



**VETO MESSAGE:** Yes

**GOVERNOR'S PRESS RELEASE ON SIGNING:** No

**FOLLOWING WERE PRINTED:**

To check for circulating copies, contact New Jersey State Government Publications at the State Library (609) 278-2640 ext.103 or <mailto:refdesk@njstatelib.org>

**REPORTS:** No

**HEARINGS:** No

**NEWSPAPER ARTICLES:** No

LAW/KR

[First Reprint]

**SENATE, No. 515**

**STATE OF NEW JERSEY**  
**214th LEGISLATURE**

PRE-FILED FOR INTRODUCTION IN THE 2010 SESSION

**Sponsored by:**

**Senator LORETTA WEINBERG**

**District 37 (Bergen)**

**Senator JIM WHELAN**

**District 2 (Atlantic)**

**Assemblywoman VALERIE VAINIERI HUTTLE**

**District 37 (Bergen)**

**Assemblyman GORDON M. JOHNSON**

**District 37 (Bergen)**

**Assemblyman ALBERT COUTINHO**

**District 29 (Essex and Union)**

**Co-Sponsored by:**

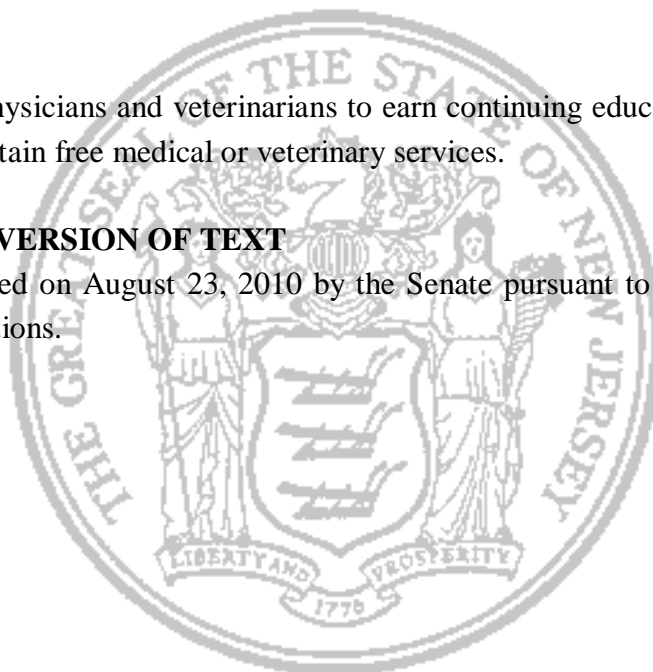
**Assemblywoman Oliver, Assemblymen Gusciora and Diegnan**

**SYNOPSIS**

Permits physicians and veterinarians to earn continuing education credits by providing certain free medical or veterinary services.

**CURRENT VERSION OF TEXT**

As amended on August 23, 2010 by the Senate pursuant to the Governor's recommendations.



**(Sponsorship Updated As Of: 5/21/2010)**

1 AN ACT concerning continuing education for physicians and  
2 veterinarians, amending P.L.2001, c.307 and P.L.1952, c.198 and  
3 supplementing chapter 16 of Title 45 of the Revised Statutes.

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

7  
8 1. Section 10 of P.L.2001, c.307 (C.45:9-7.1) is amended to  
9 read as follows:

10 10. a. **[The]** Except as provided in paragraph (2) of subsection  
11 d. of this section, the State Board of Medical Examiners shall  
12 require each person licensed as a physician, as a condition for  
13 biennial registration pursuant to section 1 of P.L.1971, c.236  
14 (C.45:9-6.1), or as a podiatrist, as a condition for biennial  
15 registration pursuant to R.S.45:5-9, to complete <sup>1</sup>**[100]** a requisite  
16 number of<sup>1</sup> credits of continuing medical education, all of which  
17 shall be in Category I or Category II as defined in subsection i. of  
18 this section.

19 b. The board shall:

20 (1) Establish standards for continuing medical education,  
21 including the subject matter and content of courses of study;

22 (2) Accredited education programs offering credit toward  
23 continuing medical education requirements or recognize national or  
24 State organizations that may accredit education programs;

25 (3) Allow satisfaction of continuing medical education  
26 requirements through equivalent educational programs, such as  
27 participation in accredited graduate medical education programs,  
28 examinations, papers, publications, scientific presentations,  
29 teaching and research appointments and scientific exhibits, and  
30 establish procedures for the issuance of credit upon satisfactory  
31 proof of attainment of these equivalent educational programs;

32 (4) Create an advisory committee to be comprised of at least  
33 five members, including representatives of the Medical Society of  
34 New Jersey, the Academy of Medicine of New Jersey, the New  
35 Jersey **[Osteopathic]** Association of Osteopathic Physicians and  
36 Surgeons, the New Jersey Podiatric Medical **[Association]** Society  
37 and such other professional societies and associations as the board  
38 may identify, to provide guidance to the board in discharging its  
39 responsibilities pursuant to this section; and

40 (5) **[Delineate]** Establish, through the promulgation of  
41 regulations, any specific courses or topics which, on the  
42 recommendation of the advisory committee created pursuant to

**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.

Matter enclosed in superscript numerals has been adopted as follows:

<sup>1</sup>Senate amendments adopted in accordance with Governor's recommendations August 23, 2010.

1 paragraph (4) of this subsection and in the discretion of the board,  
2 are to be required, and designate which are the core requirements  
3 for continuing medical education, including the number of required  
4 hours, subject matter and content of courses of study.

5 c. Each hour of an educational course or program shall be  
6 equivalent to one credit of continuing medical education.

7 d. (1) The board may, in its discretion, waive requirements for  
8 continuing medical education on an individual basis for reasons of  
9 hardship such as illness or disability, retirement of license, or other  
10 good cause. A waiver shall apply only to the current biennial  
11 renewal period at the time of board issuance.

12 (2) The board ~~'[shall] may'~~ offset up to 10 ~~'[of the required~~  
13 100 ] percent of the requisite number of ~~credits for continuing~~  
14 medical education biennially by the number of hours of volunteer  
15 medical services rendered by licensees, at the rate of one half of one  
16 credit of continuing medical education for each hour of volunteer  
17 medical service rendered, provided that such licensees shall be  
18 required to complete at least the core requirements established  
19 pursuant to paragraph (5) of subsection b. of this section. The  
20 board may reduce, in part, an application by a licensee to offset  
21 credits of continuing medical education pursuant to this paragraph  
22 if the board finds, in its discretion, that the applicant requires such  
23 continuing medical education in order to maintain or restore  
24 professional competence, or may deny all such applications if the  
25 board finds that continuing medical education above the core  
26 requirements is necessary because of developments in science or  
27 technology. The board may also, in its discretion, and for good  
28 cause, notify a licensee that the licensee is ineligible to offset  
29 credits of continuing medical education pursuant to this paragraph  
30 for any other reason established by regulation by the board.

31 e. The board shall not require completion of continuing medical  
32 education credits for any registration period commencing within 12  
33 months of the effective date of this section.

34 f. The board shall require completion of medical education  
35 credits on a pro-rated basis for any registration period commencing  
36 more than 12 months but less than 24 months from the effective  
37 date of this section.

38 g. The board shall require new licensees to successfully  
39 complete, within 24 months of becoming licensed, an orientation  
40 course, in those topics identified by the board through regulation,  
41 conducted by an organization recognized by the board.

42 h. The board shall not require a new licensee to complete  
43 required continuing medical education credits, other than the  
44 orientation course described in subsection g. of this section, for any  
45 registration period commencing within 12 months of the licensee's  
46 participation in and completion of an accredited graduate medical  
47 education program.

1 i. As used in this section<sup>[,]</sup> :

2 "Category I and Category II" means those categories of medical  
3 education courses recognized by the American Medical  
4 Association, the American Osteopathic Association, the American  
5 Podiatric Medical Association, the Accreditation Council for  
6 Continuing Medical Education or other comparable organizations  
7 recognized by the board ;

8 "Core requirements" means the continuing medical education  
9 determined by the board to be necessary to maintain currency in  
10 professional knowledge and skills in order to deliver competent care  
11 to patients; and

12 "Volunteer medical services" means medical care provided  
13 without charge to low-income patients for health care services for  
14 which the patient is not covered by any public or private third party  
15 payer, in accordance with such standards, procedures, requirements  
16 and limitations as are established by the board.

17 (cf: P.L.2001, c.307, s.10)

18

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

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

43 [A] Except as otherwise provided in section 3 of P.L. \_\_\_\_\_,  
44 c. (C. ) (pending before the Legislature as this bill), a registrant  
45 applying for active license renewal shall complete not less than  
46 '[20] the requisite number of' hours of continuing veterinary  
47 education 'as determined by the board', of a type approved by the

1 board, during each two-year license renewal period to be eligible  
2 for relicensure. Prior to license renewal each licensee shall submit  
3 to the board proof of completion of the required number of hours of  
4 continuing education over the prior two-year period. The board  
5 may, in its discretion, waive requirements for continuing education  
6 for an individual for reasons of hardship, such as illness or  
7 disability, retirement of the license or other good cause.

