

SENATE BILL No. 329

DIGEST OF INTRODUCED BILL

Citations Affected: IC 15-5-1.1; IC 25-1.

Synopsis: Veterinary practice. Provides that the state veterinarian is the executive secretary and technical advisor of the Indiana board of veterinary medical examiners (board). Provides that the board may enter into an agreement with the Indiana state board of animal health to use the Indiana state board of animal health's staff and facilities. Removes the board from the health professions bureau. Prohibits the board from issuing a license to an individual unless the individual's property taxes are paid. Specifies the effect of a criminal conviction on the status of a person's license. Provides for the revocation of an
(Continued next page)

Effective: July 1, 1998.

Jackman

January 8, 1998, read first time and referred to Committee on Health and Environmental Affairs.

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Digest Continued

individual's license if the individual is delinquent in paying child support. Allows a person in the person's last term of study at an accredited veterinary school to submit an application for a license with a letter from the dean of the school instead of a transcript. Provides for an inactive status of a veterinary license under certain conditions. Provides for the enforcement of standards of practice by the board. Makes conforming amendments. Makes technical corrections.

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Introduced

Second Regular Session 110th General Assembly (1998)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 1997 General Assembly.

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SENATE BILL No. 329



A BILL FOR AN ACT to amend the Indiana Code concerning agriculture and animals.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 15-5-1.1-2 IS AMENDED TO READ AS
 2 FOLLOWS [EFFECTIVE JULY 1, 1998]: Sec. 2. As used in this
 3 chapter:
 4 "Accredited college of veterinary medicine" means a veterinary
 5 college or division of a university or college that:
 6 (1) offers the degree doctor of veterinary medicine or its
 7 equivalent;
 8 (2) conforms to the standards required for accreditation by the
 9 American Veterinary Medical Association; and
 10 (3) is accredited by the American Veterinary Medical Association
 11 or an accrediting agency that has been approved by the United
 12 States Office of Education or its successor.
 13 "Animal" means any animal other than man and includes birds, fish,
 14 mammals, and reptiles, wild or domestic.
 15 "Approved program" means a program in veterinary technology



1 that:

2 (1) conforms to the standards required for accreditation by the
3 American Veterinary Medical Association; and

4 (2) is accredited by the American Veterinary Medical Association
5 or an accrediting agency that has been approved by the United
6 States ~~Office~~ **Department** of Education or its successor.

7 "Board" means the Indiana board of veterinary medical examiners
8 created by this chapter.

9 "~~Bureau~~" refers to the ~~health professions bureau established by~~
10 ~~IC 25-1-5-3.~~

11 "ECFVG certificate" means a certificate issued by the American
12 Veterinary Medical Association Educational Commission for Foreign
13 Veterinary Graduates, indicating that the holder has demonstrated
14 knowledge and skill equivalent to that possessed by a graduate of an
15 accredited college of veterinary medicine.

16 "Extern" means a senior veterinary student enrolled in an accredited
17 college of veterinary medicine, or a second year student enrolled in an
18 approved program in veterinary technology, employed by or working
19 with a licensed veterinarian and under his direct supervision.

20 "Licensed veterinarian" means an individual who is licensed
21 pursuant to this chapter to practice veterinary medicine in this state.

22 "Person" means an individual, an incorporated or unincorporated
23 organization or association or a group of such persons acting in
24 concert.

25 "**Practitioner**" means an individual who holds:

- 26 (1) an unlimited license, certificate, or registration;
27 (2) a limited or probationary license, certificate, or
28 registration;
29 (3) a temporary license, certificate, registration, or permit;
30 (4) an intern permit; or
31 (5) a provisional license;

32 issued by the board.

33 "Practice of veterinary medicine" means:

- 34 (1) representing oneself as engaged in the practice of veterinary
35 medicine, veterinary surgery, or veterinary dentistry in any of its
36 branches or using words, letters, or titles in a connection or under
37 circumstances that **may** induce another person to believe that the
38 person using them is engaged in the practice of veterinary
39 medicine, veterinary surgery, or veterinary dentistry;
40 (2) accepting remuneration for doing any of the things described
41 in subdivisions (3) through (6);
42 (3) diagnosing a specific disease or injury, or identifying and



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1 describing a disease process of animals, or performing any
 2 procedure for the diagnosis of pregnancy, sterility, or infertility
 3 upon animals;
 4 (4) prescribing a drug, medicine, appliance or application, or
 5 treatment of whatever nature for the prevention, cure, or relief of
 6 bodily injury or disease of animals;
 7 (5) performing a surgical or dental operation upon an animal; or
 8 (6) administering a drug, medicine, appliance, application, or
 9 treatment of whatever nature for the prevention, cure, or relief of
 10 a wound, fracture, or bodily injury or disease of animals, except
 11 where such drug, medicine, appliance, application, or treatment
 12 is administered at the direction and under the direct supervision
 13 of a veterinarian licensed under this chapter.

14 "Registered veterinary technician" means a veterinary technician
 15 registered pursuant to this chapter to work under the direct supervision
 16 of a licensed veterinarian.

17 "Veterinarian" means an individual who was a licensed veterinarian
 18 on August 31, 1979, or who has received a professional degree from an
 19 accredited college of veterinary medicine.

20 "Veterinary medicine" includes veterinary surgery, obstetrics,
 21 dentistry, acupuncture, and all other branches or specialties of
 22 veterinary medicine.

23 "Veterinary technician" means an individual who has successfully
 24 completed a program in veterinary technology of at least two (2) years
 25 in a school that conforms to the standards required for accreditation by
 26 the American Veterinary Medical Association and that is accredited by
 27 the American Veterinary Medical Association.

28 SECTION 2. IC 15-5-1.1-6 IS AMENDED TO READ AS
 29 FOLLOWS [EFFECTIVE JULY 1, 1998]: Sec. 6. (a) The board shall
 30 hold an annual meeting in Indianapolis and other regular meetings
 31 during each year and at such places as it may fix.

32 (b) The board may hold such special meetings as it deems
 33 necessary. The chairman or two (2) members of the board may call a
 34 special meeting.

35 (c) Four (4) members of the board constitute a quorum.

36 (d) All meetings shall be open and public except that the board may
 37 meet in closed session to prepare, approve, administer, or grade
 38 examinations, or to deliberate the qualifications of an applicant for
 39 license or registration or the disposition of a proceeding to discipline
 40 a licensed veterinarian or registered veterinary technician.

41 (e) Minutes of each regular and special meeting shall be compiled
 42 and kept as a permanent record in the same office as other records of



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1 the board are kept. ~~The responsibility for~~ **The executive secretary of**
 2 **the board is responsible for** the care and safekeeping of ~~such the~~
 3 minutes. ~~shall devolve upon the bureau.~~

4 (f) Each member of the board is entitled to reimbursement for
 5 traveling and other expenses as provided in the state travel policies and
 6 procedures established by the department of administration and
 7 approved by the state budget agency.

8 SECTION 3. IC 15-5-1.1-7 IS AMENDED TO READ AS
 9 FOLLOWS [EFFECTIVE JULY 1, 1998]: Sec. 7. (a) At its annual
 10 meeting the board shall elect a chairman and vice chairman and such
 11 other officers as it may determine. Such officers shall serve for terms
 12 of one (1) year or until a successor is elected. There is no limitation on
 13 the number of terms an officer may serve.

