



STATE OF IDAHO

BOARD OF VETERINARY MEDICINE

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IDAHO BOARD OF VETERINARY MEDICINE

Approved Minutes

MONDAY June 11, 2012

Meeting was called to order at 8:31 a.m. MDT by Douglas Walker, DVM – Board President

In Attendance:

Board Members:

- Douglas Walker, DVM - Board President
- Dave Schulz, DVM - Liaison Officer
- Dave Clark, DVM - Vice President
- John Coplin, DVM - Member
- Carol Eklund, DVM - Member
- Kathy Simpson - Public Member

22

Administrative Law Attorney:

- Roger Gabel - Deputy Attorney General

25

Visitors:

- Scott Leibsle, DVM, Diplomate ABVP (equine)
- Vicki Smith - IVMA Executive Director

28

29

Board Staff:

- Karen Ewing - Executive Director
- Carol Youtz - Technical Records Specialist II

1. **Review Minutes** from April 23, 2012 Board Meeting.

Dr. Clark moved to approve the minutes as written. Dr. Coplin seconded. Motion passed.

2. **CET application review** – denial recommended by CETF (Dr. Eklund)

Dr. Eklund reported on the lengthy discussion that took place at the May 1, 2012 CETF meeting, regarding a CET applicant who had failed to report she had a recent misdemeanor DUI conviction on her record. The Task Force made a request that the Board set an official policy on how or when to deny an application.

The Task Force’s concern is that euthanasia technicians have a single day of formal training, and then are given access to lethal and potentially addictive drugs. They felt that an unreported DUI conviction fell under Question #14 on the CET application, which asks, “Are you now or have you, in the last five (5) years, been addicted to *or used in excess*, any drug or chemical substance, including alcohol?” The applicant answered “No” to the question, but a criminal background check revealed a DUI conviction in the last five years. The Task Force feels that a DUI conviction automatically means that the applicant used alcohol in excess, because the applicant’s judgment was impaired when he/she made the decision to drive a vehicle immediately after consuming alcohol.

1 One member of the Task Force, who also holds a national position with the ASPCA, sent a letter
2 explaining her strong concerns about CET applicants only completing a one-day training session.
3 She recommends a zero-tolerance policy for unreported substance abuse.

4
5 Mr. Gabel referred to the Statutes, and indicated that **misrepresentation is a stronger case** for
6 denying the application than is the misdemeanor conviction.

7
8 Dr. Clark moved to deny the application based on misrepresentation on the application questions.
9 Dr. Schulz seconded. Motion passed, with Dr. Coplin voting nay.

10
11 The Board's general counsel, will draft an order for the Board President's signature.

12
13 **3. Update on May 1, 2012 CETF meeting** and CETF recommendations (Dr. Eklund)
14 Dr. Eklund reported the highlights of the meeting. Dr. Carlson and Dr. McReynolds both were
15 absent. It was suggested that Dr. Rosenthal's chemical capture training classes should be
16 available in eastern Idaho to help municipal and county agencies cope travel costs and staffing.

17
18 Some euthanasia technicians prefer the Idaho Fish & Game (IDFG) chemical capture to Dr.
19 Rosenthal's. The IDFG course is two full days, and focuses primarily on wildlife. Dr. Mark
20 Drew is a nationally-known expert on chemical capture.

21
22 **Question before the Board:** Should a chemical capture technician be permitted to choose
23 between the IDFG course and Dr. Rosenthal's course? **Yes, per Board members.** Either course
24 will meet the legal requirement for a recertification every three years.

25
26 **NEEDLES AND SYRINGES ARE NOT TO BE REUSED,** under any circumstances.

27
28 Dr. Teresa Sauer will work on a training manual for CEA site inspections.

29
30 Dexmetatomadine should be added to the approved drug list for euthanasia agencies.

31
32 Approved pre-euthanasia sedation drugs do not currently include acepromazine, but some
33 shelters are still using tablets in food to sedate animals that cannot be restrained any other way.
34 Acepromazine could be added back onto the list.

35
36 Board staff will speak with Dr. Tami McReynolds about why acepromazine was removed from
37 the approved drug list for sedation.

38
39 Isoflourane is being used at the Bird Center, but the bird center is not a Euthanasia Agency. Will
40 the Bird Center need to become a CEA? Is the practice of euthanizing birds at the Bird Rescue
41 center a part of the Euthanasia Center?

42
43 The Bird Center is NOT a CEA. If Mady Rothchild needs to euthanize birds, she will have to
44 bring the birds to the Idaho Humane Society. There is no veterinaran on the premises of the Bird
45 Center, and Ms. Rothchild has no formal training in the safe handling and use of isoflourane.

