

**KENTUCKY BOARD OF VETERINARY EXAMINERS
MEETING MINUTES
March 19, 2015**

A meeting of the Kentucky Board of Veterinary Examiners was held at the Frankfort office on March 19, 2015.

MEMBERS PRESENT

Perry Wornall, D.V.M., Chair
Eric Peterson, D.V.M., Vice Chair
Dale Eckert, D.V.M.
Gene Smith, D.V.M.
Steven J. Wills, D.V.M.
Bradley Keogh, D.V.M. Dept. of Agriculture

OCCUPATIONS AND PROFESSIONS STAFF

Lucie Duvall, Board Administrator

OTHERS

Marcus Jones, Office of the Attorney General
C. Loran Wagoner, D.V.M, Investigator
Louise Cook, KVMA Executive Director

MEMBERS ABSENT

Shelley Ryan
Sam Vaughn, D.V.M.
Craig Van Balen D.V.M

COMPLAINTS COMMITTEE

A meeting of the Kentucky Board of Veterinary Examiners, Complaints Committee, was called to order at 10:30 a.m. Motion was made by Steven J. Wills, D.V.M., to go into closed session per KRS 61.810(1) (c) and (j), motion carried. Motion was made by Dale Eckert, D.V.M., to come out of closed session, motion carried. The Complaints Committee meeting adjourned at 12.10 p.m.

CALL TO ORDER

Eric Peterson, D.V.M., Vice Chair, called the meeting to order at 12:34 p.m.

MINUTES

A motion was made by Dr. Wills to approve the minutes of the January 29, 2014 meeting. Motion, seconded by Dr. Eckert, as amended, carried.

MONTHLY FINANCIAL REPORT

Financial statements for the months ending January 31, 2015 and February 28, 2015 were presented to the Board for review. A motion was made by Dr. Eckert to approve the financial reports as presented. Motion, seconded by Dr. Wills, carried.

O&P REPORT

The board was presented with an O&P report from Gordon Slone, Executive Director. No further action was required.

LICENSURE STATUS REPORT

A Licensure Status Report dated March 16, 2015 was presented to the Board for review. The report showed there are currently 2,230 active licensed veterinarians along with 263 active

licensed veterinarian technicians. The report also indicated 61 licensed animal control shelters and 192 licensed euthanasia specialists. No further action was required.

A motion was made by Dr. Wills to ratify approved Veterinary, Veterinary Technician, and Euthanasia Specialist licenses issued from January 28, 2015 to March 16, 2015 by the applications committee. Motion, seconded by Gene Smith, D.V.M., carried.

NEW BUSINESS

The board reviewed correspondence from Derrick W. Graham, State Representative regarding the number of online credit hours allowed for continuing education by the Board. After reviewing the correspondence Dr. Wills recommended changing the regulations to reflect an increase in online continuing education veterinarians are allowed to obtain. The Board attorney said he could draft a proposal in the future to get this changed in the regulations. Dr. Smith said he would research some other states and see what they do and report back to the Board at the next meeting. No further action was required.

The Board reviewed correspondence from NBVME regarding NAVLE enhancements. No further action was required.

The Board reviewed correspondence from NBVME regarding 2015-2018 Administrative Agreement. No further action was required.

The Board reviewed correspondence from the Courier Journal regarding use of private email and texting. Marcus Jones, Board Attorney briefly commented on the article. No further action was required.

The Board reviewed correspondence from Stacy L. Vanhorn, D.V.M. No further action was required.

The Board reviewed correspondence from Mary Scollay, D.V.M. from the KY Horse Racing Commission regarding a letter she received from PETA informing her about the treatment of horses on the racetrack with the use of a thyroid supplement. Dr. Peterson briefly commented on. No further action was required.

LEGAL COUNSEL

Marcus Jones introduced himself to the Board as the new Board Attorney. Mr. Jones discussed an issue that came up at the last meeting regarding reporting animal abuse and said a vet could advise a client to stop abusing their animal if they suspected an animal was being abused. If the client does not stop the animal abuse then the client-patient relationship could be terminated. Once the client-patient relationship is terminated the veterinarian could report the abuse to animal control or the police. Mr. Jones said he would provide this information to KVMA. No further action was required.

Mr. Jones also addressed the board about their question if a vet could turn down prescriptions if requested to write one by a client. After reviewing the laws and regulations Mr. Jones was of the opinion a veterinarian would be required to write the prescription.

Mr. Jones further addressed the Board regarding correspondence from a Debbie Metcalf with Stolen Horse International who asked if one could have a business that injects GPS trackers into animals. Mr. Jones stated one could inject their own animals, but you could not have a business and inject other people's animals. Either the owner or a veterinarian would have to inject the GPS tracker. Mr. Jones did say one could have a business that sold the GPS trackers to the owner, but that was all they could do.