8 The failure on the part of the licensee to renew his certificate as  
9 required shall not deprive such person of the right of renewal. The  
10 fee to be paid if the certificate is renewed after the expiration date  
11 shall be determined by the board. Notice to the licensee by mail on  
12 or before the deadline for registration, addressed to his last post-  
13 office address known to the board, informing him of his failure to  
14 have applied for a renewal of his license certificate, shall constitute  
15 legal notification of such delinquency by the board.

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

33 Every duly licensed person, before commencing the practice of  
34 veterinary medicine, surgery and dentistry in this State, shall,  
35 within 30 days of the commencement of such practice, procure the  
36 certificate of registration required in this act.

37 Every person practicing veterinary medicine, surgery and  
38 dentistry in this State shall conspicuously display at all times his  
39 license and registration certificate for the effective two-year period  
40 in his main office. Every person who practices veterinary medicine,  
41 surgery and dentistry without having such certificate on display, as  
42 herein required, shall be liable to a penalty pursuant to section 12 of  
43 P.L.1978, c.73 (C.45:1-25).

44 Every practitioner of veterinary medicine, surgery and dentistry,  
45 licensed under the provisions of R.S.45:16-1 et seq., shall report to  
46 the board in writing any change in his place of practice, whether

1 same be his main office or branch office, within 30 days of such  
2 change.

3 (cf: P.L.2003, c.227, s.4)

4  
5 3. (New section) a. The State Board of Veterinary Medical  
6 Examiners shall establish, through the promulgation of regulations,  
7 any specific courses or topics which are to be required for  
8 continuing veterinary education, and designate which are the core  
9 requirements for continuing veterinary education, including the  
10 number of required hours, subject matter and content of courses of  
11 study.

12 For purposes of this section, “core requirements” means the  
13 continuing veterinary education determined by the board to be  
14 necessary to maintain currency in professional knowledge and skills  
15 in order to deliver competent veterinary care.

16 b. The board <sup>1</sup>~~shall~~ may<sup>1</sup> offset up to 10 <sup>1</sup>~~of the not less than~~  
17 20 credits for percent of the requisite number of hours of<sup>1</sup>  
18 continuing veterinary education required pursuant to section 4 of  
19 P.L.1952, c.198 (C.45:16-9.4) by the number of <sup>1</sup>~~spaying or~~  
20 ~~neutering services provided by a veterinarian in accordance with~~  
21 ~~subsection c. of this section, at the rate of one hour of continuing~~  
22 ~~veterinary education credits for every two spayed cats or dogs, or a~~  
23 ~~combination thereof, and one hour of continuing veterinary~~  
24 ~~education credits for every four neutered cats or dogs, or a~~  
25 ~~combination thereof,] volunteer veterinary services rendered by~~  
26 licensees, at a rate of one half of one hour of continuing veterinary  
27 education for each hour of volunteer veterinary services,<sup>1</sup> provided  
28 that a veterinarian shall be required to complete at least the core  
29 requirements established pursuant to subsection a. of this section.  
30 <sup>1</sup>In addition, the board may adopt a formula providing a minimum  
31 number of spaying or neutering procedures that shall be deemed the  
32 equivalent of one hour of continuing veterinary education.<sup>1</sup>

33 The board may reduce, in part, an application by a licensee to  
34 offset credits of continuing veterinary education pursuant to this  
35 subsection if the board finds, in its discretion, that the applicant  
36 requires continuing veterinary education in order to maintain or  
37 restore professional competence, or may deny all applications if the  
38 board finds that continuing veterinary education above the core  
39 requirements is necessary because of developments in science or  
40 technology.

41 The board may also, in its discretion and for good cause, notify a  
42 veterinarian that the veterinarian is ineligible to offset credits of  
43 continuing veterinary education pursuant to this subsection for any  
44 other reason established by regulation by the board.

45 c. <sup>1</sup>~~A veterinarian shall be eligible to offset up to 10 of the~~  
46 ~~required 20 or more credits for continuing veterinary education for~~  
47 ~~rendering spaying or neutering services free of charge, without~~



1 receiving compensation from any source for the rendering of such  
2 services,] As used in this section, "volunteer veterinary services"  
3 means veterinary care provided without charge<sup>1</sup> to:

4 (1) a person eligible for, and participating in, at least one of the  
5 programs enumerated in section 3 of P.L.1983, c.172 (C.4:19A-2);  
6 or

7 (2) a <sup>1</sup>[municipality or a nonprofit group or organization that is  
8 operating a program of trapping, spaying or neutering feral or stray  
9 cats, and releasing the spayed or neutered feral or stray cats] shelter  
10 or pound licensed by the Department of Health and Senior Services  
11 or a municipally approved managed cat colony<sup>1</sup>, provided that the  
12 municipality or nonprofit group or organization <sup>1</sup>managing the cat  
13 colony<sup>1</sup> has attested in writing to the veterinarian that the cat to be  
14 spayed or neutered <sup>1</sup>or otherwise treated<sup>1</sup> by the veterinarian is feral  
15 or stray with no known owner.

16

17 4. The State Board of Medical Examiners, pursuant to the  
18 "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1 et  
19 seq.), may adopt rules and regulations necessary to effectuate the  
20 purposes of this act.

21

22 5. The State Board of Veterinary Medical Examiners, pursuant  
23 to the "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-  
24 1 et seq.), may adopt rules and regulations necessary to effectuate  
25 the purposes of this act.

26

27 6. This act shall take effect on the 180th day after the  
28 enactment of this act, but the State Board of Medical Examiners and  
29 the State Board of Veterinary Medical Examiners may take such  
30 anticipatory administrative action in advance as shall be necessary  
31 for the implementation of the act.

# SENATE, No. 515

## STATE OF NEW JERSEY 214th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2010 SESSION

**Sponsored by:**

**Senator LORETTA WEINBERG**

**District 37 (Bergen)**

**Senator JIM WHELAN**

**District 2 (Atlantic)**

**SYNOPSIS**

Permits physicians and veterinarians to earn continuing education credits by providing certain free medical or veterinary services.

**CURRENT VERSION OF TEXT**

Introduced Pending Technical Review by Legislative Counsel



1 AN ACT concerning continuing education for physicians and  
2 veterinarians, amending P.L.2001, c.307 and P.L.1952, c.198 and  
3 supplementing chapter 16 of Title 45 of the Revised Statutes.

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

7  
8 1. Section 10 of P.L.2001, c.307 (C.45:9-7.1) is amended to  
9 read as follows:

10 10. a. **[The]** Except as provided in paragraph (2) of subsection  
11 d. of this section, the State Board of Medical Examiners shall  
12 require each person licensed as a physician, as a condition for  
13 biennial registration pursuant to section 1 of P.L.1971, c.236  
14 (C.45:9-6.1), or as a podiatrist, as a condition for biennial  
15 registration pursuant to R.S.45:5-9, to complete 100 credits of  
16 continuing medical education, all of which shall be in Category I or  
17 Category II as defined in subsection i. of this section.

18 b. The board shall:

19 (1) Establish standards for continuing medical education,  
20 including the subject matter and content of courses of study;

21 (2) Accredite education programs offering credit toward  
22 continuing medical education requirements or recognize national or  
23 State organizations that may accredit education programs;

24 (3) Allow satisfaction of continuing medical education  
25 requirements through equivalent educational programs, such as  
26 participation in accredited graduate medical education programs,  
27 examinations, papers, publications, scientific presentations,  
28 teaching and research appointments and scientific exhibits, and  
29 establish procedures for the issuance of credit upon satisfactory  
30 proof of attainment of these equivalent educational programs;

31 (4) Create an advisory committee to be comprised of at least  
32 five members, including representatives of the Medical Society of  
33 New Jersey, the Academy of Medicine of New Jersey, the New  
34 Jersey **[Osteopathic]** Association of Osteopathic Physicians and  
35 Surgeons, the New Jersey Podiatric Medical **[Association]** Society  
36 and such other professional societies and associations as the board  
37 may identify, to provide guidance to the board in discharging its  
38 responsibilities pursuant to this section; and

39 (5) **[Delineate]** Establish, through the promulgation of  
40 regulations, any specific courses or topics which, on the  
41 recommendation of the advisory committee created pursuant to  
42 paragraph (4) of this subsection and in the discretion of the board,  
43 are to be required , and designate which are the core requirements  
44 for continuing medical education, including the number of required

**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 hours, subject matter and content of courses of study.

2 c. Each hour of an educational course or program shall be  
3 equivalent to one credit of continuing medical education.

