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P.L. 2003, CHAPTER 227, *approved January 9, 2004*
Assembly No. 2642 (*First Reprint*)

1 **AN ACT** concerning the practice of veterinary medicine and revising
2 various parts of the statutory law.

3

4 **BE IT ENACTED** by the Senate and General Assembly of the State
5 of New Jersey:

6

7 1. R.S.45:16-4 is amended to read as follows:

8 45:16-4. The board shall hold [2] two or more meetings for
9 examinations each year at such time and place as it shall determine,
10 due notice of which shall be made public. At all meetings a majority
11 of the members of the board shall constitute a quorum, but the
12 examination of applicants for a license may be conducted by a
13 committee of one or more veterinary members duly authorized by the
14 board. The board shall examine all diplomas and credentials as to
15 their authenticity. Each applicant for a license shall submit to [a
16 theoretical and practical] an examination, to be written, oral, or both,
17 designed to test the examinee's knowledge of [and proficiency in the
18 subjects and techniques deemed by the board to be necessary for the
19 practice of veterinary medicine, including] any laws, rules and
20 regulations applicable in this State.

21 (cf: P.L.1983, c.98, s.4)

22

23 2. R.S.45:16-7 is amended to read as follows:

24 45:16-7. A person desiring to commence the practice of veterinary
25 medicine, surgery and dentistry in this State shall deliver to the
26 secretary of the board a fee to be determined by the board for filing the
27 application for examination and a fee to be determined by the board
28 for the examination, together with satisfactory proof that the applicant
29 is a qualified veterinary graduate as defined in this act or who shall
30 provide a certification acceptable to the board that the applicant will
31 be awarded a degree in veterinary medicine at graduation during the
32 academic year from the college or university the applicant attends and
33 has passed a national licensing examination as required by the board.
34 No applicant, however, shall be licensed prior to graduation from a
35 veterinary college or university.

36 (cf: P.L.2002, c.20, s.1)

37

38 3. Section 6 of P.L.1983, c.98 (C.45:16-7.2) is amended to read as
39 follows:

40 6. a. The board may waive all but the law portion of the

EXPLANATION - Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and intended to be omitted in the law.

Matter underlined thus is new matter.

Matter enclosed in superscript numerals has been adopted as follows:

¹ Assembly floor amendments adopted October 28, 2002.

1 examination of, and issue a license to practice veterinary medicine and
2 surgery to, any person who at the time of the application: [a. holds a
3 valid, unsuspended and unrevoked license to practice veterinary
4 medicine and surgery issued by or under the authority of any state,
5 territory, or the District of Columbia, which has education and
6 examination requirements which are substantially equivalent to the
7 requirements of this act for the issuance of a license and b. insofar as
8 the records of that authority are concerned: (1) has been engaged in
9 the clinical practice of veterinary medicine for three consecutive years
10 immediately prior to application and (2) is entitled to its
11 endorsement.]

12 (1) Holds a current license in good standing to practice veterinary
13 medicine, surgery and dentistry in another state, U.S. territory, or the
14 District of Columbia, which has education and examination
15 requirements which are substantially equivalent to the requirements of
16 R.S.45:16-1 et seq. for the issuance of a license, or is a board certified
17 specialist in a clinical specialty¹ approved by the board through rules
18 and regulations and¹ recognized by the American Veterinary Medical
19 Association (AVMA); and

20 (2) Has passed the National Board Examination (NBE) and the
21 Clinical Competency Test (CCT) as prepared under the authority of
22 the National Board of Veterinary Medical Examiners (NBVME), or its
23 predecessor organization, the National Board Examination Committee
24 for Veterinary Medicine (NBEC), or the North American Veterinary
25 Licensing Examination (NAVLE) or any subsequent national licensing
26 examination prepared under the authority of the NBVME or the
27 American Association of Veterinary State Boards (AAVSB), or a
28 substantially equivalent examination, as approved or established by the
29 board, unless at the time the applicant became licensed in another
30 state, U.S. territory, or the District of Columbia, the NBE or CCT, or
31 subsequent examinations prepared under the authority of the NBVME,
32 were not required by this State, in which case the applicant need only
33 have passed whatever national licensing examinations were required
34 of entry level licensed veterinarians in this State at that time; and

35 (3) Has actively practiced clinical veterinary medicine, surgery and
36 dentistry¹ [during the] at least¹ three years¹ of the five years¹
37 preceding application.

38 b. Applicants who are not graduates of schools of veterinary
39 medicine, surgery and dentistry accredited by the American Veterinary
40 Medical Association (AVMA) shall possess a certificate issued by the
41 Education Commission for Foreign Veterinary Graduates (ECFVG),
42 or who are qualified under any other training program approved by the
43 board unless at the time these applicants became licensed in another
44 state, U.S. territory or the District of Columbia, the ECFVG
45 certificate was not required by this State.

46 c. Applicants who are not in good standing, as determined by the

1 board, may apply for licensure as provided in this section, but in order
2 to be so licensed shall provide to the satisfaction of the board that they
3 are qualified for licensure in New Jersey. In approving licensure
4 applications submitted in accordance with the provisions of this
5 subsection, the board may either place limits on an applicant's license
6 or establish conditions of probation prior to the issuance of a license,
7 or both.

