



KENTUCKY BOARD OF VETERINARY EXAMINERS

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Board Meeting Minutes

November 29, 2018

BOARD MEMBERS PRESENT

- Perry W. Wornall, DVM -- Chairman
- Eric S. Peterson, DVM -- Vice Chair
- Judith Piazza
- Jeffrey Pumphrey, DVM
- Amanda H. Rowland, DVM
- Gene Smith, DVM
- Amy J. Staton, EdD, LVT
- Craig A. Van Balen, DVM
- Steven J. Wills, DVM
- Robert Stout, DVM -- Proxy for the Commissioner of Agriculture

DEPARTMENT OF AGRICULTURE STAFF PRESENT

- Joe Bilby, Legal Counsel
- Michelle Shane, Board Administrator

OTHERS PRESENT

- Loran Wagoner, DVM, Board Investigator
- Debra Hamelback, Executive Director, Kentucky Veterinary Medical Association

CALL TO ORDER

Perry Wornall, Board Chairman, called the meeting to order at 12:36 PM. Michelle Shane read the roll call. A quorum of the Board was noted as present.

READING OF MISSION STATEMENT

Joe Bilby read the draft mission statement to the Board.

APPROVAL OF MINUTES

The Board Meeting Minutes from the November 2, 2018, meeting were reviewed. A correction was made to add the missing credential "DVM" following Steve Wills' name.

A **MOTION** was made by Steven Wills to approve the minutes with this revision. The motion, seconded by Gene Smith, unanimously passed by voice vote

FINANCIAL STATEMENT

- Summary September 26 through November 28, 2018

Michelle Shane provided an overview of the summary budget statement, general revenue and expenditure categories and amounts for each. The Budget Summary document showed receipts for FY 2019 totaling \$473,280 to date, and total expenditures of \$94,011.86 to date.

A **MOTION** was made by Eric Peterson to approve the budget as presented. The motion, seconded by Robert Stout, unanimously passed by voice vote.

A **MOTION** was made by Eric Peterson to make it standard operating procedure to issue a post card mailing or other paper mailing reminder to all licensees at the start of the renewal cycle. The motion, seconded by Amy Staton, unanimously passed by voice vote.

OLD BUSINESS

- Requests for refunds of fees

A **MOTION** was made by Steven Wills to approve requested refunds of late fees so long as each licensee's CEUs were earned prior to Sept 30. The motion, seconded by Judith Piazza, unanimously passed by voice vote.

LICENSURE STATUS REPORT

Michelle Shane provided an overview of the current license numbers. As of November 29, 2018, the total active veterinary licenses was 2,639, up 15 licenses from the last report; the total veterinary technician licenses was 419, up 17 licenses from the last report; certified animal control agencies was 59, the same as the last report; and the total certified euthanasia specialists was 204, up 6 from the last report

APPLICATIONS COMMITTEE REPORT

A **MOTION** was made by Gene Smith to approve new applicants listed in the document in the Board packet. The motion, seconded by Eric Peterson, unanimously passed by voice vote. The applicants reviewed and approved are listed in the table below.

	First Name	Last Name	License Type	App. Type
1	Brandon T.	Armwood	Veterinarian	Endorsement
2	Cara Denise	Campbell	Veterinarian	Endorsement
3	Travis	Cigainero	Veterinarian	Reinstatement
4	Richard E.	Cober	Veterinarian	Endorsement
5	Kenyon J.	Conklin	Veterinarian	Endorsement
6	Steven E.	Davison	Veterinarian	Endorsement
7	Ashley	Drop	Veterinarian	Endorsement
8	Mary Ann	Gardner	Veterinarian	Endorsement
9	Jason	Holloway	Veterinarian	Reinstatement
10	Robert K.	Jackson	Veterinarian	Endorsement
11	Kristi	Kantz	Veterinarian	Endorsement

