

Board of Veterinary Medicine
Secretary of State, Office of Professional Regulation
89 Main St, 3rd Floor, City Center, Montpelier, VT 05602
Approved Minutes
Meeting of October 13, 2016

1. The meeting was called to order at 9:02 a.m.

Members present: J. Drexel Wheeler, DVM, Chair; Paula Yankauskas, VMD, Vice-Chair; Crager J. Boardman, Jr, DVM; Ryan Canales, MVB, Secretary; Terry York, Public Member and Jeannette Hogan, Public Member

OPR Personnel present: Larry Novins, General Counsel and Aprille Morrison, Licensing Board Specialist

Others Present: Kathryn Finnie, VVMA; Kristin Haas, DVM, VT Agency of Agriculture; Kent Henderson, DVM and Shayla Livingston, VT Department of Health

2. The Chair called for approval of the minutes of the August 11, 2016 meeting. Ms. York made a motion to approve the minutes of the August 11, 2016 meeting as presented. Dr. Yankauskas seconded the motion. Motion passed.

3. Case Managers Report:

Carla Preston reported on the number of current cases. There are currently three (3) pending cases. One (1) is pending an Investigative Team meeting in which one an expert witness is needed, one (1) is ready for closing (to be presented at today's meeting) and one (1) is under investigation.

Ms. Preston and Lauren Hibbert, OPR Prosecuting Attorney, met with the Board regarding a new Investigative Team member review process.

4. Hearings/Stipulation & Consent Orders/Reports of Concluded Investigation:

Notice of Surrender of License in the matter of Steven P. Sanford, docket # 2016-10. Dr. Yankauskas made a motion to accept the voluntary surrender of Dr. Sanford's Veterinarian license and approve the amended Order. Ms. York seconded the motion. Motion passed. Dr. Canales did not participate in the vote as he was the Investigative Team member.

Report of Concluded Investigation in the matter of docket # 2016-162. Dr. Boardman made a motion to accept the report as presented. Dr. Canales seconded the motion. Motion passed. Dr. Yankauskas did not participate in the vote as she was the Investigative Team member.

5. Continuing Education Request:

Upstate Veterinary Specialties PLLC sent a request for approval for several one hour lectures. The information provided was incomplete. The Board needs Cv's/resume's of presenters as well as clarification on the type of education and who it will be approved for. Ms. Morrison will reach out to Upstate Veterinary Specialties.

6. Discussion Item:

9:20 am – Colin Benjamin, OPR Director, Budget. Mr. Benjamin met with the Board to discuss their fiscal year 2017 budget. The Board is currently on track with their budget and will revisit licensing and renewal fees at the 2018 budget review.

10:30 am – Guidelines and CE for Veterinarians administrating, handling, dispensing and prescribing controlled substances. Ms. Shayla Livingston from the Vermont Department of Health met with Board members to review the Health Department's proposal to Legislature regarding continuing education requirements for Veterinarians who use controlled substances in their practice. The Board reviewed the proposals and made a couple amendments to the draft. Dr. Wheeler made a motion to accept the second draft, including amendments to the continuing education language and a decrease of hour requirements from two hours to one hour every renewal cycle. Ms. York seconded the motion. Motion passed.

11:00 am – Amending the Veterinarian Client Patient Relationship definition, updating to meet FDA requirements. Dr. Kent Henderson, DVM presented the Board with information regarding the current struggles for food/animal practitioners in Vermont. A discussion was had regarding adding VFD (Veterinarian Feed Directive) to the current VCPR definition. Mr. Novins explained to members and guests that the Board did not have authority to make the changes desired, however he did suggest that the Vermont Agency of Agriculture, Food and Markets could amend their statutory language to assist with falling in line with FDA requirements. Dr. Kristin Haas will look more into this for the next Legislative session.

Update on the Supreme Court Decision of North Carolina Dental Board vs. the Federal Trade Commission. Mr. Novins gave the Board an update on the status of this decision and how it will affect State Government. At the OPR Board retreat the morning session will be devoted to discussion of this and the Vermont Attorney General's office will have a presentation for attending members.

Summarization of the AAVSB Annual Conference. Dr. Wheeler attended the AAVSB Annual Conference in Phoenix Arizona in September. Dr. Wheeler found the conference to be very informative as it covered topics of veterinary client patient relationship, tele-medicine, DEA registration and an FDA presentation surrounding the compounding issues they are facing with Veterinarians.

Dr. Roy Homan presented a packet to the Board regarding a bovine embryo transfer procedure that was performed under his supervision. The Board found that Dr. Matthew Rolleston was exempt from licensure in Vermont by 26 V.S.A. § 2403(10). Ms. Morrison will send notification to Dr. Homan.

7. **Public Comment:** None
8. Election of Officers. Dr. Boardman made a motion to keep the current slate of officers as is. Ms. York seconded the motion. Motion passed. The current slate of officers is as follows:

Chair – Dr. Drexel Wheeler

Vice Chair – Dr. Paula Yankauskas

Secretary – Dr. Ryan Canales
9. The next meeting is scheduled for Thursday, **December 8, 2016** at 9:00 am.
10. Dr. Canales made a motion to adjourn the meeting at 12:54 pm. Ms. York seconded the motion. Motion passed.