14 (b) The state veterinarian ~~shall be~~ **is the executive secretary and**
 15 technical advisor of the board.

16 (c) The duties of the ~~bureau~~ **executive secretary** include:

- 17 (1) corresponding for the board;
 18 (2) keeping accounts and records of all receipts and
 19 disbursements by the board;
 20 (3) keeping records of all applications for license or registration;
 21 (4) keeping a register of all persons currently licensed or
 22 registered by the board; ~~and~~
 23 (5) keeping permanent records of all board proceedings; **and**
 24 **(6) performing duties delegated to the executive secretary by**
 25 **the board.**

26 **(d) To carry out the duties of the board, including the**
 27 **investigation of violations under this chapter, the board may enter**
 28 **into agreements with the Indiana state board of animal health**
 29 **established by IC 15-2.1-3-1 to use facilities, equipment, personnel,**
 30 **or resources of the Indiana state board of animal health.**

31 SECTION 4. IC 15-5-1.1-8 IS AMENDED TO READ AS
 32 FOLLOWS [EFFECTIVE JULY 1, 1998]: Sec. 8. (a) The powers
 33 enumerated in this section are granted for the purpose of enabling the
 34 board to effectively supervise the practice of veterinary medicine and
 35 are to be construed liberally to accomplish this objective.

36 (b) The board is vested with the sole authority to determine the
 37 qualifications of applicants for:

- 38 (1) a license to practice veterinary medicine in this state; and
 39 (2) registration to practice as a veterinary technician in this state.

40 (c) The board is vested with the sole authority to issue, renew, deny,
 41 suspend, or revoke:

- 42 (1) licenses and special permits to practice veterinary medicine in

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- 1 this state; and
- 2 (2) registrations or special permits to practice as a veterinary
- 3 technician in this state.
- 4 (d) The board is vested with sole authority to discipline licensed
- 5 veterinarians and registered veterinary technicians consistent with the
- 6 provisions of this chapter and the rules adopted thereunder.
- 7 (e) The board is vested with the sole authority to determine the
- 8 examinations applicants are required to take, the subjects to be
- 9 covered, and the places where and the dates on which examinations
- 10 will be given.
- 11 (f) The board may establish by rule minimum standards of
- 12 continuing education for the renewal of licenses to practice veterinary
- 13 medicine and for the renewal of registrations as a veterinary technician.
- 14 (g) The board shall adopt by rule standards of professional conduct
- 15 for the competent practice of veterinary medicine and the competent
- 16 practice of a veterinary technician.
- 17 (h) ~~Subject to IC 25-1-7,~~ The board may conduct investigations for
- 18 the purpose of discovering violations of this chapter:
- 19 (1) by licensed veterinarians or registered veterinary technicians;
- 20 or
- 21 (2) by persons practicing veterinary medicine without a license or
- 22 persons practicing as a registered veterinary technician without
- 23 being registered.
- 24 (i) The board may inspect, without notice and during normal
- 25 working hours, veterinary hospitals, clinics, or other establishments to
- 26 determine if such places meet the board's standards of cleanliness and
- 27 sanitation as defined by the board's rules.
- 28 (j) The board may hold hearings on all matters properly brought
- 29 before it and in connection thereto may administer oaths, receive
- 30 evidence, make findings, and enter orders consistent with the findings.
- 31 The board may require by subpoena:
- 32 (1) the attendance and testimony of witnesses; and
- 33 (2) **for a hearing, conference, or a deposition** the production of:
- 34 (A) papers;
- 35 (B) records; or
- 36 (C) other documentary evidence;
- 37 ~~and commission depositions.~~ **in furtherance of an investigation.** The
- 38 board may designate one (1) or more of its members to serve as its
- 39 hearing officer.
- 40 (k) The board may bring proceedings in the courts for the
- 41 enforcement of this chapter or any rules made pursuant thereto.
- 42 (l) The board ~~shall~~ **may** have fees collected for examining and

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1 licensing veterinarians and for examining and registering veterinary
2 technicians.

3 (m) The board may enter into reciprocal agreements with its
4 counterpart boards in other states and may effect such agreements by
5 rule.

6 (n) The board may appoint from its own membership one (1) or
7 more members to act as representatives of the board at any meeting
8 within or without the state where such representation is deemed
9 desirable.

10 (o) ~~The bureau shall provide the board with~~ **may employ or**
11 **contract with** full or part-time professional and clerical personnel ~~and~~
12 ~~supplies including printed matter and equipment~~ necessary to
13 effectuate the provisions of this chapter.

14 (p) The board may, in the manner prescribed by IC 4-22-2, adopt
15 such reasonable rules as it deems necessary for the performance of its
16 duties, consistent with this chapter and other applicable laws of this
17 state. Any rule adopted under, and applicable to, the prior veterinarian
18 and veterinary technician licensing and registration laws (IC 15-5-1
19 and IC 15-5-1.5) continues in effect under this chapter until rescinded
20 or amended by the board.

21 (q) The board may adopt an appropriate seal which may be affixed
22 to all license and registration certificates and other official documents
23 of the board.

24 (r) **The board is a regulatory board within the meaning of**
25 **IC 25-1-3-1.**

26 SECTION 5. IC 15-5-1.1-8.5 IS ADDED TO THE INDIANA
27 CODE AS A NEW SECTION TO READ AS FOLLOWS
28 [EFFECTIVE JULY 1, 1998]: **Sec. 8.5. The board may not issue a**
29 **license or registration to a person who is a resident of Indiana**
30 **unless the person provides the board with evidence showing that**
31 **the person has paid all of the person's personal property taxes.**

32 SECTION 6. IC 15-5-1.1-8.6 IS ADDED TO THE INDIANA
33 CODE AS A NEW SECTION TO READ AS FOLLOWS
34 [EFFECTIVE JULY 1, 1998]: **Sec. 8.6. (a) Except as provided under**
35 **subsections (b) and (c), a license or certificate of registration that**
36 **an individual is required by law to hold under this chapter may not**
37 **be denied, revoked, or suspended because the applicant or holder**
38 **is convicted of an offense. However, the acts from which the**
39 **applicant's or holder's conviction results may be considered as to**
40 **whether the applicant or holder may be entrusted to serve the**
41 **public in a specific capacity.**

42 (b) The board may suspend or revoke a license or certificate

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1 issued under this chapter if the individual who holds the license or
2 certificate is convicted of any of the following:

3 (1) Possession of cocaine or a narcotic drug under
4 IC 35-48-4-6.

5 (2) Possession of a controlled substance under IC 35-48-4-7(a).

6 (3) Fraudulently obtaining a controlled substance under
7 IC 35-48-4-7(b).

8 (4) Manufacture of paraphernalia as a Class D felony under
9 IC 35-48-4-8.1(b).

10 (5) Dealing in paraphernalia as a Class D felony under
11 IC 35-48-4-8.5(b).

12 (6) Possession of paraphernalia as a Class D felony under
13 IC 35-48-4-8.3(b).

14 (7) Possession of marijuana, hash oil, or hashish as a Class D
15 felony under IC 35-48-4-11.

16 (8) Maintaining a common nuisance under IC 35-48-4-13.

