

# KENTUCKY BOARD OF VETERINARY EXAMINERS

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# **Meeting Minutes**

May 22, 2025

Meeting Location: KBVE Offices, 4047 Iron Works Parkway, Suite 104, Lexington, KY 40511

Hybrid Public Zoom Option Provided

# **KBVE Committee Meetings**

Grievance Committee – 9:00 AM (Minutes attached)

Applications Committee – 10:00 AM (Minutes attached)

Lunch – 12:00 PM

# **KBVE Regular Board Meeting**

#### **BOARD MEMBERS PRESENT**

All Board Members, Staff, and Others present in person unless otherwise noted.

- John C. Park, DVM Chairman
- Gene Smith, DVM Vice Chair
- Dianne J. Dawes, DVM
- Tom M. Dorman, Citizen-at-Large
- Tim R. Gardner, DVM
- Stephanie M. Kennedy, DVM

- Philip E. Prater, DVM
- Jennifer K. Quammen, DVM (V)
- Amy J. Staton, EdD, LVT
- Steve Velasco, DVM, Kentucky State Veterinarian -- Proxy for the Commissioner of Agriculture

## **BOARD MEMBERS ABSENT**

• Vacant seat (AAHP permittee)

## KBVE STAFF AND CONTRACTORS PRESENT

- Michelle Shane, KBVE Executive Director
- Amanda Briggs, KBVE Administrative Assistant
- Carmine G. Iaccarino, Esq., KBVE Legal Counsel

## **OTHERS PRESENT**

- Administrator KY Board of Pharmacy (V)
- Christine Albert, DVM (A)
- L. Michelle Arnold, DVM (A)
- Laura Bentley, Senior VRM-Equine Account Manager, Covetrus (V)
- Amara Brokofsky Midwest Veterinary Supply (A)



- Lori Brown, Compliance Manager, Midwest Veterinary Supply (V)
- Salvatore Gagliardi, Esq., Zoetis (A)
- Debra Hamelback, Executive Director, Kentucky Veterinary Medical Association (KVMA)
- L. Dena Fitzpatrick, DVM, KBVE Investigator
- Mike Lawrence, EDP IAED Vice President (V)
- Jerusha Lay, DVM (A)
- Wayne Needham, EDP, IAED President (V)
- Cheryl Nelson, DVM (A)
- Stephanie Pollett, DVM
- William Rainbow, DVM, Kentucky Equine Veterinary Dental Specialists
- Coy St. Clair, DVM, KBVE Investigator
- Rachel Taggs, Sr. Compliance Specialist, Wedgewood / Blue Rabbit (A)
- Justin Talip, EDP (A)
- Q. Miller Thornbury, DVM, Kentucky Equine Veterinary Dental Specialists
- J.T. Williams, DVM, KBVE Investigator
- Jessica Williams, Kentucky Board of Pharmacy (V)

# CALL TO ORDER / ROLL CALL / ESTABLISHMENT OF QUORUM

Board Chair John C. Park, DVM, called the meeting to order at 1:01 PM EDT. Chair Dr. Park welcomed everyone to the meeting. He congratulated Mr. Tom Dorman on his reappointment to the Board in the citizen-at-large seat through April 6, 2029.

Ms. Michelle Shane, Executive Director, read the roll call. Per <u>KRS 321.240(3)</u>, a quorum of the Board was achieved.

#### CONFIRMATION OF PUBLIC NOTICE

Director Shane confirmed the public notice for this meeting was sent on Monday, May 19, 2025, as a part of the KBVE monthly newsletter via Constant Contact to all subscribed KBVE active, inactive, and pending credential holders, and also posted on the KBVE website meetings page on the same day.

## READING OF MISSION STATEMENT

Vice Chair Gene Smith, DVM read aloud the KBVE mission statement.

# **CONSENT AGENDA**

- Meeting Agenda for May 22, 2025
- Board Meeting Minutes from March 20, 2025
- Special Meeting Minutes from March 24, 2025
- Committee Meetings:
  - o Applications Committee Minutes March 20, 2025
  - o Grievance Committee Minutes March 20 and May 8, 2025



- o Education and Outreach Committee Minutes March 24 and April 29, 2025
- Budget Summary Report
- Licensure Status Report
- Applications Committee Report on New Applications
- Applications Committee Report on New Graduate Licensure
- Applications Committee Report on New CE Requests
- Special Permittee Monitoring Reports
  - o Dr. Madison M. Davis (permit # 297679)
  - o Dr. Harun A. Khan (permit # 297594)
  - o Dr. Lacy C. Moore (permit # 297595)
  - o Dr. Mason C. Sherman (permit # 297881)
- ACA Inspection Reports
  - o Madison County (certificate # 147173)
- Equine Sales Reports
  - o Keeneland April Sale Select Horses of Racing Age
- Approval of Board Per Diem and Mileage

**A MOTION** was made by Dr. Gardner to approve the consent agenda. The motion, seconded by Dr. Velasco, passed unanimously.

# **Budget**

The budget expenditures and revenue approved are summarized for F.Y. 2025 July 1, 2024, through May 16, 2025, as follows:

- Receipts = \$871,310
- Expenditures = \$468,786
- Current Balance = \$1,031,621

Date of Database Report:	05/15/2025	Number cr	Number credentials on Date of Repor		
		This Report	Last Report	1-yr Lookback	
License Type		05/22/2025	03/20/2025	05/23/2024	
Veterinarian Licenses					
Active Veterinarians	2,607	2,570	2,663		
Inactive Veterinarians	82	82	81		
Special Permits	8	8	9		
Pending Applications – missis	5	6	28		
Pending Applications – pendi	12	13	22		
Licensed Veterinary Techn					
Active LVTs	623	610	582		
Inactive LVTs	Inactive LVTs			34	



Pending Applications – missing documents	0	1	11
Veterinary Facility Registrations			
Active Registered Veterinary Facilities	pending	0	-
Pending Applications – missing documents	153	23	-
Allied Animal Health Professional (AAHP) Permits			
Active AAHP Animal Chiropractors	pending	0	-
Pending Applications – missing documents	1	1	-
AAHP Facility Registrations			
Active Registered AAHP Facilities	0	0	-
Pending Applications – missing documents	0	0	-
Animal Euthanasia Specialist (AES) Certificates			
Active AESs	156	168	141
Inactive AESs	116	112	94
Pending Applications – missing documents	1	1	9
Animal Control Agency (ACA) Certificates			
Active ACAs	43	51	49
Pending Applications – missing documents	1	1	0

# **Applications Committee Reports**

- Table 1: Approved Applicants for Licensure and Certification
- Table 2: Approved Applicants for the New Graduate Licensure Program
- Table 3: Approved CE Requests

The Board approved the following applications:

- 20 veterinarians,
- 35 new graduate veterinarians,
- 9 veterinary technicians,
- 3 animal euthanasia specialists, and
- CE requests for:
  - o 53 CE hours for veterinarians, and
  - o 44 CE hours for veterinary technicians.

	Table 1: Approved Applicants for Licensure and Certification			
Row#	First Name	Last Name	License Type	App. Type
1	Brandon T.	Armwood	Veterinarian	Reinstatement
2	Neal R.	Benjamin	Veterinarian	Endorsement
3	Kelly M.	Gersch	Veterinarian	Reinstatement
4	L. Paul	Graham	Veterinarian	Reinstatement
5	Leslie S.	Harper	Veterinarian	Endorsement



Row#	First Name	Last Name	License Type	App. Type
6	Kaneesha M.	Hemmerling	Veterinarian	New
7	Mary A.	Hilliard	Veterinarian	New
8	Yolanda	Lopez Macias	Veterinarian	Endorsement
9	Abigail D.	Ludwig	Veterinarian	New
10	Candace C.	Lyman	Veterinarian	Endorsement
11	Jennifer M.	Lyons Emerson	Veterinarian	Endorsement
12	Armando J.	Nieto	Veterinarian	Reinstatement
13	Brooke A.	Pearson	Veterinarian	Endorsement
14	Kimberly E.	Phelps	Veterinarian	New
15	Emily R.	Robinson	Veterinarian	Endorsement
16	Beatrice T.	Sponseller	Veterinarian	Endorsement
17	Drew T.	Upright	Veterinarian	Endorsement
18	Kyle M.	Waltenberg-O'Brien	Veterinarian	New
19	Sarah E.	Webster	Veterinarian	New
20	Sara C.	Zunker	Veterinarian	New
21	Meaghan M.	Dailey	Veterinary Technician	Endorsement
22	Bethany R.	Derden	Veterinary Technician	New
23	Briley K.	Hamby	Veterinary Technician	New
24	Abagail B.	Howard	Veterinary Technician	New
25	Gabriella A.	Jones	Veterinary Technician	New
26	Anna L.	Lanford	Veterinary Technician	Endorsement
27	Alana M.	Patz	Veterinary Technician	Endorsement
28	Erin M.	Smith	Veterinary Technician	Endorsement
29	Kirsten J.	Witham	Veterinary Technician	New
30	Karl D.	Creech	Euthanasia Specialist	New
31	Elizabeth A.	Finley	Euthanasia Specialist	New
32	Ryan D.	Sawyers	Euthanasia Specialist	New

