



KENTUCKY BOARD OF VETERINARY EXAMINERS

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Special Meeting Minutes

July 23, 2020 – Special Meeting, per [Executive Order 2020-215](#) & [KRS 61.823](#)

Meeting Location: Video Teleconference Only

BOARD MEMBERS PRESENT

(V) = video (A) = audio only

- Steven J. Wills, DVM – Chairman (V)
- Gene Smith, DVM – Vice Chair (A)
- Dale Eckert, DVM (V)
- Tim Gardner, DVM (V)
- Judith Piazza, Citizen-at-Large (A)
- Jeff Pumphrey, DVM (A)
- Amy J. Staton, EdD, LVT (V)
- Robert Stout, DVM -- Proxy for the Commissioner of Agriculture (V)

BOARD MEMBERS ABSENT

- Leah Miller, DVM
- Amanda H. Rowland, DVM

DEPARTMENT OF AGRICULTURE STAFF PRESENT

- Joe Bilby, Legal Counsel (V)
- Michelle Shane, Executive Director (V)

OTHERS PRESENT

- Loran Wagoner, DVM, Board Investigator (V)
- MJ Wixsom, DVM, Board Investigator (V)
- Coy St. Clair, DVM, Board Investigator (V)
- Debra Hamelback, KVMA Executive Director (V)
- Ms. B. Maloney, Attorney (A)

CALL TO ORDER / ROLL CALL / ESTABLISHMENT OF QUORUM

Dr. Steven Wills, Board Chairman, called the meeting to order at 1:02 PM EDT. Chairman Wills welcomed everyone to the online Zoom meeting.

Mrs. Michelle Shane read the roll call. A quorum of the Board was noted as achieved.

CONFIRMATION OF PUBLIC NOTICE

Mrs. Shane confirmed the public was notified of this meeting on the Board's website on July 15, 2020.

READING OF MISSION STATEMENT

Ms. Shane read aloud the Board's mission statement.

CONSENT AGENDA

- Board Meeting Minutes from May 28, 2020
- Budget Expenditures since last meeting
- Applications Committee Report on New Applications
- Applications Committee Report on New CE Requests
- Approval of Board Per Diem

A MOTION was made by Dr. Gene Smith to approve the consent agenda. The motion, seconded by Dr. Dale Eckert, passed unanimously by voice vote.

Budget

Ms. Shane provided an overview of the Budget Summary, closing out FY.20 and beginning FY.21.

The Budget closeout for F.Y. 2020, July 1, 2019, through June 30, 2020 are as follows:

- Receipts = \$79,105
- Expenditures = \$244,020
- Closing Balance = \$999,793

The Budget expenditures and revenue approved are summarized for F.Y. 2021, July 1, 2020, through July 17, 2020, as follows:

- Receipts = \$23,290
- Expenditures = \$5,494
- Current Balance = \$1,017,589

Applications Committee Reports

- Applications Committee Report on New Applications
- Applications Committee Report on New CE Requests

The Applications Committee Reports are as follows in Table 1: Approved Applicants for Licensure and Certification, and Table 2: Approved CE Requests. There were 38 veterinarian, three (3) veterinary technician, one (1) animal euthanasia specialist, and two (2) animal control agency applications. There were CE requests for 46 hours of CE for veterinarians and one (1) hour of CE for veterinary technicians.