8 No person shall seek licensure under this section sooner than three
9 years after failure to be licensed under any other section of P.L.1952,
10 c.198 (C.45:16-9.1 et al.).
11 (cf: P.L.1985, c.495, s.2)

12
13 4. Section 4 of P.L.1952, c.198 (C.45:16-9.4) is amended to read
14 as follows:

15 4. Every person licensed to practice veterinary medicine, surgery
16 and dentistry shall procure a certificate of registration which shall be
17 issued upon the payment of a fee determined by the board for a
18 [2 year] two-year period. A registrant [not residing and] not
19 practicing in this State may apply for an inactive registration and shall
20 pay a fee determined by the board. An inactive registrant shall not
21 practice veterinary medicine, surgery or dentistry in this State. The
22 secretary shall mail to each person licensed to practice veterinary
23 medicine, surgery and dentistry at least 30 days prior to the deadline
24 for registration a printed blank form to be properly filled in and
25 returned to [said] the secretary by such licensed person on or before
26 the deadline for registration, together with such fee. In addition to
27 information about the registrant, the board shall require each licensee
28 to provide the following information on the application or renewal
29 application form: the name, address and telephone number of each
30 veterinary facility in which the registrant will practice 500 or more
31 hours per year; the type of practice; the legal organization of the
32 practice and that entity's name, address and telephone number, if
33 different from the facility address and telephone number; and the name
34 of the principals for that entity. Upon the receipt of [said] the form
35 properly filled in, and such fee, the certificate of registration shall be
36 issued and transmitted.

37 A registrant applying for active license renewal shall complete not
38 less than 20 hours of continuing veterinary education, of a type
39 approved by the board, during each two-year license renewal period
40 to be eligible for relicensure. Prior to license renewal each licensee
41 shall submit to the board proof of completion of the required number
42 of hours of continuing education over the prior two-year period. The
43 board may, in its discretion, waive requirements for continuing
44 education for an individual for reasons of hardship, such as illness or
45 disability, retirement of the license or other good cause.

46 The failure on the part of the licensee to renew his certificate as

1 required shall not deprive such person of the right of renewal. The fee
2 to be paid if the certificate is renewed after the expiration date shall be
3 determined by the board. Notice to the licensee by mail on or before
4 the deadline for registration, addressed to his last post-office address
5 known to the board, informing him of his failure to have applied for a
6 renewal of his license certificate, shall constitute legal notification of
7 such delinquency by the board.

8 Applications for renewal of certificates shall be in writing to the
9 board, accompanied by the required fees. The license of any person
10 who fails to procure a renewal of certificate at the time and in the
11 manner required by this section shall be suspended by the board upon
12 notice. Any license so suspended shall be reinstated at any time upon
13 the payment of all past-due [annual] registration fees and an
14 additional reinstatement fee determined by the board. The board may
15 require that any applicant for registration who has ceased the practice
16 of veterinary medicine for a period in excess of [5] ~~three~~ years be
17 reexamined by the board and be required to complete additional
18 continuing education requirements as a prerequisite to relicensure by
19 the board. Any person whose license shall have been suspended for
20 such cause shall, during the period of such suspension, be regarded as
21 an unlicensed person and, in case he shall continue or engage in the
22 practice of veterinary medicine, surgery or dentistry during such
23 period, shall be liable to penalties pursuant to the provisions of
24 P.L.1978, c.73 (C.45:1-14 et seq.).

25 Every duly licensed person, before commencing the practice of
26 veterinary medicine, surgery and dentistry in this State, shall, within
27 30 days of the commencement of such practice, procure the certificate
28 of registration required in this act.

29 Every person practicing veterinary medicine, surgery and dentistry
30 in this State shall conspicuously display at all times his license and
31 registration certificate for the effective [2 year] ~~two-year~~ period in his
32 main office. Every person who practices veterinary medicine, surgery
33 and dentistry without having such certificate on display, as herein
34 required, shall be liable to a penalty pursuant to section 12 of
35 P.L.1978, c.73 (C.45:1-25).

36 [Every licensee holding an active registration certificate who may
37 practice at any place other than that address for which his active
38 registration certificate is issued, shall obtain from the Secretary a
39 duplicate certificate for a fee determined by the board, to be displayed
40 at the place of practice.]

41 Every practitioner of veterinary medicine, surgery and dentistry,
42 licensed under the provisions of [this chapter] R.S.45:16-1 et seq.,
43 shall report to the [said] board in writing any change in his place of
44 practice, whether same be his main office or branch office, within
45 30 days of such change.

46 (cf: P.L.1983, c.98, s.13)

47 5. Section 10 of P.L.1952, c.198 (C.45:16-9.7) is amended to read

1 as follows:

2 10. A ~~[qualified licensed practitioner of the profession]~~ veterinary
3 practice may employ for each licensed veterinarian in the practice as
4 ~~[assistants]~~ veterinarians not more than two qualified veterinary
5 graduates who have obtained a temporary permit; provided that the
6 ~~[assistants]~~ qualified veterinary graduates have met all the
7 requirements of the board as set forth in the practice act. An applicant
8 for such a temporary permit ~~[must associate himself]~~ shall be
9 associated with a ~~[qualified]~~ licensed veterinarian in the practice and
10 his labors shall be limited to the practice of the ~~[qualified]~~ licensed
11 veterinarian. Each ~~[assistant]~~ qualified veterinary graduate shall be
12 under the responsible supervision of a licensed practicing veterinarian.
13 Said applicant ~~[must]~~ shall present himself for examination at the
14 next scheduled examination of the board for which the applicant is
15 eligible. There shall be a fee determined by the board for the
16 aforementioned permit, which fee shall be applied toward the
17 examination fee, but shall be forfeited if the applicant fails to present
18 himself at the next scheduled examination for which the applicant is
19 eligible. If the applicant does not pass the examination, additional
20 permits may be issued but not to exceed ~~[3]~~ three in total.
21 Application for such permit shall be countersigned by the ~~[registered]~~
22 licensed veterinarian with whom the candidate will be associated. A
23 candidate who has failed to appear for an examination or who has
24 failed an examination and who has subsequent thereto failed to renew
25 his permit is disqualified to practice the profession of veterinary
26 medicine, surgery, and dentistry.

