

State of South Dakota

SEVENTY-SIXTH SESSION
LEGISLATIVE ASSEMBLY, 2001

606E0661

SENATE BILL NO. 135

Introduced by: Senators Ham, Albers, McCracken, and Symens and Representatives
Jaspers, Elliott, Flowers, Nachtigal, Pederson (Gordon), and Valandra

1 FOR AN ACT ENTITLED, An Act to revise the grounds for the refusal, suspension, or
2 revocation of certain veterinary medicine licenses and certificates.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That § 36-12-22 be amended to read as follows:

5 36-12-22. The State Board of Veterinary Medical Examiners may, in compliance with
6 chapter 1-26, either refuse to issue a license or refuse to issue a certificate of registration or
7 suspend or revoke a license and certificate of registration upon any of the following grounds:

8 (1) Fraud or deception in procuring the license;

9 (2) The publication or use of any untruthful or improper statement, or representation,
10 with a view of deceiving the public, or any client or customer in connection with the
11 practice of veterinary medicine;

12 (3) Habitual intemperance in the use of intoxicating liquors, or habitual addiction to the
13 use of morphine, cocaine, or other habit-forming drugs; or entry of a plea of guilty to,
14 or nolo contendere to, or conviction of a violation of any federal or state law relating
15 to controlled drugs or substances;

- 1 (4) Immoral, unprofessional, or dishonorable conduct manifestly disqualifying the licensee
2 from practicing veterinary medicine;
- 3 (5) Gross malpractice, including failure to furnish to the board, upon written application
4 by it, any report or information relating thereto;
- 5 (6) The employment of an unlicensed person to perform work which under this chapter
6 can lawfully be done only by persons licensed to practice veterinary medicine;
- 7 (7) Fraud or dishonest conduct in applying or reporting diagnostic biological tests or in
8 issuing health certificates;
- 9 (8) Failure to keep one's premises in a reasonably clean and sanitary condition and failure
10 to use reasonably sanitary methods in the practice of veterinary medicine;
- 11 (9) The use, prescription, or sale of any veterinary prescription drug in the absence of a
12 valid veterinary client-patient relationship.