17 (9) An offense relating to registration, labeling, and
18 prescription forms under IC 35-48-4-14.

19 (10) Conspiracy under IC 35-41-5-2 to commit an offense
20 listed in subdivisions (1) through (9).

21 (11) Attempt under IC 35-41-5-1 to commit an offense listed
22 in subdivisions (1) through (9).

23 (12) An offense in another jurisdiction in which the elements
24 of the offense for which the conviction was entered are
25 substantially similar to the elements of an offense described
26 under subdivisions (1) through (11).

27 (c) The board shall revoke or suspend a license or certificate
28 issued under this chapter if the individual who holds the license or
29 certificate is convicted of any of the following:

30 (1) Dealing in cocaine or a narcotic drug under IC 35-48-4-1.

31 (2) Dealing in a schedule I, II, or III controlled substance
32 under IC 35-48-4-2.

33 (3) Dealing in a schedule IV controlled substance under
34 IC 35-48-4-3.

35 (4) Dealing in a schedule V controlled substance under
36 IC 35-48-4-4.

37 (5) Dealing in a substance represented to be a controlled
38 substance under IC 35-48-4-4.5.

39 (6) Knowingly or intentionally manufacturing, advertising,
40 distributing, or possessing with intent to manufacture,
41 advertise, or distribute a substance represented to be a
42 controlled substance under IC 35-48-4-4.6.

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1 (7) Dealing in a counterfeit substance under IC 35-48-4-5.

2 (8) Dealing in marijuana, hash oil, or hashish under
3 IC 35-48-4-10(b).

4 (9) Conspiracy under IC 35-41-5-2 to commit an offense listed
5 in subdivisions (1) through (8).

6 (10) Attempt under IC 35-41-5-1 to commit an offense listed
7 in subdivisions (1) through (8).

8 (11) An offense in any other jurisdiction in which the elements
9 of the offense for which the conviction was entered are
10 substantially similar to the elements of an offense described
11 under subdivisions (1) through (10).

12 (12) A violation of any federal or state drug law or rule
13 related to wholesale legend drug distributors licensed under
14 IC 25-26-14.

15 SECTION 7. IC 15-5-1.1-8.7 IS ADDED TO THE INDIANA
16 CODE AS A NEW SECTION TO READ AS FOLLOWS
17 [EFFECTIVE JULY 1, 1998]: Sec. 8.7. (a) As used in this section,
18 "bureau" means the child support bureau established by
19 IC 12-17-2-5.

20 (b) As used in this section, "delinquent" means at least:

21 (1) two thousand dollars (\$2,000); or

22 (2) three (3) months;

23 past due on payment of court ordered child support.

24 (c) Upon receiving an order of a court issued under
25 IC 31-14-12-5 or IC 31-16-12-8 (or IC 31-1-11.5-13(k) or
26 IC 31-6-6.1-16(k) before their repeal), the board shall:

27 (1) suspend the license, registration, or permit of the
28 practitioner; or

29 (2) deny the application of the applicant;

30 who is the subject of the order.

31 (d) Upon receiving an order of a court issued under
32 IC 31-14-12-5 or IC 31-16-12-8 (or IC 31-1-11.5-13(k) or
33 IC 31-6-6.1-16(k) before their repeal), the board shall promptly
34 mail a notice to the last known address of the person who is the
35 subject of the order, stating the following:

36 (1) That the practitioner's license, registration, or permit has
37 been suspended, beginning five (5) business days after the date
38 the notice is mailed, and that the suspension terminates ten
39 (10) business days after the board receives an order allowing
40 reinstatement from the court that issued the suspension order.

41 (2) That the practitioner has the right to petition for
42 reinstatement of the practitioner's license, registration, or

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1 permit to the court that issued the order for suspension.

2 (e) The board may not reinstate a license, registration, or permit
3 suspended under this section until the board receives an order
4 allowing reinstatement from the court that issued the order for
5 suspension.

6 (f) The board shall, upon receiving an order from the bureau
7 under IC 12-17-2-34(e), send a notice to the practitioner identified
8 by the bureau that includes the following:

9 (1) Specifies that the practitioner is delinquent and is subject
10 to an order placing the practitioner on probationary status.

11 (2) Describes the amount of child support that the practitioner
12 is in arrears.

13 (3) Explains that unless the practitioner contacts the bureau
14 and:

15 (A) pays the practitioner's child support arrearage in full;

16 (B) requests the activation of an income withholding order
17 under IC 31-16-15-2 and establishes a payment plan with
18 the bureau to pay the arrearage; or

19 (C) requests a hearing under IC 12-17-2-35;

20 within twenty (20) days after the date the notice is mailed, the
21 board shall place the practitioner on probationary status.

22 (4) Explains that the practitioner may contest the bureau's
23 determination that the practitioner is delinquent and subject
24 to an order placing the practitioner on probationary status by
25 making written application to the bureau within twenty (20)
26 days after the date the notice is mailed.

27 (5) Explains that the only basis for contesting the bureau's
28 determination that the practitioner is delinquent and subject
29 to an order placing the practitioner on probationary status is
30 a mistake of fact.

31 (6) Explains the procedures to:

32 (A) pay the practitioner's child support arrearage in full;

33 (B) establish a payment plan with the bureau to pay the
34 arrearage;

35 (C) request the activation of an income withholding order
36 under IC 31-16-15-2; and

37 (D) request a hearing under IC 12-17-2-35.

38 (7) Explains that the probation terminates ten (10) business
39 days after the board receives a notice from the bureau that
40 the practitioner has:

41 (A) paid the practitioner's child support arrearage in full;

42 or

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(B) established a payment plan with the bureau to pay the arrearage and requested the activation of an income withholding order under IC 31-16-15-2.

(g) If the board is advised by the bureau that the practitioner requested a hearing and failed to appear or appeared and was found to be delinquent, the board shall promptly mail a notice to the practitioner who is the subject of the order stating the following:

(1) That the practitioner's license, registration, or permit has been placed on probationary status, beginning five (5) business days after the date the notice is mailed, and that the probation terminates ten (10) business days after the board receives a notice from the bureau that the person has:

- (A) paid the person's child support arrearage in full; or**
- (B) established a payment plan with the bureau to pay the arrearage and requested the activation of an income withholding order under IC 31-16-15-2.**

(2) That if the board is advised by the bureau that the practitioner whose license, registration, or permit has been placed on probationary status has failed to:

- (A) pay the person's child support arrearage in full; or**
- (B) establish a payment plan with the bureau to pay the arrearage and request the activation of an income withholding order under IC 31-16-15-2;**

within twenty (20) days after the date the notice is mailed, the board shall suspend the practitioner's license, registration, or permit.

(h) If the board is advised by the bureau that the practitioner whose license has been placed on probationary status has failed to:

- (1) pay the person's child support arrearage in full; or**
- (2) establish a payment plan with the bureau to pay the arrearage and request the activation of an income withholding order under IC 31-16-15-2;**

within twenty (20) days after the date the notice is mailed, the board shall suspend the practitioner's license.

