

# VETERINARY SCIENCE.

## CHAPTER 113.

[H. B. No. 14.]

### VETERINARY SCIENCE.

AN ACT Entitled An Act to Regulate the Practice of Veterinary Science in the State of North Dakota.

*Be it Enacted by the Legislative Assembly of the State of North Dakota:*

§ 1. QUALIFICATIONS OF VETERINARIANS.] That every person practicing veterinary medicine, surgery or dentistry in any of its departments in this State, shall possess the qualifications required by this act.

§ 2. SHALL RECEIVE CERTIFICATE—WHEN.] Any person who has practiced veterinary medicine, surgery or dentistry as a profession in this State for three years immediately preceding the passage and approval of this act, and who shall farther be a citizen of the United States, or, shall have declared his intention to become such, shall be deemed eligible to registration, and shall receive a certificate upon presentation of a sworn affidavit and letters of recommendation from five reputable freeholders in his locality, or upon presentation of a diploma from a legally authorized veterinary school, college or university, if made before July 1st after the passage and approval of this act.

§ 3. BOARD OF EXAMINERS—HOW APPOINTED—TERM.] The Governor of the State shall appoint a board of examiners within thirty days of the passage of this act, said board to be known as the State board of veterinary medical examiners. This board shall consist of three practicing veterinarians, who each shall be the holders of a diploma granted by a legally authorized veterinary school, college or university, who shall hold office, one for one year, one for two years, and one for three years, after such appointment, or until their successors are appointed. Thereafter, each year, the Governor shall appoint one member of said board to fill vacancy occurring by the expiration of the term of office of those previously appointed, and is further authorized to fill such vacancies as may occur.

§ 4. ORGANIZATION OF BOARD.] Said board of veterinary medical examiners shall elect a president, secretary and treasurer. They shall have a common seal, and the president and secretary shall have power to administer oaths. Said board shall hold meetings for the examination of candidates, on the second Wednesday

of April, and on the second Wednesday of October of each year, and such other meetings as may be deemed necessary, at such place and time as said board may appoint, each session not to exceed two days. Said board shall issue a certificate of qualification to all applicants who shall pass required examinations, and who shall be citizens of the United States, or have legally declared their intention to become so, and to all applicants who are eligible to registration under Section two (2) of this act, signed by the president and secretary of the board. Such certificate or diploma shall be conclusive as to the right of the lawful holder of the same to practice veterinary medicine, surgery or dentistry in this State.

§ 5. PERMIT TO PRACTICE.] Any person wishing to practice veterinary medicine, surgery or dentistry, who is qualified under Section ten (10) of this act, may apply to the president of the board of examiners for a permit to practice. The president shall upon payment of five dollars if satisfied that the applicant is qualified, and a suitable person, issue to him a permit to practice until the next meeting of the board, and such permit shall have the same force as a certificate from the board, but shall expire upon the adjournment of the next meeting of the board of examiners.

§ 6. RECORD OF PROCEEDINGS.] Said board shall keep a record of all the proceedings thereof, and also a record or register of all applicants for a license, together with his age, name and time spent in the study and practice of veterinary medicine, surgery or dentistry; and if a graduate, the name and location of the school, college or university, granting such diploma. Said books and records shall be *prima facie* evidence of all the matter therein recorded.

§ 7. DIPLOMAS AND CERTIFICATES.] Persons presenting diplomas or certificates for registration, shall pay to the treasurer of said board a fee of ten dollars in advance; and the fees received by said board shall be paid over to the State Treasurer within thirty days after receipt of same. Said fees shall constitute a special fund for the payment of the expenses of said board of examiners. Each member of said board shall receive from the State treasury all necessary traveling expenses actually incurred attending such meetings. The secretary of the board shall certify to the State Auditor after each meeting of such board the amount due each member for necessary expenses in attending such meeting, and other necessary expenses of the board. The State Auditor shall thereupon issue his warrant on the State Treasurer for such sum provided there has been a sufficient amount paid into the treasury in fees to redeem said warrants; but if there is not amount equal to said certified expenses to the credit of such fund, he shall issue his warrant for the amount in the said special fund and deficiencies in the payment of said expenses may be made up from subsequent receipts.

§ 8. MISDEMEANOR—WHEN.] Any person practicing veterinary

medicine, surgery, or dentistry in this State without compliance of the provisions of this act, shall be deemed guilty of a misdemeanor, and upon conviction shall be punished by a fine not less than fifty dollars nor more than one hundred dollars, and in case of the non-payment of such penalty, the party so offending shall be liable to imprisonment for a period not exceeding six months. All fines received under this act shall be paid into the common school fund of the county in which such conviction takes place.

§ 9. PENALTY FOR DECEPTION.] Any person who shall wilfully and falsely claim or pretend to have or hold a certificate of registration of this board or who shall wilfully and falsely with intent to deceive the public, claim or pretend to be a graduate of, or hold a diploma granted by a legally authorized veterinary school, college, or university shall be subject to the penalties provided for in Section eight (8) of this act to be sued for and recovered and paid out as in said section provided.

§ 10. EXAMINATION.] All persons commencing the practice of veterinary medicine, surgery, or dentistry in this State after the passage and approval of this act, shall be graduates of legally authorized veterinary school, college or university, and they shall subject themselves to such examination as the board may require.

§ 11. CERTIFICATES RECORDED.] Every person holding a certificate from the board of examiners shall have it recorded in the office of the register of deeds in the county in which he resides, within thirty days after the date of said certificate, and the record shall be endorsed thereon. Any person removing to another county to practice, shall record within thirty days the certificate in a like manner in the county to which he removes, and the holder of the certificate shall pay to the register of deeds a fee of one dollar for making the record.

§ 12. GRATUITOUS SERVICES.] Gratuitous service in cases of emergency dehorning of cattle, and castration of animals, shall not be construed as coming within the meaning of this act.

§ 13. FEES IN WITNESS CASES.] Any person complying with the provisions of this act shall be entitled to expert fees as a witness in all cases relating to the veterinary profession in any case of law or equity.

§ 14. EMERGENCY.] There being no adequate law now in force regulating the practice of veterinary medicine, surgery, or dentistry, an emergency is hereby declared to exist and this act shall take effect and be in force from and after its passage and approval.

Approved, March 5, 1895.