



## KENTUCKY BOARD OF VETERINARY EXAMINERS

107 Corporate Drive, Second Floor, Frankfort, KY 40601

Office: 502-782-0273 • Fax: 502-695-5887

[kybve.com](http://kybve.com) • [vet@ky.gov](mailto:vet@ky.gov)

### Meeting Minutes

July 28, 2022

Meeting Location: Office of the State Veterinarian, 109 Corporate Drive, Frankfort, KY 40601

Public Zoom meeting option was provided

#### BOARD MEMBERS PRESENT

(V) = video (A) = audio only (I) = In-person

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

- Dianne Dawes, DVM
- Tom Dorman, Citizen-at-Large
- Dale Eckert, DVM
- Tim Gardner, DVM
- Stephanie Kennedy, DVM
- John Park, DVM

#### BOARD MEMBERS ABSENT

- Steven J. Wills, DVM – Chairman (V) – present first hour, did not participate in any votes
- Gene Smith, DVM – Vice Chair
- Amy J. Staton, EdD, LVT
- Katie Flynn, DVM, Kentucky State Veterinarian -- Proxy for the Commissioner of Agriculture

#### DEPARTMENT OF AGRICULTURE STAFF PRESENT

- Michelle Shane, KBVE Executive Director

#### OTHERS PRESENT

- Mark Brengelman, JD, MA, Attorney at Law, new KBVE Legal Counsel
- Coy St. Clair, DVM, KBVE Investigator
- “Luisa Fernandez” (V)

#### CALL TO ORDER / ROLL CALL / ESTABLISHMENT OF QUORUM

Dr. Dale Eckert, Board Member and Acting Chair, called the meeting to order at 1:00 PM EDT. He provided an update to the board members on those who were absent and some of the recent hardships experienced by staff and other members of the board.

Ms. Michelle Shane read the roll call. Per [KRS 321.240\(2\)](#), a quorum of the Board was achieved.

## CONFIRMATION OF PUBLIC NOTICE

Ms. Shane confirmed the public notice for this meeting was sent on Tuesday, July 26, 2022, to the Kentucky Department of Agriculture (KDA) media contact list, and also posted on the KBVE website Meetings page.

## READING OF MISSION STATEMENT

Dr. Eckert read aloud the KBVE mission statement.

## CONSENT AGENDA

- Board Meeting Minutes from May 26, 2022 and June 22-23, 2022
- Budget Summary Report – close out F.Y.2022, begin F.Y.2023
- Licensure Status Report
- Applications Committee Report on New Applications
- Applications Committee Report on New CE Requests
- Approval of Board Per Diem and Mileage

**A MOTION** was made by Dr. Tim Gardener to approve the consent agenda. The motion, seconded by Dr. John Park, passed unanimously.

## Budget

The budget expenditures and revenue approved are summarized for F.Y. 2022, July 1, 2021, through June 30, 2022, and for F.Y. 2023, July 1, 2022, through July 20, 2022, as follows:

- F.Y. 2022 –
  - Receipts = \$102,009
  - Expenditures = \$441,352
  - Year End Cash Balance = \$857,056
- F.Y. 2023 –
  - Receipts = \$18,000
  - Expenditures = \$11,465
  - Current Balance = \$863,592

## Licensure Statue Report

As of July 26, 2022 the KBVE database reports:

- Active Veterinarians = 2,628
- Inactive Veterinarians = 43
- Special Permits = 3
- Active Veterinary Technicians = 516
- Inactive Veterinary Technicians = 14
- Active Certified Animal Control Agencies = 48

- Active Certified Animal Euthanasia Specialists = 159
- Inactive Animal Euthanasia Specialists = 35

**Applications Committee Reports**

- Report on New Applications
- 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. The Board approved 48 veterinarian, 11 veterinary technicians, and 3 animal euthanasia specialist applications. The Board approved CE requests for 50 hours of CE for veterinarians and 46 hours of CE for veterinary technicians.

