

GEORGIA STATE BOARD OF VETERINARY MEDICINE
Board Meeting Minutes
Professional Licensing Boards
237 Coliseum Drive, Macon, GA
June 21, 2017 - 9:30 a.m.

The Georgia State Board of Veterinary Medicine met on Wednesday, June 21, 2017. The following members were present:

Board Members Present

Dr. Henry Bohn, Chairperson
Dr. John Sundstrom, Vice Chair
Dr. Larry Corry, Board Member
Dr. Becky Malphus, Board Member
Mr. Nic Haynes, Consumer Member

Staff Present

Ms. Adrienne Price, Executive Director
Ms. Michelle Foster, Board Support Specialist
Ms. Kathy Osier, Licensing Supervisor

Attorney General's Office

Betsy Cohen, Assistant Attorney General (via teleconference)

Board Members Absent

Dr. Edsel Davis, Board Member

Visitors Present

Scott Piper, Associate Director, Georgia Veterinary Medical Association (GVMA)
Jamie Rauscher, RVT, President, Georgia Veterinary Technician and Assistant Association (GVTAA)
Dr. Hoke Smith Wofford, III, DVM

Call to Order: Dr. Bohn established that a quorum of the Board was present and called the meeting to order at 9:36 a.m.

OPEN SESSION

Agenda The Board accepted the agenda as amended to strike agenda item 2b) in open session and 4a) Miscellaneous Executive Discussion.

Open Session Minutes

1. April 19, 2017 Board Meeting Minutes

Dr. Corry motioned, Dr. Sundstrom seconded and the Board voted unanimously in favor of the motion to accept the April 19, 2017 open session Board meeting minutes as amended.

2. May 25, 2017 Teleconference Minutes

Dr. Corry motioned, Dr. Malphus seconded and the Board voted unanimously in favor of the motion to accept the May 25, 2017 open session teleconference minutes as amended.

3. June 20, 2017 Investigative Committee Minutes

Mr. Haynes motioned, Dr. Corry seconded and the Board voted unanimously in favor of the motion to approve the June 20, 2017 investigative committee minutes as presented.

Licenses to Ratify **April 12, 2017 – June 14, 2017**

Dr. Corry motioned, Dr. Sundstrom seconded and the Board voted unanimously in favor of the motion to ratify the licenses by application and by reinstatement that were issued in accordance with Board Rules and Policies between Board meetings.

Correspondence – World Veterinary Association CE Tracking Services

The Board accepts the correspondence regarding the World Veterinary Association CE Tracking Services as information.

Correspondence – Kevin S. Little – Controlled Drugs

Dr. Sundstrom motioned, Mr. Haynes seconded and the Board voted unanimously in favor of the motion to notify the writer that neither the administrative staff nor the Board members themselves are able to interpret Georgia law and rules for any third party and that the writer should consult legal counsel of their choosing to assist them with interpreting the profession’s practice act, more specifically O.C.G.A. § 43-50-61 and O.C.G.A. § 43-50-62 as well as Board Rules 700-15-.01 and Board Rule 700- 15-.03; and refer the writer to the DEA for the requirements for storing prescription medications.

Correspondence – Jung-Won Choi – Allowing Pet Owners to Administer Subcutaneous Injections

Mr. Haynes motioned, Dr. Malphus seconded and the Board voted unanimously in favor of the motion to notify the writer that the availability and access to medications is limited to the owner without first obtaining a prescription from a licensed veterinarian; rabies vaccinations are the exception and must be administered by a licensed veterinarian; and, refer the writer to the AVMA (American Veterinary Medical Association) and to the AAVSB (American Association of Veterinary State Boards) for further guidance.

Discussion – AAVSB

1. College Request for Membership

The Board accepts the correspondence in reference to AASVB College Request for Membership as information.

2. Bylaws and Resolution Committee

The Board accepts the correspondence in reference to AASVB Bylaws and Resolution Committee as information.

3. President’s Annual Update

The Board accepts the correspondence in reference to AASVB President’s Annual Update as information.

Discussion – AVMA

1. AVMA Council on Education - Final Decision - Arizona School of Veterinary Medicine

The Board accepts the correspondence in reference to AVMA Council on Education - Final Decision - Arizona School of Veterinary Medicine as information.

