

# LA Board of Veterinary Medicine – Board Meeting Agenda – October 5, 2023

## I. CALL TO ORDER

Board President, Dr. Trisha Marullo, called the meeting to order at 8:30am.

## II. ROLL CALL

Roll call was taken by Board Secretary-Treasurer, Dr. Cataldo-Rogers, with the following results:

Those present:

Trisha C. Marullo, DVM	Board President
Larry L. Findley, Sr, DVM	Board Vice President
Keri A. Cataldo-Rogers, DVM	Secretary-Treasurer
Jesse Brandon, DVM	Board Member
Christine McHughes, DVM	Board Member
Jared B. Granier	Board Executive Director
Stephen H. Vogt	Board General Counsel

The Board's Statement of Obligations was read aloud by Dr. Cataldo-Rogers to all present for the meeting.

Dr. Marullo invited Dean Garden to give updates on the LSU SVM to the Board. Ms. Talley was invited to update the Board on on-going matters with the LVMA. All other attendees were given the opportunity to make public comments to the Board. No written comments were received prior to October 5, 2023.

## III. APPROVAL OF MINUTES

### A. Board Minutes for May 23, 2023

The Board reviewed minutes from May 23, 2023. One minor change was noted by Mr. Granier and with no discussion on the minutes as given, motion was made to accept the minutes with the proposed correction by Dr. Findley, seconded by Dr. Cataldo-Rogers, and passed unanimously by voice vote.

### B. Board Minutes for August 9, 2023

The Board reviewed minutes from August 9, 2023. With no discussion on the minutes as given, motion was made to accept the minutes with the proposed correction by Dr. Cataldo-Rogers, seconded by Dr. Findley, and passed unanimously by voice vote.

## IV. FINANCIAL MATTERS & CONTRACTS

### A. Financial Reports – May, June, July, & Aug '23

Mr. Granier presented the financial reports for the months of May through August '23 for review by the Board. Mr. Granier informed the Board that all financial matters are in order. However, due to staff changes, the FY 2024 Budget will have to be updated accordingly. There were no questions regarding financial reports reviewed by the Board members. Motion was made by Dr. Brandon to accept the financial reports as presented, seconded by Dr. Findley. With no further discussion, the motion passed unanimously by voice vote.

### A. Investments, CDs – End-of-FY 2023

Mr. Granier reviewed accrued interest amounts for current certificates of deposit (CDs)

for FY2023. CDs will continue to roll over as they mature, with interest rates continuing to increase. Motion was made by Dr. McHughes, seconded by Dr. Cataldo-Rogers, to accept the investment report as presented. With no further discussion, the motion passed unanimously by voice vote.

**B. Investments, CDs – FY 2024**

Mr. Granier reviewed accrued interest amounts for current certificates of deposit (CDs) for FY2024. Five CDs will mature and roll over into new CDs, with interest rates continuing to increase. Motion was made by Dr. Findley, seconded by Dr. Cataldo-Rogers, to accept the investment report as presented. With no further discussion, the motion passed unanimously by voice vote.

**C. Annual Fiscal Report, FY2023**

Mr. Granier presented the Board's FY 2023 Annual Fiscal Report for review. CPA was consulted and it was noted that there are no negative items of concern in the AFR. Motion was made by Dr. McHughes, seconded by Dr. Cataldo-Rogers, to accept the FY 2023 AFR Report as presented. With no further discussion, the motion passed unanimously by voice vote.

**D. Agreed-Upon-Procedures Audit Report, FY2023**

Mr. Granier presented the FY 2023 legislative auditor's report for review. Mr. Granier discussed the report's exceptions, specifically the written policies and procedures in the report, noting that resolving these policy and procedure exceptions will be completed during FY 2024. These include the purchasing policy and the disaster recovery policy. Motion was made by Dr. Brandon to accept the audit update and exception resolutions as presented, seconded by Dr. McHughes, and passed unanimously by voice vote.

**V. STATUTES, RULES, POLICIES & PROCEDURES**

**A. Rulemaking Projects & Discussions**

**1. LAC 46LXXXV.301.801.1201**

**Repeal of Letter of Reference Requirement for Applicants**

Mr. Granier informed the Board that the final rule is scheduled to be reviewed by OLRC in October 26<sup>th</sup> meeting, with no anticipated problems. Final Rule anticipated to be promulgated into the *Louisiana Register*, January '24 (possibly the February '24) edition. No action was needed or taken on this item.

**2. Expedited Licensure for Active Military and Spouses;  
Military Portability Requirements from Presidential Act**

Mr. Vogt informed the Board that work is still in progress on the required rule changes concerning the licensing of individuals with military training, licensing endorsements of military spouses and dependents as per La. R.S. 37:3651 as affecting present Rule 307 concerning the expedited issuance of license for individuals with military qualifications and military spouses.

The final rulemaking proposal will be brought before the Board for a vote once completed; however, the Board will act as though its Rules have been amended as per La. R.S. 37:3651, using its discretionary functions. No motion was made, and no further action was taken on this matter at this time.

**3. Continuing Education, Defining Online vs. In-Person/Live**

In accordance with the May '23 vote from the Board, Mr. Granier presented to the Board a proposed Notice of Intent regarding Continuing Education relative to the

definition of online continuing education and the maximum hours for online continuing education. Mr. Granier advised the Board that the Notice of Intent will be redone to clean up all language in Chapter 4 of the LA Veterinary Practice Act as well as related Chapters and Rules as part of the Administrative Code Review. The new Notice of Intent will be presented to the Board for final approved once completed. No motion was made, and no further action was taken on this matter at this time.

**4. Louisiana Act No. 393 - Meetings of Boards via Electronic Means**

Mr. Granier described the details of Act No. 393 and its requirements. The Board will be presented at the December 7th meeting with a Notice of Intent relative to the required rulemaking to facilitate ADA access for meetings in accordance with Act No. 393. No motion was made, and no further action was taken on this matter at this time.

