

MINUTES OF THE MEETING
OF THE
BOARD OF VETERINARY MEDICINE AND SURGERY

January 14, 2015

ROLL CALL

The meeting of the Board of Veterinary Medicine and Surgery was called to order at 8:30 am by Chairman James F. Unwin, DVM, in the Staybridge Room, Staybridge Suites, 2701 Fletcher Avenue, Lincoln, Nebraska. Board members present and answering roll call were:

James F. Unwin, DVM, Chair
Nanci A. Kyhn, LVT, Vice-Chair
Paul D. Foy, DVM
Micah R. Kohles, DVM
Linda Heiden, Public Member

A quorum being present, the meeting convened. Present to participate in the meeting were Julie Agena, Assistant Attorney General; Larry Wiehn, Investigator; Anna Harrison, Compliance Monitor; Becky Wisell, Administrator, and Kelli Dalrymple, Health Licensing Coordinator, Licensure Unit; and Tony Moravec, DVM, Board of Health Member.

DESIGNATION OF METHOD BY WHICH THIS BODY WILL GIVE PUBLIC NOTICE OF ITS MEETINGS

Foy moved, seconded by Kohles, to continue to utilize the three current methods to give public notice of Board of Veterinary Medicine and Surgery meetings. The current methods are to post the agenda on the Department public bulletin board and on the Department website, and to e-mail the agenda to all interested parties. Voting aye: Unwin, Kyhn, Heiden, Foy, Kohles. Voting nay: none. Motion carried.

INVESTIGATIONAL REPORTS AND APPLICATION REVIEW – CLOSED SESSION

Kohles moved, seconded by Foy, to go into closed session for the purpose of review of the investigational reports and other closed session items as identified on the agenda. Voting aye: Unwin, Kyhn, Heiden, Foy, Kohles. Voting nay: none. Motion carried and the meeting went into closed session at 8:38 am.

At 8:56 am Kohles, Heiden and Kyhn recused themselves from the meeting.

At 9:29 am Kohles, Heiden and Kyhn returned to the meeting.

At 10:11 am Foy and Kyhn recused themselves from the meeting.

At 11:03 am Foy and Kyhn returned to the meeting.

At 11:20 am Kohles and Kyhn recused themselves from the meeting.

At 11:29 am Kohles and Kyhn returned to the meeting.

The meeting returned to open session at 11:42 am.

BOARD RECOMMENDATIONS ON APPLICATIONS FOR LICENSURE AS VETERINARIANS
AND VETERINARY TECHNICIANS

Applications for Initial Licensure

Krista Rachwalik – application for a veterinary technician license. Kohles moved, seconded by Kyhn, to recommend issuance of a license. Voting aye: Unwin, Kyhn, Heiden, Foy, Kohles. Voting nay: none. Motion carried.

Amy Quinn – application for a veterinary technician license. Foy moved, seconded by Heiden, to recommend issuance of a license. Voting aye: Unwin, Heiden, Foy. Voting nay: none. Abstain: Kohles and Kyhn. Motion carried.

Email application Ballots approved since the last meeting: Rebecca Harrison, veterinary technician and Nicole Watkins, veterinary technician.

CONTINUING EDUCATION REVIEW AND APPROVAL/DENIAL

The Board discussed the process for the delegation to Department staff of the approval of continuing competency programs and whether or not all programs needed to come before the Board. The statutes say that continuing education must be approved by the Board. It was decided to implement a new process to have a Board member review the continuing education programs and provide a recommendation to the Board at regular Board meetings. Mail ballots can be used to obtain the Board's approval on time sensitive material.

The Board reviewed the following continuing education courses:

Common Diseases of Companion Animals 201 and 202. Kohles moved, seconded by Kyhn, to deny continuing education approval credit because the Board did not believe the presenter was qualified by education, experience, or training with regard to the material presented as required by 172 NAC 180-008.03A item 3. Voting aye: Unwin, Kyhn, Heiden, Foy, Kohles. Voting nay: none. Motion carried.

2014 Nebraska Grazing Conference – previously approved by Dr. Kohles for 3.5 hours. Foy moved, seconded by Kyhn to accept Dr. Kohles' recommendation for the approval of the 3.5 hours of continuing education credit. The hours that get 3.5 hours of credit need to be documented. Voting aye: Unwin, Kyhn, Heiden, Foy, Kohles. Voting nay: none. Motion carried.

Chi Institute 10/2014 and 12/2014. Foy moved, seconded by Kyhn, to approve the content of continuing education for these courses, and to request that Department staff verify the hours in each program and bring that information back to the Board on an e-mail ballot. Voting aye: Unwin, Kyhn, Heiden, Foy, Kohles. Voting nay: none. Motion carried.

Merial 2015 Nebraska Veterinary Symposium. Foy moved, seconded by Kohles, to approve this course for ___ hours of continuing education credit. Voting aye: Unwin, Kyhn, Heiden, Foy, Kohles. Voting nay: none. Motion carried.

OFFICE USE COMPOUNDING

The Board reviewed the letter from the Nebraska Veterinary Medical Association (NVMA) asking for clarification of how the Board of Pharmacy's opinion on office use compounding pertains to veterinary medicine. Can veterinarians have office use of compounded medications to provide directly to animals? The Board wants to make sure to clearly define what is expected from the Board of Pharmacy. It was recommended for a Board member to be present at the next Board of Pharmacy Meeting on January 26, 2015. The Board had the following questions/concerns:

1. Define "In office use" – can a veterinarian purchase a compounded drug, not dispense the drug, but use the drug on multiple patients?
2. Compounding from bulk into a dosage form that is not available commercially; and
3. Buying a compounded drug from a pharmacy and then selling it to multiple clients/patients, not to another veterinarian – is that permissible?

Unwin volunteered to attend the Board of Pharmacy meeting to participate in discussion on this issue.

2015 LEGISLATION

LB 37 – Adopt the Prescription Drug Safety Act and change and transfer pharmacy, prescription, and drug provisions. The Board expressed concern about the far-reaching impact and potential implications the bill may have on so many professionals. Foy moved, seconded by Heiden, to send a letter to the Health and Human Services Committee of the Legislature expressing the Board's concerns regarding LB 37. Voting aye: Unwin, Kyhn, Heiden, Foy, Kohles. Voting nay: none. Motion carried.

LB 115 – Prohibit certain actions related to Social Security Number. The Board reviewed LB 115 but did not take a position on the bill.

ELECTION OF OFFICERS

Foy moved, seconded by Heiden, to retain Unwin as Chair, Kyhn as Vice-Chair and to newly appoint Kohles as Secretary. Voting aye: Unwin, Kyhn, Heiden, Foy, Kohles. Voting nay: none. Motion carried.

SET DATE OF FUTURE MEETINGS

The next meeting of the Board was set for April 8 at 8:30 am.

ADJOURNMENT

There being no further business, the meeting adjourned at 1:42 pm.

Respectfully submitted,

signature available upon request

Micah Kohles, DVM, Secretary
Board of Veterinary Medicine and Surgery