27 A lawfully qualified veterinarian of another state who meets the
28 requirements of this State for ~~[admission by examination]~~ licensure
29 may take charge temporarily of the practice of a ~~[lawfully qualified]~~
30 licensed veterinarian of this State during his absence from such
31 practice, not to exceed 90 days, unless renewed, upon written request
32 to the board for permission to do so and upon payment of a fee as
33 determined by the board. The board shall have the right to suspend or
34 revoke any ~~[such]~~ temporary permit for a violation of ~~[this chapter]~~
35 R.S.45:16-1 et seq. by either the permittee or licensee-employer;
36 provided that before any such permit shall be suspended or revoked,
37 the accused person shall be afforded a hearing before the board [, as
38 provided in section 45:16-6 of this chapter].

39 A licensed practitioner may also use a veterinarian who is qualified
40 under the provisions of the American Veterinary Medical Association's
41 Education Commission for Foreign Veterinary Graduates or who is
42 qualified under any other training program approved by the board,
43 who shall have obtained a training certificate from the board for this
44 purpose. That person shall be under the ~~[direct and immediate]~~
45 responsible supervision of the licensed practitioner.

1 (cf: P.L.1983, c.98, s.15)

2

3 6. This act shall take effect on the 180th day following enactment

4 ¹. except that the board may take such anticipatory administrative

5 action in advance as shall be necessary for the implementation of the

6 act¹.

7

8

9

10

11 Revises statutes regulating the practice of veterinary medicine.

ASSEMBLY, No. 2642

STATE OF NEW JERSEY 210th LEGISLATURE

INTRODUCED JUNE 30, 2002

Sponsored by:

Assemblyman ANTHONY IMPREVEDUTO

District 32 (Bergen and Hudson)

Assemblyman JEFFREY W. MORAN

District 9 (Atlantic, Burlington and Ocean)

Co-Sponsored by:

Assemblywoman Perez-Cinciarelli

SYNOPSIS

Revises statutes regulating the practice of veterinary medicine.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 10/29/2002)

A2642 IMPREVEDUTO, MORAN

2

1 AN ACT concerning the practice of veterinary medicine and revising
2 various parts of the statutory law.

3

4 **BE IT ENACTED** by the Senate and General Assembly of the State
5 of New Jersey:

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8 45:16-4. The board shall hold [2] two or more meetings for
9 examinations each year at such time and place as it shall determine,
10 due notice of which shall be made public. At all meetings a majority
11 of the members of the board shall constitute a quorum, but the
12 examination of applicants for a license may be conducted by a
13 committee of one or more veterinary members duly authorized by the
14 board. The board shall examine all diplomas and credentials as to
15 their authenticity. Each applicant for a license shall submit to [a
16 theoretical and practical] an examination, to be written, oral, or both,
17 designed to test the examinee's knowledge of [and proficiency in the
18 subjects and techniques deemed by the board to be necessary for the
19 practice of veterinary medicine, including] any laws, rules and
20 regulations applicable in this State.

21 (cf: P.L.1983, c.98, s.4)

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23 2. R.S.45:16-7 is amended to read as follows:

24 45:16-7. A person desiring to commence the practice of veterinary
25 medicine, surgery and dentistry in this State shall deliver to the
26 secretary of the board a fee to be determined by the board for filing the
27 application for examination and a fee to be determined by the board
28 for the examination, together with satisfactory proof that the applicant
29 is a qualified veterinary graduate as defined in this act or who shall
30 provide a certification acceptable to the board that the applicant will
31 be awarded a degree in veterinary medicine at graduation during the
32 academic year from the college or university the applicant attends and
33 has passed a national licensing examination as required by the board.
34 No applicant, however, shall be licensed prior to graduation from a
35 veterinary college or university.

36 (cf: P.L.2002, c.20, s.1)

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38 3. Section 6 of P.L.1983, c.98 (C.45:16-7.2) is amended to read as
39 follows:

40 6. a. The board may waive all but the law portion of the
41 examination of, and issue a license to practice veterinary medicine and
42 surgery to, any person who at the time of the application: [a. holds a

EXPLANATION - Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and intended to be omitted in the law.

Matter underlined thus is new matter.

1 valid, unsuspended and unrevoked license to practice veterinary
2 medicine and surgery issued by or under the authority of any state,
3 territory, or the District of Columbia, which has education and
4 examination requirements which are substantially equivalent to the
5 requirements of this act for the issuance of a license and b. insofar as
6 the records of that authority are concerned: (1) has been engaged in
7 the clinical practice of veterinary medicine for three consecutive years
8 immediately prior to application and (2) is entitled to its
9 endorsement.]

10 (1) Holds a current license in good standing to practice veterinary
11 medicine, surgery and dentistry in another state, U.S. territory, or the
12 District of Columbia, which has education and examination
13 requirements which are substantially equivalent to the requirements of
14 R.S.45:16-1 et seq. for the issuance of a license, or is a board certified
15 specialist in a clinical specialty recognized by the American Veterinary
16 Medical Association (AVMA); and

17 (2) Has passed the National Board Examination (NBE) and the
18 Clinical Competency Test (CCT) as prepared under the authority of
19 the National Board of Veterinary Medical Examiners (NBVME), or its
20 predecessor organization, the National Board Examination Committee
21 for Veterinary Medicine (NBEC), or the North American Veterinary
22 Licensing Examination (NAVLE) or any subsequent national licensing
23 examination prepared under the authority of the NBVME or the
24 American Association of Veterinary State Boards (AAVSB), or a
25 substantially equivalent examination, as approved or established by the
26 board, unless at the time the applicant became licensed in another
27 state, U.S. territory, or the District of Columbia, the NBE or CCT, or
28 subsequent examinations prepared under the authority of the NBVME,
29 were not required by this State, in which case the applicant need only
30 have passed whatever national licensing examinations were required
31 of entry level licensed veterinarians in this State at that time; and

32 (3) Has actively practiced clinical veterinary medicine, surgery and
33 dentistry during the three years preceding application.

