



2020 MVMA Annual General Meeting Proposed By-law Amendments

Enclosed are the summaries of the proposed amendments to the General By-Law No.1 of the Manitoba Veterinary Medical Association and the MVMA Practice Inspections, Practice Standards By-laws.

The proposed by-law amendments will be voted on at the 2020 MVMA AGM. As per section 7(2) of the *Veterinary Medical Act* and section 2-5-6 of the General By-law No. 1 of the MVMA, the MVMA Council identified which membership classes will vote on the proposed amendments. Voting membership classes are identified in each proposed by-law amendment section.

Summary of Proposed By-Law Amendments

Below is a list of the proposed by-law amendments being presented at the 2020 MVMA AGM. For more information about each proposed amendment, including a side-by-side comparison of the current and proposed by-law as well as the rationale behind the proposed amendment, review the information in the Proposed By-law Amendments section.

MVMA Council Proposed Amendments

- i. Amendment to: Registration requirements (S. 2-8-4, S 2.-9-4) of the General By-Law No.1 of the Manitoba Veterinary Medical Association ([page 2](#))
- ii. Amendment to: Emergency Membership requirements (S.2-8-12, S.2-9-8) of the General By-Law No.1 of the Manitoba Veterinary Medical Association ([page 6](#))

Member Proposed Amendments

- iii. Amendment to: Surgery Section General (2.12.1.9) of the MVMA Practice Inspection, Practice Standards By-laws ([page 9](#))
- iv. Amendment to: Surgery Section General (2.12.1.16) of the MVMA Practice Inspection, Practice Standards By-laws ([page 11](#))

Proposed By-law Amendments

i. Amendment to: Registration requirements (S.2-8-4, S.2-9-4) of the General By-Law No.1 of the Manitoba Veterinary Medical Association

MVMA Council Proposed By-Law Amendment

Voting membership classes:

Although the proposed amendments are related and have the same rationale, there will be a single vote held for each proposed amendment.

S. 2-8-4: Practicing veterinarian, practicing veterinary technologist, non-practicing veterinarian, and non-practicing veterinary technologist members

S.2-9-4: Practicing veterinarian, practicing veterinary technologist, non-practicing veterinarian, and non-practicing veterinary technologist members

Rationale:

- Currently, the MVMA has no requirement for an applicant to demonstrate Good Character. This means that the MVMA is currently required to license an applicant with a blatantly bad character if the applicant meets the requirements in the Act and By-laws.
- Most other Canadian jurisdictions have a similar “good character” requirement either embedded in their enacting legislation or their by-laws.
- This type of requirement allows the character of a veterinarian and a veterinary technologist to be considered when deciding as to registration and/or licensure.

Amendment to MVMA By-law No.1, Section 2-8-4 (Veterinarian Application)

Application for registration by graduates with a CVMA National Examining Board certificate of qualification

2-8-4 An applicant for registration as a veterinarian must:

(a) hold one (1) of the following academic designations:

(i) be a graduate of a college of veterinary medicine that the CVMA or the AVMA has accredited prior to the signing of the Provincial Reciprocity Agreement of 1986, or

(ii) be a graduate of a college of veterinary medicine that the CVMA or the AVMA has accredited and possess the CVMA National Examining Board Certification of Qualification, or

(iii) be a graduate of a college of veterinary medicine that the CVMA has not accredited, but possess the CVMA National Examining Board Certification of Qualification;

(b) provide to the Registrar either the original or a true copy of the applicant's diploma, showing that the applicant is a graduate of a college of veterinary medicine, and the applicant's CVMA National Examining Board Certification of Qualification;

(c) where the applicant is currently, or has been previously, registered or licensed to engage in the practice of veterinary medicine in another jurisdiction, provide a letter from the statutory regulator of the veterinary profession in each such jurisdiction, attesting to the applicant's good standing;

(d) complete and submit all application forms and documents that the Registrar may require, including without limiting the generality of the foregoing information about a declaration of liability insurance and a declaration of continuing education;

2-8-4 An applicant for registration as a veterinarian must:

(a) hold one (1) of the following academic designations:

(i) be a graduate of a college of veterinary medicine that the CVMA or the AVMA has accredited prior to the signing of the Provincial Reciprocity Agreement of 1986, or

(ii) be a graduate of a college of veterinary medicine that the CVMA or the AVMA has accredited and possess the CVMA National Examining Board Certification of Qualification, or

(iii) be a graduate of a college of veterinary medicine that the CVMA has not accredited, but possess the CVMA National Examining Board Certification of Qualification;