Table 1: Approved Applicants for Licensure and Certification				
	First Name	Last Name	License Type	App. Type
1	Ann L.	Andrews	Veterinarian	New
2	Alyssa N.	Ball	Veterinarian	Endorsement
3	Nikollette K.	Birky	Veterinarian	New
4	Martha N.	Boehman	Veterinarian	Endorsement
5	Daniel R.	Brown	Veterinarian	New
6	Sarah L.	Cohen	Veterinarian	Endorsement
7	Tyler R.	Cross	Veterinarian	New
8	Alexandra L.	De La Rosa	Veterinarian	New
9	Joy A.	Dillon	Veterinarian	Endorsement
10	Julia C.	Drube	Veterinarian	New
11	Andrea D.	Enk	Veterinarian	Endorsement
12	Claudia A.	Ferreira	Veterinarian	Special Permit
13	Claudia A.	Ferreira	Veterinarian	New
14	Rachel L.	Fladung	Veterinarian	New
15	Andie B.	Fox	Veterinarian	New
16	Nicole	Gasparin	Veterinarian	New
17	Mary E.	Giardina	Veterinarian	Endorsement
18	Lauren E.	Hudson	Veterinarian	New
19	Kaitlyn	Ieradi	Veterinarian	New
20	Jessica N.	Jebe	Veterinarian	Special Permit
21	Lindsey C.	Johnstone	Veterinarian	New
22	Maria P.	Kerbert	Veterinarian	New
23	Daniel R.	Kish	Veterinarian	New
24	Casie B.	Lew	Veterinarian	New
25	Kelly A.	Manion	Veterinarian	New
26	Rebecca L.	Mears	Veterinarian	New
27	Keri A.	Nickoson	Veterinarian	New
28	Jeffrey A.	Raines	Veterinarian	New
29	Erin M.	Shea	Veterinarian	New
30	James M.	Sieg	Veterinarian	Endorsement
31	Nina R.	Stewart	Veterinarian	Endorsement
32	Olivia K.	Stone	Veterinarian	New
33	Charlotte R.	Talbert	Veterinarian	New
34	Heidi P. M.	Twist	Veterinarian	New
35	Haley J.	VanHoose	Veterinarian	New
36	Amanda J.	Waddle	Veterinarian	New

37	Alexandra S. J.	Warren	Veterinarian	New
38	Meghan C.D.	Wells	Veterinarian	Endorsement
39	Cecelia L.	Brooks	Veterinary Technician	New
40	Raven L.	Gillians	Veterinary Technician	New
41	Jessica A.	Lohr	Veterinary Technician	Endorsement
42	Mayfield/Graves Co. Animal Shelter* *Pending good outcome of Shelter Inspection		Animal Control Agency	Reinstatement
43	Russell County Animal Shelter		Animal Control Agency	Reinstatement
44	David K.	Branham	Euthanasia Specialist	New

Table 2: Approved CE Requests

Course Title	Sponsor / Provider	CE Hours Requested		Date of Program(s)
		Vet	Vet Techs	
Understanding the PPP Loan Forgiveness Requirements	Credit Bench	1	1	Multiple Offerings: 6/3/2020 6/24/2020 possibly more
The 20th Annual Hambletonian CE Seminar & The 14th Annual Hambletonian CE Wet Labs	Hambletonian at the Meadowlands & NJ VMA	15	-	8/1-2/2019
Options for Animals, Essentials Course of Animal Chiropractic	Options for Animals College of Animal Chiropractics	30	-	Multi-week Course, Feb - Jun 2020

BOARD ANNOUNCEMENTS

- **Amy Staton, EdD, LVT**

Governor Andy Beshear reappointed Ms. Staton as a Member of the Board through July 14, 2024.

- **Leah Miller, DVM**

Dr. Miller is moving out-of-state and plans to stop serving on the Board before the end of the year.

BUSINESS AGENDA

SARS-CoV-2 / COVID-19 Discussion

Note on website statistics, since March through July 15 the COVID-19 page has had 3,683 views.

The Board discussed the current responses to COVID-19, in Kentucky and nationwide. No changes were proposed to the current orders.

A question from a licensee was discussed. The current Governor's recommendations indicate that individuals should undergo a 14-day quarantine when returning from out of state. If a practice employee reports to the Board that a licensee did not follow the Governor's recommendation and instead the licensee returned to work, the Board would review such a report on a case by case basis for possible discipline.

BUDGET MATTERS

- The tablets for Board Meetings arrived early.
- Ms. Shane will need to obtain a locking cabinet for secure tablet storage.
- SSI certificate for website – Ms. Shane proposed purchasing and maintaining an SSI certificate for the Boards' website. This certificate will help users access the Board website from the EU, Australia, and other overseas locations. The eServices Portal already has an SSI certificate at no cost to the Board, however the Board's website does not have one. Since the renewal period opened, the Board Office has received multiple calls about website accessibility from overseas. The certificate cost is \$250 for two (2) years, and is renewable.

