

**LOUISIANA BOARD OF VETERINARY MEDICINE
BOARD MEETING
February 7, 2013**

Minutes

I. CALL TO ORDER

Board President, Dr. Gary T. Levy, called the meeting to order at 8:38 a.m.

II. ROLL CALL –

Roll call was taken by Board Secretary-Treasurer, Dr. Steven V. Slaton, with the following results:

Those present:

| | |
|-------------------------|-----------------------------------|
| Gary T. Levy, DVM | Board President |
| Steven V. Slaton, DVM | Board Secretary-Treasurer |
| William H. Green | Board Vice President |
| Patrick R. Bernard, DVM | Board Member (excused at 11:30am) |
| John S. Emerson, DVM | Board Member |
| Michael Tomino, Jr. | Board General Counsel |
| Wendy D. Parrish | Board Executive Director |

Absent:

Guests:

Bland O'Connor, LVMA (1:45pm)

Motion was made by Dr. Green to go into executive session to discuss issues and receive legal advice regarding potential contested matters and personnel matters, seconded by Dr. Bernard, and passed unanimously by voice vote. Upon conclusion of discussion of the issues, motion was made to return to regular session by Dr. Bernard, seconded by Dr. Slaton, and approved unanimously by voice vote.

No formal action was taken by the Board as a result of Executive Session.

III. APPROVAL OF MINUTES

A. Board Meeting December 6, 2012

The Board reviewed the minutes from the December 6, 2012 Board meeting. Motion was made by Dr. Slaton to accept the minutes as presented, seconded by Dr. Emerson, and passed unanimously by voice vote.

IV. FINANCIAL MATTERS AND CONTRACTS

A. Financial Reports – November and December 2012

Ms. Parrish and Dr. Slaton presented the financial reports for the months of November and December 2012 for review. Motion was made by Dr. Green to approve the financial reports as presented, seconded by Dr. Emerson, and passed unanimously by voice vote.

B. Letter of Agreement Renewal FY2014 – American Association of Veterinary State Boards (VTNE) – Ms. Parrish presented the proposed letter of agreement with AAVSB for the veterinary technician national examination for review. No monies are involved in this contract as the applicant pays the examination fee directly to AAVSB. Mr.

Tomino was directed to review the proposed agreement for compliance with contracting with Louisiana governmental entities. The agreement, as revised, will be considered during the next Board meeting.

C. Legal Services Contract Amendment FY2011-FY2013 – Michael A. Tomino, Jr., Attorney at Law – Ms. Parrish presented the proposed contract amendment for legal services for review. Amendment is required to fulfill the projected legal expenses through the end of the 3-year contract. Motion was made by Dr. Emerson, seconded by Dr. Slaton to approve amendment of the contract as proposed. Motion passed unanimously by voice vote.

D. Legal Services Contract FY2014-FY2016 – Michael A. Tomino, Jr., Attorney at Law – Ms. Parrish presented the proposed 3-year contract with Mr. Tomino for legal services for review. No changes were noted from the previous fiscal year contract. Motion was made by Dr. Green, seconded by Dr. Emerson to approve renewal of the contract with an increase in the hourly fee rate as initiated by the Board. Motion passed unanimously by voice vote.

E. Website Revisions – Ms. Parrish advised of the plan to revise the Board's entire website design. Following the revision, the monthly programming updates, as well as any immediate changes/updated postings, will be administered by the Executive Director rather than the contracted IT vendor. Motion was made by Dr. Slaton, seconded by Dr. Bernard, to move forward with the website revisions. Motion passed unanimously by voice vote.

F. Board Office Lease/Update on Building Problems, Security Issues – Ms. Parrish advised of recent changes in the building lessees, as well as recurring problems with maintenance, vandalism and security of the site. Ms. Parrish was directed to investigate leasing space in other local state-owned facilities, as well as sites approved by the State Facility Planning for lease, and to report back with options and proposals.

V. ADMINISTRATIVE PROCEEDINGS

A. Case 08-1212.1 D – (10:30am) –

Motion was made by Dr. Slaton to go into executive session to discuss confidential matters regarding licensee not subject to public disclosure as per the law, seconded by Dr. Bernard, and passed unanimously by voice vote.

Upon conclusion of executive session, motion was made to return to regular session by Dr. Green, seconded by Dr. Emerson, and approved unanimously by voice vote.

VI. POLICY, PROCEDURE, AND RULES

A. General Update

1. The Board noted recent emergency rule-making by LA Board of Pharmacy regarding compounding which is reportedly in response to a national health issue and perhaps supported by federal authority. The subject matter is not under the Board's jurisdiction, but rather the exclusive jurisdiction of the LA Board of Pharmacy. No action taken.

2. No update received from LVMA regarding PMP status, nor the LVMA's efforts in meeting with the LA Board of Pharmacy to define "negligible amounts" by rule which are to be reported by veterinarians under the law at some point. Such

interfacing with the LA Board of Pharmacy on this subject matter is proper for the LVMA as the professional association for the veterinarians. No action taken.