4 d. (1) The board may, in its discretion, waive requirements for  
5 continuing medical education on an individual basis for reasons of  
6 hardship such as illness or disability, retirement of license, or other  
7 good cause. A waiver shall apply only to the current biennial  
8 renewal period at the time of board issuance.

9 (2) The board shall offset up to 10 of the required 100 credits  
10 for continuing medical education biennially by the number of hours  
11 of volunteer medical services rendered by licensees, at the rate of  
12 one half of one credit of continuing medical education for each hour  
13 of volunteer medical service rendered, provided that such licensees  
14 shall be required to complete at least the core requirements  
15 established pursuant to paragraph (5) of subsection b. of this  
16 section. The board may reduce, in part, an application by a licensee  
17 to offset credits of continuing medical education pursuant to this  
18 paragraph if the board finds, in its discretion, that the applicant  
19 requires such continuing medical education in order to maintain or  
20 restore professional competence, or may deny all such applications  
21 if the board finds that continuing medical education above the core  
22 requirements is necessary because of developments in science or  
23 technology. The board may also, in its discretion, and for good  
24 cause, notify a licensee that the licensee is ineligible to offset  
25 credits of continuing medical education pursuant to this paragraph  
26 for any other reason established by regulation by the board.

27 e. The board shall not require completion of continuing  
28 medical education credits for any registration period commencing  
29 within 12 months of the effective date of this section.

30 f. The board shall require completion of medical education  
31 credits on a pro-rated basis for any registration period commencing  
32 more than 12 months but less than 24 months from the effective  
33 date of this section.

34 g. The board shall require new licensees to successfully  
35 complete, within 24 months of becoming licensed, an orientation  
36 course, in those topics identified by the board through regulation,  
37 conducted by an organization recognized by the board.

38 h. The board shall not require a new licensee to complete  
39 required continuing medical education credits, other than the  
40 orientation course described in subsection g. of this section, for any  
41 registration period commencing within 12 months of the licensee's  
42 participation in and completion of an accredited graduate medical  
43 education program.

44 i. As used in this section~~[, ]~~ :

45 "Category I and Category II" means those categories of medical  
46 education courses recognized by the American Medical  
47 Association, the American Osteopathic Association, the American

1 Podiatric Medical Association, the Accreditation Council for  
2 Continuing Medical Education or other comparable organizations  
3 recognized by the board ;

4 “Core requirements” means the continuing medical education  
5 determined by the board to be necessary to maintain currency in  
6 professional knowledge and skills in order to deliver competent care  
7 to patients; and

8 “Volunteer medical services” means medical care provided  
9 without charge to low-income patients for health care services for  
10 which the patient is not covered by any public or private third party  
11 payer, in accordance with such standards, procedures, requirements  
12 and limitations as are established by the board.

13 (cf: P.L.2001, c.307, s.10)

14

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

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

39 [A] Except as otherwise provided in section 3 of P.L. \_\_\_\_\_, c.  
40 (C. \_\_\_\_\_) (pending before the Legislature as this bill), a registrant  
41 applying for active license renewal shall complete not less than 20  
42 hours of continuing veterinary education, of a type approved by the  
43 board, during each two-year license renewal period to be eligible  
44 for relicensure. Prior to license renewal each licensee shall submit  
45 to the board proof of completion of the required number of hours of  
46 continuing education over the prior two-year period. The board  
47 may, in its discretion, waive requirements for continuing education

1 for an individual for reasons of hardship, such as illness or  
2 disability, retirement of the license or other good cause.

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

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

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

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

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

44 (cf: P.L.2003, c.227, s.4)

45

46 3. (New section) a. The State Board of Veterinary Medical  
47 Examiners shall establish, through the promulgation of regulations,

1 any specific courses or topics which are to be required for  
2 continuing veterinary education, and designate which are the core  
3 requirements for continuing veterinary education, including the  
4 number of required hours, subject matter and content of courses of  
5 study.

6 For purposes of this section, “core requirements” means the  
7 continuing veterinary education determined by the board to be  
8 necessary to maintain currency in professional knowledge and skills  
9 in order to deliver competent veterinary care.

10 b. The board shall offset up to 10 of the not less than 20 credits  
11 for continuing veterinary education required pursuant to section 4  
12 of P.L.1952, c.198 (C.45:16-9.4) by the number of spaying or  
13 neutering services provided by a veterinarian in accordance with  
14 subsection c. of this section, at the rate of one hour of continuing  
15 veterinary education credits for every two spayed cats or dogs, or a  
16 combination thereof, and one hour of continuing veterinary  
17 education credits for every four neutered cats or dogs, or a  
18 combination thereof, provided that a veterinarian shall be required  
19 to complete at least the core requirements established pursuant to  
20 subsection a. of this section.

21 The board may reduce, in part, an application by a licensee to  
22 offset credits of continuing veterinary education pursuant to this  
23 subsection if the board finds, in its discretion, that the applicant  
24 requires continuing veterinary education in order to maintain or  
25 restore professional competence, or may deny all applications if the  
26 board finds that continuing veterinary education above the core  
27 requirements is necessary because of developments in science or  
28 technology.

29 The board may also, in its discretion and for good cause, notify a  
30 veterinarian that the veterinarian is ineligible to offset credits of  
31 continuing veterinary education pursuant to this subsection for any  
32 other reason established by regulation by the board.

33 c. A veterinarian shall be eligible to offset up to 10 of the  
34 required 20 or more credits for continuing veterinary education for  
35 rendering spaying or neutering services free of charge, without  
36 receiving compensation from any source for the rendering of such  
37 services, to:

38 (1) a person eligible for, and participating in, at least one of the  
39 programs enumerated in section 3 of P.L.1983, c.172 (C.4:19A-2);  
40 or

41 (2) a municipality or a nonprofit group or organization that is  
42 operating a program of trapping, spaying or neutering feral or stray  
43 cats, and releasing the spayed or neutered feral or stray cats,  
44 provided that the municipality or nonprofit group or organization  
45 has attested in writing to the veterinarian that the cat to be spayed or  
46 neutered by the veterinarian is feral or stray with no known owner.





**S515 WEINBERG, WHELAN**

8

1 (1) a person eligible for, and participating in, at least one of the  
2 assistance programs enumerated in section 3 of P.L.1983, c.172  
3 (C.4:19A-2); or

4 (2) a municipality or a nonprofit group or organization that is  
5 operating a program of trapping, spaying or neutering feral or stray  
6 cats, and releasing the spayed or neutered feral or stray cats,  
7 provided that the municipality or nonprofit group or organization  
8 has attested in writing to the veterinarian that the cat to be spayed or  
9 neutered by the veterinarian is feral or stray with no known owner.

10 The bill also requires the State Board of Medical Examiners and  
11 the State Board of Veterinary Medical Examiners to establish any  
12 specific courses or topics which are to be required for continuing  
13 medical or veterinary education, as appropriate, and designate  
14 which are the core requirements for continuing medical education  
15 and veterinary education, as appropriate, including the number of  
16 required hours, subject matter and content of courses of study.

# SENATE COMMERCE COMMITTEE

## STATEMENT TO

### SENATE, No. 515

# STATE OF NEW JERSEY

DATED: FEBRUARY 4, 2010

The Senate Commerce Committee reports favorably Senate Bill No. 515.

This bill requires the State Board of Medical Examiners to offset up to 10 of the required 100 credits required biennially for continuing medical education by the number of hours of volunteer medical services rendered by the licensee, at the rate of one half of one credit of continuing medical education for each hour of volunteer medical service rendered.

The bill defines “volunteer medical services” as medical care provided without charge to low-income patients for health care services for which the patient is not covered by any public or private third party payer, in accordance with such standards, procedures, requirements and limitations as are established by the board.

The bill further provides that the State Board of Veterinary Medical Examiners shall offset up to 10 of the 20 or more credits for continuing veterinary education required biennially pursuant to section 4 of P.L.1952, c.198 (C.45:16-9.4) by the number of spaying or neutering services provided by the veterinarian at the rate of one hour of continuing veterinary education credits for every two spayed dogs or cats, or a combination thereof, and one hour of continuing veterinary education credits for every four neutered dogs or cats, or a combination thereof.

A veterinarian shall only be eligible to offset up to 10 of the 20 or more required credits for continuing veterinary education for rendering spaying or neutering services free of charge, without receiving compensation from any source for the rendering of such services, if those services are provided to:

(1) a person eligible for, and participating in, at least one of the assistance programs enumerated in section 3 of P.L.1983, c.172 (C.4:19A-2); or

(2) a municipality or a nonprofit group or organization that is operating a program of trapping, spaying or neutering feral or stray cats, and releasing the spayed or neutered feral or stray cats, provided that the municipality or nonprofit group or organization has attested in

writing to the veterinarian that the cat to be spayed or neutered by the veterinarian is feral or stray with no known owner.

The bill also requires that the State Board of Medical Examiners and the State Board of Veterinary Medical Examiners establish any specific courses or topics which are to be required for continuing medical or veterinary education, as appropriate, and designate which of these are “core requirements” that are not subject to any offsetting as otherwise provided by the bill.