ľ	Table 2: Approved Applicants for New Graduate Licensure Program			
Row #	First Name	Last Name	License Type	CVM
1	Elijah J.	Blevins	Veterinarian	Auburn University
2	Marissa R.	Casamento	Veterinarian	Auburn University
3	Kaitlyn H.	Coffey	Veterinarian	Auburn University
4	Alia M.	Flowers	Veterinarian	Auburn University
5	Dusty L.	Ford	Veterinarian	Auburn University
6	Abigail L.	Hamilton	Veterinarian	Auburn University
7	Zoe K.	Johns-Boehme	Veterinarian	Auburn University
8	Kaley S.	Johnson	Veterinarian	Auburn University
9	Sarah E.	Lutz	Veterinarian	Auburn University



Row #	First Name	Last Name	License Type	CVM
10	Lori B.	Lyons	Veterinarian	Auburn University
11	Lauren R.	Ossege	Veterinarian	Auburn University
12	Bailynn E.	Peeler	Veterinarian	Auburn University
13	Brittany M.	Rust	Veterinarian	Auburn University
14	Lindy K.	Sharp	Veterinarian	Auburn University
15	Austin M.	Spradlin	Veterinarian	Auburn University
16	Amanda R.	Staviski	Veterinarian	Auburn University
17	Kara M.	Shacklette	Veterinarian	Auburn University
18	Alysha W.	Ballard	Veterinarian	Mississippi State University
19	Shelby N.	Lanier	Veterinarian	Mississippi State University
20	Caitlin E.	Gore	Veterinarian	Colorado State University
21	James A.	Ford	Veterinarian	Lincoln Memorial University
22	McKenna M.	Harless	Veterinarian	Lincoln Memorial University
23	Ryan N.	Lurch	Veterinarian	Lincoln Memorial University
24	Kayla C.	Medlin	Veterinarian	Lincoln Memorial University
25	Amber H.	Smith	Veterinarian	Lincoln Memorial University
26	Julia K.	Trivett	Veterinarian	Lincoln Memorial University
27	Madison T.	Dedman	Veterinarian	Lincoln Memorial University
28	Magdalena I.	Aguirre	Veterinarian	Lincoln Memorial University
29	Liam M. S.	Bird	Veterinarian	Royal Veterinary College
30	Alexandra B.	Wethington	Veterinarian	Texas A & M University
31	Shanon N.	Park	Veterinarian	The Ohio State University
32	Kristina J.	Eisaman	Veterinarian	University of Florida
33	Sophia K.	Cappelletti	Veterinarian	University of Missouri
34	Anna E.	Perreand	Veterinarian	University of Missouri
35	Dory R.	Sanders	Veterinarian	University of Missouri

Table 3: Approved CE Requests					
		CE Hours			
		Requ	ested		
			Vet	Date of	
Course Title	Sponsor / Provider	Vet	Techs	Program(s)	
New Concepts in Diuretic Resistance and Case	Bluegrass Veterinary	1	_	6/18/2025	
Management	Specialists				
Immune-Mediated Hemolytic Anemia;	GLVMA	2	2	4/8/2025	
Puppyhood Problems - Surgical Conditions of					
Growing Dogs					
Large Animal Emergency Rescue Training	Kentucky Horse Council	24	24	9/19-	
				21/2025	



		CE : Requ	Hours ested	
Course Title	Sponsor / Provider	Vet	Vet Techs	Date of Program(s)
UK VetCE 2025 - Topics in Equine Veterinary Medicine	UK - Gluck Equine Research Center	6	6	1/23/2025
Mountain Veterinary Conference	Veterinary Association Management	20	12	4/6- 9/2025
TOTAL HOURS APPROVED		53	44	

#### **BUSINESS AGENDA**

#### ANNUAL REVIEW OF BOARD ETHICS AND CONFIDENTIALITY -

Mr. Carmine Iaccarino, KBVE Legal Counsel, reviewed the code of ethics and confidentiality agreements of the Board and their legal bearing. Chair Dr. Park opened the floor for questions from Board Members. Hearing none, he directed all Members to sign and return these agreements to staff.

#### **GUEST SPEAKERS**

Chair Dr. Park referred Board Members to a background information packet in the Board Meeting materials. He then welcomed guest speakers, noting the Board's intent to hear from pharmaceutical distributors and learn of any concerns or roadblocks that appear to exist in delivering wholesale pharmaceuticals to veterinarians.

- Laura Bentley, Senior VRM-Equine, Covetrus representing only herself and not the company
- Lori Brown, Compliance Manager, Midwest Veterinary Supply (V)

Ms. Bentley approached the Board. She clarified that she was here for educational purposes and not as a representative of the company Covetrus. She cited KRS 315.404, Section 3, as a reference point for Kentucky law and the existing boundaries on pharmaceutical deliveries to veterinarians. As she personally understands this rule, clarification is needed regarding mobile equine practitioner delivery. Most of these practitioners have a home address, but their practice is mobile. The challenge is getting the appropriate medications to them where they work. The tracks lease property to some of the veterinarians to use as office space. However, some veterinarians follow the shows and races and are moving around all the time. Veterinarians can prescribe to themselves and then re-prescribe to patients at the track.

Ms. Brown, Compliance Manager with Midwest Veterinary Supply also cited KRS 321.404. She provided the example of veterinarians with multiple locations and delivery addresses. Some states offer other methods.



Delivery to the racetracks seems to be the biggest challenge they have. This is wholesale delivery of drugs to a licensed veterinarian – nothing to do with prescriptions and nothing directly to clients.

Members of the audience were also reminded that this conversation about delivery addresses excludes controlled substances. DEA rules are different than state rules, and the DEA is very strict about delivery to only the registered address.

Ms. Brown noted that for facilities, an example from other states is a prohibition on delivery to a P.O. Box. Additionally, some premises are exempt, so they don't qualify under pharmacy rules to be a delivery address (i.e., shelters who don't offer services to the public). States offer different solutions to this, some by offering online portals or public websites where the wholesalers can verify delivery addresses.

Director Shane talked through the address verification process for the KBVE, whereby staff accepts written requests from wholesalers to verify addresses in the database file, noting that the only address publicly available through the website is the mailing address and some licensees will have five or six delivery addresses listed in their licensure file. One example a little different from racetrack work is animal shelters. Veterinarians prefer to have supplies for shelters delivered directly to the shelter so they don't need to store or transport supplies. However, there are reports that once the delivery address is established, the shelter staff will call and place orders under the account either without the veterinarian's knowledge, or outside of the context of an established VCPR for the patient(s).

Ms. Bentley noted that new KBVE facility registrations may be helpful to the delivery address problem by allowing delivery to a registered veterinary facility that is a mobile unit, but the rule is unclear if deliveries to moving targets (mobile units) would be acceptable even if they are registered. One solution may be if there can be seasonal delivery to certain locations, such as racetracks. The "stable gate" has a guard – individuals cannot get past the guard without a racetrack license. As an alternative, the Guard office could accept delivery.

Members of the Board expressed concerns about this. What guarantee would there be that an authorized person picked up the package from the drop location? How would the receiver know which drugs needed stored in a refrigerator and ensure they are properly handled?

Ms. Bentley mentioned pharmacy drop shipments that cater to large animal veterinarians and livestock operations, as ordered by a clinic. Dr. Prater asked what assurance exists that there is a VCPR in place. Pharmacies accept their word, and don't require additional proof of a VCPR.

Presenters were thanked for their appearance and presentation to the Board. This information will be helpful in informing future conversations with the Pharmacy Board as both boards look to find resolution for practitioners in Kentucky.

Director Shane indicated that anyone with additional information should send materials to the Board for review and consideration.



#### BUDGET AND CONTRACT MATTERS

#### • Annual Dues

o CLEAR Membership

**A MOTION** was made by Mr. Dorman, to pay dues in the amount of \$770 to join CLEAR as a Member organization. The motion, seconded by Dr. Dawes, passed unanimously.

# Conferences, Exhibits, and Sponsorships

- o CLEAR Basic Investigator Training Event Nov 5-7 in Louisville
  - \$555 for non-Members
  - \$445 for Members

**A MOTION** was made by Dr. Dawes to send all four (4) Grievance Committee Members, legal counsel, Director Shane, and KBVE's new grievance case specialist staff person to attend the CLEAR training offered in November in Louisville, including all associated costs for registration, lodging, meals, and other incidentals, in an effort to inform and elevate KBVE's own grievance procedures. The motion, seconded by Mr. Dorman, passed.

