

**VIRGINIA BOARD OF VETERINARY MEDICINE
MINUTES OF FULL BOARD
DEPARTMENT OF HEALTH PROFESSIONS
BOARD ROOM 1
HENRICO, VA
OCTOBER 22, 2015**

TIME AND PLACE: A quorum of the Board of Veterinary Medicine (Board) was called to order at 10:02 a.m. at the Department of Health Professions (DHP), Perimeter Center, 9960 Mayland Drive, 2nd Floor, Board Room 3, Henrico, Virginia.

PRESIDING OFFICER: Joseph A. May, DVM, President

MEMBERS PRESENT: Kelly Gottschalk, DVM
Ellen Hillyer, DVM
Bayard Rucker, DVM
Taryn Singleton, LVT
Mark Johnson, DVM

MEMBERS NOT PRESENT: Carole Stadfield, Citizen Member

QUORUM: With five members of the Board present, a quorum was established.

STAFF PRESENT: Leslie L. Knachel, Executive Director
Brandy Gasparotto, Administrative Assistant
Amanda Blount, Discipline Manager
David Brown, D.C., Agency Director

OTHERS PRESENT: Lee Henkel
Robin Schmitz
Susan Seward
Myles Hopton
Sean McCarthy
Margie Beane

ORDERING OF AGENDA: Ms. Knachel requested that one item under Discussion Items be deleted: “150-XX: Definition of veterinary-client-patient-relationship (proposed).” On properly seconded motion by Dr. Rucker, the Board voted unanimously to re-order the agenda as requested.

PUBLIC COMMENT: No public comment was presented.

APPROVAL OF MINUTES: On properly seconded motion by Dr. Rucker, the Board voted unanimously to remove the last nine words under the first bullet point listed under “Policy questions for the Board’s consideration”
On properly seconded motion by Dr. Gottschalk, the Board voted unanimously to approve the updated minutes of the meeting of July 15, 2015.

DIRECTOR’S REPORT Dr. Brown provided the board with an update on the agency’s board member training session that took place in September and also gave an update on the new board member orientation that took place in October. Dr. Brown informed the board that the Agency’s deputy director, Jamie Hoyle, will no longer be serving as deputy director but instead as the executive director for the behavioral sciences boards. He added that beginning in January 2016, registered nurses and licensed practical nurses applying

through Virginia will be required to undergo a criminal background check.

**LEGISLATIVE/REGULATORY
UPDATE:**

Regulatory Update – Leslie Knachel

Ms. Knachel updated the board on regulatory actions that are currently pending. There is one NOIRA currently at the Governor's office on "Periodic review". Three proposed regulatory actions "Increase in CE hours for veterinary technicians", "Use of term specialist" and "Elimination of restriction on practical training only in final year of veterinary school" are pending in the Secretary's office. The action "Reduction in establishment reinstatement fee" has passed and is effective as of September 09, 2015.

Report on Wildlife Rehabilitator Work Group – Leslie Knachel

Ms. Knachel updated the board on the request from the General Assembly to convene a workgroup addressing wildlife rehabilitators and access to schedule VI drugs. The workgroup met two times over the summer with Dr. Gottschalk representing the Virginia Board of Veterinary Medicine and Leslie Knachel in attendance. A report was prepared by the workgroup and submitted to the secretary for approval.

DISCUSSION ITEMS:

Litigation Update – Charis Mitchell

Ms. Mitchell updated the board on the case, "Dr. Lori Leonard vs. The Virginia Board of Veterinary Medicine." Ms. Mitchell stated that the case was heard through the Virginia Supreme Court and the ruling was that the Virginia Board of Veterinary Medicine's decision was proper and affirmed the board's decision.

EDPA as a certifying institution for equine dental technician – Leslie Knachel

Ms. Knachel indicated that the board received a request to consider Equine Dental Providers of America as a certifying entity for Virginia equine dental technician registration.

Ms. Knachel provided the bylaws of Equine Dental Providers of America as well as the currently approved, IAED certification information for the board to compare.

On properly seconded motion by Dr. Rucker, the Board voted unanimously to convene an ad hoc committee for the purpose of researching this issue further.

On properly seconded motion by Dr. Rucker, the Board voted unanimously to table the approval of a second certifying entity for equine dental technician registration in Virginia until the board has more information to make an informed decision.

Vaccine clinic questions - Leslie Knachel

Ms. Knachel provided a letter from Julie Hudson proposing allowance for a vaccine clinic outside of an approved setting for the board to review.