34 b. Applicants who are not graduates of schools of veterinary
35 medicine, surgery and dentistry accredited by the American Veterinary
36 Medical Association (AVMA) shall possess a certificate issued by the
37 Education Commission for Foreign Veterinary Graduates (ECFVG),
38 or who are qualified under any other training program approved by the
39 board unless at the time these applicants became licensed in another
40 state, U.S. territory or the District of Columbia, the ECFVG
41 certificate was not required by this State.

42 c. Applicants who are not in good standing, as determined by the
43 board, may apply for licensure as provided in this section, but in order
44 to be so licensed shall provide to the satisfaction of the board that they
45 are qualified for licensure in New Jersey. In approving licensure
46 applications submitted in accordance with the provisions of this

1 subsection, the board may either place limits on an applicant's license
2 or establish conditions of probation prior to the issuance of a license,
3 or both.

4 No person shall seek licensure under this section sooner than three
5 years after failure to be licensed under any other section of P.L.1952,
6 c.198 (C.45:16-9.1 et al.).
7 (cf: P.L.1985, c.495, s.2)

8
9 4. Section 4 of P.L.1952, c.198 (C.45:16-9.4) is amended to read
10 as follows:

11 4. Every person licensed to practice veterinary medicine, surgery
12 and dentistry shall procure a certificate of registration which shall be
13 issued upon the payment of a fee determined by the board for a
14 [2 year] two-year period. A registrant [not residing and] not
15 practicing in this State may apply for an inactive registration and shall
16 pay a fee determined by the board. An inactive registrant shall not
17 practice veterinary medicine, surgery or dentistry in this State. The
18 secretary shall mail to each person licensed to practice veterinary
19 medicine, surgery and dentistry at least 30 days prior to the deadline
20 for registration a printed blank form to be properly filled in and
21 returned to [said] the secretary by such licensed person on or before
22 the deadline for registration, together with such fee. In addition to
23 information about the registrant, the board shall require each licensee
24 to provide the following information on the application or renewal
25 application form: the name, address and telephone number of each
26 veterinary facility in which the registrant will practice 500 or more
27 hours per year; the type of practice; the legal organization of the
28 practice and that entity's name, address and telephone number, if
29 different from the facility address and telephone number; and the name
30 of the principals for that entity. Upon the receipt of [said] the form
31 properly filled in, and such fee, the certificate of registration shall be
32 issued and transmitted.

33 A registrant applying for active license renewal shall complete not
34 less than 20 hours of continuing veterinary education, of a type
35 approved by the board, during each two-year license renewal period
36 to be eligible for relicensure. Prior to license renewal each licensee
37 shall submit to the board proof of completion of the required number
38 of hours of continuing education over the prior two-year period. The
39 board may, in its discretion, waive requirements for continuing
40 education for an individual for reasons of hardship, such as illness or
41 disability, retirement of the license or other good cause.

42 The failure on the part of the licensee to renew his certificate as
43 required shall not deprive such person of the right of renewal. The fee
44 to be paid if the certificate is renewed after the expiration date shall be
45 determined by the board. Notice to the licensee by mail on or before
46 the deadline for registration, addressed to his last post-office address

1 known to the board, informing him of his failure to have applied for a
2 renewal of his license certificate, shall constitute legal notification of
3 such delinquency by the board.

4 Applications for renewal of certificates shall be in writing to the
5 board, accompanied by the required fees. The license of any person
6 who fails to procure a renewal of certificate at the time and in the
7 manner required by this section shall be suspended by the board upon
8 notice. Any license so suspended shall be reinstated at any time upon
9 the payment of all past-due [annual] registration fees and an
10 additional reinstatement fee determined by the board. The board may
11 require that any applicant for registration who has ceased the practice
12 of veterinary medicine for a period in excess of [5] three years be
13 reexamined by the board and be required to complete additional
14 continuing education requirements as a prerequisite to relicensure by
15 the board. Any person whose license shall have been suspended for
16 such cause shall, during the period of such suspension, be regarded as
17 an unlicensed person and, in case he shall continue or engage in the
18 practice of veterinary medicine, surgery or dentistry during such
19 period, shall be liable to penalties pursuant to the provisions of
20 P.L.1978, c.73 (C.45:1-14 et seq.).

21 Every duly licensed person, before commencing the practice of
22 veterinary medicine, surgery and dentistry in this State, shall, within
23 30 days of the commencement of such practice, procure the certificate
24 of registration required in this act.

25 Every person practicing veterinary medicine, surgery and dentistry
26 in this State shall conspicuously display at all times his license and
27 registration certificate for the effective [2 year] two-year period in his
28 main office. Every person who practices veterinary medicine, surgery
29 and dentistry without having such certificate on display, as herein
30 required, shall be liable to a penalty pursuant to section 12 of
31 P.L.1978, c.73 (C.45:1-25).

32 [Every licensee holding an active registration certificate who may
33 practice at any place other than that address for which his active
34 registration certificate is issued, shall obtain from the Secretary a
35 duplicate certificate for a fee determined by the board, to be displayed
36 at the place of practice.]

37 Every practitioner of veterinary medicine, surgery and dentistry,
38 licensed under the provisions of [this chapter] R.S.45:16-1 et seq.,
39 shall report to the [said] board in writing any change in his place of
40 practice, whether same be his main office or branch office, within
41 30 days of such change.

