

COMMITTEE AMENDMENT
HOUSE OF REPRESENTATIVES
State of Oklahoma

SPEAKER:

CHAIR:

I move to amend HB3239 _____ Of the printed Bill
Page _____ Section _____ Lines _____

Of the Engrossed Bill

By deleting the content of the entire measure, and by inserting in lieu
thereof the following language:

AMEND TITLE TO CONFORM TO AMENDMENTS

Adopted: _____

Amendment submitted by: Toni Hasenbeck _____

Reading Clerk

1 STATE OF OKLAHOMA

2 2nd Session of the 60th Legislature (2026)

3 PROPOSED POLICY
4 COMMITTEE SUBSTITUTE
5 FOR
6 HOUSE BILL NO. 3239

7
8 By: Hasenbeck

9 PROPOSED POLICY COMMITTEE SUBSTITUTE

10 An Act relating to professions and occupations;
11 amending 59 O.S. 2021, Section 698.2, which relates
12 to veterinary profession definitions; modifying
13 certain definitions; defining terms; amending 59 O.S.
14 2021, Section 698.12, which relates to allowable
15 conduct; providing fee structure for Pulsed
16 Electromagnetic Field Therapy; establishing Pulsed
17 Electromagnetic Field Therapy certification;
18 providing for codification; and providing an
19 effective date.

20 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

21 SECTION 1. AMENDATORY 59 O.S. 2021, Section 698.2, is
22 amended to read as follows:

23 Section 698.2. As used in the Oklahoma Veterinary Practice Act:

24 1. "Board" means the State Board of Veterinary Medical
Examiners;

1 2. "Animal" means any animal other than humans and includes,
2 but is not limited to, fowl, fish, birds and reptiles, wild or
3 domestic, living or dead;

4 3. "Veterinarian" means a person who has received a degree in
5 veterinary medicine or its equivalent from a school of veterinary
6 medicine;

7 4. "Licensed veterinarian" means any veterinarian who holds an
8 active license to practice veterinary medicine in this state;

9 5. "School of veterinary medicine" means any veterinary college
10 or division of a university or college that offers the degree of
11 doctor of veterinary medicine or its equivalent, which conforms to
12 the standards required for accreditation by the American Veterinary
13 Medical Association (AVMA) and which is recognized and approved by
14 the Board;

15 6. "Veterinary technician" means a person who has graduated
16 from a program accredited by the American Veterinary Medical
17 Association, or its equivalent which is recognized and approved by
18 the Board, and who has passed the examination requirements set forth
19 by the Board, and is certified to practice under the direct
20 supervision of a licensed veterinarian. For the purpose of the
21 Oklahoma Veterinary Practice Act, "registered veterinary technician
22 (RVT)" will be used interchangeably with veterinary technician who
23 is certified pursuant to Sections 698.21 through 698.26 of this
24 title;

1 7. "Veterinary technologist" means a person who has
2 successfully graduated from an AVMA-accredited bachelor degree
3 program of veterinary technology, or its AVMA equivalent;

4 8. "Veterinary assistant" means an individual who may perform
5 the duties of a veterinary technician or veterinary technologist;
6 however, has not graduated from an AVMA-accredited technology
7 program or its equivalent, and has not been certified by the Board;

8 9. "Veterinary technology" means the science and art of
9 providing all aspects of professional medical care, services and
10 treatment for animals with the exception of diagnosis, prognosis,
11 surgery and prescription of any treatments, drugs, medications or
12 appliances, where a valid veterinarian-client-patient relationship
13 exists;

14 10. "Direct supervision" means:

15 a. directions have been given to a veterinary technician,
16 nurse, laboratory technician, intern, veterinary
17 assistant or other employee for medical care following
18 the examination of an animal by the licensed
19 veterinarian responsible for the professional care of
20 the animal, or

21 b. that, under certain circumstances following the
22 examination of an animal by a licensed veterinarian
23 responsible for the professional care of the animal,
24 the presence of the licensed veterinarian on the

premises in an animal hospital setting or in the same general area in a range setting is required after directions have been given to a veterinarian who has a certificate issued pursuant to Section 698.8 of this title;

11. "License" means authorization to practice veterinary medicine granted by the Board to an individual found by the Board to meet certain requirements pursuant to the Oklahoma Veterinary Practice Act or any other applicable statutes;

12. "Supervised Doctor of Veterinary Medicine Certificate" means authorization to practice veterinary medicine with certain limitations or restrictions on that practice, set by the Board or authorization to perform certain enumerated functions peripheral to the practice of veterinary medicine as set by the Board and has a certificate issued pursuant to Section 698.8 of this title;