(i) The board may not reinstate a license or permit of a practitioner placed on probation or suspended under this section until the board receives a notice from the bureau that the person has:

- (1) paid the person's child support arrearage in full; or**
- (2) established a payment plan with the bureau to pay the arrearage and requested the activation of an income**

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1 **withholding order under IC 31-16-15-2.**

2 SECTION 8. IC 15-5-1.1-8.8 IS ADDED TO THE INDIANA
3 CODE AS A NEW SECTION TO READ AS FOLLOWS
4 [EFFECTIVE JULY 1, 1998]: **Sec. 8.8. (a) The board may allow the**
5 **department of state revenue access to the name of a person who:**

6 **(1) is licensed under this chapter; or**

7 **(2) has applied for a license under this chapter.**

8 **(b) If the department of state revenue notifies the bureau that**
9 **a person is on the most recent tax warrant list, the bureau may not**
10 **issue or renew the person's license until:**

11 **(1) the person provides to the bureau a statement from the**
12 **department of state revenue that the person's delinquent tax**
13 **liability has been satisfied; or**

14 **(2) the bureau receives a notice from the commissioner of the**
15 **department of state revenue under IC 6-8.1-8-2(k).**

16 SECTION 9. IC 15-5-1.1-9 IS AMENDED TO READ AS
17 FOLLOWS [EFFECTIVE JULY 1, 1998]: Sec. 9. License and
18 Registration Requirements and Exceptions. No person may practice
19 veterinary medicine in **this state Indiana** unless **he the person** is a
20 licensed **as a** veterinarian in **Indiana** or holds a special permit issued
21 by the board, and no person may act as a veterinary technician in **this**
22 **state Indiana** unless **he the person** is a registered **as a** veterinary
23 technician in **Indiana** or holds a special permit issued by the board.
24 **except: The following persons are not required to meet the licensing**
25 **and registration requirements under this chapter:**

26 (1) A veterinarian on the faculty of the School of Veterinary
27 Medicine at Purdue University performing **his** regular duties, or
28 a veterinarian employed by the animal disease diagnostic
29 laboratory performing **his** regular duties.

30 (2) A veterinarian employed by a federal, state, or local
31 government agency performing **his** official duties.

32 (3) An individual who is a regular student in an accredited college
33 of veterinary medicine or veterinary technology performing duties
34 or actions assigned by **his** instructors or working under the direct
35 supervision of a licensed veterinarian.

36 (4) An extern.

37 (5) A veterinarian licensed and resident in another state or nation
38 who occasionally consults with a licensed veterinarian.

39 (6) The owner of an animal or **his a** regular employee **of the**
40 **owner** caring for and treating that animal, except where the
41 ownership of the animal was transferred for purposes of
42 circumventing this chapter.

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1 (7) A guest lecturing or giving instructions or demonstrations at
 2 the School of Veterinary Medicine at Purdue University, or
 3 elsewhere, in connection with a continuing education program.

4 (8) An individual while engaged in bona fide scientific research
 5 which reasonably requires experimentation involving animals.

6 (9) A graduate of a foreign college of veterinary medicine who is
 7 in the process of obtaining an ECFVG certificate and who is
 8 under the direct supervision of a licensed veterinarian.

9 (10) A veterinarian who is enrolled in a postgraduate instructional
 10 program in an accredited college of veterinary medicine,
 11 performing duties or actions assigned by his instructors or
 12 working under the direct supervision of a licensed veterinarian.

13 SECTION 10. IC 15-5-1.1-11 IS AMENDED TO READ AS
 14 FOLLOWS [EFFECTIVE JULY 1, 1998]: Sec. 11. (a) **As used in this**
 15 **subsection, "term" refers to an academic semester, trimester, or**
 16 **quarter.** A person desiring a license to practice veterinary medicine in
 17 this state shall make written application to the board. The application
 18 shall state that the applicant is:

19 (1) a graduate of an accredited college of veterinary medicine; or

20 (2) **enrolled in the last term of the last year of the veterinary**
 21 **medical curriculum of an accredited school of veterinary**
 22 **medicine.**

23 **If the applicant is enrolled as a last term student as described by**
 24 **subdivision (2), a letter from the dean of the student's veterinary**
 25 **school confirming that the applicant is a last term student, attesting**
 26 **to the satisfactory academic standing of the student, and stating the**
 27 **date on which the degree is expected to be conferred upon the**
 28 **student must accompany the application.** A license to practice
 29 veterinary medicine in Indiana may not be issued until satisfactory
 30 proof has been furnished the board either that the applicant has
 31 graduated from an accredited college of veterinary medicine or that ~~he~~
 32 **the applicant** is the holder of an Educational Commission for Foreign
 33 Veterinary Graduates (ECFVG) certificate. The application must show
 34 such reasonable information and proof as the board may require by
 35 rule. The application must be accompanied by the fee in the amount
 36 required under this chapter.

37 (b) When the board determines that the applicant possesses the
 38 proper qualifications, the board may grant the applicant a license. If an
 39 applicant is found not to be qualified to take the examination or for a
 40 license without examination, the executive secretary of the board shall
 41 immediately notify the applicant in writing of such finding and the
 42 grounds therefore. Applicants found unqualified may request a hearing



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1 on the question of their qualifications.

2 SECTION 11. IC 15-5-1.1-12 IS AMENDED TO READ AS
3 FOLLOWS [EFFECTIVE JULY 1, 1998]: Sec. 12. (a) The board shall
4 hold at least one (1) examination for licensing veterinarians and one (1)
5 examination for registering veterinary technicians each year but it may
6 hold more. The ~~bureau~~ **board** shall give notice of the time and place
7 for each examination at least ninety (90) days in advance of the date set
8 for the examination. A person desiring to take an examination must
9 make application at least forty-five (45) days before the date of the
10 examination.

11 (b) The preparation, administration, and grading of examinations
12 shall be approved by the board. Examinations shall be designed to test
13 the examinee's knowledge of and proficiency in the subjects and
14 techniques commonly taught in veterinary schools. To pass the
15 examination, the examinee must demonstrate scientific and practical
16 knowledge sufficient to prove to the board that the examinee is
17 competent to practice veterinary medicine or to act as a veterinary
18 technician, as the case may be. The board may adopt and use
19 examinations approved by the National Board Examination Committee.

20 (c) To qualify for a license as a veterinarian or to be registered as a
21 veterinary technician, the applicant must attain a passing score in the
22 examinations.

23 (d) After the examinations the ~~bureau~~ **board** shall notify each
24 examinee of the result of ~~his~~ examinations and the board shall issue a
25 license or registration certificate, as appropriate, to each individual who
26 successfully completes the examinations and is otherwise qualified.
27 The ~~bureau~~ **board** shall keep a permanent record of the issuance of
28 each license or registration certificate.

29 (e) An individual who fails to pass the required examinations may
30 apply to take a subsequent examination. However, payment of the
31 examination fee shall not be waived.

32 (f) A license or registration certificate issued under this article is
33 valid for the remainder of the renewal period in effect on the date of
34 issuance.

35 SECTION 12. IC 15-5-1.1-15.1 IS AMENDED TO READ AS
36 FOLLOWS [EFFECTIVE JULY 1, 1998]: Sec. 15.1. (a) The board
37 may refuse to issue a registration or may issue a probationary
38 registration to an applicant for registration as a veterinary technician
39 under this chapter if:

- 40 (1) the applicant has been disciplined by a licensing entity of
41 another state or jurisdiction; ~~and or~~
42 (2) ~~the violation for which the applicant was disciplined~~ **engaged**



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1 **in conduct in another state or jurisdiction that** has a direct
2 bearing on the applicant's ability to competently practice as a
3 veterinary technician in Indiana.