<b>Table 1: Approved Applicants for Licensure and Certification</b>				
<b>Row #</b>	<b>First Name</b>	<b>Last Name</b>	<b>License Type</b>	<b>App. Type</b>
1	Taylor D.	Adams	Veterinarian	New
2	Nathaniel D.	Baribault	Veterinarian	Endorsement
3	Amanda M.	Battaglia	Veterinarian	Endorsement
4	Zachary J.	Bickett	Veterinarian	New
5	Danielle R.	Brock	Veterinarian	New
6	Jarred W.	Burdette	Veterinarian	New
7	Rachel J.	Chapman	Veterinarian	Endorsement
8	Kara E.	Cobun	Veterinarian	Endorsement
9	Jessica H.	Dencker	Veterinarian	New
10	Cailin E.	Drexler	Veterinarian	Endorsement
11	Zebulon M.	Duvall	Veterinarian	Endorsement
12	<b>Caroline D.</b>	Dyrdek	Veterinarian	New
13	Allison D.	Farley	Veterinarian	New
14	Thomas B.	Fraker	Veterinarian	New
15	Carlos M.	Goni Bacigalupi	Veterinarian	Foreign Grad.
16	Alexandra S.	Grillos	Veterinarian	New
17	Kyra N.	Hay	Veterinarian	Endorsement
18	Terrill D.	Hubert	Veterinarian	Endorsement
19	Lawton C.	Irvin	Veterinarian	Endorsement
20	Amanda E.	Jacob	Veterinarian	Endorsement
21	Anthea M.	Joyner	Veterinarian	Endorsement
22	Hali T.	Jungers	Veterinarian	Endorsement
23	Jeffrey	Kim	Veterinarian	Endorsement
24	Carolyn J.	Lamb	Veterinarian	New
25	Roxy	Leyshon	Veterinarian	Endorsement

Row #	First Name	Last Name	License Type	App. Type
26	Erica D.	Lipanovich	Veterinarian	Endorsement
27	Alexandra G.	Mahaffey	Veterinarian	New
28	Katlyn D.	McKenna	Veterinarian	New
29	Darcie P.	Meiman	Veterinarian	New
30	Kendel R.	Mitchell	Veterinarian	New
31	Hayley L.	Moore	Veterinarian	New
32	Abigail C.	Newquist	Veterinarian	New
33	Kalia N.	Pinkston	Veterinarian	New
34	Shain A.	Powell	Veterinarian	New
35	Emma M.	Rich	Veterinarian	Endorsement
36	Bianca D.	Ruspi	Veterinarian	New
37	Jessica J.	Rutledge	Veterinarian	Endorsement
38	Anne-Charlotte C.	Salin	Veterinarian	New
39	Anna C.	Schaffstein	Veterinarian	New
40	Emily E.	Schell	Veterinarian	Special Permit
41	Mariah M.	Slack	Veterinarian	New
42	Emily J.	Spica	Veterinarian	Endorsement
43	Makenzie A.	Townsend	Veterinarian	New
44	Claire E.	Wayner	Veterinarian	Endorsement
45	Ryan K.	Witham	Veterinarian	New
46	Mirae C.	Wood	Veterinarian	Endorsement
47	Suellen M.	Zeinner	Veterinarian	Endorsement
48	Kelly A.	Zilli	Veterinarian	Endorsement
49	Pricilla M.	Brown	Special Permit	New
50	Emery O.	Clark	Special Permit	New
51	Luisa M.	Fernandez	Veterinary Technician	Endorsement
52	Alison S.	Graves	Veterinary Technician	New
53	Sydney K.	Herndon	Veterinary Technician	New
54	Rhonda C.	Kessinger	Veterinary Technician	New
55	Anna M.	Lyons	Veterinary Technician	Endorsement
56	Charley D.	Martin	Veterinary Technician	New
57	Cameron S.	McRoberts	Veterinary Technician	New
58	Tara L.	Osborne	Veterinary Technician	Reinstatement
59	Katelyn L.	Phillips	Veterinary Technician	New
60	Rebecca J.	Rexing	Veterinary Technician	New
61	Meredith E.	Rowe	Veterinary Technician	New
62	Kendra A.	Cross	Euthanasia Specialist	Reinstatement
63	Andrew J.	Myers	Euthanasia Specialist	New
64	Bethany D.	Reul	Euthanasia Specialist	New

