

# State of South Dakota

EIGHTY-EIGHTH SESSION  
LEGISLATIVE ASSEMBLY, 2013

426U0167

SENATE AGRICULTURE AND NATURAL RESOURCES

ENGROSSED NO. **SB 161** - 01/29/2013

Introduced by: Senators Sutton, Bradford, Frerichs, Jones, Krebs, Lucas, Maher, Rampelberg, Rhoden, and Vehle and Representatives Heinert, Bartling, Craig, Hoffman, May, Olson (Betty), Qualm, Schrempp, and Wink

1 FOR AN ACT ENTITLED, An Act to authorize certain persons to perform limited equine  
2 dentistry procedures.

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

4 Section 1. That § 36-12-2 be amended to read as follows:

5 36-12-2. The following persons ~~shall not be~~ are not considered to be engaging in the practice  
6 of veterinary medicine in this state:

- 7 (1) ~~Those who administer~~ Any person who administers to livestock, title of which rests  
8 in ~~himself~~ the person, or in ~~his~~ the person's regular employer, or free service in any  
9 case;
- 10 (2) ~~Those who conduct~~ Any person who conducts experimentation in scientific research  
11 in the development of methods, technics, or treatment, directly or indirectly  
12 applicable to the problems of medicine, and who in connection ~~therewith~~ with the  
13 research uses animals;
- 14 (3) ~~Services~~ Any person who provides services to poultry in its entirety;



- 1       (4) ~~Regular students~~ Any regular student in a legally chartered and recognized college  
2           of veterinary medicine, while in the performance of studies and acts assigned by ~~their~~  
3           the student's instructors;
- 4       (5) ~~Those who are~~ Any person who is licensed in another state of the United States when  
5           engaged in this state in consultation with ~~veterinarians~~ a veterinarian legally  
6           practicing ~~herein, providing in this state, if~~ such consultation does not exceed thirty  
7           days in any one year;
- 8       (6) ~~Those who are senior students~~ Any senior student in an approved school of veterinary  
9           medicine ~~and who shall obtain~~ who obtains from the Board of Veterinary Medical  
10          Examiners an undergraduate permit to practice in the office and under the direct  
11          supervision of any veterinarian practicing within this state;
- 12       (7) ~~Those who are employees~~ Any employee of the State of South Dakota or the United  
13          States of America while in the performance of ~~their~~ the person's duties as such an  
14          employee;
- 15       (8) ~~Those~~ Any person selling drugs, medicines, household remedies, or appliances at  
16          wholesale or retail and advising as to the use and purpose of such drugs, medicines,  
17          household remedies, or appliances;
- 18       (9) ~~Veterinary livestock assistants~~ Any veterinary livestock assistant registered by the  
19          State Board of Veterinary Medical Examiners who ~~work~~ works under the supervision  
20          of a veterinarian licensed in the State of South Dakota to perform spaying of cattle  
21          and administration of biologics and pharmaceuticals under the order of their  
22          supervising veterinarians. The State Board of Veterinary Medical Examiners shall  
23          promulgate rules pursuant to chapter 1-26 for the registration of veterinary livestock  
24          assistants;



1 to set the application fee and establish continuing education, reciprocity, discipline standards,  
2 supervision standards, and liability insurance requirements for persons performing equine teeth  
3 floating services. The application fee may not exceed twenty-five dollars.