**5. 2022 Louisiana Administrative Code Review**

Mr. Granier presented to the Board all Rules relative to the 2022 Louisiana Administrative Code Review that need to be reviewed by the Board. Mr. Granier suggested to the Board that prior to this overall review, he present to the Board with a clear pathway for moving forward with this large-scale review. More details will be presented and discussed at the December 7<sup>th</sup> meeting. No motion was made, and no further action was taken on this matter at this time.

**B. Policies and Procedures**

**1. Proposed Amendment to Policy 5.04 – Purchasing - Bids, Vendors, & Initiating Purchases**

Mr. Granier presented to the Board an amendment to Policy 5.04 related to the purchases. The proposal would remove the requirement for a second signature – either from the Board President or the Board Secretary-Treasurer - in addition to the Executive Director’s signature for any purchases over \$3,000. The proposal would still require full Board approval for purchases over \$3,000 in addition to written notification and acknowledgment from the Board Secretary-Treasurer or Board President prior to the purchase/payment being made. Motion was made by Dr. Findley to accept the amended policy as presented, seconded by Dr. Brandon. With no further discussion, the motion passed unanimously by voice vote.

**C. Declaratory Statements**

**1. None at this time**

**D. General Agenda**

**1. Deer Farmer Access to Chemical Capture Drugs**

The Board has been asked to examine its Rule concerning what licensed veterinarians may prescribe and dispense to a deer farmer licensed by and in good standing with the Department of Agriculture and Forestry. Following a discussion in executive session, general counsel will propose amended Rule language for the Board’s consideration.

**2. *Not Available (documentation not received in time for item)***

**E. Consent Agenda Opinions – Answered**

**1. Can a DACA Recipient Be Licensed (DVM) in LA**

A potential licensee requested information concerning the requirement of citizenship in the US to be licensed as a veterinarian in LA. He was informed of the requirements of personal qualifications under the Practice Act and Board Rules, and informed that citizenship is not required.

**2. Can Medical Records Be Withheld For Unpaid Services by Client**

A licensee asked the board if it is permissible to refuse to provide a client with copies or a synopsis of patient records because a balance is owed the practice by the client. The licensee was informed that the debt owed or claimed to be owed by the client is a civil matter outside the regulatory jurisdiction of the board. However, the Board Rules and provisions of the AVMA's Principles of Veterinary Medical Ethics requires the release of a copy of the records irrespective of debt owed. The client may be charged a reasonable amount for reproduction of the records, however. This is in accordance with several similar queries posed to the Board over the years.

**3. Is Telemedicine Legal for Veterinary Medicine**

A licensee with medical challenges asked whether telemedicine is "legal" under the board regulations and whether a physical examination is required for regulatory purposes. The licensee was informed of the several prior decisions by the board which recognizes that telemedicine can have its place in the practice, depending on the circumstances and issues that are exquisitely fact sensitive, but that a physical examination is required to establish the VCPR in Louisiana. The maintenance of the VCPR is dependent on the circumstances of individual cases, including the nature of the problem being assessed (follow up care vs. new issue), and the information otherwise available to maintain the VCPR.

**4. Must Client's Records be Reviewed by DVM Prior to Release of Records**

A client of a Louisiana licensee asked whether it was "legal" to refuse to release patient records to the client before final review by the attending veterinarian, as had been suggested by office staff. The board rules concerning the release of records to a client/authorized representative were cited to the client along with the observation that at times record notations were preliminary until the attending veterinarian could review them for adequacy, but that the "confidentiality" rationale given the client justifying the refusal to produce records has no basis in the board's rules or the AVMA's ethical principles

**5. Can a DVM Not Have a DEA/CDS license & Work Under Another Licensee's DEA/CDS License**

A licensee considering a "partial retirement" asked of the board the propriety of practicing veterinary medicine in LA without renewing his/her DEA registration and Board of Pharmacy CDS license. He was advised that a DEA registration was not required to practice in Louisiana, but that compliance with DEA regulations, and those of the Board of Pharmacy, is required by the board as a secondary regulator. A referral to those agencies was made along with general observations of the limitations on practice that come without full registrations.

**6. Allowances for Unlicensed DVM to Practice With NAVLE Pending**

A veterinarian asked the Board what a graduate of a school of veterinary medicine is able to do within a practice pending the taking of the NAVLE, citing the ability to practice veterinary medicine in similar circumstances in a sister state if the graduate were under the direct supervision of a veterinarian, much like an internship. The inquiring veterinarian was informed that under the board's rules an unlicensed veterinarian is considered a lay employee and that only those duties

properly delegated to lay assistants under the board's rules can be delegated to the unlicensed graduate. Internships by non-licensed veterinarians outside those allowed while a student at LSU-SVM are unauthorized since preceptorship rules were repealed by the Board.

**7. Legal Requirements for Euthanasia**

The Board was presented with several hypothetical questions concerning the euthanasia of a patient under circumstances where the animal was in agonal pain and could not be salvaged but the owner could not be reached for consent to euthanasia. He was advised of a similar situation addressed by the Board previously (and cautioned as to the applicability of the opinion under different facts) where there was evidence the owner was avoiding contact with the attending veterinarian, there was unanimous opinion that the patient's prognosis was very poor absent heroic and expensive efforts and the patient was in agonal pain. There the Board approved an opinion issued by general counsel and board chair on an expedited basis that although the board rules require a face-to-face meeting with the client and the execution of mandatory forms consenting to euthanasia, in those very narrow circumstances the attending veterinarian was confronted with conflicting duties (the administration of ethical, emergency care of euthanasia which was possible vs. the consent of the client prior to euthanasia, which was not possible). There the attending veterinarian was advised the Board would not take discipline should the owner later file a complaint under the verifiable facts as presented. Secondly, the board was asked whether emergency care was required of an animal presented to the veterinarian by a non-owner who found the animal injured, which was not microchipped or otherwise presenting evidence of ownership. The veterinarian was advised that under prior board decisions emergency care sufficient for stabilization should be provided if the presentation was during normal office hours, until further treatment and/or identification of the owner could be attempted. If the animal was not salvageable, then the rationale of emergency euthanasia, per above, would apply.