**Table 2: Approved CE Requests**

Course Title	Sponsor / Provider	CE Hours Requested		Date of Program(s)
		Vet	Vet Techs	
2022 Classes on the Cumberland	Covetrus / Elanco	16	16	7/29-7/31/2022
Greater Cincinnati Veterinary Specialists Educational Networking Event	Greater Cincinnati Veterinary Specialists / Alliance Animal Health	1	-	6/1/2022
Causes and Management of Diarrhea in Dogs	Greater Louisville VMA	2	2	8/18/2022
Large Animal Rescue Operations	Hanover Township Fire Department		6	8/10-11/2022
A Discussion of Equine Neck and Back Conditions and Solutions	Kentucky Association of Equine Practitioners	1	-	6/15/2022
2022 Summer Food Animal Conference	UKVDL, Boehringer Ingelheim	8	8	8/11/2022
Bluegrass Veterinary Conference	Veterinary Association Management	20	12	7/28-31/2022
Lyme Disease - Detect Prevent Treat	Zoetis	2	2	6/22/2022

**BUSINESS AGENDA**

**BUDGET MATTERS**

- **F.Y. Closeout**

Ms. Shane lead a discussion on expenditure changes over the previous five (5) fiscal years. The Budget Committee determined to further investigate these changes, and to be prepared to provide report to the full board in December. After Dr. Stout retired, a vacancy was left on the committee; Dr. Park volunteered to join the Budget Committee.

- Budget items for vote:

- **Auburn Ethics Course Travel**

**A MOTION** was made by Dr. Park to approve all allowable costs associated with sending Ms. Shane and Dr. Smith to travel in order to teach one session of Auburn CVM Dean Johnson’s Law & Ethics Course, not to exceed \$2,372. The motion, seconded by Mr. Tom Dorman, passed unanimously.

- **Sponsor bags for KVMA Conference**

**A MOTION** was made by Dr. Dianne Dawes to approve the purchase of tote bags with KBVE's name and logo for all attendees at the 2022 KVMA Conference and Kentucky Day at Auburn. The bags will be donated to KVMA to handout free to all registered attendees and students. The motion, seconded by Dr. Gardner, passed unanimously.

- **Exhibit booth at KVMA**

**A MOTION** was made by Dr. Park to approve the purchase of an exhibit booth for KBVE and meals, including overnight accommodations and other allowable expenses, as needed for KBVE staff Ms. Shane and Ms. Amanda Briggs to exhibit and present at the 2022 KVMA Mid-America Conference, contingent upon a free booth not being available. The motion, seconded by Dr. Gardner, passed unanimously.

- **Kentucky Animal Care & Control Association (KACCA) Annual Conference**

Ms. Shane requested to send Dr. St. Clair to the KACCA Annual Conference. Ms. Shane is speaking at this conference this year, so the Board tabled this request for next year.

Members of the Board requested to learn the cost to have an exhibit table at this conference for better educational opportunities and contact with KBVE-certified animal control agencies and animal euthanasia specialists.

- **RFP for Investigative Services**

Ms. Shane provided an update on the new RFP for Investigative Services. Chairman Dr. Steven Wills plans to have a candidate selected and a contract ready to vote on at the next board meeting.

## **OLD BUSINESS**

- **AAVSB Updates**

- **A MOTION** was made by Dr. Park to designate Dr. Dawes as the Kentucky Delegate and Dr. Wills as the Alternate Delegate to the AAVSB Member Board Assembly. The motion, seconded by Dr. Gardner, passed unanimously.

Chairman Dr. Wills entered the meeting virtually.

- **Bylaws Amendment Discussion and Vote**

Members of the Board walked through and discussed all proposed AAVSB bylaws amendments.

**A MOTION** was made by Dr. Park to direct designated Delegates to AAVSB to vote in support of all proposed amendments. The motion, seconded by Dr. Stephanie Kennedy, passed unanimously.

