

**VETERINARY EXAMINING BOARD**  
**MEETING MINUTES**  
**January 25, 2016**

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

STAFF: Matt Tompach, Executive Director; Dennis Fay, Legal Counsel; Kelly Ann Markor, Executive Assistant; Laurie Schammel, Telecommunications; Karley Downing, DATCP Chief Legal Counsel; Lauren Van Buren, DATCP Attorney; Robert Van Lanen, DATCP Investigator

**CALL TO ORDER**

Philip Johnson, Chair, called the meeting to order at 09:10 am. A quorum of eight (8) members was confirmed.

**APPROVAL OF THE AGENDA**

MOTION: Sheldon Shall moved, seconded by Bruce Berth, to approve the agenda as published. Motion carried unanimously.

**APPROVAL OF THE MINUTES**

MOTION: Neil Wiseley moved, seconded by Robert Forbes, to approve the minutes of November 4, 2015 as published. Motion carried unanimously.

**ADMINISTRATIVE ITEMS**

**BoardVantage Training**

Sarah Brooks, BoardVantage Trainer, joined the meeting by teleconference to provide training on the program. DATCP telecommunications staff Laurie Schammel discussed some iPad basics immediately after the BoardVantage training.

**National and State Exam Administration**

DATCP staff informed the Board that agency staff is working with the organizations that administer the national exams for Wisconsin license candidates to see if, in addition to the national exams, they would also administer the state law exam for the next testing cycle. The National Board of Veterinary Medical Examiners (NBVME) administers the North American Veterinary Licensing Examination (NAVLE), while the American Association of Veterinary State Boards (AAVSB) administers the Veterinary Technician National Examination (VTNE).

**Late Renewals/ Expired Licenses**

Motion by Robert Forbes, seconded by Bruce Berth: Because the transition from DSPS to DATCP created potential delays in the processing of license renewals, the Board will exercise its discretion under VE 7.07 Wisconsin Administrative Code to take no disciplinary action *for failure to renew* against those

veterinarians and veterinary technicians whose licenses expired in 2015 and completed the license renewal process with reasonable expediency. Motion carried unanimously.

**ELECTION OF OFFICERS**

**BOARD CHAIR**

**NOMINATION:** Robert Forbes nominated Phillip Johnson for the Office of Board Chair, seconded by Sheldon Schall.

Matt Tompach called for nominations three (3) times.  
Phillip Johnson was elected as Board Chair unanimously.

**VICE CHAIR**

**NOMINATION:** Neil Wiseley nominated Robert Forbes for the Office of Vice Chair, seconded by Diane Dommer Martin.

Matt Tompach called for nominations three (3) times.  
Robert Forbes was elected as Vice Chair unanimously.

**SECRETARY**

**NOMINATION:** Philip Johnson nominated Neil Wiseley for the Office of Secretary, seconded by Sheldon Schall.

Matt Tompach called for nominations three (3) times.  
Neil Wiseley was elected as Secretary by unanimous consent.

2016 ELECTION RESULTS	
Veterinary Examining Board Chair	Philip Johnson, D.V.M.
Vice Chair	Robert Forbes, D.V.M.
Secretary	Neil Wiseley, D.V.M.

**APPOINTMENT OF LIAISONS AND DELEGATED AUTHORITY**

2016 LIAISON APPOINTMENTS	
Education and Exams Liaison	Lisa Weisensel Nesson, D.V.M. <i>Alternate:</i> Sheldon Schall
Monitoring Liaison	Neil Wiseley, D.V.M. <i>Alternate:</i> Lisa Weisensel Nesson, D.V.M.

<b>Continuing Education Liaison</b>	Philip Johnson, D.V.M. <b>Alternate:</b> Sheldon Schall
<b>Website Liaison</b>	Sheldon Schall <b>Alternate:</b> Robert Forbes, D.V.M.
<b>Legislative Liaison</b>	Bruce Berth <b>Alternate:</b> Neil Wiseley, D.V.M.
<b>Travel Liaison</b>	Philip Johnson, D.V.M. <b>Alternate:</b> Forbes
<b>Administrative Rules Liaison</b>	Diane Dommer Martin, D.V.M. <b>Alternate:</b> Neil Wiseley
<b>Screening Panel</b>	Robert Forbes, D.V.M., Diane Dommer Martin, D.V.M., Sheldon Schall, Dana Reimer
<b>Credentialing Panel</b>	Lisa Weisensel Nesson, D.V.M., Philip Johnson, D.V.M., Bruce Berth

**MOTION:** Robert Forbes moved, seconded by Bruce Berth, to affirm the Chair's appointment of liaisons for 2016. Motion carried unanimously.

#### **DELEGATED AUTHORITY MOTIONS**

**MOTION:** Diane Dommer Martin moved, seconded by Dana Reimer: In order to facilitate the completion of assignments between meetings, the Board delegates authority by order of succession to the Chair, highest ranking officer, or longest serving member of the Board, to appoint liaisons to the Department to act in urgent matters, to fill vacant appointment positions, where knowledge or experience in the profession is required to carry out the duties of the Board in accordance with the law. Motion carried unanimously.

**MOTION:** Robert Forbes moved, seconded by Sheldon Schall, that the Board delegates authority to the Credentialing Panel to address all issues related to credentialing matters, except potential denial decisions should be referred to the full Board for final determination. Motion carried unanimously.

**MOTION:** Sheldon Schall moved, seconded by Bruce Berth, that the Board delegates authority to the Screening Panel to open cases for investigation or close cases inappropriate for further action. Motion carried unanimously.

