

1 veterinary technician as provided in K.S.A. 47-821, and amendments
2 thereto, shall be not less than \$5 nor more than \$25.

3 (f) The fee for an application for registration of a premises required
4 under K.S.A. 47-840, and amendments thereto, shall be not less than \$50
5 nor more than \$150.

6 (g) The fee for renewal of registration of a premises required under
7 K.S.A. 47-840, and amendments thereto, shall be not less than \$10 nor
8 more than \$50.

9 (h) A late fee of no more than \$50 may be assessed to a person
10 requesting registration of a premises.

11 (i) The fee for inspection or reinspection of a premises required to be
12 registered under K.S.A. 47-840, and amendments thereto, shall be not less
13 than \$50 nor more than \$150.

14 (j) *The fee for inspection and audit of the records and standards of*
15 *practice of any veterinarian shall be not less than \$50 nor more than*
16 *\$150.*

17 (k) The board shall determine annually the amount necessary to carry
18 out and enforce the provisions of this act and shall fix by rules and
19 regulations the fees established in this section within the limitations
20 provided in this section.

21 Sec. 3. K.S.A. 2011 Supp. 47-830 is hereby amended to read as
22 follows: 47-830. The board, in accordance with the provisions of the
23 Kansas administrative procedure act, may refuse to issue a license, revoke,
24 suspend, limit, condition, reprimand or restrict a license to practice
25 veterinary medicine for any of the following reasons:

26 (a) The employment of fraud, misrepresentation or deception in
27 obtaining a license;

28 (b) an adjudication of incapacity by a court of competent jurisdiction;

29 (c) for having professional connection with or lending one's name to
30 any illegal practitioner of veterinary medicine and the various branches
31 thereof;

32 (d) false or misleading advertising;

33 (e) conviction of a felony or entering into a diversion agreement in
34 lieu of conviction of a felony;

35 (f) failure to provide a written response within the time prescribed by
36 the board to a written request made by the board pursuant to an
37 investigation by or on behalf of the board;

38 (g) employing, contracting with or utilizing in any manner any person
39 in the unlawful practice of veterinary medicine;

40 (h) fraud or dishonest conduct in applying, treating or reporting
41 diagnostic biological tests of public health significance or in issuing health
42 certificates;

43 (i) failure of the veterinarian who is responsible for the operation and

compliance with the

criminal prosecution

SENATE BILL No. 289

By Committee on Agriculture

1-17

Proposed Amendments for SB 289
For Committee on Agriculture
January 31, 2012
Prepared by: David Wiese
Office of Revisor of Statutes

1 AN ACT concerning the veterinary practice act; relating to records
2 inspection fee; powers of the board of veterinary examiners; grounds to
3 suspend or revoke a license; amending K.S.A. 47-821 and K.S.A. 2011
4 Supp. 47-822, 47-830 and 47-842 and repealing the existing sections.
5

6 *Be it enacted by the Legislature of the State of Kansas:*

7 Sec. 1. K.S.A. 47-821 is hereby amended to read as follows: 47-821.
8 (a) In general, but not by way of limitation, the board shall have power to:

9 (1) Examine and determine the qualifications and fitness of applicants
10 for a license to practice veterinary medicine in this state in accordance
11 with K.S.A. 47-824 and 47-826, and amendments thereto.

12 (2) Inspect and register any veterinary premises pursuant to K.S.A.
13 47-840, and amendments thereto, and take any disciplinary action against
14 the holder of a registration of a premises issued pursuant to K.S.A. 47-840,
15 and amendments thereto.

16 (3) *Inspect and audit the records and standards of practice of any*
17 *veterinarian and take any disciplinary action against the licensed*
18 *veterinarian consistent with the provisions of this act and the rules and*
19 *regulations adopted thereunder.*

20 ~~(3)~~ (4) Issue, renew, deny, limit, condition, fine, reprimand, restrict,
21 suspend or revoke licenses to practice veterinary medicine in this state or
22 otherwise discipline licensed veterinarians consistent with the provisions
23 of this act and the rules and regulations adopted thereunder.

24 (4) (5) Conduct an investigation upon an allegation by any person
25 that any licensee or other veterinarian has violated any provision of the
26 Kansas veterinary practice act or any rules and regulations adopted
27 pursuant to such act. The board may appoint individuals and committees to
28 assist in any investigation.

29 ~~(5)~~ (6) Establish and publish annually a schedule of fees authorized
30 pursuant to and in accordance with the provisions of K.S.A. 47-822, and
31 amendments thereto.

32 (6) (7) Employ full-time or part-time an executive director and such
33 professional, clerical and special personnel as shall be necessary to carry
34 out the provisions of this act. The board shall fix the compensation of
35 such personnel who shall be in the unclassified service under the Kansas
36 civil service act. Under the supervision of the board, the executive

compliance with the