13. "veterinarian-client-patient relationship" means when:

- a. the licensed veterinarian has assumed the responsibility for making medical judgments regarding the health of an animal or animals and the need for medical treatment, and the client, owner or other caretaker has agreed to follow the instructions of the licensed veterinarian, and
- b. there is sufficient knowledge of the animal or animals by the licensed veterinarian to initiate at least a

1 general or preliminary diagnosis of the medical
2 condition of the animal or animals in that:

3 (1) the licensed veterinarian has recently seen or is
4 personally acquainted with the keeping and care
5 of the animal or animals, or
6 (2) the licensed veterinarian has made medically
7 necessary and timely visits to the premises where
8 the animal or groups of animals are ~~kept or both~~
9 maintained and created a herd health plan with
10 the client within the last twelve (12) months,
11 and

12 c. the licensed veterinarian is readily available for
13 follow-up in case of adverse reactions or failure of
14 the regimen of therapy, or has arranged for emergency
15 medical coverage, and
16 d. the licensed veterinarian's actions would conform to
17 applicable federal law and regulations;

18 14. "Veterinary premises" means any facility where the practice
19 of veterinary medicine occurs including, but not limited to, a
20 mobile unit, mobile clinic, outpatient clinic, satellite clinic,
21 public service outreach of a veterinary facility or veterinary
22 hospital or clinic. The term "veterinary premises" shall not
23 include the premises of a client of a licensed veterinarian or
24 research facility;

1 15. "Veterinary prescription drugs" means such prescription
2 items as are in the possession of a person regularly and lawfully
3 engaged in the manufacture, transportation, storage or wholesale or
4 retail distribution of veterinary drugs and the federal Food and
5 Drug Administration-approved human drugs for animals which because
6 of their toxicity or other potential for harmful effects, or method
7 of use, or the collateral measures necessary for use, are labeled by
8 the manufacturer or distributor in compliance with federal law and
9 regulations to be sold only to or on the prescription order or under
10 the supervision of a licensed veterinarian for use in the course of
11 professional practice. Veterinary prescription drugs shall not
12 include over-the-counter products for which adequate directions for
13 lay use can be written;

14 16. "ECFVG certificate" means a certificate issued by the
15 American Veterinary Medical Association Education Commission for
16 Foreign Veterinary Graduates, indicating that the holder has
17 demonstrated knowledge and skill equivalent to that possessed by a
18 graduate of an accredited or approved college of veterinary
19 medicine;

20 17. "Executive Director" means the Executive Director of the
21 State Board of Veterinary Medical Examiners or the authorized
22 representative of such official;

23 18. "Telemedicine" or "telehealth" means the practice of
24 veterinary medicine including diagnosis, consultation, evaluation,

1 treatment, transfer of medical data or exchange of information by
2 means of a two-way, real-time interactive communication between a
3 client or patient and a veterinarian with access to and reviewing
4 the patient's relevant information prior to the telemedicine visit.
5 Telemedicine or telehealth shall not include consultations provided
6 by telephone audio-only communication. A veterinarian using
7 telehealth technologies shall take appropriate steps to establish
8 the veterinarian-client-patient relationship by an in-person
9 examination within the last twelve (12) months and conduct all
10 appropriate evaluations and history of the patient consistent with
11 traditional standards of care for the particular patient
12 presentation. A veterinarian shall be licensed, or under the
13 jurisdiction of, the veterinary board of the jurisdiction where the
14 patient is located. The practice of medicine occurs where the
15 patient is located at the time telehealth technologies are used and
16 the relationship may not be established solely by telephone or
17 electronic means;

18 19. "Person" means any individual, firm, partnership,
19 association, joint venture, cooperative, corporation or any other
20 group or combination acting in concert, and whether or not acting as
21 a principal, trustee, fiduciary, receiver or as any other kind of
22 legal or personal representative, or as the successor in interest,
23 assignee, agent, factor, servant, employee, director, officer,
24

1 fictitious name certificate or any other representative of such
2 person;

3 20. "Food animal" means any mammalian, poultry, fowl, fish or
4 other animal that is raised primarily for human food consumption;

5 21. "Surgery" means the branch of veterinary science conducted
6 under elective or emergency circumstances, which treats diseases,
7 injuries and deformities by manual or operative methods including,
8 but not limited to, cosmetic, reconstructive, ophthalmic,
9 orthopedic, vascular, thoracic and obstetric procedures. The
10 provisions in Section 698.12 of this title shall not be construed as
11 surgery;

12 22. "Abandonment" means to forsake entirely or to neglect or
13 refuse to provide or perform the legal obligations for care and
14 support of an animal by its owner, or the owner's agent.

