UNAPPROVED DRAFT
VIRGINIA BOARD OF VETERINARY MEDICINE
MINUTES OF FULL BOARD
DEPARTMENT OF HEALTH PROFESSIONS
HENRICO, VA
OCTOBER 23, 2013

CALL TO ORDER:

A quorum of the Board of Veterinary Medicine (Board) was called to order at 10:03 a.m. at the Department of Health Professions (DHP), Perimeter Center, 9960 Mayland Drive, 2nd Floor, Room 1, Henrico, Virginia.

PRESIDING OFFICER:

Taryn L. Singleton, LVT, President

MEMBERS PRESENT:

Mark Johnson, DVM
Kelly Gottschalk, DVM
Joseph May, DVM
Constance Pozniak, DVM
Bayard Rucker, DVM
Carole Stadfield

STAFF PRESENT:

Leslie Knachel, Executive Director
Terri Behr, Operations Manager
Brandy Gasparotto, Administrative Assistant
Elaine Yeatts, Senior Policy Analyst

OTHERS PRESENT:

Robin Schmitz, Virginia Veterinary Medical Association (VVMA)
Paul Dalby, DHP, Deputy Director for Enforcement

ORDERING OF AGENDA:

The Board discussed the following changes to the agenda:

- Discussion Items, first bullet, change "Game and Inland Fisheries" to "Agriculture and Consumer Services;"
- Discussion Items, fourth bullet, add acupressure and photonic light therapy; and
- Discussion Items add another bullet point for Release of Records Question.

On properly seconded motion by Dr. Pozniak, the Board voted unanimously to approve the agenda as discussed and amended.

INTRODUCTION OF NEW BOARD MEMBER:

Ms. Singleton introduced Dr. Bayard Rucker as the newest board member. Dr. Rucker provided the Board a brief overview of his educational and work experience.

PUBLIC COMMENT:

No public comment was presented.

APPROVAL OF MINUTES:

On a properly seconded motion by Dr. Gottschalk, the Board voted unanimously to adopt the meeting minutes for the Board meeting held on June 3, 2013, and the formal hearing on June 3, 2013, as presented.

DIRECTOR'S REPORT

No director's report was provided.

DRAFT

LEGISLATIVE/REGULATORY UPDATE: Ms. Yeatts reported that the Regulatory Reform regulations have been approved and went into effect on September 26, 2013.

Ms. Yeatts reported that the fee increase regulations were recently approved and they will go into effect on December 4, 2013.

Ms. Yeatts reported on a Petition for Rulemaking in which the petitioner is requesting that the Board consider accepting continuing education courses related to business management and finance.

On properly seconded motion by Dr. May, the Board voted six to one to deny the petitioners request and not make any changes to the continuing education regulations. The motion to deny passed.

Ms. Yeatts updated the Board on legislative issues. She stated that the Boards' 2014 proposed legislation did not move forward.

UPDATE ON SANCTIONING REFERENCE POINTS SYSTEM

Neal Kauder, with VisualResearch, Inc. updated the Board on the Sanctioning Reference Points (SRP) System. He suggested that the Board consider approving moving forward with a study to evaluate current data and update the Board's SRP worksheet.

On properly seconded motion by Dr. Rucker, the Board voted unanimously to move forward with the study to update the SRP worksheet.

DISCUSSION ITEMS:

REPORT ON VA. DEPT. OF AGRICULTURE AND CONSUMER SERVICES (VDACS) FERAL CAT MEETING

Ms. Knachel stated that Board's participation in this meeting was at the request of VDACS. Dr. Gottschalk volunteered to participate.

Dr. Gottschalk reported that the work group is addressing the continuing problem of feral cats in Virginia. She stated that the work group is discussing how to best deal with the burgeoning population and the related public health issues.

REASON TO DENY LICENSURE

Ms. Knachel updated the Board on the handling of initial and reinstatement applications that have been determined to have grounds to deny the issuing of a license. The grounds to deny are listed in § 54.1-3807 of the Code of Virginia and 18VAC150-20-140 of the *Regulations Governing the Practice of Veterinary Medicine*.

