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Division of Consumer Affairs
State Board of Veterinary Medical Examiners
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VETERINARY MEDICAL EXAMINERS OCTOBER 17, 2012 PUBLIC SESSION MINUTES ESSEX ROOM

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A. CALL TO ORDER

This scheduled meeting of the Board was called to order at 10:00 a.m. in the Essex Conference Room, 124 Halsey Street, Newark, New Jersey.

ROLL CALL

The following Board Members were present for this meeting:

Board President Mark Logan, V.M.D.
Board Member Barry M. Adler, D.V.M.
Board Member Rachel Gardner, D.V.M.
Board Member Marc A. Rosenberg, V.M.D.
Board Member Manoel Tamassia, D.V.M.
Board Member Eileen Thornton

Staff present: Deputy Attorney General Olga E. Bradford
Jonathan Eisenmenger, Executive Director
Isaura Roman, Secretarial Assistant

Public present: Mrs. Patricia Scavelli, Liaison from the New Jersey Veterinary Medical Association.

A quorum was present for the entire meeting.

The meeting was presided over by Dr. Mark Logan

In accordance with Chapter 231 of P.L. 1975, more commonly referred to as the Sunshine Law, adequate notice of this meeting was provided by mailing to the Office of the Secretary of State, the Star Ledger, the Trenton Times, the Bergen Record and the Courier Post and the Atlantic City Press.

B. APPROVAL OF PUBLIC MINUTES

On a motion made by Dr. Rosenberg, seconded by Ms. Thornton, the August 29, 2012 public minutes were approved. All members present voted in favor.

C. PUBLIC COMMENT

Pat Scavelli, NJVMA - Ms. Scavelli requested that the Board look into the practice of veterinarians using outside companies to perform dental services on animals. She also provided the Board with the NJVMA position statement on A-2995 and commented briefly on "Patrick's Law".

D. LEGISLATIVE/REGULATORY

1. A-2995 - This bill requires veterinarians who prescribe, sell, dispense or distribute any prescription item to notify the animal's owner or the person responsible for the animal, orally and in writing, that the prescription item may be obtained from sources other than the veterinarian, and to provide that owner or person a written prescription, whether or not requested by that owner or person, without imposing any additional fee for writing the prescription. The bill was recently passed through an assembly committee to the full assembly.

* On a motion by Dr. Rosenberg, seconded by Ms. Thornton, the Board voted to oppose this legislation because the proposal is redundant, in that veterinarians already issue prescriptions upon request. The Board was also concerned that there would be an adverse on consumers because of the increased work and costs it would impose on veterinarians. Additionally, veterinarians are much more familiar with animal medications than pharmacists who deal almost exclusively with humans, which has led to drug substitutions with negative outcomes on animals.

2. S-1303 - Revises penalties for animal cruelty, and increases the degree of certain offenses; this legislation is designated as "Patrick's Law."

* On a motion by Dr. Adler, seconded by Ms. Thornton, the Board determined not to take a position on this legislation. However, the Board supports the general intent of the legislature to review and revise the various animal cruelty laws to bring them into the modern context. The Board also recommends that the legislature amend this legislation to include an exemption for a veterinarian who is acting within their professional capacity to euthanize an animal.

3. 2012-2013 bill status report - This was received as informational.

E. ADMINISTRATIVE

1. Report by Executive Director Jonathan Eisenmenger - Mr. Eisenmenger reported that between September 1st 2012 and October 16, 2012, 16 licenses were issued, and 17 temporary permits were issued. Three jurisprudence examinations were administered with 81 applicants sitting for the exam.

F. CREDENTIALING

1. Dr. Franciszek Von Esse -State Examination - Disciplinary action in Pennsylvania. On a motion by Ms. Thornton, seconded by Dr. Gardner, the Board approved the applicant to sit for the examination and a temporary permit.
2. Dr. Seth Koch - State Examination - Disciplinary actions in Virginia in 1994. On a motion by Ms. Thornton, seconded by Dr. Rosenberg, the Board approved the applicant to sit for the examination and a temporary permit.
3. Dr. Tabitha Hutton-State Examination - Dr. Hutton is an out of state applicant. On a motion by Ms. Thornton, seconded by Dr. Tamassia, the Board approved the applicant to sit for the exam and a temporary permit.
4. Dr. Robert Peiffer-State Examination - A license in North Carolina was "Voluntarily Revoked." On a motion by Ms. Thornton, seconded by Dr. Gardner, the Board approved the applicant to sit for the exam, but to only issue a temporary permit or full license after receipt of letters of reference and an explanation of the license status in North Carolina.
5. Dr. Martha Low-State Examination - On a motion by Ms. Thornton, seconded by Dr. Gardner, the Board approved the applicant to sit for the exam and a temporary permit.
6. Dr. Catherine Sabino-State Examination - On a motion by Ms. Thornton, seconded by Dr. Gardner, the Board approved the applicant to sit for the exam an a temporary permit.

G. CORRESPONDENCE

1. NBVME Quarterly Newsletter - This was received as informational.

2. Letter from Dr. Gary Warner from the Society for Theriogenology - The Executive Board of the Society for Theriogenology agrees informed the Board that it considers Embryo Transfer as the practice of veterinary medicine. This was received as informational. Note: the Board's scope of practice already includes embryo transfer (see NJSA 45:16-8.1)

3. NAVTA 2012 Annual Conference in Washington, DC. - This was received as informational.

4. Fiscal Year 2012 Final Budget Report - This was received as informational.

H. MISCELLANEOUS

I. NEXT MEETING

The Board will convene in executive session to hold investigative inquiries and to consider new and pending consumer complaints and disciplinary matters. Immediately subsequent to executive session the Board will return to open session to vote on those matters resulting in disciplinary action.

J. EXECUTIVE SESSION

K. ADJOURNMENT

Respectfully submitted,

Jonathan Eisenmenger, Executive Director
Board of Veterinary Medical Examiners