

**GEORGIA STATE BOARD OF VETERINARY MEDICINE**  
**Board Meeting Minutes**  
**Professional Licensing Boards**  
**237 Coliseum Drive, Macon, GA**  
**Wednesday, February 20, 2019 - 9:30 a.m.**

The Georgia State Board of Veterinary Medicine met on Wednesday, February 20, 2019. The following members were present:

**Board Members Present**

Dr. Beckey Malphus, DVM, Chair  
Dr. Larry Corry, DVM, Board Member  
Dr. Henry Bohn, DVM, Board Member  
Dr. John Sundstrom, DVM, Board Member

**Staff Present**

Adrienne Price, Executive Director  
Michelle Hornaday, Board Support Specialist  
Kathy Osier, Licensing Supervisor

**Board Members Absent**

Dr. Edsel Davis, DVM, Vice Chair  
Mr. Nic Haynes, Consumer Member

**Attorney General's Office**

Betsy Cohen, Assistant Attorney General

**Visitors Present**

Dr. Doris Miller, DVM, Department of Pathology, UGA College of Veterinary Medicine  
Dr. Jill R. Lancaster, DVM, Georgia Veterinary Medical Association (GVMA), President Elect  
Betsy Choder, Vet Counsel

**Call to Order:** Dr. Malphus established a quorum of the Board was present and called the meeting to order at 9:32 a.m.

**OPEN SESSION**

**Agenda**           The Board accepted the agenda as presented.

**Open Session Board Minutes**

**1. December 12, 2018 Board Meeting Minutes**

Dr. Sundstrom motioned, Dr. Bohn seconded and the Board voted unanimously in favor of the motion to accept the December 12, 2018 open session Board meeting minutes as presented.

**2. January 3, 2019 Rules Committee Teleconference Minutes**

Dr. Bohn motioned, Dr. Corry seconded and the Board voted unanimously in favor of the motion to accept the January 3, 2019 rules committee teleconference minutes as presented.

**3. February 19, 2019 Investigative Committee Meeting Minutes**

Dr. Sundstrom motioned, Dr. Bohn seconded and the Board voted unanimously in favor of the motion to accept the February 19, 2019 investigative committee meeting minutes as presented.

**Licenses to Ratify – December 5, 2018 – February 13, 2019**

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 – Attorney General Chris Carr Announcements**

**1. Opioid Lawsuit Certification of Public Importance**

**2. Lawsuit Against Opioid Manufacturers and Distributors**

The Board accepts the correspondence regarding Attorney General Chris Carr's Announcements as information.

**Discussion – Georgia Veterinary Medical Association (GVMA) - Georgia Veterinary Practice Act Amendments – Susan M. Blevins**

The Board accepts the correspondence regarding the GVMA Georgia Veterinary Practice Act Amendments as information but requested that it be noted for the record that the Georgia State Board of Veterinary Medicine was silent on the Veterinary Technician to Veterinary Nurse title change initiative and did not vote unanimously to support it as was indicated in Ms. Blevins' statement that was attached to the practice act amendments as proposed by the GVMA.

**Discussion – American Association of Veterinary State Boards (AAVSB)**

1. Board Basics and Beyond Training
2. Call for Nominations
3. Call for Topics – 2019 AAVSB Annual Meeting
4. Results of the Veterinary Nurse Initiative Survey
5. Rebrands Licensure Assistance Services

The Board accepted the correspondence in reference to the AASVB as information.

**Discussion – Discussion – American Veterinary Medical Association (AVMA) - December 2018 Accreditation Actions**

The Board accepted the correspondence in reference to the AVMA as information.

**Discussion – International Council for Veterinary Assessment (ICVA)**

1. In Focus Newsletter - December 2018
2. Updated NAVLE Dates and Fees
3. Call for Assessment Development Committee Nominations 2019
4. Call for Board of Directors Nominations 2019
5. NAVLE – Opportunity to Take Self-Assessments for State Board Members 2019

The Board accepted the correspondence in reference to ICVA as information.

**Discussion – Rules Committee**

1. BR 700-2-.02. Application for Licensure for Veterinarians

**Rule 700-2-.02. Application for Licensure [for Veterinarians](#)**

(1) An applicant for licensure as a veterinarian shall make application on forms provided by the Board.