42 (cf: P.L.1983, c.98, s.13)

43

44 5. Section 10 of P.L.1952, c.198 (C.45:16-9.7) is amended to read
45 as follows:

46 10. A [qualified licensed practitioner of the profession] veterinary

1 practice may employ for each licensed veterinarian in the practice as
2 ~~[assistants]~~ veterinarians not more than two qualified veterinary
3 graduates who have obtained a temporary permit; provided that the
4 ~~[assistants]~~ qualified veterinary graduates have met all the
5 requirements of the board as set forth in the practice act. An applicant
6 for such a temporary permit ~~[must associate himself]~~ shall be
7 associated with a ~~[qualified]~~ licensed veterinarian in the practice and
8 his labors shall be limited to the practice of the ~~[qualified]~~ licensed
9 veterinarian. Each ~~[assistant]~~ qualified veterinary graduate shall be
10 under the responsible supervision of a licensed practicing veterinarian.
11 Said applicant ~~[must]~~ shall present himself for examination at the
12 next scheduled examination of the board for which the applicant is
13 eligible. There shall be a fee determined by the board for the
14 aforementioned permit, which fee shall be applied toward the
15 examination fee, but shall be forfeited if the applicant fails to present
16 himself at the next scheduled examination for which the applicant is
17 eligible. If the applicant does not pass the examination, additional
18 permits may be issued but not to exceed ~~[3]~~ three in total.
19 Application for such permit shall be countersigned by the ~~[registered]~~
20 licensed veterinarian with whom the candidate will be associated. A
21 candidate who has failed to appear for an examination or who has
22 failed an examination and who has subsequent thereto failed to renew
23 his permit is disqualified to practice the profession of veterinary
24 medicine, surgery, and dentistry.

25 A lawfully qualified veterinarian of another state who meets the
26 requirements of this State for ~~[admission by examination]~~ licensure
27 may take charge temporarily of the practice of a ~~[lawfully qualified]~~
28 licensed veterinarian of this State during his absence from such
29 practice, not to exceed 90 days, unless renewed, upon written request
30 to the board for permission to do so and upon payment of a fee as
31 determined by the board. The board shall have the right to suspend or
32 revoke any ~~[such]~~ temporary permit for a violation of ~~[this chapter]~~
33 R.S.45:16-1 et seq. by either the permittee or licensee-employer;
34 provided that before any such permit shall be suspended or revoked,
35 the accused person shall be afforded a hearing before the board ~~[,~~ as
36 provided in section 45:16-6 of this chapter].

37 A licensed practitioner may also use a veterinarian who is qualified
38 under the provisions of the American Veterinary Medical Association's
39 Education Commission for Foreign Veterinary Graduates or who is
40 qualified under any other training program approved by the board,
41 who shall have obtained a training certificate from the board for this
42 purpose. That person shall be under the ~~[direct and immediate]~~
43 responsible supervision of the licensed practitioner.

44 (cf: P.L.1983, c.98, s.15)

1 6. This act shall take effect on the 180th day following enactment.

2

3

4

STATEMENT

5

6 This bill amends the "veterinary practice law" by requiring an
7 applicant seeking licensure as a licensed veterinarian in the State to
8 have passed a national licensing examination as required by the State
9 Board of Veterinary Medical Examiners. The bill also facilitates the
10 process of licensing experienced out-of-state veterinarians who seek
11 employment in New Jersey by specifying the criteria by which these
12 veterinarians may become eligible to become licensed veterinarians in
13 this State.

14 In addition, the bill permits a licensed veterinarian to apply for an
15 inactive registration. During the period a person is an inactive
16 registrant that individual is not permitted to practice veterinary
17 medicine, surgery or dentistry in this State. A person applying for
18 active license renewal shall complete not less than 20 hours of
19 continuing veterinary education, of a type approved by the State Board
20 of Veterinary Medical Examiners, during each two-year license
21 renewal period to be eligible for relicensure. The board may, in its
22 discretion, waive requirements for continuing education for an
23 individual for reasons of hardship such as illness or disability,
24 retirement of the license or other good cause.

ASSEMBLY REGULATED PROFESSIONS AND
INDEPENDENT AUTHORITIES COMMITTEE

STATEMENT TO

ASSEMBLY, No. 2642

STATE OF NEW JERSEY

DATED: OCTOBER 21, 2002

The Assembly Regulated Professions and Independent Authorities Committee reports favorably Assembly Bill No. 2642.

This bill amends the "veterinary practice law" by requiring an applicant seeking licensure as a licensed veterinarian in the State to have passed a national licensing examination as required by the State Board of Veterinary Medical Examiners. The bill also facilitates the process of licensing experienced out-of-state veterinarians who seek employment in New Jersey by specifying the criteria by which these veterinarians may become eligible to become licensed veterinarians in this State.

In addition, the bill permits a licensed veterinarian to apply for an inactive registration. During the period a person is an inactive registrant that individual is not permitted to practice veterinary medicine, surgery or dentistry in this State. A person applying for active license renewal shall complete not less than 20 hours of continuing veterinary education, of a type approved by the State Board of Veterinary Medical Examiners, during each two-year license renewal period to be eligible for relicensure. The board may, in its discretion, waive requirements for continuing education for an individual for reasons of hardship such as illness or disability, retirement of the license or other good cause.

SENATE COMMERCE COMMITTEE

STATEMENT TO

[First Reprint]

ASSEMBLY, No. 2642

STATE OF NEW JERSEY

DATED: MAY 15, 2003

The Senate Commerce Committee reports favorably Assembly Bill No. 2642 (1R).

This bill amends the "veterinary practice law" by requiring an applicant seeking licensure as a licensed veterinarian in the State to have passed a national licensing examination as required by the State Board of Veterinary Medical Examiners. The bill also facilitates the process of licensing experienced out-of-state veterinarians who seek employment in New Jersey by specifying the criteria by which these veterinarians may become eligible to become licensed veterinarians in this State.