This bill was pre-filed for introduction in the 2010-2011 session pending technical review. As reported, the bill includes the changes required by technical review, which has been performed.

# ASSEMBLY REGULATED PROFESSIONS COMMITTEE

## STATEMENT TO

### SENATE, No. 515

# STATE OF NEW JERSEY

DATED: MAY 6, 2010

The Assembly Regulated Professions Committee reports favorably Senate Bill No. 515.

This bill requires the State Board of Medical Examiners to offset up to 10 of the required 100 credits required biennially for continuing medical education by the number of hours of volunteer medical services rendered by the licensee, at the rate of one half of one credit of continuing medical education for each hour of volunteer medical service rendered.

The bill defines “volunteer medical services” as medical care provided without charge to low-income patients for health care services for which the patient is not covered by any public or private third party payer, in accordance with such standards, procedures, requirements and limitations as are established by the board.

The bill further provides that the State Board of Veterinary Medical Examiners shall offset up to 10 of the 20 or more credits for continuing veterinary education required pursuant to section 4 of P.L.1952, c.198 (C.45:16-9.4) by the number of spaying or neutering services provided by the veterinarian at the rate of one hour of continuing veterinary education credits for every two spayed dogs or cats, or a combination thereof, and one hour of continuing veterinary education credits for every four neutered dogs or cats, or a combination thereof, provided that the veterinarian complete at least the core requirements for continuing veterinary education.

A veterinarian shall only be eligible to offset up to 10 of the 20 or more required credits for continuing veterinary education for rendering spaying or neutering services free of charge, without receiving compensation from any source for the rendering of such services, if those services are provided to:

(1) a person eligible for, and participating in, at least one of the assistance programs enumerated in section 3 of P.L.1983, c.172 (C.4:19A-2); or

(2) a municipality or a nonprofit group or organization that is operating a program of trapping, spaying or neutering feral or stray cats, and releasing the spayed or neutered feral or stray cats, provided that the municipality or nonprofit group or organization has attested in writing to the veterinarian that the cat to be spayed or neutered by the veterinarian is feral or stray with no known owner.

The bill also requires the State Board of Medical Examiners and the State Board of Veterinary Medical Examiners to establish any specific courses or topics which are to be required for continuing medical or veterinary education, as appropriate, and designate which are the core requirements for continuing medical education and veterinary education, as appropriate, including the number of required hours, subject matter and content of courses of study.

This bill is identical to Assembly Bill No. 928, also reported by the committee today.

# SENATE, No. 515

## STATE OF NEW JERSEY 214th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2010 SESSION

**Sponsored by:**

**Senator LORETTA WEINBERG**

**District 37 (Bergen)**

**Senator JIM WHELAN**

**District 2 (Atlantic)**

**Assemblywoman VALERIE VAINIERI HUTTLE**

**District 37 (Bergen)**

**Assemblyman GORDON M. JOHNSON**

**District 37 (Bergen)**

**Assemblyman ALBERT COUTINHO**

**District 29 (Essex and Union)**

**Co-Sponsored by:**

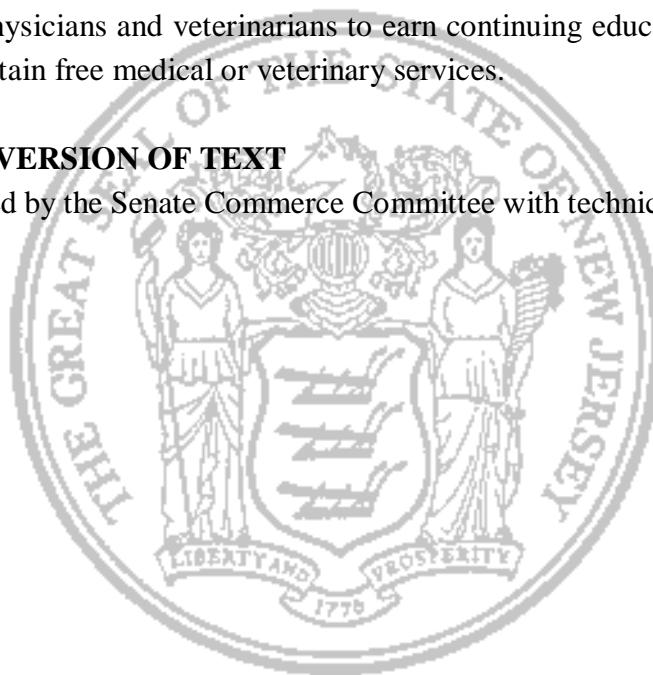
**Assemblywoman Oliver, Assemblymen Gusciora and Diegnan**

**SYNOPSIS**

Permits physicians and veterinarians to earn continuing education credits by providing certain free medical or veterinary services.

**CURRENT VERSION OF TEXT**

As reported by the Senate Commerce Committee with technical review.



**(Sponsorship Updated As Of: 5/21/2010)**

1 AN ACT concerning continuing education for physicians and  
2 veterinarians, amending P.L.2001, c.307 and P.L.1952, c.198 and  
3 supplementing chapter 16 of Title 45 of the Revised Statutes.

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

7  
8 1. Section 10 of P.L.2001, c.307 (C.45:9-7.1) is amended to  
9 read as follows:

10 10. a. **[The]** Except as provided in paragraph (2) of subsection  
11 d. of this section, the State Board of Medical Examiners shall  
12 require each person licensed as a physician, as a condition for  
13 biennial registration pursuant to section 1 of P.L.1971, c.236  
14 (C.45:9-6.1), or as a podiatrist, as a condition for biennial  
15 registration pursuant to R.S.45:5-9, to complete 100 credits of  
16 continuing medical education, all of which shall be in Category I or  
17 Category II as defined in subsection i. of this section.

18 b. The board shall:

19 (1) Establish standards for continuing medical education,  
20 including the subject matter and content of courses of study;

21 (2) Accredite education programs offering credit toward  
22 continuing medical education requirements or recognize national or  
23 State organizations that may accredit education programs;

24 (3) Allow satisfaction of continuing medical education  
25 requirements through equivalent educational programs, such as  
26 participation in accredited graduate medical education programs,  
27 examinations, papers, publications, scientific presentations,  
28 teaching and research appointments and scientific exhibits, and  
29 establish procedures for the issuance of credit upon satisfactory  
30 proof of attainment of these equivalent educational programs;

31 (4) Create an advisory committee to be comprised of at least  
32 five members, including representatives of the Medical Society of  
33 New Jersey, the Academy of Medicine of New Jersey, the New  
34 Jersey **[Osteopathic]** Association of Osteopathic Physicians and  
35 Surgeons, the New Jersey Podiatric Medical **[Association]** Society  
36 and such other professional societies and associations as the board  
37 may identify, to provide guidance to the board in discharging its  
38 responsibilities pursuant to this section; and

39 (5) **[Delineate]** Establish, through the promulgation of  
40 regulations, any specific courses or topics which, on the  
41 recommendation of the advisory committee created pursuant to  
42 paragraph (4) of this subsection and in the discretion of the board,  
43 are to be required , and designate which are the core requirements  
44 for continuing medical education, including the number of required

**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 hours, subject matter and content of courses of study.

2 c. Each hour of an educational course or program shall be  
3 equivalent to one credit of continuing medical education.

4 d. (1) The board may, in its discretion, waive requirements for  
5 continuing medical education on an individual basis for reasons of  
6 hardship such as illness or disability, retirement of license, or other  
7 good cause. A waiver shall apply only to the current biennial  
8 renewal period at the time of board issuance.

9 (2) The board shall offset up to 10 of the required 100 credits  
10 for continuing medical education biennially by the number of hours  
11 of volunteer medical services rendered by licensees, at the rate of  
12 one half of one credit of continuing medical education for each hour  
13 of volunteer medical service rendered, provided that such licensees  
14 shall be required to complete at least the core requirements  
15 established pursuant to paragraph (5) of subsection b. of this  
16 section. The board may reduce, in part, an application by a licensee  
17 to offset credits of continuing medical education pursuant to this  
18 paragraph if the board finds, in its discretion, that the applicant  
19 requires such continuing medical education in order to maintain or  
20 restore professional competence, or may deny all such applications  
21 if the board finds that continuing medical education above the core  
22 requirements is necessary because of developments in science or  
23 technology. The board may also, in its discretion, and for good  
24 cause, notify a licensee that the licensee is ineligible to offset  
25 credits of continuing medical education pursuant to this paragraph  
26 for any other reason established by regulation by the board.

27 e. The board shall not require completion of continuing  
28 medical education credits for any registration period commencing  
29 within 12 months of the effective date of this section.

30 f. The board shall require completion of medical education  
31 credits on a pro-rated basis for any registration period commencing  
32 more than 12 months but less than 24 months from the effective  
33 date of this section.