- AAVSB Annual Meeting and Conference September 18-20 in Cincinnati, OH KBVE Board Members and staff currently interested in attending:
  - Dr. Park
  - Dr. Quammen
  - Dr. Dawes serves on AAVSB Regulatory Policy Committee
  - Dr. Staton serves on AAVSB Nominating Committee
  - Dr. Velasco (maybe)
  - Director Shane
  - Mr. Iaccarino
  - KBVE Staff Ms. Briggs
  - KBVE Staff New Hire

Dr. Prater asked why this meeting is important to attend and why KBVE would send so many representatives, particularly in light of the agency's budget situation.

KBVE sends representatives to the AAVSB meeting each year for a number of reasons:

- Applicants and licensees utilize AAVSB services, which are submitted to KBVE as a part of the application review process.
- AAVSB is the test administrator for the VTNE, and the Board accepts test scores from the association for review with applications.
- AAVSB administers the RACE program for CE, and offers updates on this and other association programming at the conference.
- In person interactions with KBVE counterparts across the country, including board members, board executives, and staff, allows Kentucky to



- learn from others and share our own experience regarding legislative efforts, challenges with board mandates, and sharing of solutions.
- AAVSB works to drive policy and legislative changes for the profession, not always supported by its own membership, so being a voice and representing Kentucky's position on these issues is important for public protection and for the profession as governed by this jurisdiction.

In 2025, the Annual Meeting is in Cincinnati, OH, offering the Board a rare opportunity to send more attendees to the meeting. This is also a fortuitous opportunity given that KBVE has submitted multiple bylaws and resolutions for the AAVSB Member Boards to consider and vote on. More Kentucky representatives at this meeting will allow for more meaningful interactions with other state boards. The location being close to home will keep costs very low for Kentucky.

Finally, AAVSB offers multiple funding opportunities which cover the costs for registration and travel for most attendees, including the Delegate, Alternate Delegate, Legal Counsel, and anyone serving on an AAVSB Committee.

**A MOTION** was made by Dr. Dawes to approve the costs not covered by AAVSB that are associated with Board Members and staff attending the AAVSB Annual Meeting in Cincinnati, OH in September 2025. The motion, seconded by Dr. Staton, passed unanimously.

- Other conferences of note, as an FYI for Board Members interested in personal travel. KBVE will not cover any costs associated with these events:
  - AVMA Convention and 40<sup>th</sup> World Veterinary Association Congress –July 18 – 20, Washington, DC
  - FARB Conference July 21 26, Denver, CO
  - International Veterinary Regulators Conference (IVRN) December 1-2, Wellington, New Zealand
  - In conjunction with IVRN, the CLEAR International Congress on Professional and Occupational Regulation – December 3-5, Wellington, New Zealand

# • Other Budget Requests

O Paper mailing re veterinary facilities – est. cost \$2,500

During the Practice Act modernization effort, a paper mailer was sent out to all licensees with information on the effort and a meeting schedule for the regional meetings with KBVE and KVMA. A similar mailing may be prudent now to help inform licensees about Veterinary Facility Registration requirements. Members of the Board discussed key items that might be included in such a mailer, such as answers to frequently asked questions and educational material about why this is being implemented. They talked about the importance of this being succinct and



informative. Dr. Quammen spoke about the various media platforms where people consume their information, such as social media, various video platforms, etc., that might offer alternative outreach options. The Board might also include a QR code on the flyer where more information can be obtained on the agency website. Members of the Board agreed that these platforms should be further investigated related to feasibility of implementation for the agency. Dr. Quammen volunteered to assist with making a video.

**A MOTION** was made by Dr. Smith to approve needed costs for developing, printing, and mailing a flyer to all KBVE licensees regarding facility registrations, as developed by the Education and Outreach Committee. The motion, seconded by Dr. Prater, passed unanimously.

# KBVE Budget Highlights

Director Shane informed the Board that an offer had been made to a potential new employee for the Board, as authorized at the April 25, 2024 special meeting. Dr. Staton assisted in conducting new hire interviews for the advertised position and Personnel Cabinet was now processing the candidate with an anticipated start date of June 16.

#### UNFINISHED BUSINESS AND UPDATES

# AAVSB Updates

# o 2025 Annual Meeting & Conference – Sept 18-20, 2025

**A MOTION** was made by Dr. Staton to designate Dr. Quammen as the Delegate and Director Shane as the Alternate Delegate for the KBVE to the AAVSB 2025 Annual Meeting, empowering them to make decisions representing Kentucky. The motion, seconded by Dr. Kennedy, passed. Dr. Quammen abstained.

# O Announcements and Requests – FYI – new releases from the Association

- Whitepaper on AI Guidance
- Member Board Profile Survey now active last one was in 2022. Director Shane shall complete on behalf of KBVE by the June deadline.

# AAVSB Bylaws update

A special meeting was held March 24 for the Members of the Board to vote on KBVE's response. A formal letter was developed and sent to AAVSB, included in the Board packet, which clearly noted that KBVE would like the proposed bylaws amendments presented to the AAVSB Membership and voted on in an Article-by-Article or Section-by-Section basis.

At the AAVSB Board of Directors (BOD) meeting held virtually on April 16, Mr. Atkinson and BOD Liaison to the Bylaws Committee Dr. Mark Chmielewicz misrepresented Kentucky's position to the Directors, saying that Kentucky



specifically asked for the package to be presented to the Member Boards as a package under one (1), single vote.

Members of the Board discussed this blatant misrepresentation. Members expressed their disappointment in AAVSB leadership's continued distortion of Kentucky's initiatives. Chair Dr. Park noted the association does not accurately represent its own Membership and outright lied to their own Board of Directors. The association's governing board and committees are siloed from one another, providing an opportunity to send mixed or untruthful messaging. This outcome underscores the ongoing issues within AAVSB that Kentucky is attempting to bring to light.

Members of the Board then reviewed all the proposed AAVSB Bylaws packaged for review and a vote at the 2025 annual meeting.

- 1) Kentucky's package comprehensive bylaws amendment package.
- 2) West Virginia's package proposal to change the composition of the AAVSB BOD to reduce the number of required veterinarians from six (6) to three (3) and increase the number of executive directors from one (1) to three (3).
- 3) AAVSB Bylaws & Resolutions Committee's package The committee submitted changes to Article X, proposing edits on many of paragraphs governing the association's committees. Of note, the committee proposes to change the election process for the association. This change shall put forth a slate of candidates for future elections, meaning essentially that future association board composition will be determined by the association leadership in consultation with the Board of Directors and the Nominating Committee. A completed package of proposed Directors will then be presented to the membership for approval all or nothing; Member Boards will no longer be able to vote for individual candidates. This is believed to be a consolidation of power to the association leadership, keeping select "yes"-people in place without providing seats for dissenting voices or those who ask questions.

Members of the Board discussed the proposed bylaws amendments in the AAVSB package.

A MOTION was made by Dr. Dawes to direct the Delegate and Alternate Delegate to vote on the proposed bylaws amendments as follows: vote "Yes" to Kentucky's package; if Kentucky's package fails to pass, vote "Yes" on West Virginia's package; vote "No" on the Bylaws & Resolutions Committee's package. Further, the Board empowers the Delegate and Alternate Delegate to vote in Kentucky's best interest on all other issues or items that may be brought before Membership for a vote at the 2025 annual meeting. The motion, seconded by Dr. Velasco, passed unanimously.



#### o AAVSB Resolutions

Three (3) proposed resolutions were developed by Kentucky, per the Board's direction, and submitted to Members through email for approval

- Against the VPA (previously approved)
- Against Global Expansion for the Association (previously approved)
- In-person VCPR (requested by Board Members at the Annual AAVSB Board Basics and Beyond)

**A MOTION** was made by Dr. Smith to ratify the submission of resolutions proposed by Kentucky to the AAVSB, and directing the Delegate and Alternate Delegate to vote in favor of these resolutions at the annual meeting. The motion, seconded by Dr. Kennedy, passed unanimously

# Committee Reports

- Dr. Dianne Dawes AAVSB Regulatory Policy Task Force recently met to work on model act for scope of licensure for LVTs. This product is to be presented at the annual meeting.
- Dr. Amy Staton Nominations Committee getting ready to start the interview process for all nominees.

Board took a respite break 2:07 pm – 2:13 pm.

# • KVMA / AVMA Updates

Debra Hamelback, Executive Director for the Kentucky Veterinary Medical Association (KVMA) addressed the Board.

- o KVMA Board -
  - Membership email just sent today.
  - The Kentucky VMLRP is now available on the website; the program is increasing to six (6) applicants this year, up from five (5) last year. USDA VMLRP is on hold this year due to federal pauses related to DOGE activities.
  - There were a lot of goats and sheep killed in the recent Kentucky tornado. Donations are currently being accepted to help producers and surviving livestock and pets.
  - KVMA print magazine included the veterinary facility application tear-out pages to encourage early participation.
  - Upcoming animal disaster courses are being held starting in July in Bowling Green, London, etc.
  - Conversing with legislators regarding adding CVM contract seats for additional veterinarian students.
  - Power of 10 Leadership program to begin again soon interested parties should reach out to KVMA.



