

S T A T E O F N E W Y O R K

1663--C

2011-2012 Regular Sessions

I N A S S E M B L Y

January 11, 2011

Introduced by M. of A. ROSENTHAL, KELLNER, N. RIVERA, SCHIMEL, TITONE, WEISENBERG, MOYA -- Multi-Sponsored by -- M. of A. BOYLAND, CAHILL, CALHOUN, GIBSON, LUPARDO, MCENENY, MILLMAN, MURRAY, ORTIZ -- read once and referred to the Committee on Higher Education -- recommitted to the Committee on Higher Education in accordance with Assembly Rule 3, sec. 2 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- reported and referred to the Committee on Rules -- Rules Committee discharged, bill amended, ordered reprinted as amended and recommitted to the Committee on Rules

AN ACT to amend the education law, in relation to providing free spaying and neutering services in lieu of self-instructional course work for continuing education requirements for veterinarians

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 Section 1. Subdivision 2 of section 6704-a of the education law, as
2 added by chapter 328 of the laws of 2010, is amended to read as follows:
3 2. (A) During each triennial registration period an applicant for
4 registration shall complete a minimum of forty-five hours of acceptable
5 formal continuing education, a maximum of twenty-two and one-half hours
6 of which may be self-instructional coursework acceptable to the depart-
7 ment.
8 (I) SELF-INSTRUCTIONAL COURSEWORK MAY INCLUDE FREE SPAYING AND NEUTER-
9 ING SERVICES IN CONJUNCTION WITH A MUNICIPALITY, DULY INCORPORATED NOT-
10 FOR-PROFIT SOCIETY FOR THE PREVENTION OF CRUELTY TO ANIMALS, DULY INCOR-
11 PORATED HUMANE SOCIETY, OR DULY INCORPORATED ANIMAL PROTECTION
12 ASSOCIATION PROVIDED THAT SUCH SERVICES BE ADMINISTERED AT PRACTICES,
13 FACILITIES AND PROPERTIES AUTHORIZED PURSUANT TO SECTION SIXTY-SEVEN
14 HUNDRED SIX OF THIS ARTICLE.

EXPLANATION--Matter in *ITALICS* (underscored) is new; matter in brackets
[] is old law to be omitted.

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1 (II) THE DEPARTMENT MAY OFFSET UP TO THREE HOURS OF THE REQUISITE
2 NUMBER OF HOURS OF CONTINUING EDUCATION REQUIRED PURSUANT TO THIS PARA-
3 GRAPH BY THE NUMBER OF FREE SPAYING AND NEUTERING SERVICES RENDERED BY
4 AN APPLICANT, AT A RATE OF ONE-HALF OF ONE HOUR OF CONTINUING EDUCATION
5 FOR EACH HOUR OF FREE SPAYING AND NEUTERING SERVICES, PROVIDED THAT A
6 VETERINARIAN SHALL BE REQUIRED TO COMPLETE THE CORE REQUIREMENTS ESTAB-
7 LISHED BY THE DEPARTMENT.

8 (III) THE DEPARTMENT MAY REDUCE, IN PART, AN APPLICATION BY A LICENSEE
9 TO OFFSET CREDITS OF CONTINUING EDUCATION PURSUANT TO THIS PARAGRAPH IF
10 THE DEPARTMENT FINDS, IN ITS DISCRETION, THAT THE APPLICANT REQUIRES
11 FORMAL CONTINUING EDUCATION IN ORDER TO MAINTAIN OR RESTORE PROFESSIONAL
12 COMPETENCE, OR MAY DENY ALL APPLICATIONS IF THE DEPARTMENT FINDS THAT
13 FORMAL CONTINUING EDUCATION IS NECESSARY BECAUSE OF DEVELOPMENTS IN
14 SCIENCE OR TECHNOLOGY.

15 (B) Any veterinarian whose first registration date following the
16 effective date of this section occurs less than three years from such
17 effective date, but on or after January first, two thousand twelve,
18 shall complete continuing education hours on a prorated basis at the
19 rate of one and one-quarter hours per month for the period beginning
20 January first, two thousand twelve up to the first registration date
21 thereafter. A licensee who has not satisfied the mandatory continuing
22 education requirements shall not be issued a triennial registration
23 certificate by the department and shall not practice unless and until a
24 conditional registration certificate is issued as provided in subdivi-
25 sion three of this section, or until he or she has otherwise met the
26 requirements of this section. The individual licensee shall determine
27 the selection of courses or programs of study pursuant to subdivision
28 four of this section.

29 S 2. This act shall take effect on the ninetieth day after it shall
30 have become a law.