The bill permits a licensed veterinarian to apply for an inactive registration. During the period a person is an inactive registrant that individual is not permitted to practice veterinary medicine in this State.

A person applying for active license renewal shall complete not less than 20 hours of continuing veterinary education, of a type approved by the State Board of Veterinary Medical Examiners, during each two-year license renewal period to be eligible for relicensure. The board may, in its discretion, waive requirements for continuing education for an individual for reasons of hardship such as illness or disability, retirement of the license or other good cause.

The bill allows the board to waive all but the law portion of the examination and issue a license to any person who at the time of application holds a current license in good standing to practice veterinary medicine in another state with education and examination requirements which are substantially equivalent to the requirements of this State or is a board certified specialist in a clinical specialty approved by the board, has passed the National Board Examination and the Clinical Competency Test and has practiced three of the last five years. In addition, the bill provides criteria for licensing those applicants who are not graduates of schools of veterinary medicine accredited by the American Veterinary Medical Association and for those applicants who are not in good standing in their practice.

The board must require each licensee to provide the following information on the application or renewal application form: the name, address and telephone number of each veterinary facility in which the

registrant will practice 500 or more hours per year; the type of practice; the legal organization of the practice and that entity's name, address and telephone number, if different from the facility address and telephone number; and the name of the principals for that entity.

The bill provides that the board may require that any applicant for registration who has ceased the practice of veterinary medicine for a period in excess of three years, instead of the current five years, be reexamined by the board and be required to complete additional continuing education requirements as a prerequisite to relicensure by the board.

STATEMENT TO
ASSEMBLY, No. 2642

with Assembly Floor Amendments
(Proposed By Assemblymen IMPREVEDUTO and MORAN)

ADOPTED: OCTOBER 28, 2002

These amendments revise some of the criteria by which out-of-state veterinarians who seek employment in New Jersey may become eligible to be licensed in this State. The bill provides that one way by which a person may be eligible for licensure as a veterinarian in this State, in part, is to be a board certified specialist in a clinical specialty recognized by the American Veterinary Medical Association (AVMA). The amendments stipulate that to be so eligible for licensure a person has to be a board certified specialist in a clinical specialty approved by the State Board of Veterinary Medical Examiners through rules and regulations, as well as by having the clinical specialty recognized by the American Veterinary Medical Association. The amendments also provide that, for an out-of-state veterinarian to be eligible for licensure as a veterinarian in this State, a person must have actively practiced clinical veterinary medicine, surgery and dentistry at least three years of the five years preceding application, instead of during the three years preceding application as initially stated in the bill.

The effective date of the bill is also amended to allow the State board to take any anticipatory administrative action necessary for implementation of the act in advance of that date.

SENATE, No. 2049

STATE OF NEW JERSEY
210th LEGISLATURE

INTRODUCED NOVEMBER 14, 2002

Sponsored by:
Senator BARBARA BUONO
District 18 (Middlesex)

SYNOPSIS

Revises statutes regulating the practice of veterinary medicine.

CURRENT VERSION OF TEXT

As introduced.



S2049 BUONO

2

1 AN ACT concerning the practice of veterinary medicine and revising
2 various parts of the statutory law.

3

4 **BE IT ENACTED** by the Senate and General Assembly of the State
5 of New Jersey:

6

7 1. R.S.45:16-4 is amended to read as follows:

8 45:16-4. The board shall hold [2] two or more meetings for
9 examinations each year at such time and place as it shall determine,
10 due notice of which shall be made public. At all meetings a majority
11 of the members of the board shall constitute a quorum, but the
12 examination of applicants for a license may be conducted by a
13 committee of one or more veterinary members duly authorized by the
14 board. The board shall examine all diplomas and credentials as to
15 their authenticity. Each applicant for a license shall submit to [a
16 theoretical and practical] an examination, to be written, oral, or both,
17 designed to test the examinee's knowledge of [and proficiency in the
18 subjects and techniques deemed by the board to be necessary for the
19 practice of veterinary medicine, including] any laws, rules and
20 regulations applicable in this State.

21 (cf: P.L.1983, c.98, s.4)

22

23 2. R.S.45:16-7 is amended to read as follows:

24 45:16-7. A person desiring to commence the practice of veterinary
25 medicine, surgery and dentistry in this State shall deliver to the
26 secretary of the board a fee to be determined by the board for filing the
27 application for examination and a fee to be determined by the board
28 for the examination, together with satisfactory proof that the applicant
29 is a qualified veterinary graduate as defined in this act or who shall
30 provide a certification acceptable to the board that the applicant will
31 be awarded a degree in veterinary medicine at graduation during the
32 academic year from the college or university the applicant attends and
33 has passed a national licensing examination as required by the board.
34 No applicant, however, shall be licensed prior to graduation from a
35 veterinary college or university.

36 (cf: P.L.2002, c.20, s.1)

37

38 3. Section 6 of P.L.1983, c.98 (C.45:16-7.2) is amended to read as
39 follows:

40 6. a. The board may waive all but the law portion of the
41 examination of, and issue a license to practice veterinary medicine and
42 surgery to, any person who at the time of the application: [a. holds a

EXPLANATION - Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.

1 valid, unsuspended and unrevoked license to practice veterinary
2 medicine and surgery issued by or under the authority of any state,
3 territory, or the District of Columbia, which has education and
4 examination requirements which are substantially equivalent to the
5 requirements of this act for the issuance of a license and b. insofar as
6 the records of that authority are concerned: (1) has been engaged in
7 the clinical practice of veterinary medicine for three consecutive years
8 immediately prior to application and (2) is entitled to its
9 endorsement.]