- KVMA Conference this year Sept 26-28 Lexington, some very interesting content offerings. The OneHealth track is going to be looking at some key emerging diseases.
- KVMA Board meeting last week
  - Director Shane attended the to provide KBVE update
  - Dr. Jennifer Quammen and Dr. Mary Ergen, both candidates in the AVMA President-Elect race, attended as well.
- AAVMC fly-in. Dr. Redmond and Ms. Hamelback participated and flew into D.C. They spoke about the rural veterinary shortage bill, the Farm Bill, and concerns related to Murray State's veterinarian school initiative. They met with Rep. Jamie Comer and five other Congressmen and staff.

# AVMA updates

Ms. Hamelback and Dr. Quammen provided information about the national association.

- Concerns related to high number of USDA veterinarians that were let go, however new information is coming out that many of them may be rehired.
- AVMA is very concerned about keeping federal veterinarians within the Membership, even if their federal employment status changes.
- The House of Delegates is still holding a lot of conversation around H5N1.
- The AVMA Conference this year is in conjunction with the World Veterinary Conference so there will be a lot of foreign veterinarians represented. The event is also being held in Washington, D.C., allowing access to elected officials during the AVMA Hill Day event.
- O Ms. Hamelback noted that D.C. is tense right now with the political environment and the new administration. She stressed that all veterinarians need to make sure that legislators understand how vital veterinarians are to the food supply and agriculture, so no more federal cuts happen to the profession.

## • KBVE

O Board Policy – Executive Director Responsibilities and Authorizations (Dr. Dawes, Velasco, Michelle)

No updates due to workload with facilities, EDP stakeholder group, required trainings, and state hiring procedures. This will be ready for review at a future meeting.

#### OSV

Dr. Velasco provided an update from the Kentucky Office of the State Veterinarian.

- o No new states with H5N1 17 with dairy, one case with a pig
- o Mild changes related to genotypes, seeing some D1.1 (currently predominate in reservoir water fowl)



- o As of last Friday, 1,067 herds across the nation affected, est. 2.5+ million cattle involved
- o For poultry, there have been recent outbreaks in most of the surrounding states, including Missouri, Illinois, Indiana, Ohio; again, all with genotype D1.1
- o To his knowledge, there have still been no beef cattle associated with the disease.
- o At this point, the big emerging threat is the New World screwworm (NWS).
  - This is not a new disease, as it was present in the U.S. in the 1950's and '60's.
  - This pest was once eradicated in the US and pushed all the way down to the Darian Gap, a stretch of jungle separating Panama and Colombia. USDA has some excellent maps on this.
  - The eradication program was successful because they used sterilized fly release to ensure that when females bred, they were not successful in reproducing. NWS females only breed once, so if they mate with a sterilized male, sterile eggs are produced.
  - In the 1960's there was a facility in Mexico that was producing 500 million sterilized NWS flies per week, one in South Texas producing 200 million, and one in Florida producing 200 million so really, the release numbers at that time were close to a billion sterilized NWS flies each week.
  - More recently, the program was releasing about 100 million flies per week to hold the line at the Darian Gap.
  - However, the eradication program has been using the same NWS genetics for 50 years, so the flies got weak and could not compete for mating.
  - New facilities will have to be established to produce sterile males with new genetics to push back. This means building new facilities, which takes time.
  - Existing sterile fly facilities in the US are used for combating fruit flies, and produce farmers are already having a hard time combating these pests, so taking over these facilities would be detrimental to this sector of agriculture.
  - The next chance to stop the resurgence is at the Yucatan Peninsula. Mexico has not been wholly cooperative, and provides only spotty monitoring.
  - This pest is very serious, with an ability to infect all warm blooded animals and reptiles. This includes humans. It can kill an infected host within a week.
  - Kentucky was the historic line, but with climate change, the fly may be able to move even further north. A cold winter will kill the fly.
  - The four (4) primarily accepted treatment options for combating NWS:
    - Surgical Debridement (case-by-case basis)
    - Topical Larvicides
      - o Dipping animal in Coral (Organophosphate solution).
      - Topical Sprays or ointments; currently US approved permethrin. Contraindicated for use in felids.



- Organophosphate sprays or ointments; found outside the US – Clorsulon products. (These were often used in the US in the 1960's and 1970's.)
- Systemic Anthelmintics, avermectin class. (e.g. Ivermectin<sup>TM</sup>,
   Dectomax<sup>TM</sup>, Longrange<sup>TM</sup>, in either injectable or Pour-on forms;
   caution withdrawal times in large animals)
- Release of live screwworm flies subjected to Sterile Insect
  Technique (SIT). I.e., releasing sterilized male flies into infested
  regions. This has proven the most environmentally friendly and
  effective treatment in eradicating and controlling further spread.
- o CEM appears to have run its course. Nothing came from Kentucky.
- o ASF outreach is ongoing with emergency management team.

#### **NEW BUSINESS**

- Questions pending from the Board's Office
  - Facility Requirements laid on the table until Government Affairs Committee discussions
- Other Items for Discussion FYIs
  - AVMA COE Accreditation Report
     Members discussed the accreditation status of Tuskegee, as they are a contract seat
     CVM for Kentucky.

## APPLICATIONS COMMITTEE REPORT

Dr. Gardner and Dr. Kennedy provided the report from the Applications Committee.

- Current applications received since last meeting
  - o Individual credentials Between March 10- May 9, KBVE received:
    - 83 veterinarian, LVT, and AES applications
  - O Veterinary Facilities Between March 7 May 9, KBVE received:
    - 156 veterinary facilities applications
  - o TOTAL = 239 Note: KBVE typically receives 300-350 applications per year
  - Majority of the non-facility applications were reviewed and processed for licensure by staff
  - o Thank you to applicants, licensees, and other constituents for patience with the Board staff during this time given the increased volume
  - The Committee reviewed flagged applications today, including one applicant of concern who was provided provisional licensure related to a disciplinary case in another state



# • New Graduate Licensure Report - FYI

- There are 35 participants in the 2025 New Graduate Licensure Program for day-ofgraduation licensure, from 12 different CVMs.
- o 17 of those are from Auburn, eight (8) from LMU
- o 10 additional graduates have applied for regular licensure to-date

# • State Jurisprudence Exam for AAHP ACPs

Members of the Committee discussed the new AAHP-ACP jurisprudence exam with other Members of the Board, seeking approval to push the exam out for use. Vice Chair Dr. Smith supported the work done by the Committee, thanking them for their efforts.

**A MOTION** was made by Dr. Smith to authorize for use the current version of the AAHP-ACP exam with final edits from Director Shane. The motion, seconded by Dr. Prater, passed.

# State Jurisprudence Exam for AAHP EDPs

Members of the Committee have just begun work on this new exam. The regulations are currently under development, however there is scope of practice in statute already for the equine dental providers (EDPs). The Committee will use similar general questions, but tailor some to EDP specific limitations. The Board discussed possibly including the EDP working group to review or contribute to some questions.

# Applications for Licensure

Revisions to applications forms are required for the board-approved filing of regulations with LRC. The form modifications have been the primary delay in filing updated, approved regulations. These forms include an initial application, renewal application, and reinstatement application for both veterinarian and veterinary technician license types.

Members of the Board discussed key items for addition to each application type:

- o Veterinarian
  - Track Diplomats / Boarded Specialists (not just those with additional trainings)
- o LVT
  - Start date for employment in Kentucky
  - Area of practice
  - NAVTA VTS certification

## Facility Registrations

Discussion laid on the desk until Government Affairs Committee item later in the agenda.

# Applications for EDPs

**A MOTION** was made by Dr. Gardner to provide authority to Director Shane and staff to modify the AAHP ACP application for use with the EDPs while the EDP regulations are still pending. This application should be posted to the KBVE website for applicant use



before the regulations are filed so that EDPs have the opportunity to apply under <u>KRS</u> <u>321.251</u> and <u>321.255</u>. The motion, seconded by Dr. Staton, passed unanimously.

## **EXECUTIVE SESSION**, if needed

There was no need to enter into executive session.

## **INVESTIGATIVE REPORTS**

Members of the Applications Committee pulled two reports for discussion.

- Special permittee monitoring report which reported unapproved supervisors. After further
  investigation, it was discovered that the listed supervisors were actually for another special
  permittee and erroneously included in the report. Members directed that this report be
  corrected.
- An ACA inspection report highlighted some concerns. Members directed that a follow up site visit be conducted to review the areas of concern and direct the animal control agency to assist with being in compliance.

#### WELLNESS COMMITTEE REPORT

Mr. Dorman provided the report from the Wellness Committee.

## **EDUCATION AND OUTREACH COMMITTEE**

Dr. Quammen provided an update from the committee.

- Recent newsletters were included in the board packet this last newsletter was quite large, although there have been a lot of topics to cover.
- Committee minutes from April and May meeting were also included in the packet.
- The Committee is meeting again tomorrow.
- One goal will be to keep the newsletters small and more digestible in the future.