4 (b) Whenever issuing a probationary registration under this section,
5 the board may impose any or a combination of the following
6 conditions:

7 (1) Report regularly to the board upon the matters that are the
8 basis of the discipline of the other state or jurisdiction.

9 (2) Limit practice to those areas prescribed by the board.

10 (3) Continue or renew professional education.

11 (4) Engage in community service without compensation for a
12 number of hours specified by the board.

13 (c) The board shall remove any limitations placed on a probationary
14 registration issued under this section if the board finds after a hearing
15 that the deficiency that required disciplinary action has been remedied.

16 (d) This section does not apply to an individual who currently holds
17 a registration certificate under this chapter.

18 SECTION 13. IC 15-5-1.1-17 IS AMENDED TO READ AS
19 FOLLOWS [EFFECTIVE JULY 1, 1998]: Sec. 17. (a) A license issued
20 under this chapter is valid until the next renewal date described under
21 subsection (b).

22 (b) All licenses expire on October 15 in each odd-numbered year,
23 but may be renewed by application to the board and payment of the
24 proper renewal fee. ~~In accordance with IC 25-1-5-4(c);~~ The ~~bureau~~
25 **board** shall mail a sixty (60) day notice of expiration to each licensed
26 veterinarian and provide the veterinarian with a form for renewal. The
27 **bureau board** shall issue a license renewal to each individual licensed
28 under this chapter if the proper fee has been received and all other
29 requirements for renewal of the license have been satisfied. Failure to
30 renew a license on or before the expiration date automatically renders
31 the license invalid without any action by the board.

32 SECTION 14. IC 15-5-1.1-18 IS AMENDED TO READ AS
33 FOLLOWS [EFFECTIVE JULY 1, 1998]: Sec. 18. (a) A registration
34 certificate issued under this chapter is valid until the next renewal date
35 described under subsection (b).

36 (b) All registration certificates expire on January 1 of each
37 even-numbered year, but may be renewed by application to the board
38 and payment of the proper renewal fee. ~~In accordance with~~
39 ~~IC 25-1-5-4(c);~~ The ~~bureau board~~ shall mail a sixty (60) day notice of
40 expiration to each registered veterinary technician and provide the
41 veterinary technician with a form for renewal. The ~~bureau board~~ shall
42 issue a registration certificate renewal to each individual registered

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1 under this chapter, provided the proper fee has been received and all
 2 other requirements for renewal of the registration certificate have been
 3 satisfied. Failure to renew a registration certificate on or before the
 4 expiration date automatically renders the license invalid without any
 5 action by the board.

6 SECTION 15. IC 15-5-1.1-19 IS AMENDED TO READ AS
 7 FOLLOWS [EFFECTIVE JULY 1, 1998]: Sec. 19. (a) An individual
 8 who practices veterinary medicine after ~~his~~ **the individual's** license has
 9 expired, **been revoked, or been placed on inactive status** or an
 10 individual who acts as a registered veterinary technician after ~~his~~ **the**
 11 **individual's** registration has expired, **been revoked, or been placed**
 12 **on inactive status** is in violation of this chapter.

13 (b) A veterinarian may renew an expired license or a veterinary
 14 technician may renew an expired registration certificate within five (5)
 15 years of the date of expiration by making written application for
 16 renewal and paying the fee ~~prescribed in section 20 or 21~~ **established**
 17 **by rules adopted under section 20.2** of this chapter. ~~After five (5)~~
 18 ~~years have elapsed since the date of the expiration of a license or a~~
 19 ~~registration certificate it may not be renewed; but the person may make~~
 20 ~~application for a new license or registration certificate and take the~~
 21 ~~appropriate examinations. The board may adopt rules under~~
 22 **IC 4-22-2 establishing the following:**

23 (1) **Continuing education requirements that must be met**
 24 **before an expired license or registration may be renewed.**

25 (2) **Prerequisites or conditions for the renewal of a license that**
 26 **has been expired for at least five (5) years.**

27 ~~(b)~~ (c) **To have a license or registration placed on inactive status,**
 28 **a licensed veterinarian or registered veterinarian technician must**
 29 **notify the board in writing of the veterinarian or technician's**
 30 **desire to have the license or registration placed on inactive status.**
 31 **If the board places the license or registration of a veterinarian or**
 32 **technician on inactive status, the board may shall waive the**
 33 **continuing education requirements, if any, and payment of the**
 34 **renewal fee of a licensed veterinarian or registered veterinary**
 35 **technician during the period he is on during the period:**

36 (1) **the veterinarian or technician is on active duty with any**
 37 **branch of the armed services of the United States;**

38 (2) **the veterinarian or technician is in the Peace Corps; or**

39 (3) **the veterinarian or technician is in an doing alternative**
 40 **service However, the board may not waive the fee for a period**
 41 **that exceeds three (3) years or the duration of a national**
 42 **emergency; whichever is longer: during a time of national**



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1 emergency;

2 (4) the veterinarian or technician is suffering from a severe
3 medical condition that would prevent the veterinarian or
4 technician from meeting the requirements of the board;

5 (5) after the veterinarian or technician retires; or

6 (6) established by rules adopted under IC 4-22-2 by the board.

7 A veterinarian or technician that is retired and on inactive status
8 may not maintain an office or otherwise practice veterinary
9 medicine. The board may adopt rules under IC 4-22-2 that
10 establish prerequisites or conditions for the reactivation of a
11 license or registration.

12 SECTION 16. IC 15-5-1.1-20.2 IS AMENDED TO READ AS
13 FOLLOWS [EFFECTIVE JULY 1, 1998]: Sec. 20.2. The board ~~shall~~
14 may establish by rule **adopted** under ~~IC 25-1-8~~ **IC 4-22-2** fees
15 sufficient to implement this chapter. The fees established under this
16 section shall be charged and collected by the ~~bureau~~ **executive**
17 **secretary**.

18 SECTION 17. IC 15-5-1.1-23 IS AMENDED TO READ AS
19 FOLLOWS [EFFECTIVE JULY 1, 1998]: Sec. 23. Upon written
20 complaint sworn to by any individual, the board may, by the
21 concurrence of four (4) members, after a hearing and based upon
22 findings of fact, discipline a registered veterinary technician by
23 revoking or suspending ~~his~~ **the technician's** registration for a time
24 certain, placing ~~him~~ **the technician** on probation, or by any other
25 appropriate means for any of the following reasons:

26 (1) The use of fraud, misrepresentation, or deception in obtaining
27 ~~his~~ a registration.

28 (2) Chronic inebriety, or the unlawful use of a controlled
29 substance.

30 (3) The use of advertising or solicitation which is false or
31 misleading or is otherwise deemed unprofessional under rules
32 promulgated by the board.

33 (4) Conviction of or a plea of guilty to the charge of a felony or
34 misdemeanor involving moral turpitude.

35 (5) Incompetence, gross negligence, or malpractice in performing
36 as a registered veterinary technician.

37 (6) Cruelty to animals.