10 (1) Holds a current license in good standing to practice veterinary
11 medicine, surgery and dentistry in another state, U.S. territory, or the
12 District of Columbia, which has education and examination
13 requirements which are substantially equivalent to the requirements of
14 R.S. 45:16-1 et seq. for the issuance of a license, or is a board
15 certified specialist in a clinical specialty approved by the board through
16 rules and regulations and recognized by the American Veterinary
17 Medical Association (AVMA); and

18 (2) Has passed the National Board Examination (NBE) and the
19 Clinical Competency Test (CCT) as prepared under the authority of
20 the National Board of Veterinary Medical Examiners (NBVME), or its
21 predecessor organization, the National Board Examination Committee
22 for Veterinary Medicine (NBEC), or the North American Veterinary
23 Licensing Examination (NAVLE) or any subsequent national licensing
24 examination prepared under the authority of the NBVME or the
25 American Association of Veterinary State Boards (AAVSB), or a
26 substantially equivalent examination, as approved or established by the
27 board, unless at the time the applicant became licensed in another
28 state, U.S. territory, or the District of Columbia, the NBE or CCT, or
29 subsequent examinations prepared under the authority of the NBVME,
30 were not required by this State, in which case the applicant need only
31 have passed whatever national licensing examinations were required
32 of entry level licensed veterinarians in this State at that time; and

33 (3) Has actively practiced clinical veterinary medicine, surgery and
34 dentistry at least three years of the five years preceding application.

35 b. Applicants who are not graduates of schools of veterinary
36 medicine, surgery and dentistry accredited by the American Veterinary
37 Medical Association (AVMA) shall possess a certificate issued by the
38 Education Commission for Foreign Veterinary Graduates (ECFVG),
39 or who are qualified under any other training program approved by the
40 board unless at the time these applicants became licensed in another
41 state, U.S. territory or the District of Columbia, the ECFVG
42 certificate was not required by this State.

43 c. Applicants who are not in good standing, as determined by the
44 board, may apply for licensure as provided in this section, but in order
45 to be so licensed shall provide to the satisfaction of the board that they
46 are qualified for licensure in New Jersey. In approving licensure

1 applications submitted in accordance with the provisions of this
2 subsection, the board may either place limits on an applicant's license
3 or establish conditions of probation prior to the issuance of a license,
4 or both.

5 No person shall seek licensure under this section sooner than three
6 years after failure to be licensed under any other section of P.L.1952,
7 c.198 (C.45:16-9.1 et al.).
8 (cf: P.L.1985, c.495, s.2)

9
10 4. Section 4 of P.L.1952, c.198 (C.45:16-9.4) is amended to read
11 as follows:

12 4. Every person licensed to practice veterinary medicine, surgery
13 and dentistry shall procure a certificate of registration which shall be
14 issued upon the payment of a fee determined by the board for a
15 [2 year] two-year period. A registrant [not residing and] not
16 practicing in this State may apply for an inactive registration and shall
17 pay a fee determined by the board. An inactive registrant shall not
18 practice veterinary medicine, surgery or dentistry in this State. The
19 secretary shall mail to each person licensed to practice veterinary
20 medicine, surgery and dentistry at least 30 days prior to the deadline
21 for registration a printed blank form to be properly filled in and
22 returned to [said] the secretary by such licensed person on or before
23 the deadline for registration, together with such fee. In addition to
24 information about the registrant, the board shall require each licensee
25 to provide the following information on the application or renewal
26 application form: the name, address and telephone number of each
27 veterinary facility in which the registrant will practice 500 or more
28 hours per year; the type of practice; the legal organization of the
29 practice and that entity's name, address and telephone number, if
30 different from the facility address and telephone number; and the name
31 of the principals for that entity. Upon the receipt of [said] the form
32 properly filled in, and such fee, the certificate of registration shall be
33 issued and transmitted.

34 A registrant applying for active license renewal shall complete not
35 less than 20 hours of continuing veterinary education, of a type
36 approved by the board, during each two-year license renewal period
37 to be eligible for relicensure. Prior to license renewal each licensee
38 shall submit to the board proof of completion of the required number
39 of hours of continuing education over the prior two-year period. The
40 board may, in its discretion, waive requirements for continuing
41 education for an individual for reasons of hardship, such as illness or
42 disability, retirement of the license or other good cause.

43 The failure on the part of the licensee to renew his certificate as
44 required shall not deprive such person of the right of renewal. The fee
45 to be paid if the certificate is renewed after the expiration date shall be
46 determined by the board. Notice to the licensee by mail on or before

1 the deadline for registration, addressed to his last post-office address
2 known to the board, informing him of his failure to have applied for a
3 renewal of his license certificate, shall constitute legal notification of
4 such delinquency by the board.

5 Applications for renewal of certificates shall be in writing to the
6 board, accompanied by the required fees. The license of any person
7 who fails to procure a renewal of certificate at the time and in the
8 manner required by this section shall be suspended by the board upon
9 notice. Any license so suspended shall be reinstated at any time upon
10 the payment of all past-due [annual] registration fees and an
11 additional reinstatement fee determined by the board. The board may
12 require that any applicant for registration who has ceased the practice
13 of veterinary medicine for a period in excess of [5] three years be
14 reexamined by the board and be required to complete additional
15 continuing education requirements as a prerequisite to relicensure by
16 the board. Any person whose license shall have been suspended for
17 such cause shall, during the period of such suspension, be regarded as
18 an unlicensed person and, in case he shall continue or engage in the
19 practice of veterinary medicine, surgery or dentistry during such
20 period, shall be liable to penalties pursuant to the provisions of
21 P.L.1978, c.73 (C.45:1-14 et seq.).

22 Every duly licensed person, before commencing the practice of
23 veterinary medicine, surgery and dentistry in this State, shall, within
24 30 days of the commencement of such practice, procure the certificate
25 of registration required in this act.