## STRATEGIC PARTNERS UPDATE

- Kentucky Board of Pharmacy (KBOP)
  - KBOP planning to attend KBVE's July Meeting regarding pharmaceutical delivery issues: <u>KRS 315.404(3)</u> – addresses for delivery
- Kentucky Board of Licensure for Massage Therapy (KBLMT)

Director Shane provided an update from recent discussions with KBLMT Board Member and Vice Chair Karen Frazier.

- o Provided survey results summary
- o Shared <u>SB 69</u> new EDP license and clean-up of <u>23 RS HB 167</u>
- Homework for KBLMT:
  - Create definition of "animal massage therapy"



- Does the KBLMT support the use of this terminology, or is there any infringement upon title protections for human massage therapists?
- Title protection language development
- Scope of practice language not for statute, but for draft regulations. As
  this Board knows, scope of practice limitations can be very difficult to draft
  and find consensus on.
- Next steps for both boards:
  - Director Shane will take the KBLMT responses from the above questions and also the newly effective statutes for the KBVE AAHP license and combine the elements into a draft bill for KBLMT.
  - Both KBVE and KBLMT will then need to review and approve the language.
  - Next, very rough draft regulations would be crafted and consensus reached by the boards.
  - Next, the draft bill and regulations should be shared with all stakeholders for input, including both professional associations and interested practitioners.
  - The Boards would meet to work out any changes requested by the associations.
  - Once consensus is reached, a sponsor should be locked in for the legislation and the bill would need to be passed by both chambers.
- Next meeting with Ms. Frazier is scheduled for Mon, July 14 @ 1:30 PM Dr.
   Quammen to join Director Shane.

# • Kentucky Department for Public Health (KDPH)

o KDPH Bat Bytes Newsletter – Board reviewed; no discussion

## • Kentucky Horse Racing and Gaming Corporation (KHRGC)

The Board packet included a draft comment letter from KBVE regarding proposed changes to 801 KAR 3:020. Members of the Board discussed this regulation, which deals with racetrack licensing, in the context of the new SB 69 and equine dental provider licenses under KBVE. Additional points of consideration in the letter included a broader discussion about allied animal health professionals and "equine therapists", veterinary technicians and veterinarians, and disciplinary action.

**A MOTION** was made by Dr. Velasco to approve the comment letter as drafted and discussed in response to the filing of 801 KAR 3:020, including an amendment to invite KHRGC to engage in a meeting to review the comment letter from KBVE, and to have Director Shane issue the letter to KHRGC in a timely manner to comply with the public comment filing deadline. The motion, seconded by Dr. Staton, passed unanimously.



# • Animal Control Advisory Board (ACAB)

- Meeting held on 5/21 –Director Shane attended and provided an update regarding requirements of facility registration
- ACAB are working on a new license plate they hope will generate more revenue for their grant program

#### PILLS

- o Reported diversion issues with multiple veterinarians
- Future reporting requirements shall be coming up for additional discussion as mandated by Kentucky agencies in charge of controlled substance and prescription monitoring

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## GRIEVANCE COMMITTEE REPORT

Committee Chair Dr. Dawes provided the printed Committee Report and recommendations to the full board for review. There were no questions. The recommendations appear below.

Case Status Recommendations	Case Numbers
Ordered Appearance - Before Grievance Committee	• n/a
Ordered Appearance - Before the Full Board	• n/a
Emergency Order for Temporary Suspension	• n/a
Dismissed	• 2024-48 • 2024-66 • 2024-44(D)
	• 2024-60
Investigation	• 2024-33 • 2024-49(A) • 2024-58
	• 2024-34 • 2024-49(B) • 2024-65
	• 2024-35 • 2024-54 • 2024-04
	• 2024-37
With Legal Counsel for Negotiations	• 2023-14 • 2024-30 • 2024-51
	• 2024-07 • 2024-38 • 2024-41
	• 2024-19 • 2024-44(A)- • 2024-69
	• 2024-24 (C)
Refer to other State or Federal Agency	• 2024-25
Settlement Agreement Reached	• 2023-41
Monitoring	• 2020-36 • 2022-21(A) • 2024-04
	• 2020-43 • 2023-04 • 2024-05
	• 2021-47 • 2023-12 • 2024-11
	• 2022-05 • 2023-59 • 2024-21



In Franklin Circuit Court	• n/a
Administrative Hearing Procedures	• 2023-17
Cease & Desist Demand Letter	• 2024-42 2024-43
Admonishment / Private Admonishment and Closure	<ul> <li>2023-42</li> <li>2025-06</li> <li>2025-09</li> <li>2024-36</li> <li>2025-07</li> <li>2025-10</li> <li>2024-40</li> <li>2025-08</li> <li>2025-11</li> <li>2024-56</li> </ul>
Closed following KBVE Disciplinary Action and fulfillment of terms	<ul> <li>2020-34</li> <li>2023-45</li> <li>2023-51</li> <li>2023-30</li> </ul>
Open Pending Committee Recommendation	<ul> <li>2023-53</li> <li>2024-60</li> <li>2024-74</li> <li>2024-09</li> <li>2024-61</li> <li>2024-75</li> <li>2024-12(A)</li> <li>2024-62</li> <li>2024-76</li> <li>2024-26</li> <li>2024-63</li> <li>2024-77</li> <li>2024-27</li> <li>2024-65</li> <li>2024-78</li> <li>2024-48</li> <li>2024-66</li> <li>2024-79</li> <li>2024-51</li> <li>2024-67</li> <li>2024-80</li> <li>2024-81</li> <li>2024-53</li> <li>2024-70</li> <li>2024-82</li> <li>2024-59</li> <li>2024-83</li> <li>2025-01</li> </ul>
New Cases	• 2025-02 through • 2025-13
Cases Laid on the Desk	• 2024-01 • 2024-72 • 2024-73

**A MOTION** was made by Dr. Smith to approve the case recommendations of the Grievance Committee. The motion, seconded by Dr. Kennedy, passed unanimously.

# **GOVERNMENT AFFAIRS COMMITTEE**

- LRC Meetings / Legislative Updates
  - o There were no updates.

# • DISCUSSION – EDP Working group

The Board meeting materials included:

- o Notes from two (2) EDP stakeholder meetings
- o Proposed edits and questions from the stakeholder group as incorporated in the engrossed AAHP regulations
- o Letters to the Board from:
  - Nathan Glaza, DVM



- Shannon Bray, LVT
- o Unlicensed EDP policy statement developed by Carmine
- o IAED materials submission

Members of the Board discussed the information in the board materials.

- They determined that there should not be a difference between what is required for a veterinarian and what is required for an EDP or generally AAHP.
- The Board indicated that more information is needed to make final determinations regarding approved programs and requested that both IAED and EDPA present to the KBVE at their next meeting.
- O Dr. Rainbow addressed the Board regarding considerations of approved programs. He asked, who accredits these programs? From his own research, he noted inconsistencies between the IAED and the EDPA. He asked how KBVE can review the exams offered by these associations so that we can ensure they are current, appropriate, and stringent enough to be a qualifier for licensure. Further, Dr. Rainbow inquired if KBVE should create their own competency exam to ensure those applying for a license are qualified.
- o Mr. Lawrence, IAED Vice President, spoke to the KBVE regarding the association's approved programs and written exams. He stated there are three (3) programs currently approved: the Academy of Equine Dentistry in Idaho, the American School of Equine Dentistry with Dr. Raymond Hyde in Virginia, and The Institute in Texas. The IAED does not review these curriculums on a regular schedule. However, they do keep track of pass rates of each institution Certification Committee works with the Examiners (some of whom are on the Committee), and the Chair of the Committee reviews the failed questions. Candidates must pass the exam with an 80% to achieve certification.
- IAED bylaws state that the at least one (1) veterinarian is on the Board of directors
   and there are 10 Directors. The veterinarian is not a boarded specialist.
- O The Board directed that staff check with KHRGC on what it takes to qualify for a license as a "dental technician" under their rules.
- o In order to qualify for a new AAHP-EDP license from the KBVE, the statute says there must be at least two (2) recommendations from Kentucky licensed veterinarians.
- Members of the Board discussed with attendees the request to mandate a standardized medical chart that incorporates some disclosures on the form.
  - Specifically, some way to designate that the EDP does not provide a veterinary oral exam and that an EDP can only provide "observations and findings".
  - There might be a check box, "refer to vet for additional treatment".