1 Euthanasia statistics will be reported on the 2012 renewal forms. The data will include:

- 2 • Number of dogs
- 3 • Number of cats
- 4 • Number of ‘Other’ animals

5
6 The next Euthanasia Task Force meeting is scheduled for October 3, 2012 in Boise.

7
8 **4. Final 2013 Rule Changes Review (Roger Gabel, DAG)**

9 The Board has been over these rules at least once, and the CETF has also reviewed
10 the rules specific to the euthanasia program.

11
12 Housekeeping language to include accepting documents submitted by email and other
13 electronic means.

14
15 The AVMA ethics version 2010 is the most recent. We are unable to add language
16 that states “the most current version”. The version must be identified in RULE.

17
18 “ALL APPLICATION AND CERTIFICATION FEES ARE NON-REFUNDABLE”

19
20 All CETs are responsible for security. The lead CET has a key to the drug safe, and
21 the key is given to another CET if the Lead CET is away from the office that day.

22
23 Rule 204 – (Pre-anesthetic drugs or euth) The language needs to be tightened up to
24 restrict the drugs to euthanasia or chemical capture. Suggested language:

25
26 “. . . using chemical capture or euthanasia substances for other than legitimate
27 euthanasia purposes.”

28
29 **5. Final 2013 Statute Changes Review (Roger Gabel, DAG)**

- 30 a. Changing a couple of definitions for CETs – remove the language that allows a CET
31 trained before 1992 to be recertified
- 32 b. Definition of CVT is changing because of CVTEA name changes.
- 33 c. Insert into Statute that ALL SUCH FEES ARE NON-REFUNDABLE

34
35 **6. Idaho State Budget Process**

36 Ms. Ewing reviewed the flow chart outlining the entire budget process. The budget is
37 submitted to both DFM and the Legislative Services office. Most of the time JFAC
38 accepts the Governor’s recommendations, but not always. All these documents are
39 due by September 1.

- 40 • Strategic Plan
- 41 • ZBB
- 42 • Performance Measures Report

43 Ms. Youtz will work with ISDA Fiscal and HR to see if there is any unused Personal money left
44 in FY2012 budget. Per Board direction, any leftover personnel funds will be split evenly between
45 the two Board Staff.

1 **7. Washington List of duties** and level of supervision for various CVT/assistant tasks (Ms.
2 Ewing)

3 An Idaho veterinarian sent an email which details what medical tasks can and cannot be
4 performed by a CVT, and under what level of supervision. The list came from the
5 Washington State VMA, not the Washington Board of Veterinary Medical Examiners.
6

7 Dr. Walker opined that the current Rules were adequate regard **Section 103 – supervising**
8 **veterinarians**

9
10 Ms. Ewing reviewed the Rule exceptions (indirect supervision) such as:

- 11 • Radiographs
- 12 • Temp and weight

13
14 No Board response to the veterinarian is needed, and no changes to Rules for Idaho.
15

16 **8. DAG In-Service training:** a) Board liability, b) Stipulated Agreements, c) Role of liaison
17 officer

18
19 Board member liability presentation: Mr. Gabel presented the memo prepared by Kay
20 Christensen / DAG's office. Discussed a case where a veterinarian's license was revoked
21 because there was a felony conviction, but the felony was vacated five days before the Board
22 began the disciplinary process.
23

24 Idaho Board members are protected from individual lawsuits when a process is begun as part of
25 the duties of the office they hold. The Idaho Tort Claims Act (ITCA) protects Board members
26 from lawsuits. Risk Management represents Board members and State employees in claims that
27 result from decisions made at Board meetings, or while acting as a Board member or staff.
28

29 **9. Discuss a veterinary clinic acting as a lab for another clinic**

30
31 Ms. Ewing received a letter from a North Idaho licensee. The animal owner has asked that their
32 animal's blood be drawn from her technician. Per Mr. Gabel, there is no valid VCPR established
33 by simply drawing blood and running lab work. The North Idaho vet can refuse to draw the
34 blood if she is uncomfortable. Board members felt that this would be okay.
35

36 Ms. Ewing will advise the North Idaho vet know of the Board's discussion. The Board agrees
37 that using another clinic's diagnostic equipment would be seen as a private matter between the
38 client, the treating vet, and the clinic that does the lab work.
39

40 **10. Strategic Plan update and schedule (Ms. Ewing)**

41 The five-year plan addresses the upcoming purchase of new licensing and management
42 software. This has not changed. Ms. Ewing will update the statistics for this year, the fee
43 increase, as well as significant law and rule changes that the Board has made. The
44 Board's Strategic Plan is a living document.
45

46 **Performance Measurement Report:** Ms. Ewing will update the Performance Highlights section

1 of the Performance Measures. Is there any other information that the Board members would like
2 to see?

