

7595

I N S E N A T E

May 15, 2014

Introduced by Sen. LAVALLE -- read twice and ordered printed, and when printed to be committed 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:

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

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

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

22 15. A VETERINARIAN WHO IS LICENSED IN ANOTHER STATE PROVIDING SERVICES
23 DURING AN EMERGENCY OR NATURAL DISASTER WITHIN THE SCOPE AND LOCATION OF
24 ASSIGNED VETERINARY MEDICAL DUTIES OF THE RESPONSE EFFORTS IF: (A) AN
25 OFFICIAL DECLARATION OF THE DISASTER OR EMERGENCY HAS BEEN MADE BY THE
26 GOVERNOR OR THE DELEGATED STATE OFFICIAL; AND (B) AN OFFICIAL INVITATION
27 HAS BEEN EXTENDED TO THE VETERINARIAN FOR A SPECIFIED TIME BY THE
28 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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1 ISSUES IN THE STATE DURING EMERGENCIES EITHER WITHIN OR OUTSIDE THE
2 EMERGENCY MANAGEMENT ASSISTANCE COMPACT (EMAC).

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

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

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

27 5. A TECHNICIAN WHO IS LICENSED IN ANOTHER STATE PROVIDING SERVICES
28 OTHERWISE PERMISSIBLE PURSUANT TO THIS ARTICLE DURING AN EMERGENCY OR
29 NATURAL DISASTER WITHIN THE SCOPE AND LOCATION OF ASSIGNED VETERINARY
30 TECHNICIAN DUTIES OF THE RESPONSE EFFORTS IF: (A) AN OFFICIAL DECLARA-
31 TION OF THE DISASTER OR EMERGENCY HAS BEEN MADE BY THE GOVERNOR OR THE
32 DELEGATED STATE OFFICIAL; AND (B) AN OFFICIAL INVITATION HAS BEEN
33 EXTENDED TO THE TECHNICIAN FOR A SPECIFIED TIME BY THE AUTHORITY THAT
34 HAS JURISDICTION FOR COORDINATING THE ANIMAL/AGRICULTURAL ISSUES IN THE
35 STATE DURING EMERGENCIES EITHER WITHIN OR OUTSIDE THE EMERGENCY MANAGE-
36 MENT ASSISTANCE COMPACT (EMAC).

37 S 4. This act shall take effect immediately.