**8. Can Veterinary Staff Give Non-Rabies Shots Without DVM Around**

A veterinarian whose practice included boarded patients and those under active treatment asked the board if vaccinations, preventatives and legend drugs could be administered to boarded and walk in patients by a graduate of a veterinary school of medicine during a time period when all licensed veterinarians would be out of town. The licensee was advised that the graduate is considered a lay assistant and that absent the administration of topical agents to boarded patients only, all other duties required the direct supervision of the lay person by a licensed veterinarian on premises.

**9. Are Veterinary Technician Graduates Required to be Licensed**

The board was asked if "veterinary technicians" had to be licensed by the Board in Louisiana. That person was advised of the distinctions between lay assistants, RVTs and CAETs and generally what RVTs can be delegated and under what circumstances, and what title they can use vs. what lay assistants can be delegated and under what general circumstances.

**10. Requested List of Responsibilities That Can Be Delegated to RVTs**

A practice owner asked the Board following a review of the Practice Act and Board Rules if there existed a document listing what duties can be delegated to an RVT and proposed sending a list of duties he was contemplating delegating to RVTs he was considering hiring. He was advised that no such listing exists in any of the board's regulatory authorities and was asked prior to the submission of the list of

duties to consider including the surrounding circumstances - e.g. boarding vs. animals being treated, presence of a licensed veterinarian on premises, etc.

**11. What are the Options to Pursue/Perform Equine Dentistry in LA**

A dental hygienist in the field of human medicine asked the board what was required to become an “equine dentist”. He was informed that unless he became a licensed veterinarian, and since no one is eligible to be certified as a Registered Equine Dentist under state law, he would have to obtain certification of RVT status or an approved course of study in order to perform a specified number of services under the direct employment of a licensed veterinarian (W2 employee) and under a relaxed area of supervision by the employing veterinarian. Board Rules were cited naming those equine services that cannot be delegated even to those so qualified.

**12. Can Legend Drugs Be Shipped to Alternate Address During Emergencies**

A distributor of legend drugs asked the board if there were regulations pertaining to the shipment of those drugs in emergency scenarios where the primary address could not be used - e.g. natural disasters. The Board advised that it was not the primary regulator of these issues and was referred to the Board of Pharmacy, the LA Board of Wholesale Drug Distributors, the FDA, Louisiana Board of Health and Hospitals and the DEA for authoritative response.

**13. Can a Clinic Charge for Tech Time for Things That Don't Involve DVM**

A licensed veterinarian inquired about the propriety under board regs of the charging of services for acceptable delegated duties performed by an RVT or lay assistant, not directly involving a DVM. He was advised that the provision of services and the amount charged between a veterinarian and client is generally one of civil law and contract, as long as the amount charged does not rise to the level of a violation of ethical principles. The Board stressed that its answer assumes the duties have been properly delegated to the technician, that proper supervision is maintained and that there be no misunderstanding in billing or otherwise as to who performed the properly delegated service, nor any form of misleading the public.

**14. Can VCPR be Established via TeleHealth for Prescription Purposes**

The Board was asked if a VCPR could be established for a client/patient for prescribing a sedative by virtual examination under circumstances where the animal was too fractious to be seen without sedation. The licensee was advised of prior board decisions which require a visual examination and a suggested safe method of administering the sedative at the practice site following a veterinarian observing the fractious nature of the client was given, following which a full examination could ensue.

**15. Legally Allowed to Release Records to Client's Bank and Credit Card Company for Dispute of Charges**

A licensed veterinarian asked the Board if it were permissible to discuss the details of the treatment of a patient with a non-owner client under these circumstances: after paying for veterinary services with a credit card, the client initiated a charge back so that his bank and credit card company are attempting to confirm that veterinary services were in fact performed by the licensee, who is desiring to give those entities a full account of all work performed and charged. The veterinarian was advised that under these specific circumstances the client had appointed the credit card company and bank as his “authorized agent” by initiating the charge back protocol, and the veterinarian was free to provide the desired response.

**16. How Does Smoke Evacuation Bill (SB 29) Affect Veterinary Practices**

A veterinarian owning and utilizing radiosurgical equipment asked the board how the Smoke Evacuation Bill affected his practice, and any obvious implications. The board pointed out that the Department of Health has jurisdiction over the facilities that are affected by this law and referred the licensee to that Department for a determination of whether the bill pertains to the licensee's facility.

**17. Allowances for Unlicensed DVM to Practice With NAVLE Pending**

A graduate of a school of veterinary medicine awaiting passage of the NAVLE inquired of the Board those duties he could perform at a veterinary practice and was given the parameters of properly delegable duties by the employing veterinarian as a lay assistant.

**18. Allowed Duties of Veterinarians with Faculty License**

A faculty licensee asked if it was proper to perform anaesthesia for patients of the LSU-SVM that had been referred out to private practitioners for specialized surgery, where the patient would be returned to the LSU-SVM for aftercare and the licensee paid by the LSU-SVM. He was advised that the requirement for the efficacy of a faculty license is the performance of duties with the LSU-SVM and that nexus is not geographical, but is related to his employment.

**19. Is Telemedicine Allowed for Native Wildlife Pet Being Released Back to Wild**

The Board was once again asked if a VCPR could be established without a physical examination using a virtual exam only and the licensee was advised that such is not acceptable in Louisiana as well as in most states.

**20. Will RVT Applicants Who Test Positive for Marijuana Not Be Licensed**

A person involved in providing the educational component of RVT licensure asked if there is a blanket prohibition of RVT certification for the use of marijuana. She was advised that the board cannot issue such a broad statement, citing the changing legal landscape involving the recreational and medicinal use of marijuana in some jurisdictions with concurrent jurisdictions still classifying it as a prohibited Class I controlled substance, the possibility of use with or without concurrent impairment, and the pre vs. post certification use or abuse, use prior to certification resulting in criminal conviction of a felony vs. misdemeanour, etc. The Board is simply unable to provide such a blanket statement with so many variables possible.