(b) provide to the Registrar either the original or a true copy of the applicant's diploma, showing that the applicant is a graduate of a college of veterinary medicine, and the applicant's CVMA National Examining Board Certification of Qualification;

(c) where the applicant is currently, or has been previously, registered or licensed to engage in the practice of veterinary medicine in another jurisdiction, provide a letter from the statutory regulator of the veterinary profession in each such jurisdiction, attesting to the applicant's good standing;

(d) complete and submit all application forms and documents that the Registrar may require, including without limiting the generality of the foregoing information

(e) provide to the Registrar evidence satisfactory to the Registrar that the applicant is a current member of the CVMA, or, where the applicant has not satisfied the Registrar that he or she is a member of the CVMA, the member shall pay to the association the full membership fee that the CVMA charges for membership at the time of the applicant's application; and,
(f) pay to the association such application fees as the council may by resolution have fixed.

about a declaration of liability insurance and a declaration of continuing education;
(e) provide to the Registrar evidence satisfactory to the Registrar that the applicant is a current member of the CVMA, or, where the applicant has not satisfied the Registrar that he or she is a member of the CVMA, the member shall pay to the association the full membership fee that the CVMA charges for membership at the time of the applicant's application;
and,
(f) provide proof that the applicant is an individual of good character and repute;
and,
~~(f)~~ **(g)** pay to the association such application fees as the council may by resolution have fixed.

Amendment to MVMA By-law No.1, Section 2-9-4 (Veterinary Technologist Application)

Application for registration

2-9-4 An applicant for registration as a veterinary technologist must:

- (a) be an animal health or veterinary technology graduate of a school, college, or institute that the CVMA or the AVMA accredits;
- (b) provide to the Registrar evidence satisfactory to the Registrar that the applicant has passed the Veterinary Technician National Examination;
- (c) where the applicant is currently, or has been previously, engaged in the practice of veterinary medicine in another jurisdiction, provide a letter from the statutory regulator of the veterinary profession in each such jurisdiction, attesting to the applicant's good standing or to the fact that the scope of the applicant's practice does not fall within the professional governance of the statutory regulator;
- (d) be a member of the Manitoba Veterinary Technologists Association Inc.;
- (e) complete and submit all application forms and documents that the Registrar may require; and,
- (f) pay to the association such application fees as the council may by resolution have fixed.

2-9-4 An applicant for registration as a veterinary technologist must:

- (a) be an animal health or veterinary technology graduate of a school, college, or institute that the CVMA or the AVMA accredits;
- (b) provide to the Registrar evidence satisfactory to the Registrar that the applicant has passed the Veterinary Technician National Examination;
- (c) where the applicant is currently, or has been previously, engaged in the practice of veterinary medicine in another jurisdiction, provide a letter from the statutory regulator of the veterinary profession in each such jurisdiction, attesting to the applicant's good standing or to the fact that the scope of the applicant's practice does not fall within the professional governance of the statutory regulator;
- (d) be a member of the Manitoba Veterinary Technologists Association Inc.;
- (e) complete and submit all application forms and documents that the Registrar may require; **and,**
- (f) provide proof that the applicant is an individual of good character and repute; and,**
- ~~(g)~~ **(g)** pay to the association such application fees as the council may by resolution have fixed.

ii. **Amendment to: Emergency Membership requirements (S.2-8-12, S.2-9-8) of the General By-Law No.1 of the Manitoba Veterinary Medical Association**

MVMA Council Proposed By-Law Amendment

Voting membership classes:

Although the proposed amendments are related and have the same rationale, there will be a single vote held for each proposed amendment.

S. 2-8-12: Practicing veterinarian members

S. 2-9-8: Practicing veterinarian and practicing veterinary technologist members

Rationale:

- The current By-Law for emergency membership is not compliant with the International Animal Health Emergency Reserve arrangement.
- The International Animal Health Emergency Reserve arrangement, of which Canada is a signatory, is an agreement between six (6) countries (Australia, Canada, Ireland, New Zealand, United Kingdom, and the United States of America) that allows for human resource sharing in the event of an emergency animal disease outbreak.
- Deploying additional personnel during an outbreak can assist with a more rapid response that allows for faster disease control and increases the chance of the disease being eradicated.
- The International Animal Health Emergency Reserve arrangement is updated regularly to reflect lessons learned through simulations, etc.
- By having emergency membership requirements in a council policy, the council can update the document in a timelier manner to ensure that Manitoba registration requirements are compliant with the International Animal Health Emergency Reserve arrangement.
- Council has adopted a policy ([see page 12](#)) that will come into force should this by-law change be approved that complies with the International Animal Health Emergency Reserve arrangement. This policy is attached as an appendix.