- **Proposed Resolutions Review and Vote**

Members of the Board reviewed and discussed the proposed AAVSB Resolution.

**A MOTION** was made by Dr. Park to direct designated Delegates to AAVSB to vote in support of the resolution regarding ICVA taking over the NAVLE pre-approval application process. The motion, seconded by Dr. Gardner, passed unanimously.

- **Personnel Cabinet Classifications for veterinarian professions with state government**

This issue was tabled for a future meeting until Dr. Flynn was available to provide more input on the merit classification system and OSV needs related to salary.

## **APPLICATIONS COMMITTEE REPORT**

Dr. Gardner and Dr. Kennedy provided a summary of the Committee's application reviews, including a few applications with rap sheets.

Mr. Mark Brengelman recommended that KBVE application forms provide an exclusion to the exclusion of a minor traffic violation, indicating that applicants do need to disclose any violation related to drugs or alcohol.

Ms. Shane reported that the veterinarian and veterinary technician renewal period opened July 1, 2022, with all renewals due by September 30, or by November 30 with the grace period.

Members of the Board reviewed a comment submitted from a licensee, worded unprofessionally, on the limitations on earning CE in a specific renewal window. This licensee was upset that they could not use extra CE earned during the previous renewal cycle during the current renewal period.

Chairman Dr. Wills left meeting @ 2 pm.

## WELLNESS COMMITTEE REPORT

Mr. Dorman provided the report from the Wellness Committee.

Members of the Board directed Ms. Shane and Mr. Brengelman to draft and issue to a particular licensee an Order to Appear before the Board at the next meeting.

## EDUCATION AND OUTREACH COMMITTEE

- **KVMA E&O contract**  
Ms. Shane and Ms. Debra Hamelback have postponed scheduling future meetings under this contract until the KVMA 2022 Mid-America Conference has concluded.
- **Euthanasia Training Course**  
Course materials have been submitted by the vendor and are pending final review from the KBVE. The vendor is ready to begin offering courses.
- **Kentucky Day at Auburn**  
This event will occur in conjunction with the start of the KVMA Student Chapter on October 4 in Auburn, AL. Board Members who are interested in attending should alert Ms. Shane to coordinate travel arrangements.

## GOVERNMENT AFFAIRS COMMITTEE

- **Practice Act Update**
  - **LRC Joint Interim Committee on Licensing, Occupations, & Administrative Regulations (L&O)**  
Dr. Park presented a summary of this meeting. Dr. Wills, Dr. Park, and Ms. Shane represented the KBVE along with bill sponsor Representative Matthew Koch before the L&O Committee on July 21.
  - **Continued Outreach to Key Stakeholder Groups**  
In August, outreach to continue to invite and re-invite comments from key stakeholders.
- **Policy Discussions – stakeholder groups needed**  
Ms. Shane will be coordinating small stakeholder groups this fall.
  - Equine Dental and ambulatory
  - Food animal and mobile units
  - Small animal standards
  - Allied Professionals
- **Revised regulations to be finalized and filed**  
Members of the Board discussed proposed regulations for filing that were reviewed and amended, or created as new at the Board Retreat.



- 201 KAR 16:550
- 201 KAR 16:552 – new
- 201 KAR 16:560 (AMENDED in discussion)
- 201 KAR 16:562 – new
- 201 KAR 16:572 – new
- 201 KAR 16:610 (AMENDED in discussion)

**A MOTION** was made by Dr. Park to direct staff and counsel to file these regulations as amended in discussion. The motion, seconded by Dr. Gardner, passed unanimously.

- **Meeting with Animal Control Advisory Board (ACAB)**

Tentative date set in October

- **Update on Small Animal Anesthesia Protocols stakeholder group meeting**

Ms. Shane presented a summary from the stakeholder meeting on repealed KBVE Policy 2104, including action items for further research needed.