**21. Necessity for Re-Examinations for Multiple Rounds of Osteopathy Treatments**

The Board was asked about the necessary credentialing and personal qualifications needed for a graduate of a foreign school of animal osteopathy to provide veterinary services in Louisiana, and the parameters of supervision required when referrals would be made for osteopathic services from outside the practice (LSU-SVM) vs. referrals from other departments/specialties at the school. The Board was also asked to address issues concerning the supervision of the osteopath where multiple licensed veterinarians were involved in the care of the patient, the establishment and maintenance of the VCPR, as well as the responsibilities of associate veterinarians for supervision when the patient receives multiple rounds of osteopathic care and the original veterinarian ordering the services is not present.

The Board Rules require that the unlicensed practitioner of alternative therapies (laypersons) like osteopathic services be subject to regulation by a Louisiana board but, if no such regulatory board exists, the education level must be

board approved. Further, direct supervision by the licensed veterinarian who has first established the VCPR is required, along with an order for the osteopathic services. The supervising veterinarian is responsible for ongoing diagnosis, the scope of treatment to be provided, obtaining written client consent, maintaining records and the confidentiality of those records.

In instances where the patient is first referred by an outside veterinarian to a department at the school, the receiving veterinarian (referral) establishes a new VCPR, examines the patient, provides the order for osteopathic services, assures client consent has been obtained and communicates with the referring veterinarian. The client should be advised that the VCPR has been established personally for the receiving veterinarian and for the group of veterinarians - those within that department. One of those veterinarians must be on premises when osteopathic services are provided, and bears the responsibilities of supervision and ongoing evaluation.

When follow up services are provided the patient, the supervising veterinarian must be familiar with the condition of the patient sufficient to maintain the VCPR and must exercise sound medical judgment in determining whether an additional physical examination is necessary, and its scope.

Where the client presents the patient for services at the school (not a referral from the original attending veterinarian) the receiving veterinarian establishes the VCPR without the need to communicate with a prior attending veterinarian and supervision and the maintenance of the VCPR is governed as above.

## **22. Are Vet Techs Prohibited from Employment by Lay Person**

The Board was asked whether an RVT can be employed by a non-veterinarian. The board responded that employment by a non-veterinarian is not prohibited by the regulatory authorities, but a licensed veterinarian (co-employee) must delegate the duties to the RVT, is responsible for the supervision of the RVT and is accountable to the board notwithstanding the licensed veterinarian is not the “employer” of the RVT.

## **23. Can an RVT Work as a “Mobile” RVT Providing In-House Hospice Services, Physical Therapy, etc**

An RVT expressed to the Board an interest in starting her own business and providing veterinary services vs. working for an animal hospital as a “mobile RVT”, and asked for instructions regarding any regulatory limitations associated with that business model. The Board reminded its licensee that in order to abstain from the unauthorized practice of veterinary medicine, permissible duties must be delegated by a licensed veterinarian who has a duty to supervise. The query was otherwise unclear and lacked detail for a substantive response and the RVT was asked to clarify/expound on the query.

## **24. Is There a Timeframe for Recording Medical Notes After Medical Examination Performed**

The Board was asked if there is a deadline for completing and recording medical notes following an examination of the patient. The Board advised that there was no bright line requirement under its regulations but that other “primary regulators” may have such time based requirements (e.g. FDA, DEA), as may associations accrediting facilities (AAHA). The board rules do require that with a reassessment and diagnosis of a new illness or condition, a note should be made in the record “at the time such is performed”. The Board further noted that even absent a bright line



time requirement, those obligated to maintain medical records must do so under the general standard of care so that the purpose and integrity of the record keeping obligations are served. Amendments and changes to the record after initial entry should also be clearly marked as such. Since the client is free to terminate the VCPR at any time and the veterinarian is obligated to provide the client with a copy or synopsis of the record so that another, reviewing veterinarian can determine the findings, diagnostics done, treatment, etc, the record should be prepared as soon as possible.

**F. Consent Agenda Opinions – Proposed**

**1. If Owner Purchases Injections, Can We Administer the Drug**

The board was presented with the question of whether a licensed veterinarian can administer drugs - injections - not approved by the FDA on behalf of clients who have obtained such drugs. While noting a prior board decision from several years ago prohibiting such practices, the issue was pretermitted so that additional research could be conducted by general counsel.

**G. Consent Agenda Opinions - Expedited / Emergency Opinions**

**1. None at this time**

**VI. MISCELLANEOUS MATTERS**

**A. New Licenses and Certificates Issued**

Mr. Granier reported all new licenses and certificates issued - 122 total listed below - from 05/06/23 to 09/12/23. Motion was made by Dr. Cataldo-Rogers to accept and ratify all issued licenses as given, seconded by Dr. McHughes, and passed unanimously by voice vote.

License No.	Name	Type	Issued On
30075	Alexandra Cambre	CAET - Active - Full	05/31/2023
30077	Amber Huber	CAET - Active - Full	06/28/2023
2237	Charles Buchanan	DVM - Active	09/12/2023
10167	Joseph Fuller	DVM - Active	05/08/2023
10168	Mary Godley	DVM - Active	05/15/2023
10169	Rachel Schott	DVM - Active	05/18/2023
10170	Faith Adams Ruegge	DVM - Active	05/18/2023
10171	Alexandra Cheramie	DVM - Active	05/18/2023
10172	Hannah Dartez	DVM - Active	05/18/2023
10173	Aleksandar Raicevic	DVM - Active	05/18/2023
10174	AnnaClaire DeFriend	DVM - Active	05/18/2023
10175	Carlea Clemens	DVM - Active	05/18/2023
10176	Brayton Hammes	DVM - Active	05/18/2023
10177	Katelyn Durbin	DVM - Active	05/19/2023
10178	Leah Fuselier	DVM - Active	05/22/2023
10179	Krizia Santos-Rodriguez	DVM - Active	05/22/2023
10180	Lara Stooksbury	DVM - Active	05/22/2023
10181	Mark Laird	DVM - Active	05/24/2023
10182	Hannah Barrilleaux	DVM - Active	05/31/2023