(2) With the completed application form(s) the applicant for licensure shall submit:

(a) The application fee in an amount established by the Board;

(b) Proof of graduation submitted directly from an accredited college or school of veterinary medicine certifying completion of a Doctor of Veterinary Medicine program and the award of the Doctor of Veterinary Medicine degree. [If a transcript is not yet available, the Board will accept a letter from the Dean of the college or school of veterinary medicine certifying the date that graduation occurred; or, an electronic submission of proof of graduation submitted directly from the accredited college or school of veterinary medicine followed by the submission of an official transcript within thirty days;](#)

~~(c) If an applicant has not yet graduated, a letter, from the Dean of the college or school of veterinary medicine certifying the date of the expected graduation of the applicant and agreeing to provide proof of such graduation directly to the Board when available;~~

~~(d)~~ [\(3\) All scores of the applicant from the North American Veterinary Licensure Examination \(NAVLE\) or the Clinical Competency Test \(CCT\) and the National Board Examination \(NBE\) or an equivalent examination acceptable to the Board.](#)

[\(4\) Proof of a passing score on the Georgia Veterinary Law Exam.](#)

[\(5\) In addition to meeting the requirements stated above, If an applicant is a graduate of a foreign college or school of veterinary medicine, must submit one of the following:](#)

[\(a\) The Education Commission for Foreign Veterinary Graduates \(ECFVG\) certificate from the American Veterinary Medical Association; or,](#)

[\(b\) Proof of completion of the PAVE program from the American Association of Veterinary State Boards; or,](#)

[\(c\) An equivalent document acceptable to the Board;](#)

~~(e) All scores of the applicant from the North American Veterinary Licensure Examination (NAVLE) or the Clinical Competency Test (CCT) and the National Board Examination (NBE).~~

(36) An applicant must furnish evidence satisfactory to the Board of all qualifications for licensure.

(7) The Board will accept the aforementioned documents if provided with an official seal from American Association of Veterinary State Boards.

(8) All applications for licensure expire one year from the date of receipt of the application and non-refundable fee.

**Cite as Ga. Comp. R. & Regs. R. 700-2-.02**

**Authority:** O.C.G.A. Secs. 43-1-25, 43-50-21, 43-50-23, 43-50-24, 43-50-31.

**History.** Original Rule entitled "Examinations" adopted. F. and eff. June 30, 1965.

Repealed: New Rule entitled "Qualifications for Admission to Examination" adopted. F. Oct. 8, 1974; eff. Oct. 28, 1974.

**Amended:** F. Apr. 16, 1976; eff. May 6, 1976.

**Amended:** F. Mar. 18, 1980; eff. Apr. 7, 1980.

**Amended:** F. Aug. 4, 1982; eff. Aug. 24, 1982.

**Amended:** F. Apr. 23, 1984; eff. May 13, 1984.

**Amended:** F. July 31, 1984; eff. Aug. 20, 1984.

**Amended:** F. Oct. 5, 1992; eff. Oct. 25, 1992.

Repealed: New Rule entitled "Application for Licensure" adopted. F. Dec. 9, 2002; eff. Dec. 29, 2002.

Repealed: New Rule of same title adopted. F. Apr. 8, 2010; eff. Apr. 28, 2010.

Dr. Bohn motioned, Dr. Sundstrom seconded and the Board voted unanimously in favor of the motion to refer BR 700-2-.02. Application for Licensure to the Attorney General's Office for Memorandum of Authority and if there are no objections noted, vote to post.

The Board discussed the economic impact of the rules upon licensees. Dr. Bohn motioned, Dr. Sundstrom seconded, and the Board voted unanimously in favor of the motion that the formulation and adoption of this rule does not impose excessive regulatory cost on any licensee and any cost to comply with the proposed rule cannot be reduced by a less expensive alternative.

Dr. Bohn motioned, Dr. Sundstrom seconded, and the Board voted unanimously in favor of the motion that it is not legal or feasible to meet the objectives of O.C.G.A. §§ 43-1-25, 43-50-21, 43-50-23, 43-50-24, 43-50-31 to adopt or implement differing actions for businesses as listed in O.C.G.A. § 50-13-4(3)(A), (B), (C), and (D). The formulation and adoption of this rule will impact every licensee in the same manner and each licensee is independently licensed in the field of Veterinary Medicine.

## **2. BR 700-2-.03. Examinations for Veterinarians**

### **Rule 700-2-.03. Examinations for Veterinarians**

(1) The Georgia State Board of Veterinary Medicine has adopted the North American Veterinary Licensure Examination (NAVLE) administered by the International Council for Veterinary Assessment ~~National Board of Veterinary Medical Examiners (NBVME)~~ ICVA as its examination for licensure. All applications and fees for the NAVLE must be sent directly to the ~~NBVME~~ ICVA. The Board reserves the right to adopt other examinations similar in nature and scope.