38 (7) Representing ~~himself~~ **the technician** as a veterinarian.

39 (8) Disciplinary action taken against the technician's registration
40 by the board or by the licensing agency of any other state or
41 jurisdiction by reason of the technician's inability to practice
42 safely as a registered veterinary technician, if the reason is valid



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in the opinion of the board.
SECTION 18. IC 15-5-1.1-25 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 1998]: Sec. 25. Identification of Registered Veterinary Technicians. (a) During working hours or when actively performing ~~his~~ **the technician's** duties, a registered veterinary technician must wear a unique mark of identification on his clothing approved by the board that identifies him as a registered veterinary technician.

(b) A registered veterinary technician may use the title "registered veterinary technician" or the abbreviation "R.V.T."

(c) No individual, other than a registered veterinary technician may advertise or offer ~~his~~ **the individual's** services in a manner calculated to lead others to believe that ~~he~~ **the individual** is a trained veterinary technician or a registered veterinary technician.

SECTION 19. IC 15-5-1.1-26 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 1998]: Sec. 26. Restrictions on Registered Veterinary Technicians. A registered veterinary technician may not diagnose, prognose, prescribe medical or surgical treatment, or perform as a surgeon. However, ~~he~~ **the technician** may perform routine procedures defined by board rules while under the direct supervision of a licensed veterinarian who shall be responsible for ~~his~~ **the technician's** performance.

SECTION 20. IC 15-5-1.1-27 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 1998]: Sec. 27. Direct Supervision of Veterinary Employees. A licensed veterinarian who is required to directly supervise an employee must be present within ~~his~~ **the veterinarian's** usual practice area, able to communicate directly with ~~his~~ **the** employee at all times that the employee is performing animal health care, and prepared to personally assume treatment, if necessary for the welfare of the animal. Direct communication may be verbal, by telephone, or by two-way radio. Such instructions must be recorded by the employee and repeated by ~~him~~ **the employee** to ~~his~~ **the employee's** supervising licensed veterinarian.

SECTION 21. IC 15-5-1.1-28 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 1998]: Sec. 28. Display of Certificates. The holder of a license or special permit to practice veterinary medicine or of a registration or special permit to act as a veterinary technician, must display ~~his~~ **the** certificate of license, registration, or special permit in such a manner as to be visible and readable by persons in the office of the veterinarian.

SECTION 22. IC 15-5-1.1-29 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 1998]: Sec. 29. Prescriptions. A

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1 licensed veterinarian may write prescriptions and ~~his~~ **the** prescriptions
 2 shall be given the same recognition by druggists and pharmacists as
 3 they give the prescriptions of persons holding an unlimited license to
 4 practice medicine or osteopathic medicine.

5 SECTION 23. IC 15-5-1.1-30 IS AMENDED TO READ AS
 6 FOLLOWS [EFFECTIVE JULY 1, 1998]: Sec. 30. Emergencies.
 7 Notwithstanding any other provision in this chapter, in an emergency,
 8 in the absence of ~~his~~ **the** licensed veterinarian employer, an employee
 9 may perform the duties it is lawful for ~~him~~ **the employee** to perform
 10 under the direct supervision of a licensed veterinarian in accordance
 11 with the rules of the board and the written authority of ~~his~~ **the** licensed
 12 veterinary employer.

13 SECTION 24. IC 15-5-1.1-31 IS AMENDED TO READ AS
 14 FOLLOWS [EFFECTIVE JULY 1, 1998]: Sec. 31. Good Samaritan
 15 Deeds. A licensed veterinarian or a registered veterinary technician
 16 who on ~~his~~ **the technician's** own initiative gives emergency treatment
 17 to a sick or injured animal is not liable in damages to the owner of such
 18 animal in the absence of gross negligence. If a licensed veterinarian
 19 performs euthanasia on the animal, there is a presumption that such
 20 was a humane act, necessary to relieve it of pain and suffering.

21 SECTION 25. IC 15-5-1.1-33 IS AMENDED TO READ AS
 22 FOLLOWS [EFFECTIVE JULY 1, 1998]: Sec. 33. Abandoned
 23 Animals. (a) An animal placed in the custody of a veterinarian shall be
 24 considered to be abandoned five (5) days after the veterinarian has
 25 given written notice to the individual who delivered the animal to ~~him~~
 26 **the veterinarian** that the animal should be reclaimed by the individual.
 27 Such written notice shall be delivered to the place given by the
 28 individual as his mailing address at the time he delivered the animal to
 29 the veterinarian.

30 (b) Abandonment of an animal under this section constitutes the
 31 relinquishment of all rights and claims by the owner of the animal and
 32 it may be sold or otherwise disposed of as the veterinarian may see fit
 33 and the purchaser or donee of the animal shall receive full and clear
 34 title to the animal.

35 (c) The giving of notice as provided in this section relieves the
 36 veterinarian and all persons who receive such an animal from the
 37 veterinarian of criminal or civil liability.

38 (d) The individual who delivered an animal abandoned under this
 39 section is liable for all reasonable and customary expenses incurred for
 40 diagnosis, treatment, hospitalization, surgery, board, euthanasia, and
 41 disposal of the abandoned animal.

42 SECTION 26. IC 15-5-1.1-34 IS AMENDED TO READ AS



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1 FOLLOWS [EFFECTIVE JULY 1, 1998]: Sec. 34. A person who
2 knowingly:

3 (1) practices veterinary medicine in this state without a license or
4 special permit to practice veterinary medicine issued by the
5 board; or

6 (2) supplies false information on ~~his~~ **an** application for a license
7 as a veterinarian;

8 commits a Class B misdemeanor.

9 SECTION 27. IC 15-5-1.1-35 IS AMENDED TO READ AS
10 FOLLOWS [EFFECTIVE JULY 1, 1998]: Sec. 35. A person who
11 knowingly:

12 (1) acts as a registered veterinary technician in this state without
13 being registered as a veterinary technician with the board or
14 having a special permit issued by the board; or

15 (2) supplies false information on ~~his~~ **an** application for
16 registration as a veterinary technician;

17 commits a Class B misdemeanor.

18 SECTION 28. IC 15-5-1.1-37 IS ADDED TO THE INDIANA
19 CODE AS A NEW SECTION TO READ AS FOLLOWS
20 [EFFECTIVE JULY 1, 1998]: **Sec. 37. (a) Except as provided in**
21 **subsections (b) and (c), the board shall adopt rules under IC 4-22-2**
22 **that subject the board and individuals licensed under this chapter**
23 **to the same procedures and standards of practice as those required**
24 **by IC 25-1-9, except to the extent the procedures and standards**
25 **specifically do not apply to the practice of veterinary medicine.**

26 **(b) Rules adopted under subsection (a) must require the board**
27 **to perform the same functions as are performed under IC 25-1-9**
28 **by the consumer protection division of the office of the attorney**
29 **general, and the health professions bureau under IC 25-1-9.**

30 **(c) The board may adopt rules under IC 4-22-2 providing**
31 **informal procedures designed to simplify the settlement of matters**
32 **in a manner that reduces the need for formal procedures. Rules**
33 **adopted under this subsection must be consistent with IC 4-21.5.**

34 SECTION 29. IC 25-1-2-6, AS AMENDED BY P.L.253-1997(ss),
35 SECTION 22, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
36 JULY 1, 1998]: Sec. 6. (a) As used in this section, "license" includes
37 all occupational and professional licenses, registrations, permits, and
38 certificates issued under the Indiana Code, and "licensee" includes all
39 occupational and professional licensees, registrants, permittees, and
40 certificate holders regulated under the Indiana Code.