10183	Dray Richmond	DVM - Active	05/31/2023
10184	Heather Smith	DVM - Active	05/31/2023
10185	Bailey Clouatre	DVM - Active	05/31/2023
10186	Jade Martindale	DVM - Active	05/31/2023
10187	Annie Moore	DVM - Active	06/05/2023
10188	Morgan Marino	DVM - Active	06/05/2023
10189	Isabel Grazian	DVM - Active	06/05/2023
10190	Lindsey Foto	DVM - Active	06/05/2023
10191	Sophie Thoresen	DVM - Active	06/05/2023
10192	Annabeth Rumble	DVM - Active	06/08/2023
10193	Tara Falgoust	DVM - Active	06/12/2023
10194	Katie Bakalis	DVM - Active	06/12/2023
10195	Meghan Melugin	DVM - Active	06/12/2023
10196	Madison Beeco	DVM - Active	06/13/2023
10197	Sarah Edwards	DVM - Active	06/15/2023
10198	Paola Amiama	DVM - Active	06/20/2023
10199	Megan Daggett	DVM - Active	06/20/2023
10200	Savannah Billings	DVM - Active	06/20/2023
10201	Lindsey Graham	DVM - Active	06/20/2023
10202	Sarah Hammar	DVM - Active	06/22/2023
10203	Mallory Horridge	DVM - Active	06/26/2023
10204	Sydney Mouser	DVM - Active	06/26/2023
10205	Anne Landry	DVM - Active	06/26/2023
10206	Jordan Foxx	DVM - Active	07/06/2023
10207	Connor O'Brien	DVM - Active	07/06/2023
10208	Heidi Zurawka	DVM - Active	07/06/2023
10209	Olivia Viney	DVM - Active	07/07/2023
10210	Corinne Mayer	DVM - Active	07/14/2023
10211	Ryan Buhner	DVM - Active	07/17/2023
10212	Sydney Hall	DVM - Active	07/17/2023
10213	Nicholas Walker	DVM - Active	07/26/2023
10214	Katelyn Minchew	DVM - Active	07/27/2023
10216	Hannah Hegwood	DVM - Active	08/02/2023
10217	Jeff Brouman	DVM - Active	08/08/2023
10218	Douglas Margarucci	DVM - Active	08/14/2023
10219	Mary Bollman	DVM - Active	08/14/2023
10220	Mary Todd	DVM - Active	08/14/2023
10221	Mikaela Burke	DVM - Active	08/18/2023
10222	Kaitlyn Moss	DVM - Active	08/21/2023
10223	Tristan Doyle	DVM - Active	08/21/2023
10224	Tyler Yglesias	DVM - Active	08/28/2023
10225	Twila Booke	DVM - Active	09/07/2023
Faculty 1022	John Thomason	DVM - Faculty - Active	07/06/2023
Faculty 1116	Enjolie Levengood	DVM - Faculty - Active	05/10/2023
Faculty 1117	Eden Stark	DVM - Faculty - Active	05/11/2023
Faculty 1118	Brittany Hodgkiss	DVM - Faculty - Active	05/22/2023

Faculty 1119	Lauren Vincent	DVM - Faculty - Active	06/06/2023
Faculty 1120	Rachel Brady	DVM - Faculty - Active	06/06/2023
Faculty 1121	Hailey Penticoff	DVM - Faculty - Active	06/08/2023
Faculty 1122	Edelicia Garcia	DVM - Faculty - Active	06/14/2023
Faculty 1124	Elisabet Dominguez-Mino	DVM - Faculty - Active	06/21/2023
Faculty 1125	Helen Rhim	DVM - Faculty - Active	06/21/2023
Faculty 1126	Joseph Preston	DVM - Faculty - Active	06/21/2023
Faculty 1128	Amy Zalcman	DVM - Faculty - Active	06/21/2023
Faculty 1129	Marie de Swarte	DVM - Faculty - Active	06/21/2023
Faculty 1130	Steven Tsai	DVM - Faculty - Active	06/21/2023
Faculty 1131	Emily Morrison-Robbin	DVM - Faculty - Active	06/21/2023
Faculty 1132	Federica Morandi	DVM - Faculty - Active	06/21/2023
Faculty 1133	Hock Gan Heng	DVM - Faculty - Active	06/21/2023
Faculty 1134	Heather Dean	DVM - Faculty - Active	06/26/2023
Faculty 1135	Kylie Landry	DVM - Faculty - Active	06/27/2023
Faculty 1136	Kari Lunsford	DVM - Faculty - Active	06/28/2023
Faculty 1137	Shelby Fincher	DVM - Faculty - Active	06/28/2023
Faculty 1138	Jack Lee	DVM - Faculty - Active	07/06/2023
Faculty 1139	David Martinez Rodriguez	DVM - Faculty - Active	07/12/2023
Faculty 1140	Corinne Goldman	DVM - Faculty - Active	07/12/2023
Faculty 1141	Sarah Stewart	DVM - Faculty - Active	07/19/2023
Faculty 1142	Kelsea Hill	DVM - Faculty - Active	07/27/2023
Faculty 1143	Elizabeth Swanson	DVM - Faculty - Active	07/28/2023
Faculty 1144	Patrick Hall	DVM - Faculty - Active	07/31/2023
Faculty 1145	Eliza Richartz	DVM - Faculty - Active	08/10/2023
Faculty 1146	Yeonhee Lee	DVM - Faculty - Active	08/14/2023
Faculty 1147	Rachel Williams	DVM - Faculty - Active	08/22/2023
Faculty 1149	Robert Kennis	DVM - Faculty - Active	08/28/2023
Faculty 1150	Katrin Saile	DVM - Faculty - Active	08/30/2023
Faculty 1151	Neoklis Apostolopoulos	DVM - Faculty - Active	09/06/2023
Faculty 1152	Clifford Berry	DVM - Faculty - Active	09/12/2023
Faculty 1153	Leslie Serrano	DVM - Faculty - Active	09/12/2023
20077	Sarah Leteff	RVT - Active	05/08/2023
20078	Meredith Williams	RVT - Active	05/24/2023
20079	Kaitlynn Freeman	RVT - Active	07/24/2023
20080	Faith Wilson	RVT - Active	07/25/2023
20081	Kristie Lassitter	RVT - Active	08/08/2023
20082	Savannah Welch	RVT - Active	08/09/2023
20083	Macy Borne	RVT - Active	08/18/2023
20084	Caroline Candella	RVT - Active	08/18/2023
20085	Gabrielle Chevalier	RVT - Active	08/18/2023
20086	Olivia Dixon	RVT - Active	08/18/2023
20087	Raelyn Dupre	RVT - Active	08/18/2023
20088	Kristen Kirk	RVT - Active	08/18/2023
20089	Katelyn LaCour	RVT - Active	08/18/2023
20090	Logan Roddy	RVT - Active	08/18/2023

