

**GENERAL ASSEMBLY OF NORTH CAROLINA**  
**SESSION 2013**

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**SENATE BILL 382**

Short Title: Amend Veterinary Practice Act/Fees. (Public)

Sponsors: Senator Rabon (Primary Sponsor).

Referred to: Agriculture/Environment/Natural Resources.

March 21, 2013

A BILL TO BE ENTITLED

AN ACT AUTHORIZING THE NORTH CAROLINA VETERINARY MEDICAL BOARD TO AMEND THE BOARD'S LAWS PERTAINING TO LICENSURE FEES, LICENSE REINSTATEMENT, AND THE CONFIDENTIALITY OF IDENTIFYING INFORMATION.

The General Assembly of North Carolina enacts:

**SECTION 1.** G.S. 90-186(6) reads as rewritten:

**"§ 90-186. Special powers of the Board.**

In addition to the powers set forth in G.S. 90-185 above, the Board may:

- ...
- (6) Set and require fees pursuant to administrative rule for the following: rule. The Board may increase the following fees, provided (i) no fee shall be increased more than fifteen percent (15%) within a calendar year and (ii) the cumulative total increases of any fee shall not exceed one hundred percent (100%) of the fee amounts set in this subdivision:
- a. Issuance or renewal of a certificate of registration for a professional corporation, in ~~an~~ the amount ~~not to exceed~~ of one hundred fifty dollars (\$150.00).
  - b. Administering a North Carolina license examination, examination for applicants for licensure, certification, and registration, in an ~~the~~ amount ~~not to exceed~~ of two hundred fifty dollars (\$250.00).
  - c. ~~Securing and administering national examinations, including the National Board Examination or the Clinical Competency Test, Administering competency examinations for applicants seeking licensure or registration,~~ Administering competency examinations for applicants seeking licensure or registration, in amounts directly related to ~~the~~ costs to the Board. Fees associated with administering national competency examinations shall be set in rules adopted by the Board.
  - d. Inspection of a veterinary practice facility in ~~an amount not to exceed seventy five dollars (\$75.00),~~ the amount of one hundred twenty-five dollars (\$125.00).
  - e. Issuance or renewal of a license or a limited ~~license~~ license, in ~~an~~ the amount ~~not to exceed~~ of one hundred fifty dollars (\$150.00).
  - f. Issuance or renewal of a veterinary faculty certificate, in ~~an~~ the amount ~~not to exceed~~ of one hundred fifty dollars (\$150.00).
  - g. Issuance or renewal of a zoo veterinary certificate, in ~~an~~ the amount ~~not to exceed~~ of one hundred fifty dollars (\$150.00).



- 1 h. Reinstatement of ~~an expired~~ a revoked license, a limited license, a  
 2 veterinary faculty certificate, a zoo veterinary certificate, a veterinary  
 3 technician registration, or a professional corporation  
 4 ~~registration~~ registration, in ~~an the~~ amount ~~not to exceed~~ of one  
 5 hundred dollars (\$100.00).
- 6 i. Issuance or renewal of a veterinary technician registration, in ~~an the~~  
 7 amount ~~not to exceed~~ of fifty dollars (\$50.00).
- 8 j. Issuance of a veterinary student intern registration, in ~~an the~~ amount  
 9 ~~not to exceed~~ of twenty-five dollars (\$25.00).
- 10 k. Issuance of a veterinary student preceptee registration, in ~~an the~~  
 11 amount ~~not to exceed~~ of twenty-five dollars (\$25.00).
- 12 l. Late fee for renewal of a license, a limited license, a veterinary  
 13 technician registration, a veterinary faculty certificate, a zoo  
 14 veterinary certificate, or a professional corporation registration, in ~~an~~  
 15 ~~the amount not to exceed~~ of fifty dollars (\$50.00).
- 16 m. Issuance of a temporary permit to practice veterinary  
 17 ~~medicine~~ medicine, in ~~an the~~ amount ~~not to exceed~~ of one hundred  
 18 fifty dollars (\$150.00).
- 19 n. ~~Providing copies, upon request, of Board publications, rosters, or~~  
 20 ~~other materials available for distribution from the Board, in an~~  
 21 ~~amount determined by the Board that is reasonably related to the~~  
 22 ~~costs of providing those copies.~~

23 The fees set under this subdivision for the renewal of a license, a limited  
 24 license, a registration, or a certificate apply to each year of the renewal  
 25 period.

26 "...."

27 **SECTION 2.** G.S. 90-187.9 reads as rewritten:

28 "**§ 90-187.9. Reinstatement.**

29 ~~Any person whose license is suspended or revoked may, at the discretion of the Board, be~~  
 30 ~~relicensed or reinstated at any time without an examination by majority vote of the Board on~~  
 31 ~~written application made to the Board showing cause justifying relicensing or reinstatement.~~

32 (a) A person licensed or registered as a veterinary technician under this Article who has  
 33 had his or her license or registration revoked for failure to apply for renewal may be reinstated  
 34 at any time within three years following revocation upon filing an application for reinstatement  
 35 and paying all accrued renewal fees and the reinstatement fee. As a condition of reinstatement,  
 36 the applicant shall submit proof to the Board that the applicant has earned the continuing  
 37 education credits required under this Article and rules adopted by the Board for each year the  
 38 license or registration was revoked.

39 (b) A person whose license has been revoked for more than three years for failure to  
 40 apply for license renewal may qualify for licensure upon filing an application with the Board  
 41 and meeting the requirements of G.S. 90-187 or G.S. 90-187.3.

42 (c) A person whose registration has been revoked for more than three years for failure  
 43 to apply for registration renewal may qualify for registration upon filing an application with the  
 44 Board and meeting the requirements of G.S. 90-186(4) and any applicable rules adopted by the  
 45 Board.

46 (d) Subject to conditions as may be imposed by the Board, any person whose license or  
 47 registration is revoked for reasons other than failure to apply for renewal may, in the Board's  
 48 discretion, be relicensed or reregistered at any time by majority vote of the Board upon  
 49 submitting written application to the Board showing cause for justifying relicensure or  
 50 reregistration."

1           **SECTION 3.** Article 11 of Chapter 90 of the General Statutes is amended by  
2 adding the following new section to read:

3 **"§ 90-187.16. Electronic mail names or addresses not a public record.**

4           Notwithstanding G.S. 132-1.10(b)(5) or any other provision of law, identifying information  
5 contained in any application, document, communication, or other record received by the Board  
6 shall be confidential, shall not be released by the Board, and shall not be considered a public  
7 record under Chapter 132 of the General Statutes. For purposes of this section, "identifying  
8 information" means electronic mail names or addresses of persons licensed or registered under  
9 this Article. A record with identifying information removed or redacted is a public record if it  
10 would otherwise be a public record under Chapter 132 of the General Statutes. The presence of  
11 identifying information shall not change the nature of the public record. If all other public  
12 records requirements are met under Chapter 132 of the General Statutes, the Board shall  
13 respond, as promptly as possible, to a public records request even if the records contain  
14 identifying information by providing the public records with the identifying information  
15 removed or redacted."

16           **SECTION 4.** This act is effective when it becomes law.