A MOTION was made by Ms. Judith Piazza to obtain and maintain a SSI certificate for the Board's website. The motion, seconded by Dr. Eckert, passed unanimously by voice vote.

Chairman Wills introduced a discussion on Board per diems for Board work when not at a meeting. The Board discussed [KRS 321.230](#), and considered offering Board Members a per diem when working on certain large, time intensive projects such as the euthanasia course curriculum review, the Practice Act review and proposed revisions, working on an AAVSB Committee, etc. The Board determined that a Board policy might be developed to better define when per diems are allowable outside of Board Meetings and travel for the Board.

LICENSURE STATUS REPORT

- **Veterinarians.** 2,649 Active licenses, up 43 licenses from the last report, and up 165 from the same time period in 2019; there are also currently one (1) Inactive veterinarian license and one (1) Special Permit.
- **Veterinary Technicians.** 454 Active licenses, up one (1) license from the last report, and up 24 licenses from the same time period in 2019; there is also currently one (1) Inactive veterinary technician license.

- **Certified Animal Control Agencies.** 51 Active certificates, down eight (8) from the last report, and down seven (7) from the same time period in 2019; and
- **Certified Animal Euthanasia Specialists.** 184 Active certificates, down 41 from the last report, and down 16 from the same period in 2019; there are also currently 11 Inactive animal euthanasia specialist certificates.

APPLICATIONS COMMITTEE UPDATE

- The Mayfield Graves Co. Animal Shelter requires an updated inspection and report prior to reinstatement; approved pending no issues with inspection.
- 2020 Renewals – Audits and Approvals
The Applications Committee needs additional support from the Board during the veterinarian licensee renewal period because the Board has reinstated audits this cycle. Ten percent of licensees will be audited and require Board review for approval.

Chairman Wills asked for volunteers to assist with the reviews. The following Board Members will receive login information and additional instruction from Ms. Shane on how to proceed:

- Ms. Staton
- Dr. Gardner
- Dr. Wills
- Dr. Smith

WELLNESS COMMITTEE REPORT

A MOTION was made by Chairman Wills to enter into closed session to discuss the Wellness Committee Report. The motion, seconded by Dr. Gardner, passed unanimously by voice vote.

The meeting reconvened at 2:05 PM. Mr. Bilby provided a summary of the discussion about one licensee who is struggling with wellness and has been non-responsive to Board outreach. Mr. Bilby recommended that the Board file a complaint seeking an administrative hearing for the suspension of this individual's license.

A MOTION was made by Dr. Smith directing Mr. Bilby to proceed with drafting the complaint as described. The motion, seconded by Dr. Eckert, passed unanimously by voice vote.

EDUCATION AND OUTREACH COMMITTEE

Chairman Wills introduced the review of the euthanasia course curriculum effort, and provided an overview of potential avenues for the Board to pursue during the Board's effort to standardize the training on a state level.

Ms. Staton, having reviewed all the current curriculum on file, provided a summary review of materials. Most of the currently approved curriculum are using the HSUS manual as the basis for their courses. An important point to include in any curriculum is the assumption that the layperson taking this course knows nothing; courses should begin with ground zero training, from the parts of a syringe to basic anatomy, etc., through allowed euthanasia substances and those substances which are prohibited (ketamine). Having one curriculum would ensure that all trainees have the same level of training.

The Board discussed contracting with one or more instructors to run regular courses, or providing certain modules to be added to the current approved courses. The Board reviewed the Euthanasia Course Discussion Notes in the Board packet. A big concern is that individuals taking the euthanasia courses be adequately trained to perform the duties of the job. Trainings should also include requirements of Board certification and renewal.

The Board further discussed turnover in this profession, and the need to outreach to County Judge Executives to educate them on certification requirements for animal control agencies and agency employees.

