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VETERINARY MEDICAL EXAMINERS OCTOBER 29, 2014 SUSSEX ROOM PUBLIC SESSION MINUTES

A. CALL TO ORDER

This scheduled meeting of the Board will be called to order at 9:30 a.m. in the Sussex Conference Room 6th Floor, 124 Halsey Street, Newark, New Jersey.

	<u>Present</u>	<u>Absent</u>
Board President Logan	(X)	()
Board Member Adler	(X)	()
Board Member Charnick	(X)	()
Board Member Croman	(X)	()
Board Member Gardner	(X)	()
Board Member Rosenberg	(X)	()
Board Member Tamassia	(X)	()
Board Member Thornton	(X)	()
Deputy Attorney General Bradford	(X)	()
Executive Director Eisenmenger	(X)	()
Isaura Roman	(X)	()

Announcement of quorum.

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 Newark, Star Ledger, the Trenton Times, the Bergen Record. Atlantic City Press and the Courier Post .

B. APPROVAL OF PUBLIC MINUTES

October 1, 2014 Public Minutes

On a motion by Dr. Tamassia, seconded by Dr. Rosenberg the Board voted to approve the minutes as drafted. The vote of the Board was unanimous.

C. PUBLIC COMMENT

Nothing considered.

D. LEGISLATIVE/REGULATORY

1. Memo from Charles Manning re. Veterinary Renewal

Regulatory Analyst Charles Manning was present to discuss changes effected by new statute concerning requirements for licensure by examination, endorsement and reinstatement.

The Board discussed what amount of practice experience would be reasonable for a candidate to apply by endorsement of a license held in another state or jurisdiction. The Board felt that two years was appropriate.

The Board reviewed the other amendments to N.J.A.C. 13:44-1.4, 1.5, 1.6, 1.7 and 1.8.

On a motion by Dr. Tamassia, seconded by Ms. Thornton, the Board voted to publish the proposal with the changes discussed. The vote of the Board was unanimous.

2. Memo from Francesca Flanagan re pending legislation

Assembly Bill # 3712/ Senate Bill # 2366 - requires health care practitioners to inform patients of addiction potential of controlled dangerous substances prior to issuing prescriptions. The Board took no position and accepted this as informational.

Senate Bill # 2378 - Extends "Overdose Prevention Act" immunity provisions to certain professionals and professional entities, and requires needle exchange programs to obtain standing order for opioid antidote dispensation, appropriates \$500,000. The Board took no position and accepted this as informational.

E. ADMINISTRATIVE

1. Report by Executive Director, Jonathan Eisenmenger

2. Draft orientation program for Veterinarians -

The Board president appointed a committee to review the questions, identify specific changes that are necessary, and to report at the meeting scheduled for December 10, 2014. The committee will be made up of Dr. Tamassia, Dr. Gardner, Dr. Charnick, and Dr. Croman.

F. CREDENTIALING

1. Dr. Robert Gillette - State Examination

On a motion by Ms. Thornton, seconded by Dr. Adler, the Board approved Dr. Gillette's application for a license. The vote of the Board was unanimous.

2. Dr. David Florent - State Examination

On a motion by Dr. Charnick, seconded by Dr. Adler, the Board approved Dr. Florent's application for a license, pending receipt of SSN. The vote of the Board was unanimous.

3. Dr. Lisa Ziemer - State Examination

On a motion by Ms. Thornton, seconded by Dr. Adler, the Board approved Dr. Ziemer's application for a license. The vote of the Board was unanimous.

4. Dr. Ayass Rasoul - State Examination

On a motion by Dr. Charnick, seconded by Ms. Thornton, the Board approved Dr. Rasoul's application for a license, pending receipt of proof of a valid visa. The vote of the Board was unanimous.

5. Dr. Jeffry Bynum - State Examination

On a motion by Dr. Rosenberg, seconded by Ms. Thornton, the Board determined to schedule Dr. Bynum to appear before the Board prior to making a final determination about issuing his license. The vote of the Board was unanimous.

G. CORRESPONDENCE

1. Letter from Anthony J. DeCarlo, VMD - notification that Red Bank Veterinary Hospital has been sold and has changed its name to the "Veterinary Specialists of North America".

The Board President directed the executive director to request a copy of the corporate papers, list of all owners, list of the Board of Directors, and other officers, of Veterinary Services of New Jersey and Veterinary specialists of North America (pursuant to N.J.A.C. 13:45-9.6).

H. PUBLIC HEARING BEFORE THE BOARD

1. Dr. Leonard Candela - 11:00 a.m.

Dr. Candela was the subject of a consumer complaint, and received a uniform penalty letter dated January 14, 2014. Dr. Candela responded to this letter by requesting a formal administrative hearing.

The Acting Attorney General's case was presented by Roman Guzik, special deputy attorney general. Dr. Candela appeared with counsel, Joseph Breyemeier, Esq.

On a motion by Ms. Thornton, seconded by Dr. Charnick, the Board went into executive session for deliberation. The Board then returned to public session.

On a motion by Dr. Adler, seconded by Dr. Rosenberg, the Board found that Dr. Candela had violated the Board's regulations regarding record keeping.

During the Board's deliberation, Dr. Candela left and was not present to present mitigation for the Board's consideration. The Board tabled the discussion of sanctions in order to provide Dr. Candela an opportunity to be heard on the mitigation only.

I. MISCELLANEOUS

J. 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.

K. EXECUTIVE SESSION

L. ADJOURNMENT

Next meeting is scheduled for December 10, 2014.