34 g. The board shall require new licensees to successfully  
35 complete, within 24 months of becoming licensed, an orientation  
36 course, in those topics identified by the board through regulation,  
37 conducted by an organization recognized by the board.

38 h. The board shall not require a new licensee to complete  
39 required continuing medical education credits, other than the  
40 orientation course described in subsection g. of this section, for any  
41 registration period commencing within 12 months of the licensee's  
42 participation in and completion of an accredited graduate medical  
43 education program.

44 i. As used in this section~~[, ]~~ :

45 "Category I and Category II" means those categories of medical  
46 education courses recognized by the American Medical  
47 Association, the American Osteopathic Association, the American



1 Podiatric Medical Association, the Accreditation Council for  
2 Continuing Medical Education or other comparable organizations  
3 recognized by the board ;

4 “Core requirements” means the continuing medical education  
5 determined by the board to be necessary to maintain currency in  
6 professional knowledge and skills in order to deliver competent care  
7 to patients; and

8 “Volunteer medical services” means medical care provided  
9 without charge to low-income patients for health care services for  
10 which the patient is not covered by any public or private third party  
11 payer, in accordance with such standards, procedures, requirements  
12 and limitations as are established by the board.

13 (cf: P.L.2001, c.307, s.10)

14

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

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

39 **[A]** Except as otherwise provided in section 3 of P.L.  
40 c. (C. ) (pending before the Legislature as this bill), a registrant  
41 applying for active license renewal shall complete not less than 20  
42 hours of continuing veterinary education, of a type approved by the  
43 board, during each two-year license renewal period to be eligible  
44 for relicensure. Prior to license renewal each licensee shall submit  
45 to the board proof of completion of the required number of hours of  
46 continuing education over the prior two-year period. The board  
47 may, in its discretion, waive requirements for continuing education

1 for an individual for reasons of hardship, such as illness or  
2 disability, retirement of the license or other good cause.

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

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

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

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

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

44 (cf: P.L.2003, c.227, s.4)

45

46 3. (New section) a. The State Board of Veterinary Medical  
47 Examiners shall establish, through the promulgation of regulations,

1 any specific courses or topics which are to be required for  
2 continuing veterinary education, and designate which are the core  
3 requirements for continuing veterinary education, including the  
4 number of required hours, subject matter and content of courses of  
5 study.

6 For purposes of this section, “core requirements” means the  
7 continuing veterinary education determined by the board to be  
8 necessary to maintain currency in professional knowledge and skills  
9 in order to deliver competent veterinary care.

10 b. The board shall offset up to 10 of the not less than 20 credits  
11 for continuing veterinary education required pursuant to section 4  
12 of P.L.1952, c.198 (C.45:16-9.4) by the number of spaying or  
13 neutering services provided by a veterinarian in accordance with  
14 subsection c. of this section, at the rate of one hour of continuing  
15 veterinary education credits for every two spayed cats or dogs, or a  
16 combination thereof, and one hour of continuing veterinary  
17 education credits for every four neutered cats or dogs, or a  
18 combination thereof, provided that a veterinarian shall be required  
19 to complete at least the core requirements established pursuant to  
20 subsection a. of this section.

21 The board may reduce, in part, an application by a licensee to  
22 offset credits of continuing veterinary education pursuant to this  
23 subsection if the board finds, in its discretion, that the applicant  
24 requires continuing veterinary education in order to maintain or  
25 restore professional competence, or may deny all applications if the  
26 board finds that continuing veterinary education above the core  
27 requirements is necessary because of developments in science or  
28 technology.

29 The board may also, in its discretion and for good cause, notify a  
30 veterinarian that the veterinarian is ineligible to offset credits of  
31 continuing veterinary education pursuant to this subsection for any  
32 other reason established by regulation by the board.

33 c. A veterinarian shall be eligible to offset up to 10 of the  
34 required 20 or more credits for continuing veterinary education for  
35 rendering spaying or neutering services free of charge, without  
36 receiving compensation from any source for the rendering of such  
37 services, to:

38 (1) a person eligible for, and participating in, at least one of the  
39 programs enumerated in section 3 of P.L.1983, c.172 (C.4:19A-2);  
40 or

41 (2) a municipality or a nonprofit group or organization that is  
42 operating a program of trapping, spaying or neutering feral or stray  
43 cats, and releasing the spayed or neutered feral or stray cats,  
44 provided that the municipality or nonprofit group or organization  
45 has attested in writing to the veterinarian that the cat to be spayed or  
46 neutered by the veterinarian is feral or stray with no known owner.

**S515 WEINBERG, WHELAN**

7

1       4. The State Board of Medical Examiners, pursuant to the  
2 "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1 et  
3 seq.), may adopt rules and regulations necessary to effectuate the  
4 purposes of this act.

5

6       5. The State Board of Veterinary Medical Examiners, pursuant  
7 to the "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-  
8 1 et seq.), may adopt rules and regulations necessary to effectuate  
9 the purposes of this act.

10

11       6. This act shall take effect on the 180th day after the  
12 enactment of this act, but the State Board of Medical Examiners and  
13 the State Board of Veterinary Medical Examiners may take such  
14 anticipatory administrative action in advance as shall be necessary  
15 for the implementation of the act.

**SENATE BILL NO. 515**

To the Senate:

Pursuant to Article V, Section I, Paragraph 14 of the New Jersey Constitution, I am returning Senate Bill No. 515 with my recommendations for reconsideration.

This bill concerns continuing education requirements for physicians and veterinarians and would require the appropriate licensing board to accept volunteer services provided by a licensee in lieu of completion of a portion of the continuing education requirement.

While I commend the sponsors for the salutary goal of encouraging physicians and veterinarians to volunteer their services during this difficult economic time when many are unable to afford medical care for themselves or their animals, I am concerned that the fundamental purpose of continuing education is not necessarily served by provision of volunteer services.

I am also concerned that the bill imposes substantially different standards for physicians and veterinarians for the substitution of volunteer service for continuing education requirements. The bill would require the State Board of Medical Examiners to waive 10% of the 100 continuing education credits currently required by law for physicians while at the same time requiring the State Board of Veterinary Medical Examiners to waive 50% of the required 20 continuing education hours for veterinarians. Further, the bill would authorize physicians to offer a range of volunteer medical services while limiting veterinarians to a small number of procedures, namely the spaying and neutering of cats and dogs.

Despite my concern that the goals of continuing education are not necessarily advanced by volunteer services, I recognize that in these particularly challenging times there is a need to encourage volunteer service in these fields to ensure the health and wellbeing of our citizens and their animals.

Therefore, I recommend that these two licensing boards be given the discretion to determine an appropriate level of required continuing education and the authority to allow volunteer services to offset up to 10% of that continuing education requirement. Further, I recommend that veterinarians not be limited to providing only spaying and neutering procedures as volunteer services and that the provision of services be limited to those in need, to shelters and pounds licensed by the Department of Health and Senior Services or to municipally approved managed cat colonies, to ensure there is appropriate housing and medical care for the animals being treated.

Accordingly, I herewith return Senate Bill No. 515 and recommend that it be amended as follows:

<u>Page 2, Section 1, Line 15:</u>	Delete "100" and insert "a requisite number of"
<u>Page 3, Section 1, Line 9:</u>	Delete "shall" and insert "may"
<u>Page 3, Section 1, Line 9:</u>	Delete "of the required 100" and insert "percent of the requisite number of"
<u>Page 4, Section 2, Line 41:</u>	Delete "20" and insert "the requisite number of"
<u>Page 4, Section 2, Line 42:</u>	After "education" insert "as determined by the board"
<u>Page 6, Section 3, Line 10:</u>	Delete "shall" and insert "may"
<u>Page 6, Section 3, Line 10:</u>	Delete "of the not less than 20 credits"
<u>Page 6, Section 3, Line 11:</u>	Delete "for" and insert "percent of the"

requisite number of  
hours of"

Page 6, Section 3, Line 12:

Delete "spaying or"

Page 6, Section 3, Lines 13-18:

Delete "neutering services provided by a veterinarian in accordance with subsection c. of this section, at the rate of one hour of continuing veterinary education credits for every two spayed cats or dogs, or a combination thereof, and one hour of continuing veterinary education credits for every four neutered cats or dogs, or a combination thereof," and insert "volunteer veterinary services rendered by licensees, at a rate of one half of one hour of continuing veterinary education for each hour of volunteer veterinary services,"

Page 6, Section 3, Line 20:

After "section." insert "In addition, the board may adopt a formula providing that a minimum number of spaying or neutering procedures that shall be deemed the equivalent of one hour of continuing veterinary education."

