



KENTUCKY BOARD OF VETERINARY EXAMINERS

107 Corporate Drive, Second Floor, Frankfort, KY 40601

Office: 502-782-0273 • Fax: 502-695-5887

kybve.com • vet@ky.gov

Special Meeting Minutes

May 11, 2023

Meeting Location: Franklin County Extension Office, 101 Lakeview Ct, Frankfort, KY 40601

No public Zoom Option

BOARD MEMBERS PRESENT

(V) = video (A) = audio only (I) = In-person

All Board Members, Staff, and Others present in-person unless otherwise noted.

- Steven J. Wills, DVM – Chairman
- Gene Smith, DVM – Vice Chair
- Dianne Dawes, DVM (A)
- Tom Dorman, Citizen-at-Large
- Dale Eckert, DVM
- Tim Gardner, DVM
- Stephanie Kennedy, DVM (A)
- John Park, DVM
- Amy J. Staton, EdD, LVT

BOARD MEMBERS ABSENT

- Proxy for the Commissioner of Agriculture

DEPARTMENT OF AGRICULTURE STAFF PRESENT

- Michelle Shane, KBVE Executive Director
- Amanda Briggs, KBVE Administrative Assistant

OTHERS PRESENT

- Mark Brengelman, JD, MA, Attorney at Law, KBVE Legal Counsel
- Debra Hamelback, Executive Director, Kentucky Veterinary Medical Association (KVMA)
- Dr. Katharine Armstrong, KVMA Power of Ten
- Dr. Lynne Cassone, KVMA
- Dr. Mark Chick, KVMA
- Dr. Bridgette Dean-Hines, KVMA
- Eric Gibson, KDA / Office of the State Veterinarian (OSV)
- Dr. Lauren Mirus, KVMA
- Dr. Ben Redmon, KVMA
- Dr. Jason Rogers, KVMA
- Keith Rogers, Chief of Staff, Kentucky Department of Agriculture (KDA)
- Dr. Debra Shoulders, KVMA

- Dr. Shawn Tussey, KVMA
- Dr. Mandy Williams, KVMA

CALL TO ORDER / ROLL CALL / ESTABLISHMENT OF QUORUM

Dr. Steven Wills, Board Chairman, called the meeting to order at 9:15 AM EDT. Chairman Wills welcomed everyone to the meeting.

Ms. Michelle Shane read the roll call. Per [KRS 321.240\(2\)](#), a quorum of the Board was achieved.

CONFIRMATION OF PUBLIC NOTICE

Ms. Shane confirmed the public notice for this meeting was sent on Tuesday, May 9, 2023, to the Kentucky Department of Agriculture (KDA) media contact list, and also posted on the KBVE website Meetings page.

READING OF MISSION STATEMENT

Ms. Shane read aloud the KBVE mission statement.

BUSINESS AGENDA

Chairman Dr. Wills called on Ms. Shane to provide an overview of materials in the paper and electronic packets provided to the board. One item in the packet which was highlighted was the updated Licensee Demographics Report, compiled in January 2023.

Dr. Gene Smith, at 9:19 AM, and Dr. Dianne Dawes, at 9:21 AM, joined the meeting in person.

GOVERNMENT AFFAIRS COMMITTEE

- Practice Act Update
 - 23 RS HB 167 was signed by Governor Andy Beshear on March 24, 2023
 - KVMA is working to schedule a ceremonial signing to include Members of the KBVE and KVMA leadership
 - New Practice Act effective date shall be June 28, 2023
 - Members of the Board directed that a draft statement to all licensees discussing changes in the Practice Act be prepared for review at May 25 meeting

Dr. Stephanie Kennedy joined the meeting (audio only) at 9:53 AM, departed at 10:52 AM, returned at 10:58 AM, and departed for a final time at 12:05 PM.

- Regulations Discussion
 - Members of the Board discussed proposed amendments and new regulations.
 - 201 KAR 16:590 – Continuing Education (amendments)
 - 201 KAR 16:550, 201 KAR 16:552, 201 KAR 16:560 – Application requirements for Animal Control Agencies and Animal Euthanasia Specialists (amendments)
 - 201 KAR 16:750 – LVT tasks and duties (proposed regulations)

Mark Brengelman departed the meeting at 10:21 AM and returned at 11:53 AM.

The board took a break beginning at 10:31AM and ending 10:40 AM.