(2) The NAVLE candidate must abide by all rules and regulations established by the ~~NBVME~~ ICVA concerning the NAVLE.

(3) A NAVLE score of 75 or greater is required for licensure consideration.

(4) An applicant for licensure who does not obtain a NAVLE score of 75 or higher may reapply to sit for the NAVLE, pay the appropriate fee and submit a new application directly to the ~~NBVME~~ ICVA.

~~(5) No person shall take the required examination(s) more than three times without review and approval by the Board. Approval may be provided under such circumstances, as the board deems appropriate.~~

**Cite as Ga. Comp. R. & Regs. R. 700-2-.03**

**Authority:** O.C.G.A. §§ 43-1-25, 43-50-21, 43-50-31 and 43-50-32.

**History.** Original Rule entitled "Fees" adopted. F. and eff. June 30, 1965.

Amended: F. Oct. 8, 1974; eff. Oct. 28, 1974.

**Repealed:** New Rule entitled "Examination" adopted. F. Dec. 9, 2002; eff. Dec. 29, 2002.

**Repealed:** New Rule of same title adopted. F. Apr. 8, 2004; eff. Apr. 28, 2004.

**Repealed:** New Rule of same title adopted. F. Apr. 8, 2010; eff. Apr. 28, 2010.

**Repealed:** New Rule of same title adopted. F. Jun. 27, 2013; eff. Jul. 17, 2013.

Dr. Bohn motioned, Dr. Corry seconded and the Board voted unanimously in favor of the motion to refer BR 700-2-.03. Examinations for Veterinarians to the Attorney General's Office for Memorandum of Authority and if there are no objections noted, vote to post.

The Board discussed the economic impact of the rules upon licensees. Dr. Sundstrom motioned, Dr. Bohn seconded, and the Board voted unanimously in favor of the motion that the formulation and adoption of this rule does not impose excessive regulatory cost on any licensee and any cost to comply with the proposed rule cannot be reduced by a less expensive alternative.

Dr. Sundstrom motioned, Dr. Bohn seconded, and the Board voted unanimously in favor of the motion that it is not legal or feasible to meet the objectives of O.C.G.A. §§ 43-1-25, 43-50-21, 43-50-31 and 43-50-32 to adopt or implement differing actions for businesses as listed in O.C.G.A. § 50-13-4(3)(A), (B), (C), and (D). The formulation and adoption of this rule will impact every licensee in the same manner and each licensee is independently licensed in the field of Veterinary Medicine.

### **3. BR 700-4-.01. Temporary License: Military Spouses and Transitioning Service Members**

#### **Rule 700-4-.01. Temporary License: Military Spouses and Transitioning Service Members**

(1) An applicant is eligible for a temporary license when such applicant:

(a) Is identified as a military spouse or transitioning service member, as defined in O.C.G.A. § 43-1-34;

(b) Has submitted a complete application for temporary license, along with a fee in the amount established by the Board, and proof of lawful presence in the United States along with an approved secure and verifiable document;

(c) [The applicant must complete and pass the Georgia Veterinary Law Exam.](#)

(d) Is a holder of a valid veterinary or veterinary technician license in another state for which the training, experience, and testing substantially meet or exceed the requirements under this state to obtain a license, or has obtained a specialty, certification, training, or experience in the military while a service member which substantially meets or exceeds the requirements to obtain a license in this state.

(2) For the purposes of this rule, an applicant's training, experience and testing is substantially equivalent if the applicant:

(a) Has attained the age of eighteen (18);

(b) Submits proof of an active license in good standing from another state, which is not currently suspended, revoked, or otherwise restricted for any reason.

(3) Issuance of a temporary license shall authorize the holder to practice in this state for a period of up to six (6) months from the date of issuance or until the permanent license is issued, whichever occurs first.

(4) In the discretion of the Board, a temporary license may be renewed for one six-month period only.

(5) The holder of a temporary license may be subject to sanctions as provided in O.C.G.A. § 43-50-41.

(6) An applicant for permanent license who holds a temporary license may be issued a permanent license if the following requirements have been met:

(a) The Board has received proof that the applicant has achieved a passing score on the national examinations accepted by the Board.