Page 6, Section 3, Lines 33-37:

Delete "c. A veterinarian shall be eligible to offset up to 10 of the required 20 or more credits for continuing veterinary education for rendering spaying or neutering services free of charge, without receiving compensation from any source for the rendering of such services," and insert "As used in this section "volunteer veterinary services means veterinary care provided without charge"

Page 6, Section 3, Line 41:

After "(2) a" delete "municipality or nonprofit group or organization that is" then insert "shelter or pound licensed by the

Department of Health and Senior Services"

Page 6, Section 3, Lines 42-43:

Delete "operating a program of trapping, spaying or neutering feral or stray cats, and releasing the spayed or neutered feral or stray cats," insert "or a municipally approved managed cat colony,"

Page 6, Section 3, Lines 44:

After "organization" insert "managing the cat colony"

Page 6, Section 3, Lines 46:

After "neutered" insert "or otherwise treated"

Respectfully,

/s/ Chris Christie

Governor

[seal]

Attest:

/s/ Jeffrey S. Chiesa

Chief Counsel to the Governor



# ASSEMBLY, No. 928

## STATE OF NEW JERSEY 214th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2010 SESSION

**Sponsored by:**

**Assemblywoman VALERIE VAINIERI HUTTLE**

**District 37 (Bergen)**

**Assemblyman GORDON M. JOHNSON**

**District 37 (Bergen)**

**Assemblyman ALBERT COUTINHO**

**District 29 (Essex and Union)**

**Co-Sponsored by:**

**Assemblywoman Oliver, Assemblymen Gusciora and Diegnan**

**SYNOPSIS**

Permits physicians and veterinarians to earn continuing education credits by providing certain free medical or veterinary services.

**CURRENT VERSION OF TEXT**

Introduced Pending Technical Review by Legislative Counsel



1 AN ACT concerning continuing education for physicians and  
2 veterinarians, amending P.L.2001, c.307 and P.L.1952, c.198 and  
3 supplementing chapter 16 of Title 45 of the Revised Statutes.

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

7  
8 1. Section 10 of P.L.2001, c.307 (C.45:9-7.1) is amended to  
9 read as follows:

10 10. a. **[The]** Except as provided in paragraph (2) of subsection  
11 d. of this section, the State Board of Medical Examiners shall  
12 require each person licensed as a physician, as a condition for  
13 biennial registration pursuant to section 1 of P.L.1971, c.236  
14 (C.45:9-6.1), or as a podiatrist, as a condition for biennial  
15 registration pursuant to R.S.45:5-9, to complete 100 credits of  
16 continuing medical education, all of which shall be in Category I or  
17 Category II as defined in subsection i. of this section.

18 b. The board shall:

19 (1) Establish standards for continuing medical education,  
20 including the subject matter and content of courses of study;

21 (2) Accredite education programs offering credit toward  
22 continuing medical education requirements or recognize national or  
23 State organizations that may accredit education programs;

24 (3) Allow satisfaction of continuing medical education  
25 requirements through equivalent educational programs, such as  
26 participation in accredited graduate medical education programs,  
27 examinations, papers, publications, scientific presentations,  
28 teaching and research appointments and scientific exhibits, and  
29 establish procedures for the issuance of credit upon satisfactory  
30 proof of attainment of these equivalent educational programs;

31 (4) Create an advisory committee to be comprised of at least  
32 five members, including representatives of the Medical Society of  
33 New Jersey, the Academy of Medicine of New Jersey, the New  
34 Jersey **[Osteopathic]** Association of Osteopathic Physicians and  
35 Surgeons, the New Jersey Podiatric Medical **[Association]** Society  
36 and such other professional societies and associations as the board  
37 may identify, to provide guidance to the board in discharging its  
38 responsibilities pursuant to this section; and

39 (5) **[Delineate]** Establish, through the promulgation of  
40 regulations, any specific courses or topics which, on the  
41 recommendation of the advisory committee created pursuant to  
42 paragraph (4) of this subsection and in the discretion of the board,  
43 are to be required , and designate which are the core requirements  
44 for continuing medical education, including the number of required

**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 hours, subject matter and content of courses of study.

2 c. Each hour of an educational course or program shall be  
3 equivalent to one credit of continuing medical education.

4 d. (1) The board may, in its discretion, waive requirements for  
5 continuing medical education on an individual basis for reasons of  
6 hardship such as illness or disability, retirement of license, or other  
7 good cause. A waiver shall apply only to the current biennial  
8 renewal period at the time of board issuance.

9 (2) The board shall offset up to 10 of the required 100 credits  
10 for continuing medical education biennially by the number of hours  
11 of volunteer medical services rendered by licensees, at the rate of  
12 one half of one credit of continuing medical education for each hour  
13 of volunteer medical service rendered, provided that such licensees  
14 shall be required to complete at least the core requirements  
15 established pursuant to paragraph (5) of subsection b. of this  
16 section. The board may reduce, in part, an application by a licensee  
17 to offset credits of continuing medical education pursuant to this  
18 paragraph if the board finds, in its discretion, that the applicant  
19 requires such continuing medical education in order to maintain or  
20 restore professional competence, or may deny all such applications  
21 if the board finds that continuing medical education above the core  
22 requirements is necessary because of developments in science or  
23 technology. The board may also, in its discretion, and for good  
24 cause, notify a licensee that the licensee is ineligible to offset  
25 credits of continuing medical education pursuant to this paragraph  
26 for any other reason established by regulation by the board.

27 e. The board shall not require completion of continuing  
28 medical education credits for any registration period commencing  
29 within 12 months of the effective date of this section.

30 f. The board shall require completion of medical education  
31 credits on a pro-rated basis for any registration period commencing  
32 more than 12 months but less than 24 months from the effective  
33 date of this section.

34 g. The board shall require new licensees to successfully  
35 complete, within 24 months of becoming licensed, an orientation  
36 course, in those topics identified by the board through regulation,  
37 conducted by an organization recognized by the board.

38 h. The board shall not require a new licensee to complete  
39 required continuing medical education credits, other than the  
40 orientation course described in subsection g. of this section, for any  
41 registration period commencing within 12 months of the licensee's  
42 participation in and completion of an accredited graduate medical  
43 education program.

44 i. As used in this section~~[, ]~~ :

45 "Category I and Category II" means those categories of medical  
46 education courses recognized by the American Medical  
47 Association, the American Osteopathic Association, the American

1 Podiatric Medical Association, the Accreditation Council for  
2 Continuing Medical Education or other comparable organizations  
3 recognized by the board ;

4 “Core requirements” means the continuing medical education  
5 determined by the board to be necessary to maintain currency in  
6 professional knowledge and skills in order to deliver competent care  
7 to patients; and

8 “Volunteer medical services” means medical care provided  
9 without charge to low-income patients for health care services for  
10 which the patient is not covered by any public or private third party  
11 payer, in accordance with such standards, procedures, requirements  
12 and limitations as are established by the board.

13 (cf: P.L.2001, c.307, s.10)

14

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

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

39 **[A]** Except as otherwise provided in section 3 of  
40 P.L. , c. (C. ) (pending before the Legislature as this bill), a  
41 registrant applying for active license renewal shall complete not  
42 less than 20 hours of continuing veterinary education, of a type  
43 approved by the board, during each two-year license renewal period  
44 to be eligible for relicensure. Prior to license renewal each licensee  
45 shall submit to the board proof of completion of the required  
46 number of hours of continuing education over the prior two-year  
47 period. The board may, in its discretion, waive requirements for

1 continuing education for an individual for reasons of hardship, such  
2 as illness or disability, retirement of the license or other good cause.

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

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

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

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

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

44 (cf: P.L.2003, c.227, s.4)

45

46 3. (New section) a. The State Board of Veterinary Medical  
47 Examiners shall establish, through the promulgation of regulations,

1 any specific courses or topics which are to be required for  
2 continuing veterinary education, and designate which are the core  
3 requirements for continuing veterinary education, including the  
4 number of required hours, subject matter and content of courses of  
5 study.

6 For purposes of this section, “core requirements” means the  
7 continuing veterinary education determined by the board to be  
8 necessary to maintain currency in professional knowledge and skills  
9 in order to deliver competent veterinary care.

10 b. The board shall offset up to 10 of the not less than 20 credits  
11 for continuing veterinary education required pursuant to section 4  
12 of P.L.1952, c.198 (C.45:16-9.4) by the number of spaying or  
13 neutering services provided by a veterinarian in accordance with  
14 subsection c. of this section, at the rate of one hour of continuing  
15 veterinary education credits for every two spayed cats or dogs, or a  
16 combination thereof, and one hour of continuing veterinary  
17 education credits for every four neutered cats or dogs, or a  
18 combination thereof, provided that a veterinarian shall be required  
19 to complete at least the core requirements established pursuant to  
20 subsection a. of this section.

21 The board may reduce, in part, an application by a licensee to  
22 offset credits of continuing veterinary education pursuant to this  
23 subsection if the board finds, in its discretion, that the applicant  
24 requires continuing veterinary education in order to maintain or  
25 restore professional competence, or may deny all applications if the  
26 board finds that continuing veterinary education above the core  
27 requirements is necessary because of developments in science or  
28 technology.

