

**VETERINARY EXAMINING BOARD
MEETING MINUTES**

July 20, 2016

PRESENT: Bruce Berth, Diane Dommer Martin, D.V.M., Philip Johnson, D.V.M., Dana Reimer, Sheldon Schall; Neil Wiseley, D.V.M.,

STAFF: Department of Agriculture, Trade, and Consumer Protection (DATCP) Office of the Secretary: Karley Downing, Lauren Van Buren and Cheryl Daniels, DATCP attorneys; Matt Tompach, Administrative Policy Advisor; Kelly Markor, Executive Staff Assistant; Sally Ballweg, License/Permit Program Associate; Michael Malovich, License/Permit Program Associate LTE; Laurie Schammel, telecommunications.

CALL TO ORDER

Dr. Philip Johnson, Chair, called the meeting to order at 9:03 am. A quorum of six (6) members was confirmed.

INTRODUCTIONS

APPEARANCE – Department of Agriculture, Trade, and Consumer Protection (DATCP) Office of the Secretary: Lauren Van Buren and Cheryl Daniels, DATCP Attorneys; Matt Tompach, Administrative Policy Advisor; Kelly Markor, Executive Staff Assistant; Sally Ballweg, License/Permit Program Associate; and Michael Malovich License/Permit Program Associate LTE, Joel Witt, Intern. Introductions and Discussion.

APPROVAL OF THE AGENDA

MOTION: Sheldon Schall moved, seconded by Dane Reimer, to approve the Agenda, Motion carried unanimously.

APPROVAL THE MINUTES

Approval of Board Meeting Minutes of June 13, 2016

MOTION: Dr. Neil Wiseley moved, seconded by Bruce Berth, to approve the June 13, 2016, Minutes, Motion carried unanimously.

Approval of Board Meeting Minutes of April 27, 2016.

MOTION: Dr. Diane Dommer Martin moved, seconded by Sheldon Schall, to approve the April 27, 2016, Minutes as amended, Motion carried unanimously.

ADMINISTRATIVE UPDATES

- Determining VTNE Exam Eligibility
 - o Matt Tompach updated on the process. The VEB also discussed the exam window and its timeframe.
- Professional Assistance Program (PAP)
 - o Cheryl Daniels discussed the Wisconsin Veterinary Medical Association (WVMA) PAP Program for Veterinarians and Vet Techs.

MOTION: Dr. Neil Wiseley moved, seconded by Bruce Berth, to support developing statutory language for a professional assistance program (PAP). Motion carried unanimously.

- Jacquelyn Kieler, DVM, 13 VET 033
 - o Cheryl Daniels updated on case.

AMERICAN ASSOCIATION OF VETERINARY STATE BOARDS (AAVSB) ANNUAL MEETING

- Update on Travel Authorizations
 - o Travel authorizations have been approved by the Secretary
- Expansion of Delegate Funding Program
 - o Expanded program for delegate funding. Dr. Neil Wiseley will also attend the meeting as a committee member.
- Annual Meeting Resolution
 - o The meeting will have a resolution on when the 2017 annual meeting will occur. It conflicts with American Association of Veterinary Parasitologists (AAVP) occasionally.

LEGISLATIVE/ADMINISTRATIVE RULE MATTERS

- Licensure to Work in State Diagnostic Lab – Bochsler Letter

MOTION: Dr. Diane Dommer Martin moved, seconded by Dr. Neil Wiseley, to direct staff to respond to the letter of May 11, 2016 from Dr. Philip Boschler regarding licensure to work in the state diagnostic lab. Motion carried unanimously.

- Continuing Education Requirements for Faculty Licenses

MOTION: Dr. Neil Wiseley moved, seconded by Bruce Berth, to affirm the interpretation that continuing education requirements for licensed veterinarians, continues to apply to holders of faculty veterinary licenses. Motion carried with Sheldon Schall opposed.

- Also discussed the differences between Post Graduate Training License and the Faculty License.

MOTION: Dr. Diane Dommer Martin moved, seconded by Bruce Berth, to develop language to communicate with holders of faculty veterinary licenses to advise them of continuing education requirements. Motion carried unanimously.