**MOTION:** Bruce Berth moved, seconded by Dr. Neil Wiseley, that the Board delegates authority to the Chair to sign documents on behalf of the Board. In order to carry out duties of the Board, the Chair has the ability to delegate this signature authority to the Board's Executive Director for purposes of facilitating the completion of assignments during or between meetings. Motion carried unanimously.

**MOTION:** Robert Forbes moved, seconded by Diane Dommer Martin, to adopt the “Roles and Authorities Delegated to the Monitoring Liaison and Department Monitor” document. Motion carried unanimously.

### **TELEMEDICINE- DISCUSSION**

Board members discussed issues associated with telemedicine and how it relates to the practice of veterinary medicine in Wisconsin.

### **AMERICAN ASSOCIATION OF VETERINARY STATE BOARDS (AAVSB) MATTERS**

The Board directed Matt Tompach to request that the telemedicine issue be discussed at the AAVSB annual meeting September 22-24, 2016 in Scottsdale, AZ.

### **LEGISLATIVE/ ADMINISTRATIVE RULE MATTERS**

#### **Rulemaking Update**

Dennis Fay briefed Board members on VE 10 (continuing education). The rule is currently undergoing legislative oversight and could go into effect either the first of May or June.

#### **Status of DSPS Scope Statement on Definition of Surgery**

Dennis Fay informed Board members that the Department of Safety and Professional Services (DSPS) had not developed a scope statement.

**MOTION:** Neil Wiseley moved, seconded by Bruce Berth, to develop scope statement on the definition of surgery. Motion carried unanimously

#### **Complementary and Alternative Therapies – March 3, 2015 Wisconsin Veterinary Medical Association (WVMA) Letter**

**MOTION:** Lisa Weisensel Nesson moved, seconded by Diane Dommer Martin, to develop a scope statement dealing with alternative therapies. Motion carried unanimously

#### **Professional Assistance Program**

DSPS has a program for licensees with a drug and/or alcohol issue and have signed an agreement to attend counseling. Dennis Fay and Karley Downing told Board members that DATCP’s Office of Legal Counsel is working to determine how this program can be brought to this department.

#### **DATCP Statutory Authorities**

Dennis Fay discussed Assembly Bill 769, technical corrections legislation relating to powers and duties of the Veterinary Examining Board and DATCP.

## **PUBLIC COMMENTS**

Jordan Lamb, Wisconsin Veterinary Medical Association, appeared before the Board to comment on AB 769.

### **Licensure to Work in State Diagnostic Lab**

Board members discussed foreign-trained veterinarians that have been licensed overseas, and whether the individual should be required to go through the full licensure process for Wisconsin to work in the State Diagnostic Lab. The Board requested that DATCP Office of Legal Counsel staff further research qualifications at private diagnostic laboratories and potential rule-making.

## **FUTURE MEETING DATES**

The next Board meeting will be April 27, 2016.

### **Screening Committee**

Board Screening Committee members discussed future meeting dates. After today's scheduled Screening Committee meeting, future Committee meetings will be February 24, March 23, and April 27. Members will discuss future Screening Committee meeting dates at the next Board meeting. This item will be a regular board agenda item.

## **FUTURE AGENDA ITEMS**

Philip Johnson requested that Board members contact Matt Tompach about future agenda items and he will forward them to Dr. Johnson.

## **CLOSED SESSION**

**MOTION:** Diane Dommer Martin moved seconded by Dr. Lisa Weisensel Nesson, to convene into 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.). Philip Johnson, Chair, read the language of the motion aloud for the record. The vote of each member was ascertained by voice vote. Roll Call Vote: Dana Reimer-yes; Sheldon Schall-yes; Diane Dommer Martin-yes; Phillip Johnson-yes; Robert Forbes-yes; Neil Wiseley-yes; Lisa Weisensel Nesson-yes; Bruce Berth-yes.

The Board convened into Closed Session at 1:01 pm.

### **RECONVENE TO OPEN SESSION**

**MOTION:** Lisa Weisensel Nesson moved, seconded by Sheldon Schall, to reconvene in Open Session at 01:45 pm. Motion carried unanimously.

### **PROPOSED STIPULATIONS, FINAL DECISIONS AND ORDERS BY THE OFFICE OF LEGAL COUNSEL**

**MOTION:** Sheldon Schall moved, seconded by Lisa Weisensel Nesson, to adopt the Findings of Fact, Conclusions of Law, and Proposed Decision and Order in the matter of the cases recommended by the prosecuting attorney against Respondents – case number 13 VET 042, 14 VET 032, 15 VET 024, 15 VET 011, 11 VET 039. Motion carried unanimously.

**MOTION:** Dr. Neil Wiseley moved, seconded by Bruce Berth , to close case numbers 15 vet 029, 15 vet 018, 15 vet 008, 15 vet 031, 15 vet 033, 15 vet 030. Motion carried unanimously.

### **RATIFICATION OF LICENSES AND CERTIFICATES**

**MOTION:** Forbes moved, seconded by Dana, to delegate ratification of examination results to DATCP staff and to ratify all licenses and certificates as issued. Motion carried unanimously.

### **IPAD TUTORIAL**

Laurie Schammel, DATCP telecommunications staff, presented Board members with basic training and department policy on their iPad devices.

### **ADJOURNMENT**

**MOTION:** Neil Wiseley moved, seconded by Bruce Berth, to adjourn the meeting. Motion carried unanimously.

The meeting adjourned at 2:20 pm.