20091	Lawren Wells	RVT - Active	08/18/2023
20092	Courtney Cornwell	RVT - Active	08/21/2023
20093	Susan Bedgood	RVT - Active	08/30/2023
20094	Jose Juarez	RVT - Active	08/30/2023
20095	Alana Turner	RVT - Active	08/30/2023
20096	Leyna Warren	RVT - Active	08/30/2023
20097	Jennifer Squires	RVT - Active	08/30/2023
20098	Taylor Saltamachia	RVT - Active	09/07/2023
20099	Ashlyn Adams	RVT - Active	08/31/2023
20100	Claire Weinberger	RVT - Active	09/05/2023
20101	Leah Parchim	RVT - Active	09/08/2023

**B. Office Updates - Applications, Renewals, Complaints, CE Review Reviews**

Mr. Granier reported to the Board statistics on the renewal cycle from July 1 to October 4, and on applications and complaints from July 14 to September 15. No motion was made and no further action was taken on this matter.

APPLICATIONS from 07/14/23 to 09/15/23			
Submitted Applications		Approved Applications	
Animal Euthanasia Technician	19	Animal Euthanasia Technician	0
Veterinarian	20	Veterinarian	16
Veterinarian - Faculty	12	Veterinarian - Faculty	14
Veterinary Technician	5	Veterinary Technician	22
<b>Grand Total</b>	<b>56</b>	<b>Grand Total</b>	<b>52</b>

CURRENT ACTIVE LICENSES	Total Active (as of 9/15)
<b>CAETs</b>	<b>174</b>
CAET - Active - Full	153
CAET - Active - Lead	21
<b>DVMs</b>	<b>1,808</b>
DVM - Active	1,798
DVM - Inactive - Disabled	1
DVM - Inactive - Retired	9
DVM - Military - Active Status	0
<b>DVMs - Faculty</b>	<b>196</b>
DVM - Faculty - Active	196
<b>RVTs</b>	<b>379</b>
RVT - Active	379
<b>Grand Total</b>	<b>2,557</b>

2023 RENEWAL CYCLE (as of 10/04)	Not Renewed	Renewed	Pct (%)
<b>CAETs</b>	<b>49</b>	<b>133</b>	<b>73%</b>
Active - Full	47	114	
Active - Lead	2	19	
<b>DVMs</b>	<b>131</b>	<b>1,615</b>	<b>92%</b>
Active	122	1,615	

Inactive - Disabled	1	0	
Inactive - Retired	8	0	
Military - Active Status	0	0	
<b>DVMs - Faculty</b>	<b>44</b>	<b>108</b>	<b>52%</b>
Faculty - Active	44	108	
<b>RVTs</b>	<b>57</b>	<b>291</b>	<b>84%</b>
Active	57	291	
<b>Grand Total</b>	<b>281</b>	<b>2,147</b>	<b>88%</b>

COMPLAINTS			
<i>From 07/14/23 to 09/15/23</i>		<i>Still On-Going / Active</i>	
Complaints Received	8	Pending Cases (licensees)	18
Complaints Closed	11	Pending Cases (non-licensees)	12
Consent Orders Issued	2	Consent Orders	4
Consent Orders Closed	0	HPFLA Referrals	2
Other Negative Actions *	0	Other Negative Actions *	0
* Other negative actions include, formal reprimands, informal reprimands, cease and desist notices, etc.			

CONTINUING EDUCATION REVIEWS & APPROVALS
<i>From 07/14/23 to 09/15/23</i>
<u>34 CE activity requests</u> were approved for the '23-'24 CE period (from July 1, 2023 to June 30, 2024).

**C. AAVSB Annual Conference Report, Sept. 27-30, 2023**

Mr. Granier, Dr. Brandon, and Dr. Findley presented a review of various topics and discussions from the 2023 AAVSB Annual Conference in Kansas City, Missouri. No action was taken on this item.

**D. Request for AAVSB Policy Change Related to VTNE Exam Eligibility**

Mr. Granier presented to the Board a letter submitted to the AAVSB from numerous member state Boards requesting a change to the AAVSB Policy related to VTNE Exam Eligibility. These changes would allow member Boards to approve at the individual Board's discretion RVT candidates to sit for the VTNE prior to graduation (as is allowed for DVM students with the NAVLE). Comments were submitted to the Board from meeting attendees on various preparation material and exams for the VTNE. No

motion was made and no further action was taken on this matter.

**E. Proposed Board Meeting Dates, 2024**

Mr. Granier presented proposed Board meeting dates for 2024. Motion was made by Dr. Cataldo-Rogers, seconded by Dr. Findley to accept the proposed dates as presented to be printed in the Board's Spring '24 newsletter and published in the next edition of the Louisiana Register. The 2024 board meeting dates are February 1, April 4, June 6, August 1, October 3, December 5, 2024. Motion passed unanimously by voice vote.

**F. FARB Conference, January 25-28 - Fort Worth, TX**

Mr. Granier presented a request to the Board for permission to attend the 2024 FARB (Federation of Associations of Regulatory Board) Conference in late-January. Motion was made by Dr. McHughes to approve request of conference attendance, seconded by Dr. Findley, and passed unanimously by voice vote.

**G. CAET Course Scheduled for October 12, 2023 in Alexandria, LA**

Mr. Granier and Dr. Cataldo-Rogers reported on the status of the CAET training course being held on October 12 in Alexandria, Louisiana. There were 31 scheduled attendees for the CAET training. No motion made or action taken on agenda item.

**VII. CONTINUING EDUCATION ISSUES**

**A. Sandstrom, Brandi – CE Activity Review**

The Board discussed a request from Dr. Brandi Sandstrom to approve CE hours for participation in the online Veterinary Human Support Certificate Program at the University of Tennessee. Motion was made by Dr. Cataldo-Rogers, seconded by Dr. McHughes to approve Dr. Sandstrom's request for no more than 10 hours of online CE. With no further discussion, the motion passed unanimously by voice vote.