1. For veterinary applications, the Board accepts the North American Veterinary Licensure Examination (NAVLE) or the Clinical Competency Test (CCT) and the National Board Examination (NBE).

2. For veterinary technician applicants, the Board accepts the Veterinary Technician National Examination (VTNE) or other examination similar in nature and scope.

(b) The applicant has caused the submission of an official transcript(s) directly from:

1. [an](#) accredited college or school of veterinary medicine certifying completion of a Doctor of Veterinary Medicine program and the award of the Doctor of Veterinary Medicine degree or possesses an ECFVG certificate or its substantial equivalent; or,

2. [a](#) veterinary technician program approved by the American Veterinary Medical Association certifying the applicant is a graduate.

[3. The Board will accept the aforementioned documents if provided with an official seal from American Association of Veterinary State Boards.](#)

~~(e) If the applicant is applying for a permanent license to be a veterinarian in this state, the applicant must complete and pass the Georgia Law Exam.~~

**Cite as Ga. Comp. R. & Regs. R. 700-4-.01**

**Authority:** O.C.G.A. §§ 43-1-25; 43-1-34; 43-50-2, 43-50-21, 43-50-41, 43-50-42.

**History.** Original Rule entitled "Temporary License" was filed on October 8, 1974; effective Oct. 28, 1974.

**Amended:** Filed April 16, 1976; effective 6, 1976.

**Amended:** Rule repealed and a new Rule of the same title adopted. Filed September 14, 1983; effective October 4, 1983.

**Amended:** F. Dec. 19, 1990; eff. Jan. 8, 1991.

**Repealed:** F. Mar. 10, 2015; eff. Mar. 30, 2015.

**Adopted:** New Rule entitled "Temporary License: Military Spouses and Transitioning Service Members." F. Oct. 13, 2017; eff. Nov. 2, 2017.

Dr. Bohn motioned, Dr. Sundstrom seconded and the Board voted unanimously in favor of the motion to refer BR 700-4-.01. Temporary License: Military Spouses and Transitioning Service Members to the Attorney General's Office for Memorandum of Authority and if there are no objections noted, vote to post.

The Board discussed the economic impact of the rules upon licensees. Dr. Bohn motioned, Dr. Sundstrom seconded, and the Board voted unanimously in favor of the motion that the formulation and adoption of this rule does not impose excessive regulatory cost on any licensee and any cost to comply with the proposed rule cannot be reduced by a less expensive alternative.

Dr. Bohn motioned, Dr. Sundstrom seconded, and the Board voted unanimously in favor of the motion that it is not legal or feasible to meet the objectives of O.C.G.A. §§ 43-1-25; 43-1-34; 43-50-2, 43-50-21, 43-50-41, 43-50-42 to adopt or implement differing actions for businesses as listed in O.C.G.A. § 50-13-4(3)(A), (B), (C), and (D). The formulation and adoption of this rule will impact every licensee in the same manner and each licensee is independently licensed in the field of Veterinary Medicine.

**4. BR 700-5-.01. Application for Faculty License**

**Rule 700-5-.01. Application for Faculty License**

(1) Applications for veterinary faculty licenses shall be made on forms furnished by the Georgia State Board of Veterinary Medicine [and includes achieving a passing score on the Georgia Veterinary Law Exam.](#)

(2) All applicants shall meet requirements as stated in code section 43-50-~~30~~[43](#) of the Georgia Veterinary Practice Act.

[\(3\) Veterinary faculty license will expire on December 31 and be renewable biennially on the even numbered years.](#)

[\(4\) All applications for licensure expire one year from the date of receipt of the application and non-refundable fee.](#)

**Cite as Ga. Comp. R. & Regs. R. 700-5-.01**

**Authority:** O.C.G.A. Secs. 43-1-25, 43-50-21, 43-50-23.

**History.** Original Rule was filed on October 8, 1974; effective October 29, 1974.

**Amended:** Filed April 16, 1976; effective May 6, 1976.

**Repealed:** New Rule of same title adopted. F. June 28, 2001; eff. July 18, 2001.

Dr. Bohn motioned, Dr. Corry seconded and the Board voted unanimously in favor of the motion to refer BR 700-5-.01. Application for Faculty License to the Attorney General's Office for Memorandum of Authority and if there are no objections noted, vote to post.

The Board discussed the economic impact of the rules upon licensees. Dr. Sundstrom motioned, Dr. Bohn seconded, and the Board voted unanimously in favor of the motion that the formulation and adoption of this rule does not impose excessive regulatory cost on any licensee and any cost to comply with the proposed rule cannot be reduced by a less expensive alternative.