	First Name	Last Name	License Type	App. Type
12	Elise M.	Knighton	Veterinarian	Endorsement
13	Erin A.	Neville	Veterinarian	Endorsement
14	Neal	Peckens	Veterinarian	Endorsement
15	Maggie	Schuckman	Veterinarian	Reinstatement
16	Jeffrey S.	Smith	Veterinarian	Endorsement
17	Geoffrey	Vernon	Veterinarian	Endorsement
18	Nicholas J.	Wagner	Veterinarian	Endorsement
19	Cecilia	Winthrop	Veterinarian	Endorsement
20	Kelly Mae	Barrett	Veterinary Technician	New
21	Bridgette	Brooks	Veterinary Technician	New
22	Savanna	Carr	Veterinary Technician	New
23	Alayna E.	Collett	Veterinary Technician	New
24	Robin	Heinzelman	Veterinary Technician	Endorsement
25	Rebecca Renee	Hensley	Veterinary Technician	Reinstatement
26	Morgan	Howard	Veterinary Technician	New
27	Taylor	Jenkins	Veterinary Technician	New
28	Samantha	Johnson	Veterinary Technician	New
29	Lyndsey	Mefford	Veterinary Technician	New
30	Allison B.	Morris	Veterinary Technician	New
31	Bonnie	Newcomb	Veterinary Technician	New
32	Morgan	Randall	Veterinary Technician	New
33	Stephanie J.	Shepherd	Veterinary Technician	New
34	Bobby	Aldridge	Euthanasia Specialist	New
35	Timothy	Hill	Euthanasia Specialist	New
36	Lucie M.	Huff	Euthanasia Specialist	New
37	Chelsea	Lanning	Euthanasia Specialist	Reinstatement
38	Michael	Loy	Euthanasia Specialist	New
39	Mikayla	Pennington	Euthanasia Specialist	New
40	Terry	Tucker	Euthanasia Specialist	Reinstatement

A **MOTION** was made by Eric Peterson to approve new CEUs applications listed in the document in the Board packet. The motion, seconded by Gene Smith, unanimously passed by voice vote. The applicants reviewed and approved are listed in the table below.

Course Title	Sponsor / Provider	CEU Hours Approved		Date of Program(s)
		Vet	Vet Techs	
Esophageal Strictures	BluePearl Veterinary Partners	1	1	10/10/2018
Feline Heartworm: Cats Are Not Small Dogs!	BluePearl Veterinary Partners	2	2	Monthly, evening

Course Title	Sponsor / Provider	CEU Hours Approved		Date of Program(s)
		Vet	Vet Techs	
Feline Heartworm: Cats Are Not Small Dogs!	BluePearl Veterinary Partners	2	2	Monthly, evening
Gastric Dilatation Volvulus: A rapid life-threatening condition in dogs	BluePearl	2	2	11/24/2018
Optimizing Performance in the Equine Athlete - EGUS and Synovitis	Boehringer-Ingelheim	2.5	2.5	8/21/2018
Practical Keys to Practice Management	Boehringer-Ingelheim	2.5	-	1/31/2019; 2/1/2019
Common diseases of Companion Animals 201	OnlineCE (Dr. Richard P. Saporito)	6	6	online
Common diseases of Companion Animals 202	OnlineCE (Dr. Richard P. Saporito)	6	6	online
Common diseases of Companion Animals 201-202	OnlineCE (Dr. Richard P. Saporito)	12	12	online
Diagnosis and Treatment in Equine Medicine 201	OnlineCE (Dr. Richard P. Saporito)	6	6	online
Diagnosis and Treatment in Equine Medicine 202	OnlineCE (Dr. Richard P. Saporito)	6	6	online
Diagnosis and Treatment in Equine Medicine 203	OnlineCE (Dr. Richard P. Saporito)	6	6	online
Diagnosis and Treatment in Equine Medicine 204	OnlineCE (Dr. Richard P. Saporito)	6	6	online
Diagnosis and Treatment in Equine Medicine 205	OnlineCE (Dr. Richard P. Saporito)	6	6	online
Diagnosis and Treatment in Equine Medicine 206	OnlineCE (Dr. Richard P. Saporito)	6	6	online
Diagnosis and Treatment in Equine Medicine 207	OnlineCE (Dr. Richard P. Saporito)	6	6	online
Diagnosis and Treatment in Equine Medicine 208	OnlineCE (Dr. Richard P. Saporito)	6	6	online
Natural Veterinary Medicine 201	OnlineCE (Dr. Richard P. Saporito)	6	6	online
Natural Veterinary Medicine 202	OnlineCE (Dr. Richard P. Saporito)	6	6	online
Natural Veterinary Medicine 203	OnlineCE (Dr. Richard P. Saporito)	6	6	online
Natural Veterinary Medicine 204	OnlineCE (Dr. Richard P. Saporito)	6	6	online

