



MEMORANDUM

DATE	April 1, 2022
TO	Veterinary Medical Board (Board)
FROM	Jeffrey Olguin, Lead Administrative & Policy Analyst
SUBJECT	Agenda Item 9A. Status Update on Pending Regulations

The Board currently has eleven rulemaking packages that are pending in the rulemaking process. Four of those packages are in various stages of the pre-review or initial or phase of the process, as described below and identified in the attached document. The remaining seven packages are pending preparation by Board staff for submission to the Department of Consumer Affairs (DCA).

Updates or changes in the status of rulemaking packages since January 2022 are provided below:

Elimination of the California State Board Examination (CSBE), Temporary License, California Curriculum, and Appeals Process of Examination Results—CCR, Title 16, Sections 2010, 2014, 2014.1, 2015, 2015.1, 2015.2, 2016, 2020, Article 2.5 (2021–2021.10) and 2068.6

Update: This Section 100 regulation package has been submitted to DCA for its pre-review.

Summary of Proposed Changes: This Section 100 package reflects non-substantive, cleanup amendments necessary to align with Assembly Bill (AB) 1535. Specifically, it removes regulatory language related to the CSBE, temporary licenses, California curriculum, and appeals of examination results.

Updated Fees—CCR, Title 16, Sections 2070, 2071, and 2071.1

Update: This Section 100 regulatory package reflects non-substantive, cleanup amendments specific to the fee changes necessary to align with Assembly Bill (AB) 1535. This Section 100 fee package was separated from the above package for ease of tracking purposes. This package was submitted to Office of Administrative Law on April 7.

Summary of Proposed Changes: This proposal would align the Board's fees pursuant to [Business and Professions Code section 4905](#).

Civil Penalties for Citations—CCR, Title 16, Sections 2043

Update: Since the January meeting, Board staff, DCA's Budgets, and DCA's regulations unit have worked together to move this package through the process and it was submitted to DCA for its initial review process on March 25, 2022.

Summary of Proposed Changes: This proposal would permit the Board to issue citations and assess fine for violations that do not occur "while engaged in the practice of veterinary medicine". Such violations include failing to complete continuing education, criminal convictions, and failing to respond to the Board's request for medical records. This proposal enhances the Board's ability to encourage compliance with the Veterinary Medicine Practice Act.

Uniform Standards for Substance-Abusing Licensees—CCR, Title 16, Sections 2006, 2006.5–2006.56

Update: This regulations package implements [Article 3.6 Uniform Standards Regarding Substance-Abusing Healing Arts Licensees](#) in the Business and Professions Code. This package was sent to DCA for pre-review on April 1, 2022.

Summary of Proposed Changes: This proposal would establish standards adopted by DCA's Substance Abuse Coordination Committee (SACC). The SACC was established to develop consistent and uniform standards for dealing with substance-abusing licensees. The Board adopted standards to be in alignment with other DCA healing arts entities.


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
1. Status of Pending VMB Regulations – Updated April 1, 2022

Status of Pending VMB Regulations
Updated 4/1/22

Rulemaking Title	Current Status	INITIAL PHASE										FINAL PHASE				
		Concept Date(s)	Board Approval	Submitted to DCA for PRE-Review	Submitted to DCA for INITIAL Review	DCA Director Approval	Submitted to Agency/Agency Approval	Notice Submitted to OAL & Notice Published by OAL	45-Day Comment Period	Public Hearing (Optional)	15-Day Comment Period (Modified Text), if applicable	Submitted to DCA for FINAL Review	DCA Director FINAL Approval	Submitted to Agency/ FINAL Agency Approval	Submitted to DOF/ DOF Approval	Submitted to OAL/ OAL Approval
Elimination of CSBE and Temporary Licensee Requirements (Section 100)	Pending Initial Review from DCA Staff	-	01/28/2021	03/30/2022												
Updated Fees (Section 100)	Pending Initial Review from DCA Staff	-	01/28/2021	02/22/2022	03/30/2022											
Civil Penalties for Citations	Pending Initial Review from DCA Staff	01/08/2020	01/30/2020	02/23/2022	03/25/2022											
Uniform Standards for Substance-Abusing Licensees	Pending Initial Review from DCA Staff	04/23/2014	10/09/2019 01/19/2022	04/01/2022	Pending											
Eligibility Evaluation - National Veterinarian Examination	Pending further development from staff	-	10/22/2020	Pending												
Minimum Standards for Alternate Veterinary Premises	Pending further development from staff	04/23/2014	11/14/2018	Pending												
RVT Education	Will be pursued after VCPR (Telemedicine) Section 100 changes take effect	10/20/2014	07/26/2017 08/29/2018 07/23/2020 (Revised Text)	-	03/26/2019	05/30/2020	06/05/2020 07/06/2020	Pending staff revisions for resubmittal to Agency								
Shelter Minimum Standards	Pending further development from staff	02/19/2015	04/17/2019	Pending												
Veterinary Student Exemption/RVT Examination Eligibility	Pending further development from staff	04/23/2014	04/2017 07/17/2019	Pending												
VCPR/Informed Client Consent	Will be pursued after VCPR (Telemedicine) Section 100 changes take effect	11/14/2018	01/23/2019 01/30/2020	Pending												

Red Text = Updates since last meeting

 = Completed

 = Current Status/ Pending