15 Abandonment shall constitute the relinquishment of all rights and
16 claims by the owner to an animal;

17 23. "Animal chiropractic diagnosis and treatment" means
18 treatment that includes vertebral subluxation complex (VSC) and
19 spinal manipulation of nonhuman vertebrates. The term "animal
20 chiropractic diagnosis and treatment" shall not be construed to
21 allow the:

22 a. use of x-rays,
23 b. performing of surgery,
24 c. dispensing or administering of medications, or

d. performance of traditional veterinary care;

24. "Animal euthanasia technician" means an employee of a law enforcement agency, an animal control agency or animal shelter that is recognized and approved by the Board, who is certified by the Board and trained to administer sodium pentobarbital to euthanize injured, sick, homeless or unwanted domestic pets and other animals;

25. "Teeth floating", as provided by a nonveterinary equine dental care provider, means the removal of enamel points and the smoothing, contouring and leveling of dental arcades and incisors of equine and other farm animals. It shall not include dental procedures on canines and felines;

26. "Nonveterinary reproductive services" means nonveterinary services provided by an individual certified by the Board as a veterinary reproductive services technician, and involves and shall be limited to nonsurgical embryo transfer in ruminating animals including cattle, sheep, goats, farmed deer and other ruminating exotic animals such as those found in zoos, and may include basic ultrasonography of their ovaries to evaluate the response to embryo-transfer-associated procedures and of the uterus to determine pregnancy by the detection of a heartbeat within the transferred embryo at or greater than twenty-eight (28) days of gestation of such ruminating animals;

27. "Embryo transfer" means the biosecure process of inducing increased ovulations within a donor female for the in vivo

1 production of embryos, the flushing of those embryos, collecting,
2 grading and transferring of those embryos to recipient females or
3 the cryopreservation of those embryos for storage and later transfer
4 to recipient females;

5 28. "Animal Technology Advisory Committee" means the advisory
6 committee established by the Board pursuant to Section 698.30b of
7 this title to advise and make recommendations to the Board regarding
8 any new and evolving technology, procedure, method or practice that
9 may be considered or otherwise designated as an act of animal
10 husbandry that should be included as an act not prohibited in
11 paragraph 1 of Section 698.12 of the Oklahoma Veterinary Practice
12 Act. Reference to the advisory committee in this act shall mean the
13 Animal Technology Advisory Committee;

14 29. "Examination Committee" means the committee established and
15 described in subsection D of Section 698.30a of this title related
16 to nonveterinary reproductive services; and

17 30. "Probable Cause Committee" means the committee consisting
18 of the Board's secretary or treasurer, investigator and attorney to
19 negotiate and settle disputes in accordance with the Oklahoma
20 Veterinary Practice Act;

21 31. "Medical records" means any form of documentation that
22 provides a current and accurate account of a patient or herd history
23 and relevant medical information. Each licensed veterinarian

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1 engaged in the practice shall maintain a complete, legible, written
2 or computer-generated record concerning the patient and/or herd;
3 32. "Relief veterinarian" means a licensed veterinarian who
4 works on a temporary or contract basis, who performs the duties of a
5 full-time veterinarian. They are required to maintain accurate
6 medical records that allow another veterinarian to proceed with care
7 and treatment and promote continuity of care for the animal; and
8 33. "Herd health plan" means a documented plan provided by a
9 licensed veterinarian with a veterinarian-client-patient
10 relationship that establishes the treatment and supportive care for
11 a group of animals to enhance a good herd management and optimize
12 animal health and productivity.

13 SECTION 2. AMENDATORY 59 O.S. 2021, Section 698.12, is
14 amended to read as follows:

15 Section 698.12. The Oklahoma Veterinary Practice Act shall not
16 be construed to prohibit:

17 1. Acts of animal husbandry consisting of dehorning, branding,
18 tagging or notching ears, teeth floating, farriery, pregnancy
19 checking by transrectal palpation, collecting semen, preparing
20 semen, freezing semen, castrating, worming, vaccinating, injecting
21 or nonsurgical artificial insemination of farm animals; or the acts
22 or conduct of a person advising with respect to nutrition, feeds or
23 feeding; and such other acts designated by administrative rule of
24

1 the Board which may be recommended by the Animal Technology Advisory
2 Committee;