Guest attendees to the meeting began arriving at approximately 11:20 AM.

KVMA Update

Ms. Hamelback addressed Members of the Board at 11:40 AM.

Mr. Eric Gibson, the new Emergency Management Coordinator at the Office of the State Veterinarian (OSV), was introduced. Mr. Gibson spoke about emergency response plans, OSV's pet sheltering mission, and his work to establish a veterinary emergency response team. He extended an invitation to form a working group with KBVE, KVMA, and other interested parties to more fully develop existing disaster response plans.

Ms. Hamelback and Dr. Deb Shoulders discussed the International Association of Equine Dentistry (IAED) efforts in Kentucky to develop an "animal husbandry bill" in partnership with Kentucky Cattlemen's Association and others, including Senator Webb and the Kentucky Farm Bureau. All parties are interested in the legislative language used in Oklahoma's allegedly recent animal husbandry bill.

Ms. Hamelback presented information related to the possible federal scheduling of Xylazine. Some states are already moving to scheduling Xylazine, including Ohio. AVMA is lobbying to maintain access for veterinarians and current costs for Xylazine by trying to prevent the federal scheduling at Schedule III or higher.

Ms. Hamelback discussed the immediate need for both boards to consider a new legislative initiative to increase veterinary contract seat spaces at Auburn. This initiative should also involve coordination with Lincoln Memorial University, following their negotiations with the Southern Regional Education Board (SRB). In order to make headway on this initiative, she indicated that both groups will need to present to the Interim Joint Committee on Licensing, Occupations, and Administrative Regulations (L&O) this summer in time for biennial budgeting for the 2024 legislative session. Future contract seats would likely be obligated to return to Kentucky for a specified period.

Mr. Keith Rogers spoke about the General Assembly being very aware of veterinary shortage issues at this time. He advised that both groups should utilize existing momentum.

Ms. Shane relayed to guests the board's timeline related to proposed regulations and when KBVE intended to engage stakeholders. The target date for filing the administrative focused regulations is January 2024, with development of veterinary facility standards to follow later in 2024.

Members of the Board and guests broke for lunch from 12:05 PM through 12:45 PM. Following lunch, guests departed.

RETURN TO BUSINESS AGENDA

- Regulations Discussion continued
Members of the Board continued their discussion on proposed amendments and new regulations, and other topics.
 - 201 KAR 16:750 – LVT tasks and duties (proposed regulations)
 - 201 KAR 16:702 – Standards for Veterinary Surgery (proposed regulation)
 - 201 KAR 16:701 – Medical Records standards (proposed regulation)
 - Spectrum of Care discussion
 - Follow-up care and continuation of care (as found in the new VCPR definition); this may need to be addressed in regulation revisions, possibly in Code of Ethics

- Members of the Board ran out of time and did not discuss the following regulations:
 - 201 KAR 16:515, 16:545, 16:565, 16:575, and 16:805 – Veterinary Facility Registrations: fees, application requirements, responsibilities, renewal, voluntary inspections (proposed regulations)


FUTURE MEETING DATES

- **The next regularly scheduled board meeting shall be held on:**
Thursday, May 25, 2023 @ 1:00 PM EDT
Office of the State Veterinarian, 109 Corporate Drive

ADJOURNMENT

Chairman Dr. Wills adjourned the meeting at 2:27 pm.

These Meeting Minutes were approved by the Board on May 25, 2023.



Steven J. Wills, DVM, Chairman of the Board

PRESIDING OFFICER: Steven J. Wills, DVM, Board Chairman
Minutes Recorded by: Michelle M. Shane, Executive Director



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9:00 AM **BOARD MEETING – PUBLIC MEETING**

CALL TO ORDER

ROLL CALL / ESTABLISHMENT OF QUORUM

CONFIRMATION OF PUBLIC NOTICE

READING OF MISSION STATEMENT

BUSINESS AGENDA

Licensee Demographics Report

GOVERNMENT AFFAIRS COMMITTEE

- Practice Act Update
- Regulations Discussion
 - 201 KAR 16:590 – Continuing Education (amendments)
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 - 201 KAR 16:750 - LVT tasks and duties (proposed regulations)
- Spectrum of Care discussion

11:30 AM **KVMA Update**

12:00 PM **Lunch**

1:00 PM **RETURN TO BUSINESS AGENDA**

OPEN DISCUSSION / NEW BUSINESS

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ADJOURNMENT