- Sedation is a medical event, so there needs to be more records kept than just a chart. Do sedation details need to also appear on any standardized form? Details should include documenting time of administration, dosage, and, if additional drugs are provided, again the time and amount.
- The veterinarian's name is required by 201 KAR 16:600 to be on the prescription bottle, so the veterinarian's name should also be included in the EDP medical record or on the dental chart.
- Mr. Needham, IAED President, argued against the need for a form, saying that
  they do a significant oral exam and identify pulp exposure, cracked teeth, etc.
  However, licensed veterinarians in the room cautioned that EDPs are not allowed
  to diagnose patient issues, only to provide observations.
- O Mr. Lawrence stated it shouldn't be a problem to have a form with such a disclosure noting that the EDP is not providing a veterinarian level oral exam. He spoke about when he identifies an issue outside of his scope of practice and when he referred to the veterinarian.
- o Members of the Board discussed with the audience questions regarding dispensation and administration.
  - KRS 321.200(1)(b) what is an "owner's agent"? This needs defined in the context of EDPs.
    - Does a 1099 make the contractor an "employee" and then fall under this provision?
  - Dr. Rainbow expressed his concerns regarding dispensation to an EDP. If a single, patient-specific dose of sedation is dispensed, what happens if more sedation is needed in the field? What if too much is used? What you need and what you've got may not match up.
  - So, the question becomes one of risk and liability. Is the supervising veterinarian liable? The EDP?
  - Mr. Needham stated he obtains sedatives through the VCPR either the owner or the trainer provides the drugs that they obtained from the veterinarian.
  - Mr. Lawrence stated that the owner/agent administers the drugs, not him.
  - If the veterinarian is not cooperative, and the EDP has a veterinarian they rely on, then that licensed veterinarian will be required to establish a new VCPR with the patient and client so that drugs can be dispensed.
- Members of the Board requested that staff research supervision, dispensation, and administration for EDPs in other states.



 Mr. Needham noted an electronic charting app available, the "Pimbury Dental App". However, Mr. Iaccarino cautioned that the KBVE cannot mandate the use of a particular application for all practitioners.

Members of the Board reviewed the Senate Bill 69 Advisory Statement prepared by Mr. Iaccarino to replace the statement

**A MOTION** was made by Dr. Dawes to replace the current EDP statement on the board's website with the statement in the Board packet, as revised by the Grievance Committee. The motion, seconded by Dr. Prater, passed unanimously.

Board took a break at 4:43 pm – 4:54 pm

# DISCUSSION – Veterinary Facilities

Director Shane presented constituent questions to Members of the Board for their discussion and determination, referencing materials in the board packet. Pertinent references to current statute and regulation appear below:

- o <u>KRS 321.181</u> (numbering of definitions subject to change with the pending update to <u>KRS Chapter 321</u> following passage of <u>25 RS SB 69</u>).
  - (52) "Premises" means any place where an animal is located when veterinary medicine is being practiced;
  - (56) "Registered facility" means any AAHP facility or any veterinary facility that is registered with the board;
  - (71) (a) "Veterinary facility" means any building, fixed facility, place, premises, mobile facility, or mobile unit location from which the practice of veterinary medicine and practice of veterinary technology are conducted or performed, including but not limited to a mobile clinic or facility, outpatient clinic, veterinary hospital or clinic, emergency facility, specialty facility, referral facility or center, temporary health clinic, or spay/neuter location. A veterinary facility shall include all fixed buildings used for the practice of veterinary medicine at a single physical premises location.
  - (b) "Veterinary facility" does not include:
    - 1. The premises of a veterinary client unless a fixed veterinary facility is located on the veterinary client's premises;
    - 2. A research facility;
    - 3. A federal military base;
    - 4. Locations for temporary animal exhibition;
    - 5. State or federal regulatory facilities;
    - 6. Officially designated emergency and disaster response locations;
    - 7. A facility with current accreditation by the Association of Zoos and Aquariums; or
    - 8. An American Veterinary Medical Association-accredited college of veterinary medicine or veterinary technology;



- (46) "Mobile facility" or "mobile unit" means a motor vehicle that is utilized pursuant to KRS 321.205;
- (68) "Veterinarian manager" means at least one (1) Kentucky-licensed veterinarian who registers to assume responsibility for the registration, management, and operation of a registered veterinary facility;
- o KRS 321.185(1)(c) follow-up care and continuation of care requirements
- o <u>201 KAR 16:762</u>, Section 2(2)
  - (2) A veterinary facility shall be a dedicated space equipped for, staffed, and primarily devoted to the practice of veterinary medicine or the practice of veterinary technology.

#### Mobile facilities

- As noted above, statutory definitions in KRS 321.181 define that any premises from which the practice of veterinary medicine occurs should be registered.
- Dr. Prater stated that what is actually essential is what services are being provided if services are provided, a mobile unit should be registered.
- If the veterinarian or AAHP provider owns the vehicle and uses the vehicle to provide services, or if the practitioner's business owns the vehicle, then it should be registered. It doesn't matter if the mobile unit is a small car, a fully equipped truck, or an Amish buggy registration is required.
- Even if the vehicle is not owned by the practitioner, but it is used to regularly provide veterinary services and the vehicle is designated for business use, the vehicle should be registered.
- Director Shane and Mr. Iaccarino reminded everyone that this registration program falls under the Board's mandate to protect the public, and we need to keep regulatory requirements framed in that mandate. However, we also don't want to be in a situation where the requirements for registration create a barrier for practitioners to provide services to the public.

How does registration of a vehicle or fixed facility help the Board protect the public? Currently, the General Assembly is requiring registrations so that we can all understand:

- Distribution of veterinarian facilities in Kentucky;
- Services the registered facilities provide to the public; and
- The area those facilities realistically serve (e.g., one county, multiple counties, statewide).

This serves the public protection mandate by providing information on access to care, identifying veterinary shortage areas, and informing the General Assembly of key issues in these areas so they can adopt appropriate legislation and programming to ensure that enough veterinarians practice in Kentucky to meet the needs of the public, both for private and agricultural purposes.



- Short term rentals or a temporarily borrowed vehicle do not need to be registered. This is particularly true for out-of-state licensees coming into Kentucky for a short event or sale. The veterinarians in these cases hold a Kentucky license and are providing limited services for a limited period; there is not really anything to inspect in a rental or temporary vehicle. Also, the Board still has recourse on their license.
  - However, if the out-of-state licensee is driving their own vehicle or business vehicle that is typically used for or equipped for veterinary services into the Commonwealth of Kentucky, then the vehicle does need registered.
- Dr. Stephanie Pollett addressed the Board regarding transport of drugs to a location where she conducts spay/neuter clinics. She does not provide veterinary services out of the vehicle and the place where the surgeries shall be provided will be a registered veterinary facility.
  - This vehicle does not need registered because the services are provided at a registered facility.
- Dr. Quammen relayed that the Applications Committee discussed multiple scenarios related to this topic. A fixed facility plus or minus a mobile unit is not as much of a concern as a mobile unit unattached to a fixed facility. She asks, does this look like a certain percentage of time you use it for work? Some veterinarians only practice a few hours a month and some practice 50+ hours a week. Some veterinarians have a lot of equipment in their vehicles, and some only a bag or a scope. How do you make the requirements equitable when there is such variation in practice?
- If using percentages, how do you administratively track this? How would this be proved in an enforcement case?
- Chair Dr. Park reminded everyone that any fixed facility gets to register up to two (2) mobile units included with the registration at no additional charge. Additional units are \$25 per unit. He suggests that practitioners should use the opportunity with the included units and simply register those vehicles.
- There are still outstanding questions in this area.
- Staff were directed to gather examples from applications and bring them back for the Board's consideration.
- Harlan County question about registered veterinary manager
   The Board determined that Harlan County may register multiple veterinarians as the veterinarian manager, and that each manager may be responsible for the facility on their own shifts.
- Churchill Downs

Does their "Equine Medical Center" need registered? It is up to Churchill to work out the business relationship with Hagyard, but the Board determines that, yes, the facility needs registered.



#### WinStar

The Board directed that WinStar must either register the building and premises as a veterinary facility and have the two mobile units under the registration for no additional charge, or alternatively register only the mobile units and not the building/premises.

Boarding Facility - veterinary clinic offering boarding services

The Board made clear that KBVE does not regulate boarding facilities. If an owner requests that their animals share contained space, the veterinarian should have the owner sign a release stating their will to waive the single animal requirement.

#### Dr. Arnold

Providing regular services to the public out of a vehicle, even if only CVIs on an intermittent basis, triggers the requirement to register the vehicle as a mobile unit.

Members of the Board directed staff to extend the initial registration deadline from June 30, 2025, to September 30, 2025.

More answers will be determined at a future meeting of the Board.

# • Administrative Regulations

Direct Shane provided an overview of KBVE's current regulations and the sunset review schedule, as in the Board packet. Regulations requiring Board review through the remainder of the year include:

- o 201 KAR 16:500 Code of Ethical Conduct for Veterinarians.
- 201 KAR 16:540 Application requirements for veterinarians and veterinary technicians.
- o 201 KAR 16:570 License renewal for veterinarians and veterinary technicians; renewal notice.
- o 201 KAR 16:580 Board issued licenses and certificates, inactive and retired statuses.
- o 201 KAR 16:600 Prescription and dispensation of drugs for animal use.

Other regulations requested for review by Members of the Board:

- o 201 KAR 16:530 Examination requirements for veterinarians and veterinary technicians.
- 201 KAR 16:750 Licensed Veterinary Technicians (LVTs) Veterinary assistants
   Scope of Practice and Supervisory Requirements to review the scope of duties for LVTs and address veterinary assistant scope of duties regarding laser therapy and similar modalities.