Motion was made by Dr. McHughes, seconded by Cataldo-Rogers, to add item XI.F. Request for Approval of Educational Level for Osteopathy Service at LSU School of Veterinary Medicine to the agenda for discussion in executive session due to the nature of the request and possible violation. Unanimous roll call vote in favor of motion.

Motion was made by Dr. Findley to go into executive session to discuss confidential matters regarding licensees, applicants, and administrative hearings not subject to public disclosure as per the law, seconded by Dr. Cataldo-Rogers, and passed unanimously by voice vote.

All votes noted for the following agenda items were made at the end of discussion and out of executive session.

**VIII. ADMINISTRATIVE HEARINGS**

**A. Case #23-0501 L-NC**

The Board approved a consent order emanating from a complaint filed by the client of the licensee. Gist: following surgery (C-section) performed by the licensee the patient presented a month later with symptoms of incontinence with the presence of blood and mucus. The licensee diagnosed the patient was suffering from a urinary tract infection and prescribed anti-biotics. However, the patient's symptoms persisted for almost one year post-surgery and treatment was provided based on the same diagnosis until the Respondent suspected the patient may have pyometra. A referral was then made to an emergency facility where radiographs were taken. A foreign object (surgical sponge) was found in the patient, who exhibited no signs of any pathology of the uterus. The sponge had migrated to the bladder. It, along with a substantial portion of the bladder,

was removed. A spay was necessary. For the failure to remove all surgical sponges and the misdiagnosis made over the course of approximately one year, without adequate diagnostics during that term, the Respondent was fined \$1500 and made to reimburse the Board for the costs of the investigation (\$500). No action was taken on Respondent's license.

**B. Case #23-1207 L-NC**

A complaint was filed by the client of a licensed veterinarian for veterinary malpractice in the treatment of a snake bite sustained by a canine patient. The patient was administered Banamine 1.36 ml, Ketoprofen 1.36 ml for pain; Tripeleennamine 1.36 ml; Geneticin 1.36 ml, Excenel .68 ml and Baytril 3.5 ml 100mg/ml in four injections. The patient was also sent home with a ten-day supply of Sulfamethoxazole and Trimethoprim. The patient began vomiting blood the next day and was seen at an emergency facility and diagnosed to have sustained gastrointestinal ulceration caused by acute diarrheal syndrome/hemorrhagic diarrhea v. adverse reaction to medications. The investigating board member determined the medication regimen to be inappropriate and the board approved a consent order. The Respondent was fined \$1000 for malpractice, ordered to reimburse the board for the costs of investigation (\$1000) and was issued a public reprimand.

**IX. LICENSING ISSUES**

**A. Licensing Renewal Review: JP, DVM**

The Board found a DVM's renewal application to be false in repetitively and intentional denying ongoing investigations against her in other jurisdictions. The renewal license was issued but the Board instructed counsel to notify the renewal applicant of the filing of a formal complaint for regulatory action on her license.

**B. Boyd T. Clement, DVM – Request for Inactive Retired Status**

Following review of the documentation provided by Dr. Clement, motion was made at the end of executive session, by Dr. Findley, seconded by Dr. Cataldo-Rogers, to approve status change to Inactive Retired and to waive the 20 CE requirements for Renewal Year 2023-2024 per rule 405C. Motion passed unanimously by voice vote.

**C. David Moore, DVM – Request for Inactive Retired Status**

Following review of the documentation provided by Dr. Moore, motion was made at the end of executive session, by Dr. Findley, seconded by Dr. Cataldo-Rogers, to approve status change to Inactive Retired and to waive the 20 CE requirements for Renewal Year 2023-2024 per rule 405C. Motion passed unanimously by voice vote.

**D. James Floyd, DVM – Request for Inactive Retired Status**

Following review of the documentation provided by Dr. Floyd, motion was made at the end of executive session, by Dr. Findley, seconded by Dr. Cataldo-Rogers, to approve status change to Inactive Retired and to waive the 20 CE requirements for Renewal Year 2023-2024 per rule 405C. Motion passed unanimously by voice vote.

**E. Cynthia Smith, DVM – Request for Inactive Retired Status**

Following review of the documentation provided by Dr. Smith, motion was made at the end of executive session, by Dr. Findley, seconded by Dr. Cataldo-Rogers, to approve status change to Inactive Retired and to waive the 20 CE requirements for Renewal Year 2023-2024 per rule 405C. Motion passed unanimously by voice vote.

**F. Sandra Taboada, DVM – Request for Inactive Retired Status**

Following review of the documentation provided by Dr. Taboada, motion was made at

the end of executive session, by Dr. Findley, seconded by Dr. Cataldo-Rogers, to approve status change to Inactive Retired and to waive the 20 CE requirements for Renewal Year 2023-2024 per rule 405C. Motion passed unanimously by voice vote.

## **X. APPLICANT ISSUES**

### **A. Whitney Miller, DVM – Waiver Request of NAVLE Retake**

The Board reviewed supplemental documentation submitted with the application for licensure from Dr. Miller. Motion was made outside of executive session by Dr. Findley, seconded by Dr. Cataldo-Rogers, to approve the requested waiver of the national exam retake requirement as the documents provided supported the waiver criteria for the required period of time immediately prior to application, and registration in good standing in another jurisdiction. Motion passed unanimously by voice vote.

### **B. Kendra Chriss, RVT – Waiver Request of VTNE Retake**

The Board reviewed supplemental documentation submitted with the application for licensure from Ms. Chriss. Motion was made outside of executive session by Dr. Findley, seconded by Dr. Cataldo-Rogers, to approve the requested waiver of the national exam retake requirement as the documents provided supported the waiver criteria for the required period of time immediately prior to application, and registration in good standing in another jurisdiction. Motion passed unanimously by voice vote.