41 (b) This section applies to the following entities that regulate
42 occupations or professions under the Indiana Code:

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- 1 (1) Indiana board of accountancy.
- 2 (2) Indiana grain buyers and warehouse licensing agency.
- 3 (3) Indiana auctioneer commission.
- 4 (4) Board of registration for architects.
- 5 (5) State board of barber examiners.
- 6 (6) State board of cosmetology examiners.
- 7 (7) Medical licensing board of Indiana.
- 8 (8) Secretary of state.
- 9 (9) State board of dental examiners.
- 10 (10) State board of funeral and cemetery service.
- 11 (11) Worker's compensation board of Indiana.
- 12 (12) Indiana state board of health facility administrators.
- 13 (13) Committee of hearing aid dealer examiners.
- 14 (14) Indiana state board of nursing.
- 15 (15) Indiana optometry board.
- 16 (16) Indiana board of pharmacy.
- 17 (17) Indiana plumbing commission.
- 18 (18) Board of podiatric medicine.
- 19 (19) Private detectives licensing board.
- 20 (20) State board of registration for professional engineers.
- 21 (21) Board of environmental health specialists.
- 22 (22) State psychology board.
- 23 (23) Indiana real estate commission.
- 24 (24) Speech-language pathology and audiology board.
- 25 (25) Department of natural resources.
- 26 (26) State boxing commission.
- 27 (27) Board of chiropractic examiners.
- 28 (28) Mining board.
- 29 ~~(29) Indiana board of veterinary medical examiners.~~
- 30 ~~(30)~~ (29) State department of health.
- 31 ~~(31)~~ (30) Indiana physical therapy committee.
- 32 ~~(32)~~ (31) Respiratory care committee.
- 33 ~~(33)~~ (32) Occupational therapy committee.
- 34 ~~(34)~~ (33) Social worker, marriage and family therapist, and
- 35 mental health counselor board.
- 36 ~~(35)~~ (34) Real estate appraiser licensure and certification board.
- 37 ~~(36)~~ (35) State board of registration for land surveyors.
- 38 ~~(37)~~ (36) Physician assistant committee.
- 39 ~~(38)~~ (37) Indiana dietitians certification board.
- 40 ~~(39)~~ (38) Indiana hypnotist committee.
- 41 ~~(40)~~ (39) Any other occupational or professional agency created
- 42 after June 30, 1981.

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1 (c) Notwithstanding any other law, the entities included in
 2 subsection (b) shall send a notice of the upcoming expiration of a
 3 license to each licensee at least sixty (60) days prior to the expiration
 4 of the license. The notice must inform the licensee of the need to renew
 5 and the requirement of payment of the renewal fee. If this notice of
 6 expiration is not sent by the entity, the licensee is not subject to a
 7 sanction for failure to renew if, once notice is received from the entity,
 8 the license is renewed within forty-five (45) days of the receipt of the
 9 notice.

10 SECTION 30. IC 25-1-5-3, AS AMENDED BY P.L.147-1997,
 11 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 12 JULY 1, 1998]: Sec. 3. (a) There is established the health professions
 13 bureau. The bureau shall perform all administrative functions, duties,
 14 and responsibilities assigned by law or rule to the executive director,
 15 secretary, or other statutory administrator of the following:

- 16 (1) Board of chiropractic examiners (IC 25-10-1).
 17 (2) State board of dental examiners (IC 25-14-1).
 18 (3) Indiana state board of health facility administrators
 19 (IC 25-19-1).
 20 (4) Medical licensing board of Indiana (IC 25-22.5-2).
 21 (5) Indiana state board of nursing (IC 25-23-1).
 22 (6) Indiana optometry board (IC 25-24).
 23 (7) Indiana board of pharmacy (IC 25-26).
 24 (8) Board of podiatric medicine (IC 25-29-2-1).
 25 (9) Board of environmental health specialists (IC 25-32).
 26 (10) Speech-language pathology and audiology board
 27 (IC 25-35.6-2).
 28 (11) State psychology board (IC 25-33).
 29 ~~(12) Indiana board of veterinary medical examiners (IC 15-5-1.1):~~
 30 ~~(13)~~ **(12)** Controlled substances advisory committee
 31 (IC 35-48-2-1).
 32 ~~(14)~~ **(13)** Committee of hearing aid dealer examiners (IC 25-20).
 33 ~~(15)~~ **(14)** Indiana physical therapy committee (IC 25-27).
 34 ~~(16)~~ **(15)** Respiratory care committee (IC 25-34.5).
 35 ~~(17)~~ **(16)** Occupational therapy committee (IC 25-23.5).
 36 ~~(18)~~ **(17)** Social worker, marriage and family therapist, and
 37 mental health counselor board (IC 25-23.6).
 38 ~~(19)~~ **(18)** Physician assistant committee (IC 25-27.5).
 39 ~~(20)~~ **(19)** Indiana athletic trainers certification board
 40 (IC 25-5.1-2-1).
 41 ~~(21)~~ **(20)** Indiana dietitians certification board (IC 25-14.5-2-1).
 42 ~~(22)~~ **(21)** Indiana hypnotist committee (IC 25-20.5-1-7).



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1 (b) Nothing in this chapter may be construed to give the bureau
2 policy making authority, which authority remains with each board.

3 SECTION 31. IC 25-1-7-1, AS AMENDED BY P.L.147-1997,
4 SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
5 JULY 1, 1998]: Sec. 1. As used in this chapter:

6 "Board" means the appropriate agency listed in the definition of
7 regulated occupation in this section.

8 "Director" refers to the director of the division of consumer
9 protection.

10 "Division" refers to the division of consumer protection, office of
11 the attorney general.

12 "Licensee" means a person who is:

- 13 (1) licensed, certified, or registered by a board listed in this
14 section; and
15 (2) the subject of a complaint filed with the division.

16 "Person" means an individual, a partnership, a limited liability
17 company, or a corporation.

18 "Regulated occupation" means an occupation in which a person is
19 licensed, certified, or registered by one (1) of the following:

- 20 (1) Indiana board of accountancy (IC 25-2.1-2-1).
21 (2) Board of registration for architects (IC 25-4-1-2).
22 (3) Indiana auctioneer commission (IC 25-6.1-2-1).
23 (4) State board of barber examiners (IC 25-7-5-1).
24 (5) State boxing commission (IC 25-9-1).
25 (6) Board of chiropractic examiners (IC 25-10-1).
26 (7) State board of cosmetology examiners (IC 25-8-3-1).
27 (8) State board of dental examiners (IC 25-14-1).
28 (9) State board of funeral and cemetery service (IC 25-15-9).
29 (10) State board of registration for professional engineers
30 (IC 25-31-1-3).
31 (11) Indiana state board of health facility administrators
32 (IC 25-19-1).
33 (12) Medical licensing board of Indiana (IC 25-22.5-2).
34 (13) Indiana state board of nursing (IC 25-23-1).
35 (14) Indiana optometry board (IC 25-24).
36 (15) Indiana board of pharmacy (IC 25-26).
37 (16) Indiana plumbing commission (IC 25-28.5-1-3).
38 (17) Board of podiatric medicine (IC 25-29-2-1).
39 (18) Board of environmental health specialists (IC 25-32-1).
40 (19) State psychology board (IC 25-33).
41 (20) Speech-language pathology and audiology board
42 (IC 25-35.6-2).