Dr. Sundstrom motioned, Dr. Bohn seconded, and the Board voted unanimously in favor of the motion that it is not legal or feasible to meet the objectives of O.C.G.A. §§ 43-1-25, 43-50-21, 43-50-23 to adopt or implement differing actions for businesses as listed in O.C.G.A. § 50-13-4(3)(A), (B), (C), and (D). The formulation and adoption of this rule will impact every licensee in the same manner and each licensee is independently licensed in the field of Veterinary Medicine.

## **5. BR 700-12-.01. Definitions**

### **Rule 700-12-.01. Definitions**

- (1) "Appropriately" for the purposes of these rules means the expected level of care and environmental quality in accordance with the animal species and the scope of veterinary services being offered, as determined by the State Board of Veterinary Medicine.
- (2) "As appropriate" for the purposes of these rules means the expected level of care and environmental quality in accordance with the animal species and the scope of veterinary services being offered, as determined by the State Board of Veterinary Medicine.
- (3) "Clean and orderly" for the purposes of these rules means the expected level of care and environmental quality in accordance with the animal species and the scope of veterinary services being offered, as determined by the State Board of Veterinary Medicine.
- (4) "Good State" for the purposes of these rules means the expected level of care and environmental quality in accordance with the animal species and the scope of veterinary services being offered, as determined by the State Board of Veterinary Medicine.
- (5) "Measures" for the purposes of these rules means the actions, acts, deeds, procedures or means that a licensee utilizes in order to achieve a specific purpose as it relates to the expected level of care and environmental quality in accordance with the animal species and the scope of veterinary services being offered, as determined by the State Board of Veterinary Medicine.
- (~~5~~6) "Proper" for the purposes of these rules means the expected level of care and environmental quality in accordance with the animal species and the scope of veterinary services being offered, as determined by the State Board of Veterinary Medicine.
- (~~6~~7) "Veterinary facility" means any premises owned or operated by a veterinarian or his or her employer where the practice of veterinary medicine occurs, including but not limited to veterinary hospitals, clinics, or mobile clinics; provided, however, that such does not include a client's private property where a licensed veterinarian treats the client's animals. For the purposes of these rules, veterinary facility does not include vehicles used for large animal ambulatory practice.

**Cite as Ga. Comp. R. & Regs. R. 700-12-.01**

**Authority:** Authority O.C.G.A. Secs. 43-1-25, 43-50-21, 43-50-41.

**History.** Original Rule entitled "Definitions" adopted. F. Apr. 8, 2004; eff. Apr. 28, 2004.

Dr. Sundstrom motioned, Dr. Corry seconded and the Board voted unanimously in favor of the motion to refer BR 700-12-.01. Definitions to the Attorney General's Office for Memorandum of Authority and if there are no objections noted, vote to post.

The Board discussed the economic impact of the rules upon licensees. Dr. Sundstrom motioned, Dr. Bohn seconded, and the Board voted unanimously in favor of the motion that the formulation and adoption of this rule does not impose excessive regulatory cost on any licensee and any cost to comply with the proposed rule cannot be reduced by a less expensive alternative.

Dr. Sundstrom motioned, Dr. Bohn seconded, and the Board voted unanimously in favor of the motion that it is not legal or feasible to meet the objectives of O.C.G.A. §§ 43-1-25, 43-50-21, 43-50-41 to adopt or implement differing actions for businesses as listed in O.C.G.A. § 50-13-4(3)(A), (B), (C), and (D). The formulation and adoption of this rule will impact every licensee in the same manner and each licensee is independently licensed in the field of Veterinary Medicine.

## 6. BR 700-12-.08. Surgical Standards

### Rule 700-12-.08. Surgical Standards

(1) A licensed veterinarian employed at a veterinary facility must ensure that the following criteria pertaining to surgical standards are met if surgical procedures are performed in the facility:

(a) Dose, ~~and~~ type and strength of anesthesia, and weight and physical exam findings, ~~as appropriate~~, must be recorded in the patient record.

(b) Name of licensed veterinarian performing the surgery must be recorded in the patient record.

(c) A surgery table must be used ~~as appropriate for non-ambulatory procedures~~. Such table must have an impervious surface suitable for cleaning and disinfecting. The surgical area must be clean, orderly, and well illuminated. If the practitioner does not use a surgery table, the rationale for foregoing its use must be documented within the medical record.