The Board directed Ms. Shane to work with E&O Committee Members to schedule a meeting on this topic. The Committee is directed to:

- Review the HSUS Training Materials
- Contact the approved trainers with Louisville Metro & Lexington to gauge interest in running these courses for a statewide audience on a semi-annual basis
- Explore rules for issuing an RFP for trainers

GOVERNMENT AFFAIRS COMMITTEE

Chairman Wills introduced a preliminary discussion of a review of the Kentucky Practice Act. Legal counsel Joe Bilby provided an overview of the timeline for introducing new legislation:

- If the Board would like to push through in 2021, revisions should be completed by August 1, 2020.
- The Board may opt to take 14-16 months in development and aim for completed revisions by August 1, 2021, for changes during the longer legislative session in 2022.

Mr. Bilby also offered cautions about lobbying; instead he encouraged the Board to offer thoughtful conversations about policy.

Chairman Wills indicated the bulk of this work would best be handled during a Board retreat. He asked everyone to consider a retreat in late August or early September 2021.

COMPLAINTS SCREENING COMMITTEE REPORT

Mr. Bilby provided the Committee report.

- **2018-21** –Final Order Vote Required

A MOTION was made by Chairman Wills to approve the consent agenda. The motion, seconded by Dr. Gene Smith, passed unanimously by roll call vote, as follows:

- ✓ Chairman Steven J. Wills, DVM – Aye
- ✓ Gene Smith, DVM – Aye
- ✓ Dale Eckert, DVM – Aye
- ✓ Tim Gardner, DVM – Aye
- ✓ Judith Piazza, Citizen-at-Large – Aye
- ✓ Jeff Pumphrey, DVM – Aye
- ✓ Amy J. Staton, EdD, LVT – Aye
- ✓ Robert Stout, DVM – Aye

- 2019-09 – closed
- 2019-11 – tabled
- 2019-13 – tabled
- 2019-15 – ongoing
- 2019-21 – monitoring Settlement Agreement
- 2019-32 – monitoring Settlement Agreement
- 2019-37 – monitoring Settlement Agreement
- 2020-05 – proposed Settlement Agreement
- 2020-07 – dismissed
- 2020-08 – tabled
- 2020-09 – ongoing
- 2020-10 – ongoing
- 2020-11 – dismissed
- 2020-12 – ongoing
- 2020-13 – ongoing
- 2020-14 – dismissed
- 2020-15 – ongoing
- 2020-16 – ongoing
- 2020-17 – dismissed
- 2020-18 – ongoing
- 2020-19 – dismissed
- 2020-20 – ongoing
- 2020-21 – dismissed
- 2020-22 – ongoing
- 2020-23 – dismissed
- 2020-24 – ongoing
- 2020-26 – ongoing
- 2020-27 – ongoing
- 2020-28 – ongoing
- 2020-29 – ongoing
- 2020-30 – ongoing

- **2020-31** – ongoing
- **2020-32** – ongoing
- **2020-33** – ongoing
- **2020-34** – ongoing
- **2020-35** – ongoing
- **2020-36** – ongoing

A MOTION was made by Dr. Tim Gardner to approve the remaining recommendations of the Complaints Screening Committee. The motion, seconded by Dr. Smith, passed unanimously by voice vote.

SALES REPORTS

Board Investigators Dr. Wagoner and Dr. St. Clair presented the sales report.

- **Fasig-Tipton.** One (1) foreign veterinarian from Canada. One (1) veterinarian was unlicensed, but applied onsite. Three (3) unlicensed veterinarians viewed radiographs remotely.

The Board discussed issues with requiring the licensure of veterinarians who are remotely reviewing radiographs.

The Board directed to contact Keeneland and Fasig-Tipton to learn more about how veterinarian registration for remote viewing works, and if there is any way to track which veterinarians view records online. If possible, obtain copies of each location's Sales Agreement to see conditions on records release, tele-medicine, etc.

Dr. Pumphrey cautions that there are increased sales coming to Kentucky following the Derby; possibly will be sales every few days through Nov 15.