New regulations required:

- Open Records Procedures
- o Special permits Supervisor responsibilities Limitations on practice



# • Policy Discussion

<u>Legislative Oversight and Investigations Committee</u> – Regarding multiple Committee recommendations for Licensing Boards https://www.youtube.com/live/VUvszCYcX2k?si=rmcjqD7RVTlSRlH6?

This item has been laid on the table until the issues with veterinary facility registration and the equine dental provider regulations are worked through. The plan is to schedule meetings for KBVE policy development this summer. Working group: Drs. Dawes, Prater, Smith, Director Shane.

#### **OPEN DISCUSSION**

## • Obituary Notifications

- o "Doc" Abram G. Allen, Jr. (KBVE license # 147040) June 23, 1925 May 4, 2025 <a href="https://www.milnerandorr.com/obituaries/Doc-Abram-G-Allen-Ir?obId=42368326">https://www.milnerandorr.com/obituaries/Doc-Abram-G-Allen-Ir?obId=42368326</a>
- Byron R. Dozier (KBVE license # 145318) January 9, 1949 April 13, 2025 <a href="https://www.lakesfuneralhome.com/obituaries/Byron-Reid-Dozier?obId=42003973">https://www.lakesfuneralhome.com/obituaries/Byron-Reid-Dozier?obId=42003973</a>
- Connie Brown (KBVE license # 146184) July 22, 1953 May 15, 2025
   <a href="https://www.afterall.com/obituaries/d-20196197/frankfort-kentucky/connie-lynn-brown/may-2025">https://www.afterall.com/obituaries/d-20196197/frankfort-kentucky/connie-lynn-brown/may-2025</a>

#### Open Discussion

Chair Dr. Park asked Members of the Board for any other news or items of discussion. None were brought forward.

#### **FUTURE MEETING DATES**

Location: KBVE Offices, 4047 Iron Works Parkway, Suite 104, Lexington, KY 40511

Members of the Board directed that a special meeting be added on July 10 to address
additional questions about veterinary facilities, AAHP EDP regulations, and begin regulations
requiring sunset review.

# • 2025 regular meetings:

- o July 31
- o Sep 11
- o Nov 20

## **ADJOURNMENT**

Chairman Dr. Park adjourned the meeting at 6:35 pm.



These meeting minutes were approved by Members of the Board on July 31, 2025.

John C. Park, DVM, Chair of the Kentucky Board of Veterinary Examiners

PRESIDING OFFICER: John C. Park, DVM, KBVE Board Chair Minutes Recorded by: Michelle M. Shane, KBVE Executive Director





# KENTUCKY BOARD OF VETERINARY EXAMINERS

4047 Iron Works Parkway, Suite 104, Lexington, KY 40511 Office: 502-564-5433 • Fax: 502-573-1458

kbve.ky.gov • vet@ky.gov

# Meeting Agenda

May 22, 2025

Meeting Location: KBVE Offices, 4047 Iron Works Parkway, Suite 104, Lexington, KY 40511

Public Virtual Option Available – Email <u>Vet@ky.gov</u> for meeting connection information.

EDT	COMMITTEE MEETINGS
9:00 AM	Grievance Committee
10:00 AM	Applications Committee
12:00 PM	Lunch
1:00 PM	<b>BOARD MEETING - PUBLIC MEETING</b>

# **CALL TO ORDER**

ROLL CALL / ESTABLISHMENT OF QUORUM

**CONFIRMATION OF PUBLIC NOTICE** 

READING OF MISSION STATEMENT

## **CONSENT AGENDA**

- Meeting Agenda for May 22, 2025
- Board Meeting Minutes from March 20, 2025
- Special Meeting Minutes from March 24, 2025
- Committee Meetings:
  - o Applications Committee Minutes March 20, 2025
  - o Grievance Committee Minutes March 20 and May 8, 2025
  - Education and Outreach Committee Minutes March 24 and April 29, 2025
- Budget Summary Report
- Licensure Status Report
- Applications Committee Report on New Applications
- Applications Committee Report on New CE Requests
- Special Permittee Monitoring Reports
- ACA Inspection Reports:
- Equine Sales Reports
- Approval of Board Per Diem and Mileage



#### **BUSINESS AGENDA**

#### ANNUAL REVIEW OF BOARD ETHICS AND CONFIDENTIALITY

- Code of Ethics
- Confidentiality Agreement

## **GUEST SPEAKERS**

On the subject of pharmaceutical deliveries.

- Laura Bentley, Senior VRM-Equine, Covetrus
- Lori Brown, Compliance Manager, Midwest Veterinary Supply
- Tammy Boarman, Zoetis

## **BUDGET AND CONTRACT MATTERS**

- Annual Dues
- Conferences, Exhibits, and Sponsorships
  - o CLEAR Event Nov 5-7 in Louisville
  - AVMA Convention and 40<sup>th</sup> World Veterinary Association Congress July 18 – 20, Washington, DC
  - o FARB Conference July 21 26, Denver, CO
  - CLEAR International Congress on Professional and Occupational Regulation – December 3-5, Wellington, New Zealand
  - In conjunction with CLEAR, the International Veterinary Regulators Conference (IVRN) – December 1-2, Wellington, New Zealand
- Other Budget Requests
- KBVE Budget Highlights

#### UNFINISHED BUSINESS AND UPDATES

- AAVSB Updates
  - o 2025 Annual Meeting & Conference
  - o Announcements and Requests
  - o AAVSB Bylaws update
  - o AAVSB Resolutions
  - o Committee Reports
- KVMA / AVMA Updates
- KBVE
- OSV

#### **NEW BUSINESS**

- Questions pending from the Board's Office
- Other Items for Discussion
  - o New Graduate Licensure Report
  - o AVMA COE Accreditation Report



#### APPLICATIONS COMMITTEE REPORT

**EXECUTIVE SESSION**, if needed

**INVESTIGATIVE REPORTS** 

WELLNESS COMMITTEE REPORT

# **EDUCATION AND OUTREACH COMMITTEE**

#### STRATEGIC PARTNERS UPDATE

- Kentucky Board of Pharmacy (KBOP)
- Kentucky Board of Licensure for Massage Therapy (KBLMT)
- Kentucky Department for Public Health (KDPH)
- Kentucky Horse Racing and Gaming Corporation (KHRGC)

#### GRIEVANCE COMMITTEE REPORT

#### **GOVERNMENT AFFAIRS COMMITTEE**

- DISCUSSION Veterinary Facilities
  - Veterinary Facilities Regulatory Overview
  - Facility Requirement Queries and Scenarios
    - Animal Boarding
    - Churchill Downs
    - Pro bono work
    - Harlan County & Report
    - KY Humane
    - Locum veterinarians and veterinarian manager responsibilities

# • DISCUSSION – EDP Working group

- Meeting notes
- o Proposed edits in AAHP regulations
- o Glaza letters
- o LVT Letter
- o Unlicensed EDP policy statement developed by Carmine

## Administrative Regulations

- o Review schedule
- o 201 KAR 16:500 Code of Ethical Conduct for Veterinarians
  - AVMA Code of Ethics for Veterinarians



- o 201 KAR 16:530 Examination requirements for veterinarians and veterinary technicians to address the VTNE early testing clause
- 201 KAR 16:750 Licensed Veterinary Technicians (LVTs) –
   Veterinary assistants Scope of Practice and Supervisory

   Requirements to review the scope of duties for LVTs and address veterinary assistant scope of duties regarding laser therapy and similar modalities
- o 201 KAR 16:600 Prescription and dispensation of drugs for animal use

#### **OPEN DISCUSSION**

- Obituary Notifications
  - "Doc" Abram G. Allen, Jr. (KBVE license # 147040) June 23, 1925 May 4, 2025
     <a href="https://www.milnerandorr.com/obituaries/Doc-Abram-G-Allen-Ir?obId=42368326">https://www.milnerandorr.com/obituaries/Doc-Abram-G-Allen-Ir?obId=42368326</a>
  - Byron R. Dozier (KBVE license # 145318) January 9, 1949 April 13, 2025
     <a href="https://www.lakesfuneralhome.com/obituaries/Byron-Reid-Dozier?obId=42003973">https://www.lakesfuneralhome.com/obituaries/Byron-Reid-Dozier?obId=42003973</a>
- Open Discussion

#### **FUTURE MEETING DATES**

# **ADJOURNMENT**





# KENTUCKY BOARD OF VETERINARY EXAMINERS

4047 Iron Works Parkway, Suite 104, Lexington, KY 40511 Office: 502-564-5433 • Fax: 502-573-1458

kbve.ky.gov • vet@ky.gov

# Applications Committee Meeting Minutes May 22, 2025

Meeting Location: KBVE Offices, 4047 Iron Works Parkway, Suite 104, Lexington, KY 40511

#### APPLICATIONS COMMITTEE MEETING

#### Attendees:

- Stephanie Kennedy, DVM, KBVE Board Member, Applications Committee Chair (arrived at 10:05am)
- Tim Gardner, DVM, KBVE Board Member, Applications Committee Member
- Jennifer Quammen, DVM, KBVE Board Member, Applications Committee Member
- Amanda Briggs, KBVE Applications Specialist

#### **Absent Committee Members:**

• n/a

#### **Guest Attendees:**

• n/a

## **Proceedings:**

Committee Member Dr. Gardner called the meeting to order at 10:02 am.