### **C. Tifini Batts, DVM – Waiver Request of NAVLE Retake**

The Board reviewed supplemental documentation submitted with the application for licensure from Dr. Batts. Motion was made outside of executive session by Dr. Findley, seconded by Dr. Cataldo-Rogers, to approve the requested waiver of the national exam retake requirement as the documents provided supported the waiver criteria for the required period of time immediately prior to application, and registration in good standing in another jurisdiction. Motion passed unanimously by voice vote.

### **D. Amelia Constantine, DVM – Waiver Request of NAVLE Retake**

The Board reviewed supplemental documentation submitted with the application for licensure from Dr. Constantine. Motion was made outside of executive session by Dr. Findley, seconded by Dr. Cataldo-Rogers, to approve the requested waiver of the national exam retake requirement as the documents provided supported the waiver criteria for the required period of time immediately prior to application, and registration in good standing in another jurisdiction. Motion passed unanimously by voice vote.

### **E. Courtney Patson, DVM – Waiver Request of NAVLE Retake**

The Board reviewed supplemental documentation submitted with the application for licensure from Dr. Patson. Motion was made outside of executive session by Dr. Findley, seconded by Dr. Cataldo-Rogers, to approve the requested waiver of the national exam retake requirement as the documents provided supported the waiver criteria for the required period of time immediately prior to application, and registration in good standing in another jurisdiction. Motion passed unanimously by voice vote.

### **F. Hilary Householder, DVM – Waiver Request of NAVLE Retake**

The Board reviewed supplemental documentation submitted with the application for licensure from Dr. Householder. Motion was made outside of executive session by Dr. Findley, seconded by Dr. Cataldo-Rogers, to approve the requested waiver of the national exam retake requirement as the documents provided supported the waiver



criteria for the required period of time immediately prior to application, and registration in good standing in another jurisdiction. Motion passed unanimously by voice vote.

**G. Jenifer Newton, DVM – Waiver Request of NAVLE Retake**

The Board reviewed supplemental documentation submitted with the application for licensure from Dr. Newton. Motion was made outside of executive session by Dr. Findley, seconded by Dr. Cataldo-Rogers, to approve the requested waiver of the national exam retake requirement as the documents provided supported the waiver criteria for the required period of time immediately prior to application, and registration in good standing in another jurisdiction. Motion passed unanimously by voice vote.

**H. Jimi Leger, RVT – Waiver Request of VTNE Retake**

The Board reviewed supplemental documentation submitted with the application for licensure from Ms. Leger. Motion was made outside of executive session by Dr. Findley, seconded by Dr. Cataldo-Rogers, to approve the requested waiver of the national exam retake requirement as the documents provided supported the waiver criteria for the required period of time immediately prior to application, and registration in good standing in another jurisdiction. Motion passed unanimously by voice vote.

**I. Allison Foster, DVM – Waiver Request of NAVLE Retake**

The Board reviewed supplemental documentation submitted with the application for licensure from Dr. Foster. Motion was made outside of executive session b by Dr. Findley, seconded by Dr. Cataldo-Rogers, to approve the requested waiver of the national exam retake requirement as the documents provided supported the waiver criteria for the required period of time immediately prior to application, and registration in good standing in another jurisdiction. Motion passed unanimously by voice vote.

**XI. EXECUTIVE SESSION**

**A. Update: Civil Litigation, LBVM vs. O. Nyzhnyk (*Suit No. 2021-9164 A*)**

The Board was briefed on the status of its suit against an individual practicing equine dentistry without a license as a veterinarian and outside the employment of a veterinarian by general counsel.

**B. Update: Civil Litigation, Pelican Institute vs. LBVM (*Suit No. C-735730*)**

The Board was briefed on the status of a civil suit filed against it on behalf of three DVMs who are/were licensed out of state and who either applied for a waiver of the requirement to retake the NAVLE or did not apply for licensure due to the Rule language adopted by the Board.

**C. Legal Strategy Discussion on Potential Litigations Against Non-Licensee Practice of Veterinary Medicine**

A complaint was filed against an individual alleging the practice of veterinary medicine without a license. The board was briefed on the progress of the investigation of the complaint and the effects of participation in the Department of Justice Licensing Review process. An advisory letter was authorized.

**D. Update – Board Office Staff**

Mr. Granier informed the Board of Ms. Barker's pay increase in accordance with the pay plan changes for AS pay schedules from LA State Civil Service. The Board also welcomed Ms. Mackenzie Mayers as the Board office's new Administrative Assistant to

the Executive Director. No action was taken or needed on this item.

**E. Maximum Employee Wage Increase, FY 2025 Budget**

Mr. Granier presented the Board with the historical data of employee wage increases. Following discussion, motion to keep maximum possible increase at 7% for FY2025 budget made by Dr. McHughes, seconded by Dr. Findley, and passed unanimously by voice vote.

**F. Request for Approval of Educational Level for Osteopathy Service at LSU School of Veterinary Medicine**

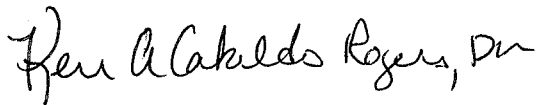
Mr. Vogt presented the LSU SVM's request for approval of provider for osteopathy service based on her educational level. After discussion, motion made by Dr. Cataldo-Rogers, seconded by Findley, to approve her education for osteopathy services at the LSU SVM only under the direct supervision as defined by the LA Veterinary Practice Act. Motion passed unanimously by voice vote.

*Upon conclusion of all discussions in executive session, motion was made to return to regular session by Dr. Cataldo-Rogers, seconded by Dr. Findley, and approved unanimously by voice vote. All votes and action taken related to administrative hearings, applicant issues, licensee issues, and personnel reviews above were made out of executive session. Motion was made by Dr. Findley to approve in globo all waivers for applicant and licensee issues, seconded by Dr. Cataldo-Rogers. Motion passed unanimously by voice vote.*

**XII. ADJOURN**

There being no further business before the Board, motion was made to adjourn by Dr. Findley, seconded by Dr. McHughes, and passed unanimously by voice vote. The meeting was adjourned at 1:25pm.

Minutes reviewed and approved by full board on December 7, 2023.



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Keri Cataldo-Rogers, DVM, Board Secretary-Treasurer