

MINA' BENTE OCHO NA LIHESLATURAN GUÅHAN
2006 (SECOND) Regular Session

Bill No. 270 (EC)

Introduced by:

J.M.S. Brown

AN ACT TO REPEAL AND RE-ENACT SECTION 121903(C) OF ARTICLE 19, OF CHAPTER 12, OF TITLE 10, GUAM CODE ANNOTATED RELATIVE TO CREATING EXCEPTIONS TO LICENSURE REQUIREMENTS FOR VOLUNTEER VETERINARIANS.

1 **BE IT ENACTED BY THE PEOPLE OF GUAM:**

2 **Section 1. Legislative Findings and Intent.** *I Liheslatura* finds that the
3 annual spay and neuter clinics *sponsored* by Guam Animals in Need, Inc.
4 (GAIN) benefit the community by controlling the increasing numbers of stray
5 animals. The clinics are provided at minimal or no cost to qualified pet
6 owners.

7 *I Liheslatura* further finds that the yearly clinics are successful, with
8 hundreds of responsible pet owners taking advantage of the low-cost animal-
9 control services provided by volunteer veterinarians *at GAIN's annual clinics*.
10 In recent years, however, veterinarians licensed in other jurisdictions have

1 faced obstacles in trying to *perform these public services without first obtaining a*
2 *Guam License.*

3 **Section 2.** Section 121903(C) of Article 19 is hereby repealed and
4 reenacted to read:

5 (C) A Person advising or performing acts which the Board or Guam
6 Law recognizes as accepted animal control or livestock management
7 practices. Animal control includes, but is not limited to, animal health and
8 population control programs which include some or all of the following
9 services: sterilization, worming, vaccinations, general health examinations,
10 pet licensing, and emergency or critical care services *needed* in conjunction
11 with other services, subject to the following conditions:

12
13 (i) such services are rendered at the specific direction of a
14 charitable organization or government agency that assumes
15 full responsibility for the treatment or services;

16 (ii) Veterinary services must be performed by, or under the
17 supervision of, a person currently licensed to practice
18 veterinary medicine or veterinary technology in any state,
19 province, territory, commonwealth or possession of the
20 United States, Canada, the United Kingdom, Australia, New
21 Zealand, Japan or the Philippines, and such other
22 jurisdictions as the Board may from time-to-time designate.
23 Copies of the visiting practitioners' licenses must be
24 submitted to the Board prior to the program and *shall* be

1 available on the premises for inspection. These license
2 copies shall serve as *licenses* to work on an animal control
3 project for no longer than 8 days per project. Controlled
4 substances *shall* be administered pursuant to the Uniform
5 Controlled Substances Act of Guam, Title 9 GCA Chapter 67.

6 (iii) Fee for Services. No person shall receive any fee or
7 remuneration of any kind, other than payment of or
8 reimbursement for travel, lodging, meals and expenses
9 reasonably incurred by the participating service providers.
10 The sponsoring organization may charge and receive a fee
11 or donation for services rendered, which fee shall be
12 calculated on a reasonable basis to recover actual or
13 anticipated costs of the program, including reimbursement
14 of expenses *incurred by* service providers. Services shall be
15 provided free of charge for persons receiving public
16 assistance who are the lawful owners of animals which
17 receive the services.

18 (iv) Programs conducted pursuant to this subsection shall not be
19 conducted by *any one charitable or government organization*
20 more often than two times per calendar year.

21 (v) Within 30 days of the conclusion of each program, the
22 organization sponsoring the program shall provide the
23 Board with a written report identifying the number and
24 nature of procedures performed, and the names, addresses

1 and telephone numbers of all veterinarians participating in
2 the program.