3
4 One Board member expressed concerns about the Certified Euthanasia program. Over the next
5 few years, the Board's Executive Director could inform the lawmakers that the veterinarians are
6 subsidizing the Euthanasia Program. The euthanasia statistics are going to assist in this endeavor.
7 What is the role of cities and counties in handling their animal control issues? Should the Board
8 even be regulating the euthanasia business?

9
10 By mid-August, revise the euthanasia numbers to detail the exact expenses the euthanasia
11 Program. Ms. Youtz will prepare a test report.

12
13 Ms. Ewing will work from home on the Strategic Plan, and plug in the current numbers.
14 Submission is due by July 1, 2012.

15
16 **11. Discuss potential hearing dates** for disciplinary case BVM-952

17 The respondent has notified the Board that he would like to resolve this case via formal hearing.

18 For consideration:

- 19 • How long will this hearing take?
- 20 • Should the Board use a hearing officer? The Board members would like to be present
21 for this hearing.
- 22 • **Monday, October 15th-16th** is the Board meeting. The Board would like a
23 separate day for the hearing. The hearing will begin on Monday, starting at 8:30 am.
24 That will leave the entire day for the hearing.

25
26 **12. BVM-923 – request for stipulation modification** regarding enucleation observation:

27 Refer to the letter from the Respondent's attorney requesting a change in the stipulation.

28 Respondent requests that he view a high-quality video (researched by Dr. Breaux, who would
29 then discuss the training with Respondent).

30
31 Dr. Schulz moved to accept the request contained in the letter dated June 6, 2012 amending the
32 original order. Dr. Eklund seconded. Motion passed unanimously.

33
34 The Board's general counsel will draft an amended order (supplement) to give a time extension
35 for completing the enucleation video.

36
37 **13. Changes to patient medical records**

38 Kendal Bodkin, DVM, sent in a letter. Per Dr. Walker, any changes made to patient medical
39 records should be correctable, but not without an audit trail. Written records should be corrected
40 with a one-line strike-out (initialed and dated). Computerized records need to have an
41 unalterable audit trail to show when, where, and why a record was altered.

42
43 One Board member expressed concern about non-medical staff correcting "spelling errors" and
44 other items being changed on patient records. There is a problem with the person who did not
45 create the medical record making any entries or corrections.

1 Ms. Ewing will respond to Dr. Bodkin with a letter, reviewed by Mr. Gabel and Dr. Walker,
2 explaining that the law requires that a record be unalterable, and home-written computer systems
3 must have an audit trail that cannot be turned off.
4

5 **14. Patient record releases from one clinic to another.**

6 A North Idaho veterinarian sent an email on April 10, 2012, asking for suggestions on how to
7 confirm the identity of the animal owner when someone phones the office to request medical
8 records?
9

10 This veterinarian requests that the Board to initiate a “Best Practice” to preserve the
11 confidentiality of patient records. Per Mr. Gabel, the Board does not set Best Practices – that is
12 up to each individual clinic to determine appropriate measures. Many owners appreciate the
13 subsequent vet calling the original treating clinic.
14

15 **15. Review request for CE approval: student presentations allowed for veterinarian continuing
16 education requirement?**

17 The veterinarian who submitted this CE for credit attends Senior Papers, example: student
18 presentations. The Board will accept the doctor’s student seminars for 2012, but not from this
19 point forward. Dr. Parrish will need to attend regular CE classes in the future, which are taught
20 by licensed veterinarians.
21

22 **16. Review request for CE approval from OnlineCE.com**

23 If RACE approves this vendor’s coursework, Idaho will also accept the training.
24

25 **17. Equine Gnathological Technical Institute (EGTI) curriculum review**

26 The Board needs to decide whether to make a recommendation to approve the EGTI curriculum
27 so that the Board of Education can continue EGTI’s status as a proprietary school.
28

29 EGTI’s owner describes in his curriculum that he teaches the evaluations and correction of
30 certain equine dental conditions. The patient records that the owner submitted to the Board detail
31 a physical examination of the horse’s mouth. If a lay person is teaching other lay people to
32 examine and treat animals, this would be unlicensed practice.
33

34 The Board asked the invited subject matter expert how he determines whether a curriculum is
35 adequate. The question is, is it legal for a lay person to teach a skill that is illegal to practice in
36 Idaho (e.g. lay dentists working on horses in Idaho).
37

38 The Board is unable to approve the curriculum, based on the non-responsiveness of the Board’s
39 request for further information and clarification. The curriculum does not indicate that the
40 examination, diagnosis, and treatment plans are being completed by a licensed veterinarian.
41

42 The Board requested that Ms. Youtz contact the Institute’s contracted veterinarian to request
43 additional information about his standard operating procedure to check in the horses at EGTI.
44