Discussion - Notification – Board Rule 700-7-.02. Reinstatement of Expired Licenses – Updated on Board Website

The Board accepts the correspondence in reference to Board Rule 700-7-.02. Reinstatement of Expired Licenses – updated on Board website as information.

Executive Director’s Report – A. Price

Executive Director’s report presented the Board with statistical data relevant to the processing of applications, the number of licensees, complaints/compliance matters and the status of renewal applications, to include the number of licenses that were lapsed and the number of Continuing Education applications pending, received and approved.

Ms. Price reported that the lapsed-late renewal period was closed out on Monday, April 3, 2017. Licensees who did not make the renewal deadline must now apply for reinstatement if they wish to continue practicing in the state of Georgia.

Ms. Price briefed the Board concerning a change made to the renewal application. She explained that as a result of the requirements of O.C.G.A. § 26-4-130(2)(e), which is the pharmacy code, a question has been added to the renewal application concerning veterinarians holding a DEA license to dispense drugs as defined in Article 2 of Chapter 13 of Title 16.

To conclude her report, Ms. Price presented the Board with an update on the appropriation of funds for a veterinary technician seat on the Board. She said that Division Director Durden was informed that the Board wanted to know the steps required through the Secretary of State’s Office to ensure that funds are appropriated to fulfill this need. Ms. Price stated that Division Director Durden is consulting with Tim Fleming and she will notify the Board of a response as soon as she receives the information.

Dr. Malphus motioned, Mr. Haynes seconded and the Board voted unanimously in favor of the motion to accept the Executive Director's Report as presented.

Board Chair's Report – H. Bohn, DVM

No report presented.

Miscellaneous Discussion

1. Veterinary Practice Act Review Committee Report – Dr. John Sundstrom

Dr. Sundstrom presented the Board with an oral report on the Veterinary Practice Act Review Committee. He stated the Subcommittee worked on further defining language in the Practice Act during their last meeting and would continue to do so at the Subcommittee meeting tomorrow (June 22, 2017). Dr. Malphus motioned, Dr. Corry seconded and the Board voted unanimously in favor of the motion to appoint Dr. Heather Lindell, PharmD to the Practice Act Review Subcommittee. Dr. Sundstrom motioned, Mr. Haynes seconded and the Board voted unanimously in favor of the motion to appoint Dr. Sherry Weaver, DVM to the Practice Act Review Subcommittee.

2. GVMA License Registration and Renewal – S. Piper

Mr. Piper stated that this year's registration was the second best ever with only 80 renewals short from last year.

Mr. Haynes made a motion, Dr. Sundstrom seconded, and the Board voted to enter into Executive Session in accordance with O.C.G.A. § 43-1-19(h)(2) and 43-1-2(k) to deliberate on enforcement matters and to receive information on investigative reports and the Assistant Attorney General's report. Voting in favor of the motion were those present who included Dr. Becky Malphus, Dr. Henry Bohn, Dr. Larry Corry, Dr. John Sundstrom and Nic Haynes.

At the conclusion of Executive Session on Wednesday, June 21, 2017, Dr. Bohn declared the meeting to be "open" pursuant to the Open and Public Meeting Act O.C.G.A. § 50-14-1 et seq. No votes were taken during Executive Session.

OPEN SESSION

Applicant Interview

1. H.S.W. Dr. Sundstrom motioned, Mr. Haynes and the Board voted unanimously in favor of the motion to renew the license upon receipt of late renewal fee.

Executive Session Minutes

1. April 19, 2017 Executive Board Meeting Minutes

Dr. Sundstrom motioned, Dr. Corry seconded and the Board voted unanimously in favor of the motion to approve the April 19, 2017 executive session Board meeting minutes as presented.

2. May 25, 2017 Executive Teleconference Minutes

Dr. Sundstrom motioned, Dr. Corry seconded and the Board voted unanimously in favor of the motion to approve the May 25, 2017 executive session teleconference minutes as presented.

3. June 20, 2017 Executive Investigative Committee Minutes

Dr. Sundstrom motioned, Dr. Corry seconded and the Board voted unanimously in favor of the motion to approve the June 20, 2017 executive investigative committee minutes as presented.

Attorney General's Report – B. Cohen

Dr. Sundstrom motioned, Dr. Corry seconded and the Board voted unanimously in favor of the motion to accept the Attorney General's Report as presented.