## **INVESTIGATOR REPORTS**

Periodic Shelter Inspections:

- Allen County Animal Shelter (certificate no. 149490)
- Breckinridge County Animal Shelter (certificate no. 147150)
- Christian County Animal Control (certificate no. 149495)
- Daviess County Animal Shelter (certificate no. 147147)
- Green River Animal Shelter (certificate no. 149463)
- Hardin County Animal Control (certificate no. 149651)
- Humane Society of Henderson County (certificate no. 147229)
- Kentucky Humane Society (certificate no. 146869)
- Knox-Whitley Humane Association (certificate no. 147205) (Reinstatement Inspection)
- Leitchfield Animal Shelter (certificate no. 147145)
  - Follow-up requested on report item – contractor working with another county
- Louisville Metro Animal Services (certificate no. 149464)
- Mayfield/Graves County Animal Shelter (certificate no. 149517) (Close-out Inspection)
- Meade County Animal Shelter (certificate no. 146867)
- Murray Calloway County Animal Shelter (certificate no. 147200)
- Nelson County Animal Shelter (certificate no. 147148)
- Russell County Animal Shelter (certificate no. 246860)
- Tri-County Animal Shelter (Albany) (certificate no. 147202)
- Union County Animal Control (certificate no. 149460)
- Wayne County (certificate no. 174808)

## **COMPLAINTS SCREENING COMMITTEE REPORT**

Ms. Shane provided the Complaints Screening Committee Report.

- **Dismissed, no violations of the Practice Act identified**
  - 2022-02
  - 2022-15
  - 2022-18
  - 2022-22
  - 2022-26
  - 2022-27
  - 2022-28
  - 2022-31 (new)
  - 2022-32 (new)
  - 2022-33 (new)
  
- **Closed following KBVE action**
  - 2022-16
  - 2022-19
  
- **Order to Appear before the Board or Committee**
  - 2020-43
  - 2021-54
  
- **Administrative Hearing**
  - 2020-34 – scheduled for August 29-30
  
- **Assigned to Investigator**
  - 2021-55
  - 2022-21
  - 2022-23
  - 2022-25
  - 2022-29
  - 2022-30
  - 2022-34 (new)
  
- **New**
  - 2022-35
  
- **Private letters of Admonishment**
  - Two shall be issued

**A MOTION** was made by Dr. Dawes to accept the recommendations of the Complaints Screening Committee as made from their meetings on June 8 and July 28. The motion, seconded by Dr. Park, passed unanimously.

#### **OPEN DISCUSSION / NEW BUSINESS**

- **Questions pending from the Board's Office**



- **KVMA - 2024 conference and restrictions related to online CE**  
Members of the Board discussed these questions from the association.
- **Animal abortion**  
Members of the Board discussed a licensee question about changes in federal abortion law as it related to spaying pregnant animals. KRS 311.720(1) – medical licensure laws states abortion occurs on a “woman”.
- **Underwater Animal Therapy**  
Members of the Board discussed a question related to underwater equine and canine therapy systems and determined that there is no requirement for veterinarian licensee to be present or involved in supervision of the animal during the use of this type of therapy.
- **Other Items for Discussion**
  - **FDA Warning regarding CBD use in animals**  
[https://mjbizdaily.com/fda-warns-hemp-companies-not-to-make-cbd-for-animals/?utm\\_medium=email&utm\\_source=newsletter&utm\\_campaign=MJD\\_20220531\\_NEWS\\_Daily](https://mjbizdaily.com/fda-warns-hemp-companies-not-to-make-cbd-for-animals/?utm_medium=email&utm_source=newsletter&utm_campaign=MJD_20220531_NEWS_Daily)
  - **Obituary Report**
    - Dr. James S. Chism of Mount Vernon, KY (passed 7/22/2022)

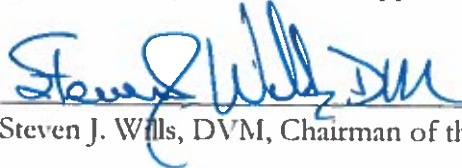
## FUTURE MEETING DATES

- **Administrative Hearing** – August 29-30 –in Case # 2020-34  
Mark took notes about who is eligible to serve on the panel and who may attend
- **The next regularly scheduled board meeting shall be held on:**  
Thursday, September 29 @ 1:00 PM EDT  
Tentative location: Office of the State Veterinarian, 109 Corporate Drive

## ADJOURNMENT

Acting Chairman Dr. Eckert adjourned the meeting at 3:29 pm.