B. Policy and Procedure.

None. No action necessary.

C. Practice Act, and Rules/Related Matters/Declaratory Statements.

1. Animal Dental Services (California company) was notified that its employees and/or agents cannot provide dental services (dental care and teeth cleaning without anesthesia) in LA, even under some form of asserted supervision at a LA licensed veterinarian's facility. Such is the practice of veterinary medicine which requires a license from the Board, as well as other LA legal requirements must be met.

2. The Board reviewed Hilton Cole's email request, dated January 24, 2013, for two Lead CAETs (Cole and Beth Brewster) at EBRP shelter. Although there is a division of labor/function for the two described departments, the Board concluded that there may be only one Lead CAET at a facility. The Board does not consider the factual scenario at EBRP shelter to be separate facilities for purposes of Lead CAET status. Such is based on the Board's primary concern for stringent regulation of controlled drugs. Accordingly, the decision as to who will be the Lead CAET selected for the EBRP shelter will be left to Cole and Brewster at this time. It will be requested that Cole and/or Brewster inform the Board ASAP as to who will be the Lead CAET. Cole and Brewster will also be advised that they may address this directly with the Board at the next board meeting scheduled for April 4 should they desire to do so.

VII. DVM APPLICANT ISSUES

A. Ralph Lee Abraham, DVM – Request for Waiver of Retake of National Examination and Preceptorship Requirement – 1980 graduate of LSU School of Veterinary Medicine, formerly licensed in Louisiana. Following review of the documentation submitted by Dr. Abraham, motion was made by Dr. Emerson, seconded by Dr. Slaton, to deny waiver of retake of the national examination and waiver of preceptorship requirements as the documents provided did not meet the criteria of full-time clinical veterinary practice for the required periods of time immediately prior to application. Motion passed unanimously by voice vote.

B. Jade Estrada Tenberg, DVM – Request for Waiver of Preceptorship Requirement – 2011 graduate of LSU School of Veterinary Medicine, licensed in Nevada. Following review of the documentation submitted by Dr. Tenberg, motion was made by Dr. Slaton, seconded by Dr. Emerson, to approve waiver of preceptorship requirements as the documents provided meet the criteria of full-time clinical veterinary practice for the required periods of time immediately prior to application. Motion passed unanimously by voice vote.

VIII. CONTINUING EDUCATION ISSUES

A. Association of American Veterinary Medical Colleges (AAVMC) Dean's Forum 2013 – Following review of the request for DVM CE credits for participation in the AAVMC Dean's Forum 2013 program, motion was made by Dr. Green, seconded by Dr. Levy, to allow 8 DVM CE credits. It was noted that credits for the presenter's portion of the presentation cannot be approved for CE. Motion passed unanimously by voice vote.

B. Online CE.com – Veterinary Acupuncture 201-204 – Following review of the request for DVM and RVT CE credits for participation in the online Veterinary Acupuncture 201-204, motion was made by Dr. Slaton, seconded by Dr. Emerson, to deny CE credits for the presentation. Motion passed unanimously by voice vote.

IX. MISCELLANEOUS MATTERS

A. New Licenses and Certificates Issued:

Wall certificates were presented for signature for the following licenses/certificates issued since the previous Board meeting:

DVM

| | | |
|------|-----------|----------|
| 3099 | Joseph | Greely |
| 3100 | Caroline | Goutal |
| 3101 | Patrick R | Cutbirth |
| 3102 | Patrick N | Crisp |

RVT

| | | |
|------|-----------|------------------|
| 8246 | Natalie T | Gallo |
| 8247 | Erin S | Lasvone |
| 8248 | Noelle JM | Jacobson |
| 8249 | Cindi A | Moore |
| 8250 | Erika D | Banks |
| 8251 | Christine | McGinta Daniel |
| 8252 | Jenna M | Martin Gaubert |
| 8253 | Katie | Craft Montgomery |

CAET

| | | |
|------|-----------|-------------|
| 9633 | Erianne M | Vicks-North |
| 9634 | Dominique | Leach |
| 9635 | Amanda E | Adkins |
| 9636 | Sarah C | Gomez |
| 9637 | Robert M | Navarre |

X. EXECUTIVE SESSION

Motion was made by Dr. Slaton to go into executive session to discuss issues and receive legal advice regarding potential contested matters and personnel matters, seconded by Dr. Bernard, and passed unanimously by voice vote. Upon conclusion of discussion of the issues, motion was made to return to regular session by Dr. Green, seconded by Dr. Bernard, and approved unanimously by voice vote.

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No action taken.

XI. ADJOURN

There being no further business before the Board, motion was made by Dr. Slaton, seconded by Dr. Green, and passed unanimously by voice vote to adjourn. The meeting was adjourned at 2:23p.m.

MINUTES REVIEWED AND APPROVED BY FULL BOARD on April 4, 2013.

Steven V. Slaton, DVM, Board Secretary-Treasurer