COMPLAINTS COMMITTEE

- 2013-18 The Board reviewed the complaint, response and investigative report. After review and discussion the Board made a recommendation to file a Civil Action and issue a new complaint
- 2014-34B The Board reviewed the complaint and response. After review and discussion the complaints committee made a recommendation for legal counsel to draft a settlement agreement and impose a fine
- 2014-39 Pending Settlement Agreement
- 2014-41 Pending Settlement Agreement
- 2014-42 Pending Settlement Agreement
- 2014-49 Pending Settlement Agreement
- 2014-54 The Board reviewed the complaint, response and investigative report. After review and discussion the complaints committee made a recommendation to dismiss the case. Motion was not accepted. The complaint was sent back to the complaint committee for further review.
- The Board went into closed session per KRS 61.810(1) (c) and (j) at 1:19 p.m. The Board came out of closed session at 1:49 p.m.
- 2014-57 The Board reviewed the complaint, response, and investigative report. After review and discussion the complaints committee made a recommendation to dismiss the case.
- 2015-2 The Board reviewed the complaint and response. After review and discussion the complaints committee made a recommendation to investigate.
- 2015-3 The Board reviewed the complaint and response. After review and discussion the complaints committee made a recommendation to dismiss the case.
- 2015-5 The Board reviewed the complaint and response. After review and discussion the complaints committee made a recommendation to investigate.

2015-6 The Board reviewed the complaint and response. After review and discussion the complaints committee made a recommendation to investigate.

PENDING COMPLAINTS

2013-17 Ongoing

2014-01 Pending further review (Equine Dentistry)

2014-25 Pending further review (Equine Dentistry)

2014-29 Pending further review (Equine Dentistry)

2014-30 Pending further review (Equine Dentistry)

2014-31 Pending further review (Equine Dentistry)

2014-32 Pending further review (Equine Dentistry)

2014-33 Pending further review (Equine Dentistry)

2014-34 The Board reviewed the complaint, response and investigative response. After review and discussion the complaints committee made a recommendation to dismiss the case.

2014-44 Ongoing

2014-53A The Board reviewed the complaint and response. After review the complaints committee made a recommendation for legal counsel to subpoena records and then have the Board Investigator investigate the case.

2014-53C Ongoing

2014-51 Pending further review (Equine Dentistry)

A motion was made by Dr. Peterson to approve the recommendations of the complaint committee. Motion, seconded by Dr. Smith, carried.

APPLICATIONS COMMITTEE

The applications committee reviewed a reinstatement application for Haynes Stevens, D.V.M. After review and discussion, a motion was made by Dr. Smith to approve the reinstatement with a two (2) year probation. Motion seconded by Dr. Wills, carried. Mr. Jones was going to draft a letter to Dr. Stevens regarding the Boards decision.

A motion was made by Dr. Eckert to approve the recommendations of the application committee. Motion seconded by Dr. Peterson, carried. The following continuing education courses were approved:

- Hot Topics-Infectious Disease Prevention
- Incorporating Regenerative Medicine into Your Practice
- Take Back Control of Your Business-Gain Complete Edge in Today's Marketplace
- Fracture Management-Medical & Surgical Considerations
- Hidden Dangers-A Review of Concealed Perils in Oncology
- Toxin Exposure: Decontamination Options and Procedures
- Challenging Dermatologic Cases: What's Your Diagnosis
- Brachycephalic Syndrome
- Gallbladder Mucoceles
- The Art of Radiographic Positioning

TRAVEL AND PER DIEM

Dr. Eckert made a motion to approve the travel and per diem for members attending today's meeting. The motion, seconded by Dr. Smith, carried.

NEXT MEETING

The next meeting is scheduled for May 28, 2015 at the Frankfort office at 12:00 p.m. with the application and complaints committee starting at 10:30 a.m.

ADJOURN

Dr. Peterson made a motion to adjourn at 3:00 p.m., having no further items of discussion. The motion, seconded by Dr. Eckert, carried.



Dr. Perry Wornall, Chair



KENTUCKY BOARD OF VETERINARY EXAMINERS

AGENDA
March 16, 2015

CALL TO ORDER

APPROVAL OF MINUTES

- January 29, 2014

FINANCIAL STATEMENTS

- Months ending January 31 and February 28, 2015

REPORT FROM O&P

LICENSURE STATUS REPORT

- March 16, 2015
- Licenses issued from January 28, 2015 to March 16, 2015

NEW BUSINESS

- Review correspondence from Derrick W. Graham, State Representative
- Review correspondence from NBVME regarding NAVLE enhancements
- Review correspondence from NBVME regarding 2015-2018 Administrative Agreement
- Review correspondence from Courier Journal regarding use of private email and texting
- Review correspondence from Stacy L. Vanhorn, D.V.M.
- Review information from Mary Scollay, D.V.M. from the KY Horse Racing Commission

APPLICATIONS COMMITTEE

COMPLAINTS COMMITTEE

- 2013-18
- 2014-34B
- 2014-39
- 2014-41
- 2014-42
- 2014-49
- 2014-54
- 2014-57
- 2015-2
- 2015-3
- 2015-5
- 2015-6

PENDING CASES

- 2013-17
- 2014-01 (Equine Dentistry)
- 2014-25 (Equine Dentistry)
- 2014-29 (Equine Dentistry)
- 2014-30 (Equine Dentistry)
- 2014-31 (Equine Dentistry)
- 2014-32 (Equine Dentistry)
- 2014-33 (Equine Dentistry)
- 2014-34
- 2014-44
- 2014-53 A & C
- 2014-51 (Equine Dentistry)
- 2015-4

APPROVAL OF TRAVEL AND PER DIEM

ADJOURN