ms. Ellis** replied that this fee was in another section of the rule and was moved to this section for clarification.

Senator Patrick asked what is the requirement for continued education if a CVT is on inactive status. **Ms. Ellis** stated that when the CVT is ready to come back to active practice they would have to provide proof that they had sought continuing education during the period that they were inactive. **Senator Patrick** asked what if the CVT left the State for a time period and then wanted to come back to practice. How would they catch up on the continuing education requirements. **Ms. Ellis** replied that it does not matter where a CVT is located because most of the CVTs seek their continuing education online. **Chairman Rice** asked if the BOVM had a process for a CVT to remain current if they went on a mission to a foreign country where they would not be able to complete the 14 hours of continuing education. **Ms. Ellis** stated that the BOVM does not have a process for CVTs in a foreign country. BOVM is flexible and the CVT could seek the president's approval in such a situation to give that CVT extra time to complete the continuing education. Many of the classes are online and the CVT might be able to access the education through that avenue.

Senator Johnson observed that the hand out presented with the rule shows a reinstatement fee for veterinarians of \$150 but the rule on page 5, under reinstatement fee in section 01. subsection d. is a \$200 fee. **Ms. Ellis** cleared up the confusion by stating that the hand out was a mistake and was for another piece of legislation. **Ms. Ellis** answered that the reinstatement/late fee under section 01. subsection d. of the rule allows for the situation where a veterinarian does not renew his license in timely manner and there is a penalty of \$200 that is enfolded in the reinstatement. **Senator Johnson** asked is the \$150 reinstatement fee for reactivation status the same fee that is listed on page 5, section 01. subsection d. for \$200. **Ms. Ellis** answered the two fees are not the same fee. The fee that is listed on the handout is for a fee for veterinarians coming back from inactive status; no penalty involved with this action. The fee that is listed on page 5, section 01. subsection d. does have a penalty attached to the fee for those who are actively practicing but are late in the renewal process. The information for the inactive

status fee will be found in veterinarian practice act in IDAPA 46.01.014.01. e. which lists the reactivation fee fro veterinarians is \$150.

Senator Bayer pointed out that the double-scored language in section 014. subsection 02. f. CVT certificate verification fee of \$20 is to clarify the best current practice; what is the authorization for this additional fee in the rule. **Ms. Ellis** replied that she will have to research the answer for this additional fee. **Senator Bayer** asked that Ms. Ellis confirm that this fee is current practice for CVTs . **Ms. Ellis** answered that to the BOVM knowledge this fee has frequently been charged.

Senator Bayer asked the reason for the striking of code on section 014. subsection 01. a, b, c, d, f, and g. **Ms. Ellis** answered this is a restructuring and cleaning-up of the language; there has been nothing removed. **Senator Guthrie** stated that he would like further explanation of the CVT verification fee of \$20 as well and would recommend approving **Docket No. 46-0101-1603** except for this section of the rule.

MOTION:

Chairman Rice moved for unanimous consent that **Docket No. 46-0101-1603** be held to the call of the chair.

**PASSED THE
GAVEL:**

Vice Chairman Den Hartog passed the gavel to Chairman Rice.

ADJOURNED:

There being no further business, **Chairman Rice** adjourned the meeting at 8:53 a.m.

Senator Rice
Chair

Carol Deis
Secretary