The board discussed the proposal and determined that a petition for rulemaking must be made in order to accept the proposal. Ms. Knachel informed the board that she will respond to Ms. Hudson to let her know that the current provisions do not allow for a vaccine clinic to be held in an unapproved location.

Update on research of states with faculty licenses – Leslie Knachel

Ms. Knachel updated the board on her research of state requirements for faculty only licensure. She stated that currently nine states allow for faculty

only licensure in their regulations/code and they are: Alabama, Arizona, Georgia, Minnesota, Mississippi, Missouri, Ohio and Oklahoma. Ms. Knachel will get more information from Virginia Tech (the only veterinary school with practicing veterinary faculty in Virginia) and will research the issue further to report back to the board.

Report on American Association of Veterinary State Boards Annual Meeting – Kelly Gottschalk, DVM

Dr. Gottschalk attended the AAVSB annual meeting in Milwaukee, Wisconsin this year along with Leslie Knachel, Executive Director. Dr. Gottschalk reported that a discussion was heard regarding the veterinary feed directive and that the meeting was informative. Dr. Gottschalk reported that Ms. Knachel gave a report on the Virginia veterinary establishment inspection process. Ms. Knachel was elected to the AAVSB board of directors and is the first board executive director to hold this position.

Update on Veterinary Feed Directive (VFD) – Leslie Knachel

Ms. Knachel updated the board on the veterinary feed directive that will go into effect December 2016. The directive will affect veterinarians in Virginia that manage herds and flocks. Ms. Knachel explained the directive to the board, mentioning that the state definition of veterinary-client-patient-relationship affects the directive from state to state.

Ms. Knachel, Caroline Juran, Executive Director Board of Pharmacy and Elaine Yeatts, Senior Policy Analyst will be hosting a meeting via conference call with Mike Murphy, FDA to get technical assistance regarding the VFD.

Guidance Documents – Leslie Knachel

Ms. Knachel notified the board of the changes she made to the following guidance documents:

- 150-5: Use of compounded drugs in veterinary practice
Ms. Knachel made a change in 2015, updated code section in guidance document with board delegated authority to do so.
- 150-13: Controlled substances in veterinary practices
Ms. Knachel made a minor change due to a typographical error with board delegated authority to do so.
- 150-18: Bylaws
Change due to subsection “J” missing, Ms. Knachel added in subsection “J” and sent it in for approval

Adoption Consideration

- 150-9: Board motion in content of a medical record
The board reviewed the proposed guidance document and discussed changing #3 “Are conversations with pet owners required to be documented?”
On properly seconded motion by Dr. Johnson, the Board voted unanimously to accept with the omission of #3 to be reworded at the next board meeting.

Veterinary Technicians

- Including a veterinary technician definition in regulations – Taryn Singleton, LVT
Ms. Singleton discussed including a definition for veterinary technicians in the regulations when the regulatory reviews comes in February 2016. Ms. Singleton researched other states and found that most states do define licensed veterinary technicians in regulation/code. Ms. Knachel noted that she will put the definition request on the list of proposed regulations.
- Placement of IV catheters by non-licensed personnel – Joseph May, DVM
Dr. May discussed reprimanding licensed veterinary technicians who finish school but have yet to become licensed when they place IV catheters. Ms. Knachel agreed to research making a change to the application’s wording under “veterinary experience”.

EXECUTIVE DIRECTOR’S REPORT:

Statistics

Ms. Knachel updated the Board on the current numbers for licensees in all categories.

Budget

Ms. Knachel updated the Board on the current revenue and expenditure figures.

Cases

Ms. Knachel updated the Board on the current number of cases for the Board.

Outreach Communications

- Rabies information from Virginia Department of Health
Ms. Knachel indicated that the Virginia Department of Health has updated their rabies regulations.
- Renewal notification
Ms. Knachel notified the board that renewal notifications will be mass e-mailed to the licensees. The Virginia Veterinary Medical Association will also be notified so that they can include a notification in their newsletter that license renewals are due.

NEW BUSINESS:

Officer Election

On properly seconded motion by Dr. Johnson, the Board voted unanimously to elect Dr. Rucker as board president.

On properly seconded motion by Dr. Gottschalk, the Board voted unanimously to elect Dr. Hillyer as board vice-president.

On properly seconded motion by Dr. Gottschalk, the Board voted unanimously to elect Dr. Johnson as board secretary.

Adoption of 2016 Calendar

On properly seconded motion by Dr. May, the Board voted unanimously to approve 2016 board calendar.

ADJOURNMENT:

The meeting adjourned at 1:22 p.m.

Joseph A. May, DVM
Chair

Leslie L. Knachel, M.P.H
Executive Director

Date

Date