Mobile Vet Practices

Dr. Sundstrom motioned, Mr. Haynes seconded and the Board voted unanimously in favor of the motion to direct the Attorney General's Office to respond to a question from another state licensing board regarding mobile veterinary practices as follows: a licensed Georgia veterinarian must be on staff and present with each mobile office; a local city or county business license(s) must be located within each vehicle; information must be provided

to the pet owners regarding the a local veterinarian the mobile practice has an agreement with to care for the animal in the event of a medical emergency; and, medical records must be maintained and be readily available for a minimum of three years.

Investigative Committee Report – B. Malphus, DVM

Dr. Sundstrom motioned, Mr. Haynes seconded and the Board voted unanimously in favor of the motion to accept the Investigative Committee Report as presented.

VET140061	Table pending compliance with the terms of a Mitigating Circumstance Letter as discussed by the Board.
VET160071	Close the case with a Letter of Concern regarding medical records and encourage the respondent to document updates on patient pre- and post- operative status at regular intervals.
VET160078	Schedule an Investigative Interview.
VET170042	Close the case with a Letter of Concern citing Board Rule 700-8-.01(c)(xii)(xiv).
VET130032	Terminate probation, return license to active status and close the case.
VET160032	Close the case with a Letter of Concern regarding false attestation on application and notify the respondent that a current Board Order is in place and all requirements for Renewal of Licensure must be completed prior to submitting an application for renewal.
VET170043	Close the case. The minimum standard of care has been met.
VET170044	Close the case with a Letter of Concern regarding documentation and recommend a detailed account of the physical exam of the patient within the medical record.
VET170046	Table pending completed Peer Review.
VET170055	Close the case. The minimum standard of care has been met.
VET170056	Close the case with a Letter of Concern regarding failure to recommend surgery at the time of initial patient evaluation.
VET170057	Close the case. No violation of standard of care found.
VET170059	Table pending receipt of medical records from Respondent.
VET170061	Schedule an Investigative Interview.
VET160002	Close the case noting that the case may be reopened should Respondent seek Reinstatement of Licensure.
VET160081	Close the case noting that the case may be reopened should Respondent seek Reinstatement of Licensure.
VET160084	Close the case noting that the case may be reopened should Respondent seek Reinstatement of Licensure.
VET160085	Close the case noting that the case may be reopened should Respondent seek Reinstatement of Licensure.
VET160095	Close the case noting that the case may be reopened should Respondent seek Reinstatement of Licensure.

Miscellaneous Executive Discussion

1. J.A. – Request from Respondent

Dr. Sundstrom motioned, Mr. Haynes seconded and the Board voted unanimously in favor of the motion to respond as discussed by the Board.

Applications for Board Review

Dr. Sundstrom motioned, Mr. Haynes and the Board voted unanimously in favor of the motion to accept the following recommendations made in Executive Session.

- 1. J.M.F.** Issue the license.
- 2. K.A.H.** Issue the license with a Letter of Concern regarding criminal history.
- 3. W.A.M.** Issue the license.
- 4. R.C.T.** Issue the license with a Letter of Concern regarding criminal history.

Reinstatement

Dr. Sundstrom motioned, Mr. Haynes and the Board voted in favor of the motion to accept the following recommendation made in Executive Session. Dr. Malphus opposed.

5. **C.M.G.** Refer to Legal Services to issue a Private Consent Agreement for Reinstatement of Licensure with a fine of \$200 for unlicensed practice from January 1, 2017 to June 13, 2017. CE hours submitted for reinstatement cannot be applied towards the upcoming renewal period.
6. **T.J.P.** Refer to Legal Services to issue a Private Consent Agreement for Reinstatement of Licensure with a fine of \$200 per year for unlicensed practice from August 26, 2006 to May 18, 2017. CE's submitted for reinstatement cannot be applied towards the upcoming renewal period.

Adjournment No further business was discussed and the meeting adjourned at 12:37 p.m.

Minutes recorded by: Michelle Foster, Board Support Specialist
Minutes reviewed and edited by: Kathy Osier, Licensing Supervisor, Adrienne Price, Executive Director
Minutes approved on: August 16, 2017

HENRY BOHN, DVM
BOARD CHAIRPERSON

ADRIENNE PRICE
EXECUTIVE DIRECTOR