26 Every person practicing veterinary medicine, surgery and dentistry
27 in this State shall conspicuously display at all times his license and
28 registration certificate for the effective [2 year] two-year period in his
29 main office. Every person who practices veterinary medicine, surgery
30 and dentistry without having such certificate on display, as herein
31 required, shall be liable to a penalty pursuant to section 12 of
32 P.L.1978, c.73 (C.45:1-25).

33 [Every licensee holding an active registration certificate who may
34 practice at any place other than that address for which his active
35 registration certificate is issued, shall obtain from the Secretary a
36 duplicate certificate for a fee determined by the board, to be displayed
37 at the place of practice.]

38 Every practitioner of veterinary medicine, surgery and dentistry,
39 licensed under the provisions of [this chapter] R.S.45:16-1 et seq.,
40 shall report to the [said] board in writing any change in his place of
41 practice, whether same be his main office or branch office, within
42 30 days of such change.

43 (cf: P.L.1983, c.98, s.13)

44

45 5. Section 10 of P.L.1952, c.198 (C.45:16-9.7) is amended to read
46 as follows:

1 10. A [qualified licensed practitioner of the profession] veterinary
2 practice may employ for each licensed veterinarian in the practice as
3 [assistants] veterinarians not more than two qualified veterinary
4 graduates who have obtained a temporary permit; provided that the
5 [assistants] qualified veterinary graduates have met all the
6 requirements of the board as set forth in the practice act. An applicant
7 for such a temporary permit [must associate himself] shall be
8 associated with a [qualified] licensed veterinarian in the practice and
9 his labors shall be limited to the practice of the [qualified] licensed
10 veterinarian. Each [assistant] qualified veterinary graduate shall be
11 under the responsible supervision of a licensed practicing veterinarian.
12 Said applicant [must] shall present himself for examination at the
13 next scheduled examination of the board for which the applicant is
14 eligible. There shall be a fee determined by the board for the
15 aforementioned permit, which fee shall be applied toward the
16 examination fee, but shall be forfeited if the applicant fails to present
17 himself at the next scheduled examination for which the applicant is
18 eligible. If the applicant does not pass the examination, additional
19 permits may be issued but not to exceed [3] three in total.
20 Application for such permit shall be countersigned by the [registered]
21 licensed veterinarian with whom the candidate will be associated. A
22 candidate who has failed to appear for an examination or who has
23 failed an examination and who has subsequent thereto failed to renew
24 his permit is disqualified to practice the profession of veterinary
25 medicine, surgery, and dentistry.

26 A lawfully qualified veterinarian of another state who meets the
27 requirements of this State for [admission by examination] licensure
28 may take charge temporarily of the practice of a [lawfully qualified]
29 licensed veterinarian of this State during his absence from such
30 practice, not to exceed 90 days, unless renewed, upon written request
31 to the board for permission to do so and upon payment of a fee as
32 determined by the board. The board shall have the right to suspend or
33 revoke any [such] temporary permit for a violation of [this chapter]
34 R.S.45:16-1 et seq. by either the permittee or licensee-employer;
35 provided that before any such permit shall be suspended or revoked,
36 the accused person shall be afforded a hearing before the board [, as
37 provided in section 45:16-6 of this chapter].

38 A licensed practitioner may also use a veterinarian who is qualified
39 under the provisions of the American Veterinary Medical Association's
40 Education Commission for Foreign Veterinary Graduates or who is
41 qualified under any other training program approved by the board,
42 who shall have obtained a training certificate from the board for this
43 purpose. That person shall be under the [direct and immediate]
44 responsible supervision of the licensed practitioner.

45 (cf: P.L.1983, c.98, s.15)

SENATE COMMERCE COMMITTEE

STATEMENT TO

SENATE, No. 2049

STATE OF NEW JERSEY

DATED: MAY 15, 2003

The Senate Commerce Committee reports favorably Senate Bill No. 2049.

This bill amends the "veterinary practice law" by requiring an applicant seeking licensure as a licensed veterinarian in the State to have passed a national licensing examination as required by the State Board of Veterinary Medical Examiners. The bill also facilitates the process of licensing experienced out-of-state veterinarians who seek employment in New Jersey by specifying the criteria by which these veterinarians may become eligible to become licensed veterinarians in this State.

The bill permits a licensed veterinarian to apply for an inactive registration. During the period a person is an inactive registrant that individual is not permitted to practice veterinary medicine in this State.

A person applying for active license renewal shall complete not less than 20 hours of continuing veterinary education, of a type approved by the State Board of Veterinary Medical Examiners, during each two-year license renewal period to be eligible for relicensure. The board may, in its discretion, waive requirements for continuing education for an individual for reasons of hardship such as illness or disability, retirement of the license or other good cause.

The bill allows the board to waive all but the law portion of the examination and issue a license to any person who at the time of application holds a current license in good standing to practice veterinary medicine in another state with education and examination requirements which are substantially equivalent to the requirements of this State or is a board certified specialist in a clinical specialty approved by the board, has passed the National Board Examination and the Clinical Competency Test and has practiced three of the last five years. In addition, the bill provides criteria for licensing those applicants who are not graduates of schools of veterinary medicine accredited by the American Veterinary Medical Association and for those applicants who are not in good standing in their practice.

The board must require each licensee to provide the following information on the application or renewal application form: the name, address and telephone number of each veterinary facility in which the registrant will practice 500 or more hours per year; the type of practice; the legal organization of the practice and that entity's name,

address and telephone number, if different from the facility address and telephone number; and the name of the principals for that entity.

The bill provides that the board may require that any applicant for registration who has ceased the practice of veterinary medicine for a period in excess of three years, instead of the current five years, be reexamined by the board and be required to complete additional continuing education requirements as a prerequisite to relicensure by the board.