45 **18. License and certificate application review**

- 46 a. Thirty-one (31) veterinarian applications

	FIRST NAME	MIDDLE NAME	LAST NAME	SUFFIX	CITY	STATE
1	Lindsay	Allison	Baker	DVM	Corvallis	OR
2	Haley	Keator	Barno	DVM	Philomath	OR
3	John	Max	Brinkerhoff	DVM	Nampa	ID
4	John	Lee	Brown	DVM	Eagle	ID
5	Kathryn	Alice Marie	Campbell	DVM	Springfield	OR
6	Gregory	Allen	Closter	DVM	Windham	ME
7	Matthew	Dennis	Cook	DVM	Moscow	ID
8	Kristin	Mianne	Davison	DVM	Augusta	MI
9	Dean	Arthur	Feasenhiser	DVM	Buhl	ID
10	Andrew	Warren	Fisher	DVM	Twin Falls	ID
11	Colleen	Elizabeth	Flaherty	DVM	Portland	OR
12	Jamie	Nichole	Ford	DVM	Natchez	MS
13	Jamie	Kristine	Higgins	DVM	Nampa	ID
14	Charles	Austin	Hinds	DVM	Caldwell	ID
15	Douglas	Mark	Honken	DVM	Laramie	WY
16	David	James	Hunt	DVM	Sitka	AK
17	Lisa	Marie	Leyh	DVM	Pinehurst	ID
18	Amelia	Sandra	Longworth	DVM	Denver	CO
19	Jason	Kay	Lott	DVM	Morgan	UT
20	Laura	Schribner	Marji	DVM	Paducah	KY
21	Tonya	Reneé	Mcllnay	DVM	Omaha	NE
22	Kelly	Christine	Miller	DVM	Eagle	ID
23	Hugh	Manliff	Mitchell	MS, DVM	Kirkland	WA
24	Pamela	Lyman	Nolasco	DVM	Oak Harbor	WA
25	Kathryn	Rachel	Ovink	DVM	Richland	WA
26	Holly	Jo	Peters	DVM	Boise	ID
27	Catherine	Denise	Ratcliff	DVM	Moscow	ID
28	Michael	Daniel	Retford	DVM	Island Park	ID
29	Travis	Terrance	Smyth	DVM	Nampa	ID
30	Jesse	Lee	Terry	DVM	Boise	ID
31	Jennifer	Jewett	Wilson	DVM	Albion	WA

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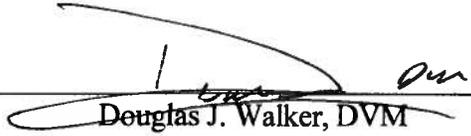
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b. Twelve (12) certified veterinary technician applications

qry2012 JUNE CVTs						
	FIRST NAME	MIDDLE NAME	LAST NAME	SUFFIX	CITY	STATE
1	Laura	Lee	Beckwith	CVT	Boise	ID
2	Cassandra	Margaret	Blizzard	CVT	Boise	ID
3	Shannon	Rae	Curry	CVT	Arbon	ID
4	Christa	Leigh	Dew	CVT	Boise	ID
5	Jessica	Lynn	Giggey	CVT	Boise	ID
6	Nicholle	Rae	Haney	CVT	Idaho Falls	ID
7	Jennifer	Lynn	Jenkins	CVT	Twin Falls	ID
8	Jacquelyn	T	Koyle	CVT	Pocatello	ID
9	Rebecca	Ann	Piotrowski	CVT	Hailey	ID
10	Erica		Sommercorn	CVT	Boise	ID
11	Julia	Barron	Strobos	CVT	Twin Falls	ID
12	Allison	Elizabeth	White	CVT	Post Falls	ID

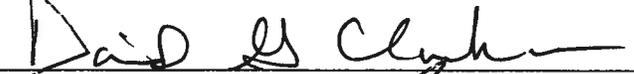
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There being no further business to discuss, Dr. Schulz moved to adjourn. Dr. Eklund seconded. Meeting adjourned at 2:22 pm

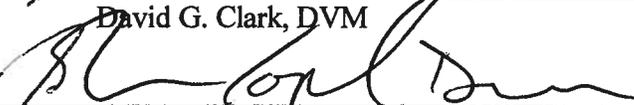


 Douglas J. Walker, DVM Date 10/15/12

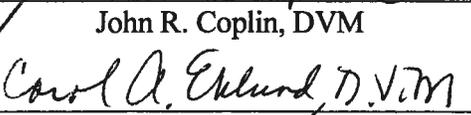
David A. Schulz, DVM Date



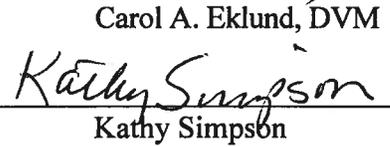
 David G. Clark, DVM Date 10/15/12



 John R. Coplin, DVM Date 10-15-12



 Carol A. Eklund, DVM Date 10/15/12



 Kathy Simpson Date 10/15/12