

2013

STATE OF NEBRASKA

**STATUTES RELATING TO
VETERINARY MEDICINE AND SURGERY PRACTICE ACT**

Department of Health & Human Services



Department of Health and Human Services
Division of Public Health
Licensure Unit

301 Centennial Mall South, Third Floor
PO Box 94986
Lincoln, NE 68509-4986

38-3309.01 Licensed animal therapist, defined. Licensed animal therapist means an individual who (1) has and maintains an undisciplined license under the Uniform Credentialing Act for a health care profession other than veterinary medicine and surgery, (2) has met the standards for additional training regarding the performance of that health care profession on animals as required by rules and regulations adopted and promulgated by the department upon the recommendation of the board, and (3) is licensed as an animal therapist by the department.

Source: Laws 2009, LB463, § 5. Effective Date: August 30, 2009.

38-3310. Licensed veterinarian, defined. Licensed veterinarian means a person who is validly and currently licensed to practice veterinary medicine and surgery in this state.

Source: Laws 2007, LB463, § 1092. Operative date December 1, 2008.

38-3311. Licensed veterinary technician, defined. Licensed veterinary technician means an individual who is validly and currently licensed as a veterinary technician in this state.

Source: Laws 2007, LB463, § 1093. Operative date December 1, 2008.

38-3312. Practice of veterinary medicine and surgery, defined. Practice of veterinary medicine and surgery means:

- (1) To diagnose, treat, correct, change, relieve, or prevent animal disease, deformity, defect, injury, or other physical or mental conditions, including the prescription or administration of any drug, medicine, biologic, apparatus, application, anesthetic, or other therapeutic or diagnostic substance or technique, and the use of any manual or mechanical procedure for testing for pregnancy or fertility or for correcting sterility or infertility. The acts described in this subdivision shall not be done without a valid veterinarian-client-patient relationship;
- (2) To render advice or recommendation with regard to any act described in subdivision (1) of this section;
- (3) To represent, directly or indirectly, publicly or privately, an ability and willingness to do any act described in subdivision (1) of this section; and
- (4) To use any title, words, abbreviation, or letters in a manner or under circumstances which induce the belief that the person using them is qualified to do any act described in subdivision (1) of this section.

Source: Laws 2007, LB463, § 1094. Operative date December 1, 2008.

38-3313. Supervision, defined. Supervisor means a licensed veterinarian or licensed veterinary technician as required by statute or rule or regulation for the particular delegated task being performed by a veterinary technician or unlicensed assistant.

Source: Laws 2007, LB463, § 1095. Operative date December 1, 2008.

38-3314 Unlicensed assistant, defined. Unlicensed assistant means an individual who is not a licensed veterinarian, a licensed veterinary technician, or a licensed animal therapist and who is working in veterinary medicine.

Source: Laws 2007, LB463, § 1096; Laws 2009, LB463, § 6. Effective Date: August 30, 2009.

38-3315. Veterinarian, defined. Veterinarian means a person who has received a degree of Doctor of Veterinary Medicine from an accredited school of veterinary medicine or its equivalent.

Source: Laws 2007, LB463, § 1097. Operative date December 1, 2008.

38-3316. Veterinarian-client-patient relationship, defined. Veterinarian-client-patient relationship means that:

- (1) The veterinarian has assumed the responsibility for making clinical judgments regarding the health of the animal and the need for medical treatment, and the client has agreed to follow the veterinarian's instructions;
- (2) The veterinarian has sufficient knowledge of the animal to initiate at least a general or preliminary diagnosis of the medical condition of the animal. This means that the veterinarian has recently seen and is personally acquainted with the keeping and care of the animal by virtue of an examination of the animal or by medically appropriate and timely visits to the premises where the animal is kept; and
- (3) The veterinarian is readily available or has arranged for emergency coverage and for followup evaluation in the event of adverse reactions or the failure of the treatment regimen.

Source: Laws 2007, LB463, § 1098. Operative date December 1, 2008.

38-3317. Veterinary medicine and surgery, defined. Veterinary medicine and surgery includes veterinary surgery, obstetrics, dentistry, and all other branches or specialties of veterinary medicine.

Source: Laws 2007, LB463, § 1099. Operative date December 1, 2008.