3 2. The owner of an animal or the owner's employees or helpers
4 from caring for or treating animals belonging to the owner; provided
5 that, the acts of the owner's employees or helpers otherwise
6 prohibited by the Oklahoma Veterinary Practice Act are only an
7 incidental part of the employment duties and for which no special
8 compensation is made;

9 3. Acts of a person in lawful possession of an animal for some
10 other purpose than practicing veterinary medicine; provided that, no
11 charge may be made or included in any other charge or fee or
12 adjustment otherwise made of any charge or fee for acts performed
13 pursuant to this subsection unless the acts are performed by a
14 licensed veterinarian as provided by the Oklahoma Veterinary
15 Practice Act;

16 4. Acts of auction markets and other shippers of food animals
17 in preparing such animals for shipment;

18 5. Acts of a person who is a student in good standing in a
19 veterinary school, in performing duties or functions assigned by the
20 student's instructors, or working under the direct supervision of a
21 licensed veterinarian for each individual case and acts performed by
22 an instructor or student in a school of veterinary medicine
23 recognized by the Board and performed as a part of the educational
24 and training curriculum of the school under the direct supervision

1 of faculty. The unsupervised or unauthorized practice of veterinary
2 medicine even though on the premises of a school of veterinary
3 medicine is prohibited;

4 6. Acts of any employee in the course of employment by the
5 federal government or acts of a veterinarian practicing on property
6 and persons outside the jurisdiction of the State of Oklahoma;

7 7. A veterinarian currently licensed in another state from
8 consulting with a licensed veterinarian of this state;

9 8. Acts of agriculture education instructors or students while
10 engaged in regular agriculture education instruction in programs
11 approved by the Oklahoma Department of Career and Technology
12 Education; provided that said acts are under the supervision of
13 instructors and are carried out in the usual course of instruction
14 and not as independent practice by an unlicensed veterinarian
15 without supervision;

16 9. Any person employed by a licensed veterinarian who is
17 assisting with the professional duties of the licensed veterinarian
18 and who is under the direct supervision of the licensed veterinarian
19 from administering medication or rendering auxiliary or supporting
20 assistance under the direct supervision of such licensed
21 veterinarian, provided that the practice is conducted in compliance
22 with all laws of this state and rules of this Board;

23 10. Any chiropractic physician licensed in this state who is
24 certified by the Board of Chiropractic Examiners to engage in animal

1 chiropractic diagnosis and treatment from practicing animal
2 chiropractic diagnosis and treatment;

3 11. Any chiropractic physician licensed in this state who is
4 not certified to practice animal chiropractic diagnosis and
5 treatment by the Board of Chiropractic Examiners from providing
6 chiropractic treatment to an animal referred to such chiropractic
7 physician by a licensed veterinarian;

8 12. Any individual that is certified in animal massage therapy
9 and acquires liability insurance from engaging in animal massage
10 therapy after referral from a licensed veterinarian;

11 13. Any individual that is certified by the State Board of
12 Veterinary Medical Examiners and pays a certification fee of Two
13 Hundred Dollars (\$200.00) under subsection A of Section 698.30 of
14 this title from engaging in nonveterinary equine dental care; or

15 14. Any individual that is certified by the Board pursuant to
16 Section 3 of this act and pays a certification fee of Two Hundred
17 Dollars (\$200.00) from providing nonveterinary reproductive services
18 as defined by Section 698.2 of this title; and

19 15. Any individual that is certified by the Board pays a
20 certification fee of Two Hundred Dollars (\$200.00) from using Pulsed
21 Electromagnetic Field Therapy (PEMF).

22 SECTION 3. NEW LAW A new section of law to be codified
23 in the Oklahoma Statutes as Section 698.30c of Title 59, unless
24 there is created a duplication in numbering, reads as follows:

1 A. The Board may annually certify an individual that has
2 completed instruction on non-humans in Pulsed Electromagnetic Field
3 Therapy (PEMF) and receive certification from the Association of
4 PEMF Professionals or a similar certifying organization approved by
5 the Board.

6 B. To be eligible for this certification, the person shall pay
7 a fee of Two Hundred Dollars (\$200.00) and complete an application
8 on a form provided by the Board and provide qualifying documentation
9 as established by the Board, including the following:

10 1. Endorsement from a licensed veterinarian in good standing;
11 and

12 2. Proof of liability malpractice coverage.

13 C. Proof of four (4) continuing education hours shall be
14 required for annual certification upon renewal due on or before July
15 1 each year. The renewal fee shall remain the same as the
16 application fee.

17 SECTION 4. This act shall become effective November 1, 2026.

19 60-2-16413 TKR 02/16/26