(d) All surgery must be performed by a licensed veterinarian utilizing aseptic technique ~~as appropriate for the procedure~~.

(e) Surgical equipment must be sterilized in the following manner:

1. Cold sterilization must be limited to instruments used in minor ~~or other~~ procedures ~~as appropriate~~, or limited to those instruments that cannot be sterilized otherwise.

2. Surgical instruments other than those applicable to (c)1- above must be sterilized utilizing autoclave, gas, or other technique acceptable to the Board.

(f) Oxygen and equipment for administration must be readily available ~~as appropriate~~.

(g) For patients under general anesthesia for more than five minutes an endotracheal tube must be utilized. If the practitioner does not use an endotracheal tube, the rationale for foregoing its use must be documented within the medical record.

(h) For patients under general anesthesia, monitoring devices or measures must be utilized and vital signs recorded at frequent intervals.

(i) Appropriate warming devices or measures for patients undergoing general anesthesia is required.

(j) Pain management is required for patients undergoing surgical procedures.

(k) Facilities and equipment for resuscitation must be readily available ~~as appropriate~~.

Cite as Ga. Comp. R. & Regs. R. 700-12-.08

Authority: O.C.G.A. Secs. 43-1-25, 43-50-21, 43-50-41.

History: Original Rule entitled "Surgical Standards" adopted. F. Apr. 8, 2004; eff. Apr. 28, 2004.

Dr. Sundstrom motioned, Dr. Bohn seconded and the Board voted unanimously in favor of the motion to refer BR 700-12-.08. Surgical Standards to the Attorney General's Office for Memorandum of Authority and if there are no objections noted, vote to post.

The Board discussed the economic impact of the rules upon licensees. Dr. Sundstrom motioned, Dr. Bohn seconded, and the Board voted unanimously in favor of the motion that the formulation and adoption of this rule does not impose excessive regulatory cost on any licensee and any cost to comply with the proposed rule cannot be reduced by a less expensive alternative.

Dr. Sundstrom motioned, Dr. Bohn seconded, and the Board voted unanimously in favor of the motion that it is not legal or feasible to meet the objectives of O.C.G.A. §§ 43-1-25, 43-50-21, 43-50-41 to adopt or implement differing actions for businesses as listed in O.C.G.A. § 50-13-4(3)(A), (B), (C), and (D). The formulation and adoption of this rule will impact every licensee in the same manner and each licensee is independently licensed in the field of Veterinary Medicine.

## **7. BR 700-12-.11 Patient Care**

### **Rule 700-12-.11. Patient Care**

(1) For hospitalized or sick ~~animals~~ patients that are maintained in a veterinary facility, a licensed veterinarian must ensure each patient is physically evaluated daily and any observations or evaluations must be documented ~~visit the facility and see each animal daily.~~

(2) For boarded animals that are maintained in a veterinary facility, a licensed veterinarian must physically visit the facility and see each animal daily.

(3) Patients recovering from anesthesia must be properly monitored ~~as appropriate.~~

(4) For hospitalized and sick patients, the licensed veterinarian must ensure patient comfort in a therapeutic environment that may include but not be limited to adequate bedding, medications, and exercise.

#### **Cite as Ga. Comp. R. & Regs. R. 700-12-.11**

**Authority:** Authority O.C.G.A. Secs. 43-1-25, 43-50-21, 43-50-41.

**History.** Original Rule entitled "Patient Care" adopted. F. Apr. 8, 2004; eff. Apr. 28, 2004.

Dr. Sundstrom motioned, Dr. Bohn seconded and the Board voted unanimously in favor of the motion to refer BR 700-12-.11 Patient Care to the Attorney General's Office for Memorandum of Authority and if there are no objections noted, vote to post.

The Board discussed the economic impact of the rules upon licensees. Dr. Sundstrom motioned, Dr. Bohn seconded, and the Board voted unanimously in favor of the motion that the formulation and adoption of this rule does not impose excessive regulatory cost on any licensee and any cost to comply with the proposed rule cannot be reduced by a less expensive alternative.

Dr. Sundstrom motioned, Dr. Bohn seconded, and the Board voted unanimously in favor of the motion that it is not legal or feasible to meet the objectives of O.C.G.A. §§ 43-1-25, 43-50-21, 43-50-41 to adopt or implement differing actions for businesses as listed in O.C.G.A. § 50-13-4(3)(A), (B), (C), and (D). The formulation and adoption of this rule will impact every licensee in the same manner and each licensee is independently licensed in the field of Veterinary Medicine.