29 The board may also, in its discretion and for good cause, notify a  
30 veterinarian that the veterinarian is ineligible to offset credits of  
31 continuing veterinary education pursuant to this subsection for any  
32 other reason established by regulation by the board.

33 c. A veterinarian shall be eligible to offset up to 10 of the  
34 required 20 or more credits for continuing veterinary education for  
35 rendering spaying or neutering services free of charge, without  
36 receiving compensation from any source for the rendering of such  
37 services, to:

38 (1) a person eligible for, and participating in, at least one of the  
39 programs enumerated in section 3 of P.L.1983, c.172 (C.4:19A-2);  
40 or

41 (2) a municipality or a nonprofit group or organization that is  
42 operating a program of trapping, spaying or neutering feral or stray  
43 cats, and releasing the spayed or neutered feral or stray cats,  
44 provided that the municipality or nonprofit group or organization  
45 has attested in writing to the veterinarian that the cat to be spayed or  
46 neutered by the veterinarian is feral or stray with no known owner.

1 4. The State Board of Medical Examiners, pursuant to the  
2 "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1 et  
3 seq.), may adopt rules and regulations necessary to effectuate the  
4 purposes of this act.

5  
6 5. The State Board of Veterinary Medical Examiners, pursuant  
7 to the "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-  
8 1 et seq.), may adopt rules and regulations necessary to effectuate  
9 the purposes of this act.

10  
11 6. This act shall take effect on the 180th day after the  
12 enactment of this act, but the State Board of Medical Examiners and  
13 the State Board of Veterinary Medical Examiners may take such  
14 anticipatory administrative action in advance as shall be necessary  
15 for the implementation of the act.

16

17

18

STATEMENT

19

20 This bill requires the State Board of Medical Examiners to offset  
21 up to 10 of the required 100 credits required biennially for  
22 continuing medical education by the number of hours of volunteer  
23 medical services rendered by the licensee, at the rate of one half of  
24 one credit of continuing medical education for each hour of  
25 volunteer medical service rendered.

26 The bill defines "volunteer medical services" as medical care  
27 provided without charge to low-income patients for health care  
28 services for which the patient is not covered by any public or  
29 private third party payer, in accordance with such standards,  
30 procedures, requirements and limitations as are established by the  
31 board.

32 The bill further provides that the State Board of Veterinary  
33 Medical Examiners shall offset up to 10 of the 20 or more credits  
34 for continuing veterinary education required pursuant to section 4  
35 of P.L.1952, c.198 (C.45:16-9.4) by the number of spaying or  
36 neutering services provided by the veterinarian at the rate of one  
37 hour of continuing veterinary education credits for every two  
38 spayed dogs or cats, or a combination thereof, and one hour of  
39 continuing veterinary education credits for every four neutered dogs  
40 or cats, or a combination thereof, provided that the veterinarian  
41 complete at least the core requirements for continuing veterinary  
42 education.

43 A veterinarian shall only be eligible to offset up to 10 of the 20  
44 or more required credits for continuing veterinary education for  
45 rendering spaying or neutering services free of charge, without  
46 receiving compensation from any source for the rendering of such  
47 services, if those services are provided to:

- 1       (1) a person eligible for, and participating in, at least one of the  
2 assistance programs enumerated in section 3 of P.L.1983, c.172  
3 (C.4:19A-2); or  
4       (2) a municipality or a nonprofit group or organization that is  
5 operating a program of trapping, spaying or neutering feral or stray  
6 cats, and releasing the spayed or neutered feral or stray cats,  
7 provided that the municipality or nonprofit group or organization  
8 has attested in writing to the veterinarian that the cat to be spayed or  
9 neutered by the veterinarian is feral or stray with no known owner.
- 10       The bill also requires the State Board of Medical Examiners and  
11 the State Board of Veterinary Medical Examiners to establish any  
12 specific courses or topics which are to be required for continuing  
13 medical or veterinary education, as appropriate, and designate  
14 which are the core requirements for continuing medical education  
15 and veterinary education, as appropriate, including the number of  
16 required hours, subject matter and content of courses of study.



**ASSEMBLY, No. 928**

---

**STATE OF NEW JERSEY**

**214th LEGISLATURE**

---

PRE-FILED FOR INTRODUCTION IN THE 2010 SESSION

**Sponsored by:**

**Assemblywoman VALERIE VAINIERI HUTTLE**

**District 37 (Bergen)**

**Assemblyman GORDON M. JOHNSON**

**District 37 (Bergen)**

**Assemblyman ALBERT COUTINHO**

**District 29 (Essex and Union)**

**Co-Sponsored by:**

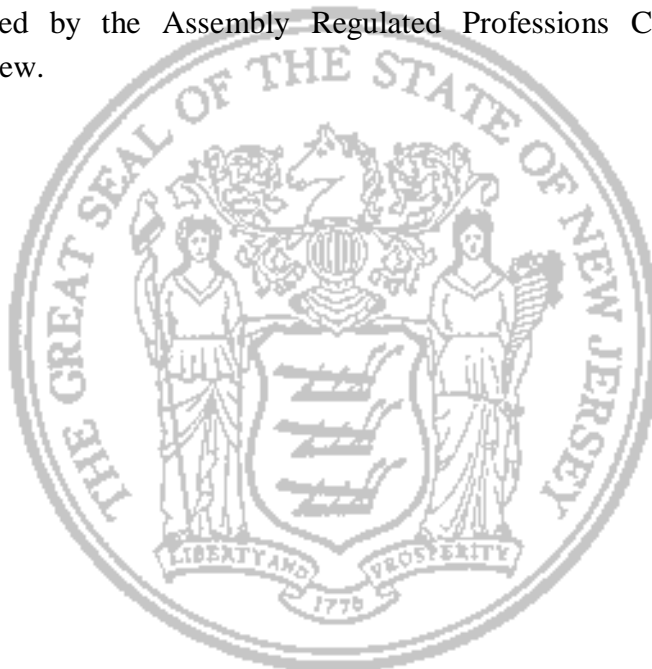
**Assemblywoman Oliver, Assemblymen Gusciora and Diegnan**

**SYNOPSIS**

Permits physicians and veterinarians to earn continuing education credits by providing certain free medical or veterinary services.

**CURRENT VERSION OF TEXT**

As reported by the Assembly Regulated Professions Committee with technical review.



1 AN ACT concerning continuing education for physicians and  
2 veterinarians, amending P.L.2001, c.307 and P.L.1952, c.198 and  
3 supplementing chapter 16 of Title 45 of the Revised Statutes.

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

7  
8 1. Section 10 of P.L.2001, c.307 (C.45:9-7.1) is amended to  
9 read as follows:

10 10. a. **[The]** Except as provided in paragraph (2) of subsection  
11 d. of this section, the State Board of Medical Examiners shall  
12 require each person licensed as a physician, as a condition for  
13 biennial registration pursuant to section 1 of P.L.1971, c.236  
14 (C.45:9-6.1), or as a podiatrist, as a condition for biennial  
15 registration pursuant to R.S.45:5-9, to complete 100 credits of  
16 continuing medical education, all of which shall be in Category I or  
17 Category II as defined in subsection i. of this section.

18 b. The board shall:

19 (1) Establish standards for continuing medical education,  
20 including the subject matter and content of courses of study;

21 (2) Accredite education programs offering credit toward  
22 continuing medical education requirements or recognize national or  
23 State organizations that may accredit education programs;

24 (3) Allow satisfaction of continuing medical education  
25 requirements through equivalent educational programs, such as  
26 participation in accredited graduate medical education programs,  
27 examinations, papers, publications, scientific presentations,  
28 teaching and research appointments and scientific exhibits, and  
29 establish procedures for the issuance of credit upon satisfactory  
30 proof of attainment of these equivalent educational programs;

31 (4) Create an advisory committee to be comprised of at least  
32 five members, including representatives of the Medical Society of  
33 New Jersey, the Academy of Medicine of New Jersey, the New  
34 Jersey **[Osteopathic]** Association of Osteopathic Physicians and  
35 Surgeons, the New Jersey Podiatric Medical **[Association]** Society  
36 and such other professional societies and associations as the board  
37 may identify, to provide guidance to the board in discharging its  
38 responsibilities pursuant to this section; and

39 (5) **[Delineate]** Establish, through the promulgation of  
40 regulations, any specific courses or topics which, on the  
41 recommendation of the advisory committee created pursuant to  
42 paragraph (4) of this subsection and in the discretion of the board,  
43 are to be required , and designate which are the core requirements  
44 for continuing medical education, including the number of required

**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 hours, subject matter and content of courses of study.

2 c. Each hour of an educational course or program shall be  
3 equivalent to one credit of continuing medical education.

4 d. (1) The board may, in its discretion, waive requirements for  
5 continuing medical education on an individual basis for reasons of  
6 hardship such as illness or disability, retirement of license, or other  
7 good cause. A waiver shall apply only to the current biennial  
8 renewal period at the time of board issuance.

