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

9786

I N A S S E M B L Y

May 22, 2014

Introduced by M. of A. GLICK -- read once and referred to the Committee on Higher Education

AN ACT to amend the education law, in relation to enacting the "veterinary emergency response and mobility act of 2014"

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

Section 1. This act shall be known and may be cited as the "veterinary emergency response and mobility act of 2014".

S 2. Section 6705 of the education law is amended by adding two new subdivisions 14 and 15 to read as follows:

14. A VETERINARIAN WHO IS LICENSED IN ANOTHER STATE PROVIDING SERVICES DIRECTLY IN CONNECTION WITH AN INVESTIGATION BY LAW ENFORCEMENT OF AN ALLEGED VIOLATION OF FEDERAL OR STATE ANIMAL FIGHTING OR ANIMAL CRUELTY LAWS, WITHIN THE SCOPE OF THE INVESTIGATION AND/OR ANY RELATED JUDICIAL PROCEEDINGS, SUBJECT TO THE FOLLOWING REQUIREMENTS: (A) AN OFFICIAL INVITATION HAS BEEN EXTENDED TO THE VETERINARIAN FOR A SPECIFIED PERIOD OF TIME BY THE LAW ENFORCEMENT AUTHORITY WITH JURISDICTION OVER THE INVESTIGATION; AND (B) SUCH LAW ENFORCEMENT AUTHORITY DETERMINES THAT THE VETERINARIAN POSSESSES SKILLS, TRAINING, OR EXPERIENCE NECESSARY AND RELEVANT TO SUCH INVESTIGATION OF ALLEGED INCIDENTS OF ANIMAL FIGHTING OR ANIMAL CRUELTY. SUCH EXEMPTION SHALL NOT EXTEND BEYOND THE TIME PERIOD SPECIFIED BY THE LAW ENFORCEMENT AUTHORITY WITH JURISDICTION OVER SUCH INVESTIGATION. THE LAW ENFORCEMENT AUTHORITY SHALL NOTIFY THE STATE VETERINARIAN OF ANY INVESTIGATION CONDUCTED PURSUANT TO THIS SUBDIVISION FOR THE PURPOSES OF FACILITATING APPROPRIATE ANIMAL DISEASE CONTROL MEASURES, IF NECESSARY, PURSUANT TO ARTICLES FIVE AND TWENTY-SIX OF THE AGRICULTURE AND MARKETS LAW.

15. A VETERINARIAN WHO IS LICENSED IN ANOTHER STATE PROVIDING SERVICES DURING AN EMERGENCY OR NATURAL DISASTER WITHIN THE SCOPE AND LOCATION OF ASSIGNED VETERINARY MEDICAL DUTIES OF THE RESPONSE EFFORTS IF: (A) AN OFFICIAL DECLARATION OF THE DISASTER OR EMERGENCY HAS BEEN MADE BY THE GOVERNOR OR THE DELEGATED STATE OFFICIAL; AND (B) AN OFFICIAL INVITATION HAS BEEN EXTENDED TO THE VETERINARIAN FOR A SPECIFIED TIME BY THE AUTHORITY THAT HAS JURISDICTION FOR COORDINATING THE ANIMAL/AGRICULTURAL

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

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ISSUES IN THE STATE DURING EMERGENCIES EITHER WITHIN OR OUTSIDE THE EMERGENCY MANAGEMENT ASSISTANCE COMPACT (EMAC).

S 3. Subdivision 3 of section 6712 of the education law, as amended by chapter 333 of the laws of 1990, is amended and two new subdivisions 4 and 5 are added to read as follows:

3. Any student engaging in clinical practice under the supervision of a licensed veterinarian in pursuance of an approved program for the training of veterinary technology[.];

4. A TECHNICIAN WHO IS LICENSED IN ANOTHER STATE PROVIDING SERVICES OTHERWISE PERMISSIBLE PURSUANT TO THIS ARTICLE DIRECTLY IN CONNECTION WITH AN INVESTIGATION BY LAW ENFORCEMENT OF AN ALLEGED VIOLATION OF FEDERAL OR STATE ANIMAL FIGHTING OR ANIMAL CRUELTY LAWS, WITHIN THE SCOPE OF THE INVESTIGATION AND/OR ANY RELATED JUDICIAL PROCEEDINGS, SUBJECT TO THE FOLLOWING REQUIREMENTS: (A) AN OFFICIAL INVITATION HAS BEEN EXTENDED TO THE TECHNICIAN FOR A SPECIFIED PERIOD OF TIME BY THE LAW ENFORCEMENT AUTHORITY WITH JURISDICTION OVER THE INVESTIGATION; AND (B) SUCH LAW ENFORCEMENT AUTHORITY DETERMINES THAT THE TECHNICIAN POSSESSES SKILLS, TRAINING, OR EXPERIENCE NECESSARY AND RELEVANT TO SUCH INVESTIGATION OF ALLEGED INCIDENTS OF ANIMAL FIGHTING OR ANIMAL CRUELTY. SUCH EXEMPTION SHALL NOT EXTEND BEYOND THE TIME PERIOD SPECIFIED BY THE LAW ENFORCEMENT AUTHORITY WITH JURISDICTION OVER SUCH INVESTIGATION. THE LAW ENFORCEMENT AUTHORITY SHALL NOTIFY THE STATE VETERINARIAN OF ANY INVESTIGATION CONDUCTED PURSUANT TO THIS SECTION FOR THE PURPOSES OF FACILITATING APPROPRIATE ANIMAL DISEASE CONTROL MEASURES, IF NECESSARY, PURSUANT TO ARTICLES FIVE AND TWENTY-SIX OF THE AGRICULTURE AND MARKETS LAW.

5. A TECHNICIAN WHO IS LICENSED IN ANOTHER STATE PROVIDING SERVICES OTHERWISE PERMISSIBLE PURSUANT TO THIS ARTICLE DURING AN EMERGENCY OR NATURAL DISASTER WITHIN THE SCOPE AND LOCATION OF ASSIGNED VETERINARY TECHNICIAN DUTIES OF THE RESPONSE EFFORTS IF: (A) AN OFFICIAL DECLARATION OF THE DISASTER OR EMERGENCY HAS BEEN MADE BY THE GOVERNOR OR THE DELEGATED STATE OFFICIAL; AND (B) AN OFFICIAL INVITATION HAS BEEN EXTENDED TO THE TECHNICIAN FOR A SPECIFIED TIME BY THE AUTHORITY THAT HAS JURISDICTION FOR COORDINATING THE ANIMAL/AGRICULTURAL ISSUES IN THE STATE DURING EMERGENCIES EITHER WITHIN OR OUTSIDE THE EMERGENCY MANAGEMENT ASSISTANCE COMPACT (EMAC).

S 4. This act shall take effect immediately.