UPDATE ON ELECTRONIC INSPECTION PROCESS

Ms. Knachel reported that the inspectors started using an electronic inspection process on July 1, 2013. She indicated that the board office is in the process of collecting data regarding violations. A report will be provided at the next meeting.

DRAFT

EQUINE FLEXION THERAPY, ACCUPRESSURE AND PHOTONIC LIGHT THERAPY
Ms. Knachel reported that the Board office continues to receive questions related to different types of alternative treatments for pets, specifically Equine Flexion Therapy, acupressure, and photonic light therapy. The Board discussed the different types of therapy in relation to the definition of the practice of veterinary medicine found in the Code of Virginia (§ 54.1-3800) and delegation of duties found in the regulations (18VAC150-20-172). Ms. Knachel will conduct additional research and report back to the Board.

AMERICAN ASSOCIATION OF VETERINARY STATE BOARDS' (AAVSB) ANNUAL MEETING
Ms. Knachel and Dr. Pozniak reported on their attendance at the AAVSB's annual meeting in Kansas City, Kansas. Dr. Pozniak stated that 44 state boards sent delegates and that the presentations were very interesting.

PRESENTATION AT THE VIRGINIA VETERINARY MEDICAL ASSOCIATION'S (VVMA) ANNUAL MEETING
Ms. Knachel stated that the Board's presentation at the VVMA's annual meeting scheduled for February 2014 will be on the laws and regulations related to activities of licensed veterinary technicians versus veterinary technology students versus veterinary assistants.

SONOGRAMS BY UNLICENSED TECHS
Ms. Knachel reported that she has not been able to obtain much information on this topic and she will continue to research it and put it back on the Board's agenda for the next meeting.

ELECTION OF OFFICERS
On properly seconded motion by Dr. May, the Board voted unanimously to nominate and elect Dr. Johnson as the Board president for 2014.

On properly seconded motion by Ms. Singleton, the Board voted unanimously to nominate and elect Dr. Pozniak as the Board vice-president for 2014.

On properly seconded motion by Dr. May, Dr. Gottschalk was nominated for Secretary/Treasurer. The Board voted two in favor and five against. The motion failed.

On properly seconded motion by Dr. Gottschalk, Ms. Stadfield was nominated for Secretary/Treasurer. The Board voted Board five in favor and two against. The motion carried.

COMMITTEE ASSIGNMENTS
Ms. Singleton did not change the current committee assignments which are the following:

- Legislative/Regulatory Committee is composed of Dr. Johnson, Dr. Gottschalk, and Ms. Singleton; and

DRAFT

- Inspection Committee is composed of Dr. Gottschalk, Ms. Singleton, Ms. Knachel, Ms. Ishmael and Ms. Behr.

2014 CALENDAR
January 16, 2014 – Informals
February 19, 2014 – Board meeting
February 20, 2014 – Informals
March 20, 2014 – Informals
April 22, 2014 – Informals
May 20, 2014 – Informals
June 11, 2014 – Board meeting
June 12, 2014 – Informals
July 15, 2014 – Informals
August 21, 2014 – Informals
September 16, 2014 – Informals
October 22, 2014 – Board meeting
October 23, 2014 – Informals
November 18, 2014 – Informals

On properly seconded motion by Dr. Pozniak, the Board voted unanimously to accept the 2014 calendar as proposed.

RELEASE OF RECORDS QUESTION

Ms. Knachel requested guidance from the Board regarding cases involving refusal to release a medical record by an office manager who is not a licensee. The Board requested that a case against the veterinary establishment be opened in this situation.

EXECUTIVE DIRECTOR'S REPORT

Ms. Knachel reported on the licensee and discipline counts and the budget. The Board asked to have Charles Giles, Budget Manager, report at the next meeting on the how the fee increase has affected the board's financial situation.

ADJOURN:

There being no further business the Board adjourned at 12:27 p.m.

_____
Taryn Singleton, LVT President

_____
Leslie L. Knachel, MPH, Executive Director

DRAFT