Amendment to MVMA By-law No.1, Section 2-8-12 (Veterinarian)

Emergency Membership

2-8-12 Notwithstanding the qualifications that this by-law prescribes for any individual who would be a Practicing Veterinarian Member, the council may, by resolution,

(a) deem in its sole discretion that circumstances in the Province of Manitoba present a potential or actual risk to the safety, health, or well-being of humans or animals within Manitoba; and,

(b) authorize the Registrar to designate any individual to be a Practicing Veterinarian Member, provided that the individual

(i) satisfies all criteria that the Act prescribes, to the extent that such criteria exists, in order to be a Practicing Veterinarian Member,

(ii) completes and submits to the Registrar the prescribed application forms;

(iii) pays to the association at the time of submitting the application form a fee in the amount that the Council has fixed from time to time; and,

(iv) during the individual's designation, be subject to all provisions of this by-law that apply to Practicing Veterinarian Members, except s. 2-8-4 of this by-law;

provided that every such designation shall lapse thirty (30) days after the Registrar has designated the individual without prejudice to the individual's choice to apply again to the Registrar at any time in order to continue or resume the individual's emergency membership.

2-8-12 The council shall enact a policy that allows for emergency membership. This policy may remove any or all requirements set out in this by-law for registration.

Amendment to MVMA By-law No.1, Section 2-9-8 (Veterinary Technologist)

Emergency Membership

2-9-8 Notwithstanding the qualifications that this by-law prescribes for any individual who would be a Practicing Veterinary Technologist Member, the council may, by resolution,

(a) deem in its sole discretion that circumstances in the Province of Manitoba present a potential or actual risk to the safety, health, or well-being of humans or animals within Manitoba; and,

(b) authorize the Registrar to designate any individual to be a Practicing Veterinary Technologist Member, provided that the individual

(i) satisfies all criteria that the Act prescribes, to the extent that such criteria exists, in order to be a Practicing Veterinary Technologist Member,

(ii) completes and submits to the Registrar the prescribed application forms;

(iii) pays to the association at the time of submitting the application form a fee in the amount that the Council has fixed from time to time; and,

(iv) during the individual's designation, be subject to all provisions of this by-law that apply to Practicing Veterinarian Members, except s. 2-9-4 of this by-law; provided that every such designation shall lapse thirty (30) days after the Registrar has designated the individual without prejudice to the individual's choice to apply again to the Registrar at any time in order to continue or resume the individual's emergency membership.

2-9-8 The council shall enact a policy that allows for emergency membership. This policy may remove any or all requirements set out in this by-law for registration.

iii. **Amendment to: Surgery Section General (2.12.1.9) of the MVMA Practice Inspection, Practice Standards By-laws**

Member Proposed By-Law Amendment

Voting membership classes: Practicing veterinarian members

Motion:

I move to amend PIPS by-law (2.12.1.9) by adding another clause “v) Anesthetic monitoring equipment, during general anesthesia including continuous monitoring of heart rate and rhythm, monitoring of oxygenation (pulse oximetry or blood gases), ventilation, (observation, auscultation, capnography and/or arterial blood gases), blood pressure (direct, NIBP or Doppler) and temperature.”

Motioned by Coral Doherty, RVT

Seconded by Kristine Torske, DVM

Rationale:

- Given that standards of veterinary care and client expectations have increased, it seems reasonable to add a requirement for means to monitor patients while under anesthesia. We know that all anesthetic agents can potentially affect cardio-respiratory and thermoregulatory functions; therefore, it is reasonable to expect that anyone who administers anesthesia should also have some means to monitor these parameters to ensure patient safety.

Amendment to MVMA Practice Inspection and Practice Standards By-laws, Section 2.12.1.9 (Surgery Section - General)

2.12.1.9 Gas anesthesia shall be readily available for use in all surgical procedures and include:

- i) An anesthetic machine
- ii) Oxygen supply
- iii) Positive ventilation equipment
- iv) Endotracheal tubes with intact cuffs sized appropriate to each animal anesthetized

2.12.1.9 Gas anesthesia shall be readily available for use in all surgical procedures and include:

- i) An anesthetic machine
- ii) Oxygen supply
- iii) Positive ventilation equipment
- iv) Endotracheal tubes with intact cuffs sized appropriate to each animal anesthetized
- v) Anesthetic monitoring equipment, during general anesthesia including continuous monitoring of heart rate and rhythm, monitoring of oxygenation (pulse oximetry or blood gases), ventilation, (observation, auscultation, capnography and/or arterial blood gases), blood pressure (direct, NIBP or Doppler) and temperature.

iv. **Amendment to: Surgery Section General (2.12.1.16) of the MVMA Practice Inspection, Practice Standards By-laws**

Member Proposed By-Law Amendment

Voting membership classes: Practicing veterinarian members

Motion:

I move to amend PIPS by-law 2.12.1.16 by striking out the existing by-law and replacing it with "Equipment for the alleviation of hypothermia or hyperthermia during surgery and post-operative recovery shall be used and disinfected or changed between patients. A CSA (Canadian Standards Association) certified or The Standards Council of Canada approved electronic patient warming device shall be used in addition to temperature monitoring during intra and post-operative care. Blankets or towels may used as needed."