Course Title	Sponsor / Provider	CEU Hours Approved		Date of Program(s)
		Vet	Vet Techs	
Veterinary Acupuncture 201	OnlineCE (Dr. Richard P. Saporito)	6	6	online
Veterinary Acupuncture 202	OnlineCE (Dr. Richard P. Saporito)	6	6	online
Veterinary Acupuncture 203	OnlineCE (Dr. Richard P. Saporito)	6	6	online
Veterinary Acupuncture 204	OnlineCE (Dr. Richard P. Saporito)	6	6	online
Immunomodulation to Improve Fertility in the Mare	NovaVive	2	-	10/30/2018
Cervical Spondylomyelopathy (CSM) State of the Art	SCIVAC (Societa Culturale Italiana Veterinari Per Animali Da Compagnia)	18	18	04/14-15/2018
Practical Keys to Practice Management	Boehringer-Ingelheim	2.5	-	1/31/2019; 2/1/2019
2018 Summer Food Animal Conference	UK VDL & Zoetis	7	7	8/9/2018
Overcoming Obstacles of Pet Owner Compliance: Take Control of your Pharmacy and Compliance... for the Well-Being of your Practice and your Patients	Zoetis	2	2	11/15/2018
Modern Parasitology for our Feline Patients: Heartworm Disease, Vector-Borne Diseases, and More	Zoetis	2	2	12/5/2018; 12/7/2018

WELLNESS COMMITTEE REPORT

The Wellness Committee Report was reviewed.

A MOTION was made by Gene Smith to accept the Wellness Report as presented. The motion, seconded by Eric Peterson, unanimously passed by voice vote.

SALES REPORTS

Loran Wagoner reported on the October – November sales.

- **Fasig-Tipton** – At the October sales, only 3 foreign veterinarians were present.
- **Keeneland** – At the November sales, 75 veterinarians had accessed records during this sale (compared to 89 veterinarians one year ago), including 13 foreign vets (from countries including Canada, Venezuela, Argentina, Ireland, Columbia, United Kingdom).
 - No non-veterinarians were observed reviewing radiographs at this sale. Previously, in September, there was a non-veterinarian reviewing radiographs and advising clients. Keeneland Administrators have been contacted.
 - Some radiographs did not have the veterinarian's name or clinic name on the radiographs. This may need to be addressed in the regulations, as medical records should have this information. The Board held a discussion on this subject.

Loran Wagoner brought a question for discussion before the Board that was asked by Dr. Debbie Spike-Pierce from Rood & Riddle. The topic was about a veterinary assistant collecting semen; the person is not a registered veterinary technician but is "certified in stallion collection"; there is always a veterinarian onsite at Rood & Riddle during the execution of this task; does this violate the practice act? Members of the Board held a discussion. The Board determined that this practice in this specific situation is allowable.

The Board directed Joe Bilby to write a letter to Rood & Riddle noting that this activity in the specific situation described is allowable under current rules.

INVESTIGATOR'S REPORT

Clinic Inspections:

- Garrard County – stopped doing euthanasia; remaining solution and records are at the Sheriff's office. Moved to Inactive.
- Jessamine County
- Madison County
- Marion County
- Rockcastle County

Loran Wagoner will provide a complete list to the Board Administrator of all Inactive shelters.