Dr. Sundstrom motioned, Dr. Bohn seconded, and the Board voted unanimously in favor of the motion to release all Memoranda of Authority relevant to the aforementioned rules to the Governor's office for review in accordance with O.C.G.A. § 43-1C.

#### **Petition for Rule Waiver**

##### **1. Rule Waiver – 700-7-.03(1) – Payne, Thomas**

Dr. Corry motioned, Dr. Bohn seconded and the Board voted unanimously in favor of the motion to deny the petition to waive 700-7-.03(1) on the basis that the requirement to complete continuing education is statutory and cannot be waived [O.C.G.A. § 43-50-40].

##### **2. Rule Waiver – 700-10-.01(d)(1) – Schepps, Mitzi**

Dr. Corry motioned, Dr. Sundstrom seconded and the Board voted unanimously in favor of the motion to deny the petition to waive 700-10-.01(d)(1) based on insufficient evidence to substantiate a substantial hardship.

#### **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, and complaints/compliance matters to include the number of Continuing Education applications

pending, approved and denied. The report also reminded Board Members of their obligation to submit their Annual Affidavit of a Public Official to the Ethics Commission prior to January 31, 2019.

Ms. Price updated the Board regarding the appropriation of funds for a Vet Tech seat on the Board. On December 19, 2018 staff received a response from the Governor's Office of Executive Appointments indicating that at this point in time, it will be up to the next administration to make the determination of fund availability and as a result, the request will be passed on to them. Currently, the Governor's Office is reviewing Executive Appointments from November 2018 to January 2019 due to a challenge submitted against any appointments that occurred during that timeframe. She will follow-up with that office once those reviews are complete.

Ms. Price informed the Board that in accordance with their vote, a request was sent to GVMA asking them to consider proposing amendments to the statute to include the establishment of an alternative to discipline program. She stated that the proposed amendment to the practice act, which included an alternative to discipline option, has been dropped in the Senate this legislative session.

An update was provided regarding the electronic submission of graduation data in lieu of a transcript as was requested by the Board. Ms. Price explained that IT is attempting to import sample data this week and after final testing is complete, instructions concerning the process will be shared with the Board, and subsequently shared with the schools should the Board vote to proceed.

As directed by the Board, Ms. Price queried AAVSB regarding potential barriers to the use of the VAULT. After discussing the matter with them, she indicated the Board may want to consider adding a question to applications asking applicants if they will be using the VAULT service to submit their application documents. This will alert staff that the applicant has requested that their credentials be forwarded to the Board through the VAULT credentials service. She shared that another component of the VAULT program is the need for AAVSB to receive of all veterinary and veterinary technician license records and disciplinary data from each Member Board. Receiving this information will continue to expand the VAULT service and the VIVA centralized database making it more valuable to the Member Boards. Disciplinary data can be uploaded into the system by staff or emailed to AAVSB to enter into their database. They further indicated that if an agreement or contract is required in order for the Board to share such data, they will be happy to work with the agency to get it drafted.

Ms. Price then gave an update on the status of the pre-filed bills and resolutions of the Georgia General Assembly that have the potential to affect the business of the Board.

Dr. Bohn motioned, Dr. Sundstrom seconded and the Board voted unanimously in favor of the motion to accept the Executive Director's report as presented.

#### **Board Chair's Report – B. Malphus, DVM**

No report presented.

#### **Miscellaneous Discussion**

Dr. Miller addressed the Board to express her appreciation for the Board's willingness to work with UGA CVMs in trying to simplify the application process.

**Dr. Corry 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. Malphus, Dr. Bohn, Dr. Corry and Dr. Sundstrom.**

**At the conclusion of Executive Session on Wednesday, February 20, 2019, Dr. Malphus 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**

#### **Executive Session Board Minutes**

##### **1. December 12, 2018 Executive Board Meeting Minutes**

Dr. Sundstrom motioned, Dr. Corry seconded and the Board voted unanimously in favor of the motion to accept the December 12, 2018 executive session Board meeting minutes as presented.

##### **2. January 3, 2019 Executive Rules Committee Teleconference Minutes**

Dr. Sundstrom motioned, Dr. Corry seconded and the Board voted unanimously in favor of the motion to accept the January 3, 2019 executive session rules committee teleconference minutes as presented.