9 (2) The board shall offset up to 10 of the required 100 credits  
10 for continuing medical education biennially by the number of hours  
11 of volunteer medical services rendered by licensees, at the rate of  
12 one half of one credit of continuing medical education for each hour  
13 of volunteer medical service rendered, provided that such licensees  
14 shall be required to complete at least the core requirements  
15 established pursuant to paragraph (5) of subsection b. of this  
16 section. The board may reduce, in part, an application by a licensee  
17 to offset credits of continuing medical education pursuant to this  
18 paragraph if the board finds, in its discretion, that the applicant  
19 requires such continuing medical education in order to maintain or  
20 restore professional competence, or may deny all such applications  
21 if the board finds that continuing medical education above the core  
22 requirements is necessary because of developments in science or  
23 technology. The board may also, in its discretion, and for good  
24 cause, notify a licensee that the licensee is ineligible to offset  
25 credits of continuing medical education pursuant to this paragraph  
26 for any other reason established by regulation by the board.

27 e. The board shall not require completion of continuing  
28 medical education credits for any registration period commencing  
29 within 12 months of the effective date of this section.

30 f. The board shall require completion of medical education  
31 credits on a pro-rated basis for any registration period commencing  
32 more than 12 months but less than 24 months from the effective  
33 date of this section.

34 g. The board shall require new licensees to successfully  
35 complete, within 24 months of becoming licensed, an orientation  
36 course, in those topics identified by the board through regulation,  
37 conducted by an organization recognized by the board.

38 h. The board shall not require a new licensee to complete  
39 required continuing medical education credits, other than the  
40 orientation course described in subsection g. of this section, for any  
41 registration period commencing within 12 months of the licensee's  
42 participation in and completion of an accredited graduate medical  
43 education program.

44 i. As used in this section **[, ]** :

45 "Category I and Category II" means those categories of medical  
46 education courses recognized by the American Medical  
47 Association, the American Osteopathic Association, the American

1 Podiatric Medical Association, the Accreditation Council for  
2 Continuing Medical Education or other comparable organizations  
3 recognized by the board ;

4 “Core requirements” means the continuing medical education  
5 determined by the board to be necessary to maintain currency in  
6 professional knowledge and skills in order to deliver competent care  
7 to patients; and

8 “Volunteer medical services” means medical care provided  
9 without charge to low-income patients for health care services for  
10 which the patient is not covered by any public or private third party  
11 payer, in accordance with such standards, procedures, requirements  
12 and limitations as are established by the board.

13 (cf: P.L.2001, c.307, s.10)

14

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

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

39 **[A]** Except as otherwise provided in section 3 of  
40 P.L. , c. (C. ) (pending before the Legislature as this bill), a  
41 registrant applying for active license renewal shall complete not  
42 less than 20 hours of continuing veterinary education, of a type  
43 approved by the board, during each two-year license renewal period  
44 to be eligible for relicensure. Prior to license renewal each licensee  
45 shall submit to the board proof of completion of the required  
46 number of hours of continuing education over the prior two-year  
47 period. The board may, in its discretion, waive requirements for

1 continuing education for an individual for reasons of hardship, such  
2 as illness or disability, retirement of the license or other good cause.

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

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

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

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

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

44 (cf: P.L.2003, c.227, s.4)

45

46 3. (New section) a. The State Board of Veterinary Medical  
47 Examiners shall establish, through the promulgation of regulations,

1 any specific courses or topics which are to be required for  
2 continuing veterinary education, and designate which are the core  
3 requirements for continuing veterinary education, including the  
4 number of required hours, subject matter and content of courses of  
5 study.

6 For purposes of this section, “core requirements” means the  
7 continuing veterinary education determined by the board to be  
8 necessary to maintain currency in professional knowledge and skills  
9 in order to deliver competent veterinary care.

10 b. The board shall offset up to 10 of the not less than 20 credits  
11 for continuing veterinary education required pursuant to section 4  
12 of P.L.1952, c.198 (C.45:16-9.4) by the number of spaying or  
13 neutering services provided by a veterinarian in accordance with  
14 subsection c. of this section, at the rate of one hour of continuing  
15 veterinary education credits for every two spayed cats or dogs, or a  
16 combination thereof, and one hour of continuing veterinary  
17 education credits for every four neutered cats or dogs, or a  
18 combination thereof, provided that a veterinarian shall be required  
19 to complete at least the core requirements established pursuant to  
20 subsection a. of this section.

21 The board may reduce, in part, an application by a licensee to  
22 offset credits of continuing veterinary education pursuant to this  
23 subsection if the board finds, in its discretion, that the applicant  
24 requires continuing veterinary education in order to maintain or  
25 restore professional competence, or may deny all applications if the  
26 board finds that continuing veterinary education above the core  
27 requirements is necessary because of developments in science or  
28 technology.

29 The board may also, in its discretion and for good cause, notify a  
30 veterinarian that the veterinarian is ineligible to offset credits of  
31 continuing veterinary education pursuant to this subsection for any  
32 other reason established by regulation by the board.

33 c. A veterinarian shall be eligible to offset up to 10 of the  
34 required 20 or more credits for continuing veterinary education for  
35 rendering spaying or neutering services free of charge, without  
36 receiving compensation from any source for the rendering of such  
37 services, to:

38 (1) a person eligible for, and participating in, at least one of the  
39 programs enumerated in section 3 of P.L.1983, c.172 (C.4:19A-2);  
40 or

41 (2) a municipality or a nonprofit group or organization that is  
42 operating a program of trapping, spaying or neutering feral or stray  
43 cats, and releasing the spayed or neutered feral or stray cats,  
44 provided that the municipality or nonprofit group or organization  
45 has attested in writing to the veterinarian that the cat to be spayed or  
46 neutered by the veterinarian is feral or stray with no known owner.

1       4. The State Board of Medical Examiners, pursuant to the  
2 "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1 et  
3 seq.), may adopt rules and regulations necessary to effectuate the  
4 purposes of this act.

5

6       5. The State Board of Veterinary Medical Examiners, pursuant  
7 to the "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-  
8 1 et seq.), may adopt rules and regulations necessary to effectuate  
9 the purposes of this act.

10

11       6. This act shall take effect on the 180th day after the  
12 enactment of this act, but the State Board of Medical Examiners and  
13 the State Board of Veterinary Medical Examiners may take such  
14 anticipatory administrative action in advance as shall be necessary  
15 for the implementation of the act.

# ASSEMBLY REGULATED PROFESSIONS COMMITTEE

## STATEMENT TO

### ASSEMBLY, No. 928

# STATE OF NEW JERSEY

DATED: MAY 6, 2010

The Assembly Regulated Professions Committee reports favorably on Assembly Bill No. 928.

This bill requires the State Board of Medical Examiners to offset up to 10 of the required 100 credits required biennially for continuing medical education by the number of hours of volunteer medical services rendered by the licensee, at the rate of one half of one credit of continuing medical education for each hour of volunteer medical service rendered.

The bill defines “volunteer medical services” as medical care provided without charge to low-income patients for health care services for which the patient is not covered by any public or private third party payer, in accordance with such standards, procedures, requirements and limitations as are established by the board.

The bill further provides that the State Board of Veterinary Medical Examiners shall offset up to 10 of the 20 or more credits for continuing veterinary education required pursuant to section 4 of P.L.1952, c.198 (C.45:16-9.4) by the number of spaying or neutering services provided by the veterinarian at the rate of one hour of continuing veterinary education credits for every two spayed dogs or cats, or a combination thereof, and one hour of continuing veterinary education credits for every four neutered dogs or cats, or a combination thereof, provided that the veterinarian complete at least the core requirements for continuing veterinary education.

A veterinarian shall only be eligible to offset up to 10 of the 20 or more required credits for continuing veterinary education for rendering spaying or neutering services free of charge, without receiving compensation from any source for the rendering of such services, if those services are provided to:

(1) a person eligible for, and participating in, at least one of the assistance programs enumerated in section 3 of P.L.1983, c.172 (C.4:19A-2); or

(2) a municipality or a nonprofit group or organization that is operating a program of trapping, spaying or neutering feral or stray cats, and releasing the spayed or neutered feral or stray cats, provided that the municipality or nonprofit group or organization has attested in writing to the veterinarian that the cat to be spayed or neutered by the veterinarian is feral or stray with no known owner.



The bill also requires the State Board of Medical Examiners and the State Board of Veterinary Medical Examiners to establish any specific courses or topics which are to be required for continuing medical or veterinary education, as appropriate, and designate which are the core requirements for continuing medical education and veterinary education, as appropriate, including the number of required hours, subject matter and content of courses of study.

This bill is identical to Senate Bill No. 515, also reported by the committee today.

The bill was pre-filed for introduction in the 2010-2011 session pending technical review. As reported, the bill includes the changes required by technical review, which has been performed.