Board Staff Ms. Briggs called the roll.

Dr. Kennedy arrived at 10:05am.

Members of the Committee reviewed and discussed applications for licensure, certificates, permits, and continuing education courses.

Members discussed applications with RAP sheets and other red flags.

Members directed Ms. Briggs and Ms. Shane to follow up with WA state board regarding applicant disciplinary action compliance / verification of completion of CE / fine, etc. Provided conditional approval until this information is obtained. Requested verification from staff that discipline was reported to KBVE as required by Code of Conduct.

Members discussed the Applications Committee Report and items for discussion with the Board, including:

# • Inspection Reports

O Concerns about unapproved supervisors for special permittee (Dr. M. Davis)



o Concerns about Madison County Animal Shelter Inspection Report

## • New Graduate Licensure Program and Report

- o There are 35 participants in the 2025 New Graduate Licensure Program for day-of-graduation licensure, from 12 different CVMs.
- o 17 of those are from Auburn, eight (8) from LMU
- o 10 additional graduates have applied for regular licensure to-date

## • Current Application Volume – very high

- o Individual credentials Between March 10- May 9, KBVE received:
  - 83 veterinarian, LVT, and AES applications
- O Veterinary Facilities Between March 7 May 9, KBVE received:
  - 156 veterinary facilities applications
- o TOTAL = 239 Note: KBVE typically receives 300-350 applications per year
- Majority of the non-facility applications were reviewed and processed for licensure by staff
- Members of the Committee discussed ways to improve applicant compliance with SOPs
  - Website banner
  - Auto reply message
  - Video on website

#### • KBVE Newsletter

o The Committee appreciates and praises the newsletter for communication purposes.

#### • AAHP Jurisprudence Exam for ACPs

• The Committee discussed requesting that the Board vote today to finalize this exam pending ED review.

**A MOTION** was made by Dr. Quammen to move the ACP exam draft out of Committee and request that the Board approve pending Executive Director edits. Otherwise, the Committee releases the exam for Board review at the next meeting following ED review. The motion, seconded by Dr. Kennedy, passed unanimously.

## • AAHP Jurisprudence Exam for EDPs

Ms. Briggs will pull all general questions from ACP exam and committee will draft 10-15 scope of practice questions. Would like to request assistance from ED, Chair, and EDP working group.



# **Applications Forms Revisions**

- o Veterinarian
  - Add under question 13 a check box for submitting certificate if hold diplomate or specialist status.
  - Change Graduate to Graduate / Professional Program
  - Update Gender box to match AAHP
  - Update Other names to match AAHP
- o LVT
  - Add question from veterinarians re: areas of practice.
  - Update Gender box to match AAHP
  - Update Other names to match AAHP
  - Add VTS question to renewal form?
- AAHP License

## Facility Registration Questions from Survey

The Committee discussed the nuances of mobile facilities at length and will discuss further with the full board.

# Application for EDPs

**A MOTION** was made by Dr. Quammen to recommend to the full Board that staff be directed and authorized to modify the AAHP ACP application for use with EDPs while the EDP regulations are still pending. The motion, seconded by Dr. Kennedy, passed unanimously.

# **ADJOURNMENT**

The Committee adjourned the meeting at 11:51 PM.

nutes were approved by the Applications Committee on July 31, 2025.

Stephanie M. Kennedy, DVM, KBVE Applications Committee Chair

PRESIDING OFFICERS: Stephanie Kennedy, DVM, KBVE Applications Committee Member

Minutes Recorded by: Amanda Briggs, KBVE Applications Specialist Minutes Reviewed by:

Michelle Shane, KBVE Executive Director





# KENTUCKY BOARD OF VETERINARY EXAMINERS

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# Grievance Committee Meeting Minutes May 22, 2025

Meeting Location: Virtual via Zoom

#### GRIEVANCE COMMITTEE MEETING

#### Attendees:

- Dr. Dianne Dawes, KBVE Board Member, Grievance Committee Chair
- Dr. Phil Prater, KBVE Board Member, Grievance Committee Member (arrived 10:00 AM)
- Dr. Gene Smith, KBVE Vice Chair, Grievance Committee Member
- Dr. Amy Staton, EdD, LVT, KBVE Board Member, Grievance Committee Member (arrived 10:00 AM)
- Ms. Michelle Shane, KBVE Executive Director
- Mr. Carmine Iaccarino, Esq., KBVE Legal Counsel
- Dr. Coy St. Clair, KBVE Investigator
- Dr. L. Dena Fitzpatrick, KBVE Investigator
- Dr. J.T. Williams, KBVE Investigator

#### **Absent Committee Members:**

• n/a

#### **Guest Attendees:**

• n/a

## **ORDERED APPEARANCES**

• n/a

#### **PROCEEDINGS**

Committee Chair Dr. Dawes called the meeting to order at 9:04 am EDT.

Ms. Shane conducted roll call.

**A MOTION** was made by Dr. Smith to approve the Committee meeting minutes from March 20 and May 8. The motion, seconded by Dr. Dawes, passed unanimously.



**A MOTION** was made by Dr. Smith to go into executive session to discuss potential litigation and adjudication of KBVE grievance cases pursuant to KRS 61.810(1)(c) and (j) and KRS 321.187(6). The motion was seconded by Dr. Dawes, and passed unanimously. Only Members of the Committee remained in the room.

The Committee took a break 9:50 - 10:00 am. When they returned, Dr. Staton and Dr. Prater joined the meeting.

The Committee returned to regular session at 11:59 pm.

Members of the Committee reconciled their case notes and agreed to report the following cases statuses and recommendations to the full Board during the March 20 Board meeting.

Case Status Recommendations	Case Numbers
Ordered Appearance - Before Grievance Committee	• n/a
Ordered Appearance - Before the Full Board	• n/a
Emergency Order for Temporary Suspension	• n/a
Dismissed	• 2024-48 • 2024-66 • 2024-44(D)
	• 2024-60
Investigation	• 2024-33 • 2024-49(A) • 2024-58
	• 2024-34 • 2024-49(B) • 2024-65
	• 2024-35 • 2024-54 • 2024-04
	• 2024-37
With Legal Counsel for Negotiations	• 2023-14   • 2024-30   • 2024-51
	• 2024-07 • 2024-38 • 2024-41
	• 2024-19 • 2024-44(A)- • 2024-69
	• 2024-24 (C)
Refer to other State or Federal Agency	• 2024-25
Settlement Agreement Reached	• 2023-41
Monitoring	• 2020-36 • 2023-04 • 2024-11
	• 2020-43 • 2023-12 • 2024-21
	• 2021-47   • 2023-59
	• 2022-05 • 2024-04
	• 2022-21(A) • 2024-05
In Franklin Circuit Court	• n/a
Administrative Hearing Procedures	• 2023-17



Cease & Desist Demand Letter	• 2024-42	2024-43	
Admonishment / Private Admonishment and Closure	• 2023-42	• 2025-06	• 2025-09
	• 2024-36	• 2025-07	• 2025-10
	• 2024-40	• 2025-08	• 2025-11
	• 2024-56		
Closed following KBVE Disciplinary	• 2020-34	• 2023-45	2023-51
Action and fulfillment of terms	• 2023-30		
Open Pending Committee Recommendation	• 2023-53	• 2024-60	• 2024-74
	• 2024-09	• 2024-61	• 2024-75
	• 2024-12(A)	• 2024-62	• 2024-76
	• 2024-26	• 2024-63	• 2024-77
	• 2024-27	• 2024-65	• 2024-78
	• 2024-48	• 2024-66	• 2024-79
	• 2024-51	• 2024-67	• 2024-80
	• 2024-52	• 2024-68	• 2024-81
	• 2024-53	• 2024-70	• 2024-82
	• 2024-55	• 2024-71	• 2024-83
	• 2024-59		• 2025-01
New Cases	• 2025-02	through	• 2025-13
Cases Laid on the Desk	• 2024-01	• 2024-72	• 2024-73

# **ADJOURNMENT**

Chair Dr. Dawes adjourned the meeting at 12:01 pm.

These meeting minutes were approved by the Board on July 31, 2025.

/s/ Dr. Dianne Dawes-Torre

Dianne J. Dawes, DVM, KBVE Grievance Committee Chair

PRESIDING OFFICER: Dianne J. Dawes, DVM, KBVE Grievance Committee Chair

Minutes Recorded by: Michelle M. Shane, KBVE Executive Director