### **3. February 19, 2019 Executive Investigative Committee Meeting Minutes**

Dr. Sundstrom motioned, Dr. Corry seconded and the Board voted unanimously in favor of the motion to accept the February 19, 2019 executive investigative committee meeting minutes as presented.

#### **Attorney General's Report – B. Cohen**

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

#### **Investigative Committee Report – L. Corry, DVM**

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

**VET180060** Close with a letter of concern regarding client communication. It is recommended that the respondent provide clear and concise discharge instructions and ensure that patients are fully recovered prior to dismissal.

#### **Betsy Cohen left the meeting at 11:23 a.m.**

**VET180066** Close the case.

**VET190007** Table and issue a mitigating circumstances letter to include completion of two (2) hours of in person Continuing Education in the area of surgery and post-operative pain management or pharmacology. Hours may not be used towards future renewal requirements.

**VET190026** Close with a letter of concern regarding assessment. It is recommended that the respondent conduct a thorough review of diagnostic test results, such as radiographs and ensure adequate supervision of veterinary support staff and any prescriptions generated in response to the respondent's orders.

**VET190021** Close with a letter of concern regarding documentation as it relates to surgical patients. It is recommended that the respondent provide surgical patients with a well-documented treatment plan to include an exam, and pre and post-surgical medications. Prescriptions labels should be accessible via computer with a duplicate copy entered into the medical record and the medical records should reflect consistent use of examination stickers and tools.

#### **Discussion Cases:**

**VET170025** Referral to the Attorney General's Office for a Notice of Hearing with the following sanctions, Public Consent Order for Renewal of License with a fine in the amount of \$500 to be paid within 90 days of docketing the Order for failure to disclose action in another jurisdiction.

**VET180024** Close the case.

**VET180041** Refer case for an expedited Peer Review.

**VET180065** Table pending CE recommendation.

**VET190011** Send written notification to the applicant for renewal that treatment records must be received prior to March 31, 2019. Failure to provide documentation will result in the denial of the license renewal application for failure to meet the requirements of renewal.

**VET190012** Close the case with a recommendation to offer client owner a 3<sup>rd</sup> party necropsy in similar cases in the future.

**VET190019** Schedule Investigative Interview.

**VET190032** Close the case.

#### **Miscellaneous Executive Discussion**

##### **1. CE Provider – Wendy Cuevas – GVMA – Mental Health First Aid**

Dr. Corry motioned, Dr. Sundstrom seconded and the Board voted unanimously in favor of the motion to approve the GVMA – Mental Health First Aid CE for eight (8) LEAP.

**2. VET190020**

Dr. Bohn motioned, Dr. Corry seconded and the Board voted unanimously in favor of the motion to cancel the license and update license status to null based on O.C.G.A. § 43-50-43.

**3. VET190004**

Dr. Sundstrom motioned, Dr. Bohn seconded and the Board voted unanimously in favor of the motion to accept withdrawal of application.

**4. VET190028**

Dr. Bohn motioned, Dr. Corry seconded and the Board voted unanimously in favor of the motion to accept Order upon receipt.

**Dr. Davis joined the meeting at 12:12 p.m.**

**Dr. Davis left the meeting at 12:20 p.m.**

**Applications for Board Review**

Dr. Bohn motioned, Dr. Corry seconded and the Board voted unanimously in favor of the motion to accept the following recommendations made in Executive Session.

- Application 2777536** Issue the license.
- Application 2537654** Renew license with Letter of Concern regarding disciplinary action by another jurisdiction.
- Application 32675** Late renewal fee must be submitted by end of late lapse renewal period or license will lapse.
- Application 1135759** Renew license with Letter of Concern regarding criminal history.
- Application 2614432** Refer to Legal Services for Private Consent Order for Renewal of Licensure with a fine of \$500 to be paid within 90 days of the docket date. CE hours taken January 2019 cannot be used towards current or future renewal requirements and inform the licensee that the Humane Alliance CE are not Board approved; however, they were not factored into the total number of hours accepted by the Board.

**Adjournment** No further business was discussed and the meeting adjourned at 12:49 p.m.

**Minutes recorded by:** Michelle Hornaday, Board Support Specialist  
**Minutes reviewed and edited by:** Kathy Osier, Licensing Supervisor & Adrienne Price, Executive Director  
**Minutes approved on:** March 27, 2019

**BECKEY MALPHUS, DVM**  
**BOARD CHAIRPERSON**

**ADRIENNE PRICE**  
**EXECUTIVE DIRECTOR**