These Meeting Minutes were approved by the Board on September 29, 2022.

  
Steven J. Wills, DVM, Chairman of the Board

PRESIDING OFFICER: Steven J. Wills, DVM, Board Chairman  
Minutes Recorded by: Michelle M. Shane, Executive Director  
Minutes Reviewed by: Mark Brengelman, Legal Counsel



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### Meeting Agenda

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#### Public Zoom Meeting Option

Join Zoom Meeting

<https://us02web.zoom.us/j/87607539802?pwd=SzFKd0JpNTRVMW56WUFaMWM3UktEUT09>

Meeting ID: 876 0753 9802

Passcode: 674808

One tap mobile

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+(Washington DC)

Dial by your location (any number will work); then enter Meeting ID: 876 0753 9802

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+1 669 900 6833 US (San Jose)

+1 253 215 8782 US (Tacoma)

+1 346 248 7799 US (Houston)

#### COMMITTEE MEETINGS – CLOSED TO THE PUBLIC

10:00 AM • Complaints Screening Committee

11:00 AM • Applications Committee

#### 1:00 PM BOARD MEETING – PUBLIC MEETING

##### CALL TO ORDER

##### ROLL CALL / ESTABLISHMENT OF QUORUM

##### CONFIRMATION OF PUBLIC NOTICE

##### READING OF MISSION STATEMENT

#### CONSENT AGENDA

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- Licensure Status Report

- Applications Committee Report on New Applications
- Applications Committee Report on New CE Requests
- Approval of Board Per Diem and Mileage

## **BUSINESS AGENDA**

### **BUDGET MATTERS**

- F.Y. Closeout
- Budget items for vote:
  - Auburn Ethics course travel
  - Sponsor bags for KVMA Conference
  - Exhibit booth at KVMA
  - Kentucky Animal Care & Control Association annual conference
- Update status of RFP responses and review timeline

### **OLD BUSINESS**

- AAVSB Updates
  - Bylaws Amendment Discussion and Vote
  - Proposed Resolutions Review and Vote
- Personnel Classifications for veterinarians

### **APPLICATIONS COMMITTEE REPORT**

- Renewal period is OPEN
- Comment from Licensee on CE renewal window

### **WELLNESS COMMITTEE REPORT**

### **EDUCATION AND OUTREACH COMMITTEE**

- KVMA E&O contract – schedule

### **GOVERNMENT AFFAIRS COMMITTEE**

- Practice Act Update – Stakeholder Meetings
  - LRC Joint Interim Committee on Licensing, Occupations, & Administrative Regulations (L&O) – July 21
  - Extended outreach to key stakeholder organizations
- Policy Discussions – stakeholder groups needed:
  - Equine Dental and ambulatory
  - Food animal and mobile units
  - Small animal standards
  - Allied Professionals

- Revised regulations to be finalized and filed
  - 201 KAR 16:550
  - 201 KAR 16:552 – new
  - 201 KAR 16:560
  - 201 KAR 16:562 – new
  - 201 KAR 16:572 – new
  - 201 KAR 16:610
  
- Meeting with Animal Control Advisory Board (ACAB)
  
- Update on Small Animal Anesthesia Protocols stakeholder group meeting

## **INVESTIGATOR REPORTS**

Periodic Shelter Inspections

## **COMPLAINTS SCREENING COMMITTEE REPORT**

## **OPEN DISCUSSION / NEW BUSINESS**

- Questions pending from the Board's Office
  - KVMA – 2024 conference
  - Animal abortion
  - Underwater Animal Therapy
  
- Other Items for Discussion
  - FDA Warning re CBD marketing
  - Obituary Report

## **FUTURE MEETING DATES**

- **The next regularly scheduled board meeting shall be held on:**  
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## **ADJOURNMENT**