COMPLAINTS COMMITTEE REPORT

- 2013-17 – closed
- 2015-30 – ongoing
- 2015-33 – closed
- 2018-02 – closed
- 2018-06 – ongoing
- 2018-07 – ongoing
- 2018-09 – ongoing

- 2018-11 – ongoing
- 2018-16 – Joe Bilby has been directed issue letter (no violation of Practice Act) and close the case
- 2018-17 – ongoing
- 2018-18 – Joe Bilby will issue letter and close
- 2018-19 – ongoing
- 2018-20 – Joe Bilby has been directed issue letter (no violation of Practice Act) and close the case
- 2018-21 – ongoing
- 2018-22 – ongoing
- 2018-23 – ongoing
- 2018-24 – ongoing
- 2018-25 – ongoing
- 2018-26 – ongoing
- 2018-27 – ongoing
- 2018-28 – ongoing
- 2018-29 – ongoing
- 2018-30 – ongoing
- 2018-31 – ongoing
- 2018-32 – ongoing
- 2018-33 – ongoing
- 2018-34 – ongoing
- 2018-35 – ongoing
- 2018-36 – ongoing
- 2018-37 – ongoing
- 2018-38 – Joe Bilby has been directed issue letter (no violation of Practice Act) and close the case
- 2018-39 – Joe Bilby has been directed issue letter (no violation of Practice Act) and close the case
- 2018-40 – Joe Bilby has been directed to gather additional information needed.
- 2018-41 – ongoing

OTHER QUESTIONS FOR DISCUSSION

Joe Bilby presents several questions for the Board's review and discussion.

- A subpoena from Oregon seeking information on a licensee's file to help settle an estate.
- A case where an unsatisfied complainant would like to appeal the Board's ruling.
- A discussion about level of information about individual Board Members available on the public-facing website. The majority of the Board voted by show of hands to provide names only.
- **2019 MEETING SCHEDULE**

The meeting schedule for 2019 was discussed and determined by the Board. The regularly scheduled 2019 full Board Meetings are as follows.

Scheduled – Full Board Meetings

- Thursday, January 24
- Thursday, March 21
- Thursday, May 23
- Thursday, July 25
- Thursday, September 19
- Thursday, December 5

If this location is available for selected dates, all meetings are to be held at:

Office of the State Veterinarian
109 Corporate Drive, Frankfort, KY 40601

Michelle Shane reviewed pending questions from the Board Office.

- Two cases of veterinarians requesting an extension due to medical reasons. The Board granted these requests, allowing until May 30th for completion.
- Kenton County SWAT Team inquiry about their officers being able to stabilize canine officers in order to get them to emergency veterinary care; officers have received special training to care for their canine coworkers. The Board recognizes that this practice is allowable; the Kentucky Veterinary Practice Act allows for these types of emergency situations, as long as the person providing treatment does not accept payment for the service or naming themselves a veterinarian or calling the service a veterinary service, pursuant to [KRS 321.200\(1\)\(a\)](#).
- Multiple inquires about animal massage therapy – The Board indicates that any massage therapist should be under the DIRECT supervision of a Kentucky licensed veterinarian. Joe Bilby was directed to craft a standard response statement.

At 1:48 PM EST, Craig Van Balen exited the meeting to attend jury duty.

- A question about a name change after marriage. The Board indicated that the name used in the medical record or on health certificates, etc. should match the legal name of the licensed individual, and the licensee name should be updated if the name was legally changed as a result of the marriage.
- A question from a veterinarian wishing to donate Panacur (a dewormer) to the local shelter, but the shelter said they cannot accept the donation. The Board held some discussion. The Board determined that decision about this type of donation lays with the County Judge/Executive, as this is within the county fiscal court's jurisdiction.
- Inquiry from a student about restrictions on entering the profession of veterinary medicine with a visual impairment, including depth perception. The Board held some discussion. There is no regulation in Kentucky that prevents a person from becoming a veterinarian with an impairment. The person should reach out to both KVMA and potential colleges to determine any hurdles they may encounter.
- A question about rehabilitation for animals and licensure, a follow-up with more detail from a previous questioner. The Board determined that the person must be under the DIRECT supervision of a veterinarian for this type of work. Joe Bilby was directed to craft a standard response statement.