Motioned by Coral Doherty, RVT

Seconded by Kristine Torske, DVM

Rationale:

- General anesthesia disrupts normal thermo-regulatory mechanisms. Small animal patients are at greater risk for heat loss under anesthesia due to their higher relative surface area. Hypothermia during anesthesia can cause prolonged recoveries and increased incidence of surgical infections. Active warming with a forced hot air warmer, a water-circulating blanket or other electronic warming device help provide external heat to the animal and minimize loss of body heat to the environment. Active warming devices should be CSA approved in order to reduce risks of thermal burns to anesthetized patients

Amendment to MVMA Practice Inspection and Practice Standards By-laws, Section 2.12.1.16 (Surgery Section - General)

2.12.1.16 Equipment for the alleviation of hypothermia during surgery and post-operative recovery shall be used and disinfected or changed between patients.

2.12.1.16 Equipment for the alleviation of hypothermia during surgery and post-operative recovery shall be used and disinfected or changed between patients. A CSA (Canadian Standards Association) certified or The Standards Council of Canada approved electronic patient warming device shall be used in addition to temperature monitoring during intra and post-operative care. Blankets or towels may used as needed.

Appendix: MVMA Emergency Membership Policy

- Review the policy on the following pages

2. Policy Statement

2.1. The Registrar is authorized, on behalf of the Manitoba Veterinary Medical Association, to carry out the following actions pertaining to applications for registration and/or licensure of veterinarians and veterinary technologists, made in response to a declared emergency:

2.1.1. To issue and, where necessary, renew a 30-day registration and/or licence to veterinarians and/or veterinary technologists who are directed by a federal or provincial government body to perform specific veterinary services solely for the short-term, special purpose of dealing with the emergency situation.

2.1.2. To waive application and registration and/or licensure fees

2.1.3. To accept, as the nature of the emergency warrants, the Chief Veterinarian of Manitoba or of Canada as the supervising veterinarian of the short-term registrants and/or licencees;

2.1.4. To waive the documentation requirement to have letters of standing sent from other jurisdictions, instead confirming that the applicant holds active registration and/or licensure in good standing through direct communication with the regulator of the originating jurisdiction.

3.0 Responsibilities

3.1 Implementation: The Registrar is responsible for putting the policy into effect.

3.2 Dissemination: The Executive Director is responsible to ensure the policy is published and distributed to relevant parties.

3.3 General review: Prior to the formal review of the policy, the Registrar will audit the current policy and research relevant sources to advise the approving body of required updates, if any.

4.0 Policy Review

4.1 The Executive Director is responsible for advising the President that a formal review of the policy is required.

4.2 Formal policy reviews will be conducted every 5 years or upon changes to the International Animal Health Emergency Reserve arrangement or similar arrangement. The next scheduled review date for this policy is February 2025.

4.3 In the interim, this policy may be revised or rescinded if:

- (a) the Approving Body deems necessary; or
- (b) the relevant Act, Bylaw, Regulations or Policy is revised or rescinded.

4.4 If this policy is revised or rescinded, all secondary documents will be reviewed as soon as reasonably possible in order to ensure that they:

- (a) comply with the revised policy; or
- (b) are in turn rescinded.

4.0 Secondary Documents

- 4.1** The Approving Body may approve procedures which are secondary to and comply with this policy, subject to the following limitations
- (a) None
- 4.2** Executive Director may approve procedures which are secondary to and comply with this policy, subject to the following limitations:
- (a) None

5.0 Effect on Previous Statements

- 5.1** This policy supersedes the following:
- 5.1.1** All previous MVMA Council policies, procedures, and resolutions on the subject matter contained herein; and
- 5.1.2** All previous administration policies, procedures, and directives on the subject matter contained herein;

6.0 Cross References

- 6.1.1** Section 2-8-12 General By-Law No. 1 of the Manitoba Veterinary Medical Association
- 6.1.2** Section 2-9-8 General By-Law No. 1 of the Manitoba Veterinary Medical Association