- Rulemaking Update – VE 1 and 7 Statement of Scope
 - o Cheryl Daniels discussed the approval of the scope statement of VE 1 and VE 7, along with the rule-making process. Jordan Lamb spoke regarding the rule.

MOTION: Sheldon Schall moved, seconded by Dana Reimer, to approve for the language of VEB 1 to post for comments including changes in exception language for surgery before the economic impact analysis statement. Motion carried unanimously.

MOTION: Dana Reimer moved, seconded by Sheldon Schall, to approve the formation of a VEB Rulemaking Advisory Committee. Motion carried unanimously.

EXAM INQUIRIES

- Esther Maia – Matt Tompach

MOTION: Dr. Wiseley moved, seconded by Dana, to qualify Esther Maia to take the VTNE based on her experience and education. Motion carried unanimously.

SCOPE OF PRACTICE

- Informed Consent Video for Spay/Neuter Procedures

MOTION: Sheldon Schall moved, seconded by Bruce Berth, to determine that an on-line video with a follow-up “quiz” does not satisfy the requirements of the informed consent rule. Motion carried unanimously.

- Update: Unlicensed Practice Cases – Lauren Van Buren
- Scope of Practice Question – AI and Pregnancy Diagnosis

MOTION: Dr. Diane Dommer Martin moved, seconded by Dr. Neil Wiseley, to reaffirm that under 89.05 (2)(a), the practice of AI can be conducted by a lay person for any livestock species such as cattle, equine, ovine, caprine. Motion carried unanimously.

MOTION: Dana Reimer moved, seconded by Sheldon Schall, to reaffirm that under 89.05 (2)(a), the practice of pregnancy diagnosis including ultrasound cannot be conducted by a lay person for any livestock species such as cattle, equine, ovine, caprine. Motion carried unanimously.

FUTURE MEETING DATES

- Screening Committee
 - o August 31, 2016
 - o September 28, 2016
 - o October 26, 2016
- VEB Board Meeting
 - o October 26, 2016 (9:00 am).

FUTURE AGENDA ITEMS

- Telemedicine update

PUBLIC COMMENTS

Kim Pokorny, WVMA, requested clarification on pregnancy diagnosis.

CLOSED SESSION

MOTION: Sheldon Schall moved seconded by Dana Reimer, to convene to closed session to deliberate on cases following hearing (s. 19.85(1)(a), Stats.); to consider licensure or certification of individuals (s. 19.85(1)(b), Stats.); to consider closing disciplinary investigations with administrative warnings (ss. 19.85 (1)(b), and 440.205, Stats.); to consider individual histories or disciplinary data (s. 19.85 (1)(f), Stats.); and to confer with legal counsel (s. 19.85(1)(g), Stats.). Dr. Philip Johnson read the language of the motion. The vote of each member was ascertained by voice vote. Roll Call Vote: Dana Reimer-yes; Dr. Diane Dommer Martin-yes; Dr. Philip Johnson-yes; Dr. Neil Wiseley-yes; Sheldon Schall-yes; Bruce Berth-yes; Motion carried unanimously. Went into closed session at 12:05 pm

- 16 VET 004 L.H., D.V.M.

RECONVENE TO OPEN SESSION IMMEDIATELY FOLLOWING CLOSED SESSION

MOTION: Bruce Berth moved, seconded by Sheldon Schall, to reconvene in Open Session at 12:25 p.m. Motion carried unanimously.

Case Closings

16 VET 004 L.H. DVM:

MOTION: Bruce Berth moved, seconded by Dr. Neil Wiseley, to accept the stipulation and enter final decision and order regarding 16 VET 004 against LH, Motion carried unanimously.

MOTION: Dr. Diane Dommer Martin moved, seconded Dana Reimer by to delegate ratification of examination results to DATCP staff and to ratify all licenses and certificates as issued. Motion carried unanimously.

ADJOURNMENT

MOTION: Dana Reimer moved, seconded by Sheldon Schall to adjourn the meeting. Motion carried unanimously.

The meeting adjourned at 12:33 pm