

ASSEMBLY BILL

No. 3252

Introduced by Committee on Agriculture

March 5, 2018

An act to amend Sections 9268 and 9272 of the Food and Agricultural Code, relating to animals.

LEGISLATIVE COUNSEL'S DIGEST

AB 3252, as introduced, Committee on Agriculture. Biologics: animal blood and blood component products: commercial blood banks for animals: licensed private veterinarians: exemptions.

Existing law defines biologics, requires the Secretary of Food and Agriculture to license biologic establishments that meet specified requirements, prescribes requirements relating to the application for a biologic license, and requires a certain biologic license application fee and license renewal fee. Existing law prescribes certain procedures for the enforcement of those provisions. Existing law exempts from certain of these requirements, private veterinarians who maintain their own, in-office blood donor animals for use in their own practice.

This bill would eliminate that exemption for private veterinarians.

Existing law also exempts certain facilities engaged in the collection, preparation, testing, processing, storage, or distribution of human blood or blood products and clinical laboratories whose only biologics are autogenous bacterins prepared at the request of licensed veterinarians from all the law relating to the regulation and licensing of commercial blood banks for animals and biologics.

This bill would additionally exempt licensed private veterinarians who collect blood or blood products solely for use in their own practice

from the law regulating and licensing commercial blood banks for animals and biologics.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 9268 of the Food and Agricultural Code
2 is amended to read:

3 9268. The requirements set forth in subdivision (c) of Section
4 9212, subdivision (e) of Section 9221, subdivision (c) of Section
5 9231, and Sections 9266 and 9267:

6 (a) Shall not apply to those facilities required to be inspected
7 by the United States Department of Agriculture in accordance with
8 the Animal Welfare Act (Chapter 54 (commencing with Section
9 2131) of Title 7 of the United States Code).

10 (b) Shall apply to those facilities housing blood donor animals
11 under contract with commercial blood banks for animals licensed
12 by the department.

13 ~~(c) Shall not apply to private veterinarians who maintain their
14 own, in-office blood donor animals for use in their own practice.~~

15 SEC. 2. Section 9272 of the Food and Agricultural Code is
16 amended to read:

17 9272. ~~The provisions of this~~ *This chapter shall not apply (1)*
18 *to licensed facilities primarily engaged in the collection,*
19 *preparation, testing, processing, storage, or distribution of human*
20 *blood or blood products, provided such facility is licensed pursuant*
21 *to Section 1601 or 1602 of the Health and Safety Code and any*
22 *biologic as defined in Section 9203 produced by such that facility*
23 *is sold or distributed only to an establishment licensed by this*
24 ~~chapter or chapter;~~ *chapter; (2) to clinical laboratories licensed pursuant*
25 *to Chapter 3 (commencing with Section 1200) of Division 2 of*
26 *the Business and Professions Code whose only biologics are*
27 *autogenous bacterins prepared at the request of licensed*
28 ~~veterinarians.~~ *veterinarians; or (3) to licensed private veterinarians*
29 *who collect blood or blood products solely for use in their own*
30 *practice.*

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