OPEN DISCUSSION / NEW BUSINESS

- Items from the Board's Office
- Other Items for Discussion
 - **Request from new licensee who studied for NAVLE**
The Board reviewed and discussed a petition from a newly licensed veterinarian wishing to use time spent studying for a retake of the NAVLE as CE. The Board approved this request.
 - **Auburn Presentation to Students**
Dean Calvin Johnson invited the Board to present to Auburn veterinary students during his Ethics Class on August 18. Beyond the basic steps for licensure, the Board discussed possible topics to include:
 - Standards of Practice
 - Record Keeping
 - Client right to access records
 - Dentistry – communication in advance with client re waivers, extractions, etc.

- Client Communication
- Second opinion vet – how you handle a response to a case you are seeing on a different date with different conditions, etc.

NEXT MEETING

September 17, 2020

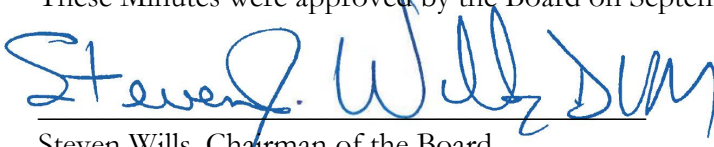
Special Meeting of the Board – online Zoom Meeting

Check the website one week prior for access to the meeting

ADJOURNMENT

Chairman Wills adjourned the Meeting at 3:08 PM.

These Minutes were approved by the Board on September 17, 2020.



Steven Wills, Chairman of the Board

PRESIDING OFFICER: Steven Wills, Chairman
Minutes Recorded by: Michelle Shane
Minutes Reviewed by: Joe Bilby



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Special Meeting Agenda

July 23, 2020 – Special Meeting, per [Executive Order 2020-215](#) & [KRS 61.823](#)

Meeting Location: Video Teleconference Only

- **Join the Zoom Meeting online:**
@ <https://us02web.zoom.us/j/84905144258?pwd=SVF3ZXVwd25XVnRacVhjS2FDOGtBZz09>
Meeting ID: 849 0514 4258
Password: 659569
- **Or dial in @ any of the following numbers:** (312) 626-6799, (929) 436-2866, (301) 715-8592, (346) 248-7799, (669) 900-6833, or (253) 215-8782. If the line is busy, please try a different number.
- **One tap mobile:** +13126266799,,84905144258# US (Chicago), +19294362866,,84905144258# US (New York)

10:00 AM COMMITTEE MEETINGS – CLOSED TO THE PUBLIC

- Complaints Screening Committee
- Applications Committee

1:00 PM CALL TO ORDER

ROLL CALL / ESTABLISHMENT OF QUORUM

CONFIRMATION OF PUBLIC NOTICE

READING OF MISSION STATEMENT

CONSENT AGENDA

- Board Meeting Minutes from May 28, 2020
- Budget Expenditures since last meeting
- Applications Committee Report on New Applications
- Applications Committee Report on New CE Requests
- Approval of Board Per Diem

BOARD ANNOUNCEMENTS

- Amy Staton, EdD, LVT
- Leah Miller, DVM

BUSINESS AGENDA

SARS-CoV-2 / COVID-19 Discussion

BUDGET MATTERS

- Tablets update
- Storage for tablets
- SSI certificate for website

LICENSURE STATUS REPORT

APPLICATIONS COMMITTEE UPDATE

- 2020 Renewals – Audits and Approvals

WELLNESS COMMITTEE REPORT

EDUCATION AND OUTREACH COMMITTEE

- Discussion on Euthanasia Course Curriculum

GOVERNMENT AFFAIRS COMMITTEE

- Preliminary Discussion on a review of the Kentucky Practice Act

COMPLAINTS SCREENING COMMITTEE REPORT

- 2018-21 –Final Order Vote Required
- 2019-09
- 2019-11
- 2019-13
- 2019-15
- 2019-21
- 2019-32
- 2019-37
- 2020-05
- 2020-07
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- 2020-34
- 2020-35

OPEN DISCUSSION / NEW BUSINESS

- Items from the Board's Office
- Other Questions for Discussion

NEXT MEETING

September 17, 2020

Tentative location: Office of the State Veterinarian

109 Corporate Drive, Frankfort, KY 40601

ADJOURNMENT