- Multiple questions about hemp derived products and administration of cannabidiol (CBD), a phytocannabinoid derived from *cannabis sp.*, to pets; what repercussions (if any) a veterinarian or their clinic may experience for selling CBD products; and rules for prescribing or advising the use of CBD. The Board held some discussion. It is noted that:
 - Cornell University has completed some research with CBD and dogs and found that it helped. The study titled “[Pharmacokinetics, Safety, and Clinical Efficacy of Cannabidiol Treatment in Osteoarthritic Dogs](#)” by Gamble, Boesch, Frye, et al., was published in *Frontiers in Veterinary Science* in July 2018.
 - In Kentucky, pursuant to 40 KRS 218A.010(27), CBD products are legal when derived from industrial hemp (*Cannabis sativa* L. with a tetrahydrocannabinol (THC) concentration of not more than 0.3% on a dry weight basis).
 - There is no prohibition in Kentucky for carrying this product in a store or clinic as a product with an off-label use.
 - There are over 75 Licensed Processors in Kentucky able to process industrial hemp, with the great majority of those being CBD processors. There are even more companies selling products in stores across the Commonwealth, with abundant competition for product placement.
 - Although the 2018 Farm Bill proposes to remove industrial hemp from the Controlled Substances Act, the U.S. Food and Drug Administration (FDA) will still need to offer clarification and guidance on the intended use of CBD, if it is a drug or supplement, and how it will be regulated. Until FDA clarifies, the prescription or recommended use of this product is still a legal gray area at the federal level and subject to change.
 - In Kentucky, veterinarians and the general public can learn more about industrial hemp and the Kentucky Department of Agriculture Hemp Program at www.kyagr.com/marketing/hemp-pilot.html

The Board cautions veterinarians about liability in advising clients to use the “supplement” on patients, as the products being created from the extract are often new; more research is needed.

Michelle Shane and Joe Bilby were directed to craft a standard response statement to be presented at the Board’s next meeting for their consideration.

Ms. Debra Hamelback offered to contact Dr. Webber and relay his opinion on the matter.

REGULATION REVISIONS

The Board discussed pending regulation revisions.

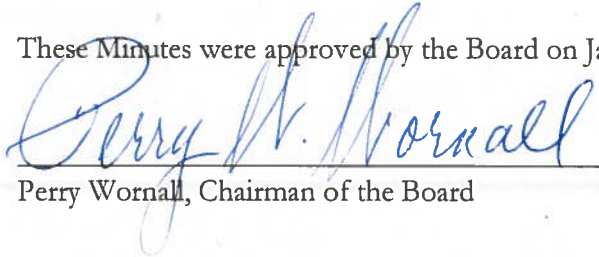
APPROVAL OF TRAVEL AND PER DIEM

A MOTION was made by Steven Wills to approve the current travel and per diem for Board Members. The motion, seconded by Eric Peterson, unanimously passed by voice vote.

ADJOURNMENT

Chairman Perry Wornall adjourned the meeting at 3:58 PM, having no further items of discussion.

These Minutes were approved by the Board on January 24, 2019.



Perry Wornall

Perry Wornall, Chairman of the Board

PRESIDING OFFICER: Perry Wornall, Chair
Minutes Recorded by: Michelle Shane
Minutes Reviewed by: Joe Bilby



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Board Meeting Agenda

November 29, 2018

10:30 AM COMMITTEE MEETINGS

- Complaints Screening Committee
- Applications Committee

12:00 PM Lunch

12:30 PM CALL TO ORDER

ROLL CALL / ESTABLISHMENT OF QUORUM

READING OF MISSION STATEMENT

APPROVAL OF MINUTES

- Board Meeting Minutes from November 2, 2018

FINANCIAL STATEMENT

- Summary September 26 through November 28, 2018

OLD BUSINESS

- Regulation Revisions
- Requests for refunds of fees

LICENSURE STATUS REPORT

APPLICATIONS COMMITTEE REPORT

WELLNESS COMMITTEE REPORT

SALES REPORTS

- Fasig-Tipton
- Keeneland

INVESTIGATOR'S REPORT

Clinic Inspections:

- Garrard County
- Jessamine County
- Madison County
- Marion County
- Rockcastle County

COMPLAINTS COMMITTEE REPORT

- 2013-17
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- 2018-31
- 2018-32
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- 2018-35
- 2018-36
- 2018-37
- 2018-38
- 2018-39
- 2018-40

NEW BUSINESS

- Other Pending Questions for Discussion by the Board

BOARD MEETING SCHEDULE FOR 2019

APPROVAL OF TRAVEL AND PER DIEM

ADJOURNMENT