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- 1 (21) Indiana real estate commission (IC 25-34.1-2).
 2 ~~(22) Indiana board of veterinary medical examiners (IC 15-5-1.1):~~
 3 ~~(23) (22)~~ Department of natural resources for purposes of
 4 licensing water well drillers under IC 25-39-3.
 5 ~~(24) (23)~~ Respiratory care committee (IC 25-34.5).
 6 ~~(25) (24)~~ Private detectives licensing board (IC 25-30-1-5.1).
 7 ~~(26) (25)~~ Occupational therapy committee (IC 25-23.5).
 8 ~~(27) (26)~~ Social worker, marriage and family therapist, and
 9 mental health counselor board (IC 25-23.6).
 10 ~~(28) (27)~~ Real estate appraiser licensure and certification board
 11 (IC 25-34.1-8).
 12 ~~(29) (28)~~ State board of registration for land surveyors
 13 (IC 25-21.5-2-1).
 14 ~~(30) (29)~~ Physician assistant committee (IC 25-27.5).
 15 ~~(31) (30)~~ Indiana athletic trainers certification board
 16 (IC 25-5.1-2-1).
 17 ~~(32) (31)~~ Indiana dietitians certification board (IC 25-14.5-2-1).
 18 ~~(33) (32)~~ Indiana hypnotist committee (IC 25-20.5-1-7).
 19 ~~(34) (33)~~ Any other occupational or professional agency created
 20 after June 30, 1981.

21 SECTION 32. IC 25-1-8-1, AS AMENDED BY P.L.147-1997,
 22 SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 23 JULY 1, 1998]: Sec. 1. As used in this chapter, "board" means any of
 24 the following:

- 25 (1) Indiana board of accountancy (IC 25-2.1-2-1).
 26 (2) Board of registration for architects (IC 25-4-1-2).
 27 (3) Indiana auctioneer commission (IC 25-6.1-2-1).
 28 (4) State board of barber examiners (IC 25-7-5-1).
 29 (5) State boxing commission (IC 25-9-1).
 30 (6) Board of chiropractic examiners (IC 25-10-1).
 31 (7) State board of cosmetology examiners (IC 25-8-3-1).
 32 (8) State board of dental examiners (IC 25-14-1).
 33 (9) State board of funeral and cemetery service (IC 25-15).
 34 (10) State board of registration for professional engineers
 35 (IC 25-31-1-3).
 36 (11) Indiana state board of health facility administrators
 37 (IC 25-19-1).
 38 (12) Medical licensing board of Indiana (IC 25-22.5-2).
 39 (13) Mining board (IC 22-10-1.5-2).
 40 (14) Indiana state board of nursing (IC 25-23-1).
 41 (15) Indiana optometry board (IC 25-24).
 42 (16) Indiana board of pharmacy (IC 25-26).



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- 1 (17) Indiana plumbing commission (IC 25-28.5-1-3).
 2 (18) Board of environmental health specialists (IC 25-32-1).
 3 (19) State psychology board (IC 25-33).
 4 (20) Speech-language pathology and audiology board
 5 (IC 25-35.6-2).
 6 (21) Indiana real estate commission (IC 25-34.1-2-1).
 7 (22) Until July 1, 1996, Indiana state board of television and radio
 8 service examiners (IC 25-36-1).
 9 ~~(23) Indiana board of veterinary medical examiners~~
 10 ~~(IC 15-5-1.1-3)~~.
 11 ~~(24)~~ **(23)** Department of insurance (IC 27-1).
 12 ~~(25)~~ **(24)** State police department (IC 10-1-1-1), for purposes of
 13 certifying polygraph examiners under IC 25-30-2.
 14 ~~(26)~~ **(25)** Department of natural resources for purposes of
 15 licensing water well drillers under IC 25-39-3.
 16 ~~(27)~~ **(26)** Private detectives licensing board (IC 25-30-1-5.1).
 17 ~~(28)~~ **(27)** Occupational therapy committee (IC 25-23.5-2-1).
 18 ~~(29)~~ **(28)** Social worker, marriage and family therapist, and
 19 mental health counselor board (IC 25-23.6-2-1).
 20 ~~(30)~~ **(29)** Real estate appraiser licensure and certification board
 21 (IC 25-34.1-8).
 22 ~~(31)~~ **(30)** State board of registration for land surveyors
 23 (IC 25-21.5-2-1).
 24 ~~(32)~~ **(31)** Physician assistant committee (IC 25-27.5).
 25 ~~(33)~~ **(32)** Indiana athletic trainers certification board
 26 (IC 25-5.1-2-1).
 27 ~~(34)~~ **(33)** Board of podiatric medicine (IC 25-29-2-1).
 28 ~~(35)~~ **(34)** Indiana dietitians certification board (IC 25-14.5-2-1).
 29 ~~(36)~~ **(35)** Any other occupational or professional agency created
 30 after June 30, 1981.
 31 SECTION 33. IC 25-1-9-1, AS AMENDED BY P.L.147-1997,
 32 SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 33 JULY 1, 1998]: Sec. 1. As used in this chapter, "board" means any of
 34 the following:
 35 (1) Board of chiropractic examiners (IC 25-10-1).
 36 (2) State board of dental examiners (IC 25-14-1).
 37 (3) Indiana state board of health facility administrators
 38 (IC 25-19-1).
 39 (4) Medical licensing board of Indiana (IC 25-22.5-2).
 40 (5) Indiana state board of nursing (IC 25-23-1).
 41 (6) Indiana optometry board (IC 25-24).
 42 (7) Indiana board of pharmacy (IC 25-26).



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- 1 (8) Board of podiatric medicine (IC 25-29-2-1).
 2 (9) Board of environmental health specialists (IC 25-32).
 3 (10) Speech-language pathology and audiology board
 4 (IC 25-35.6-2).
 5 (11) State psychology board (IC 25-33).
 6 ~~(12) Indiana board of veterinary medical examiners (IC 15-5-1.1).~~
 7 ~~(13)~~ **(12)** Indiana physical therapy committee (IC 25-27-1).
 8 ~~(14)~~ **(13)** Respiratory care committee (IC 25-34.5).
 9 ~~(15)~~ **(14)** Occupational therapy committee (IC 25-23.5).
 10 ~~(16)~~ **(15)** Social worker, marriage and family therapist, and
 11 mental health counselor board (IC 25-23.6).
 12 ~~(17)~~ **(16)** Physician assistant committee (IC 25-27.5).
 13 ~~(18)~~ **(17)** Indiana athletic trainers certification board
 14 (IC 25-5.1-2-1).
 15 ~~(19)~~ **(18)** Indiana dietitians certification board (IC 25-14.5-2-1).
 16 ~~(20)~~ **(19)** Indiana hypnotist committee (IC 25-20.5-1-7).

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