

**STATE OF ALASKA
DEPARTMENT OF COMMERCE COMMUNITY AND
ECONOMIC DEVELOPMENT
DIVISION OF CORPORATIONS, BUSINESS
AND PROFESSIONAL LICENSING
BOARD OF VETERINARY EXAMINERS**

**MINUTES OF MEETING
JANUARY 28, 2011**

By authority of AS 08.01.070(2) and AS 08.98.040, and in compliance with AS 44.62, Article 6, a scheduled meeting of the Board of Veterinary Examiners was held on January 28, 2011, at the Atwood Bldg., 555 W. 7th Ave, Conf. Rm. 1270, Anchorage, Alaska.

Call to Order/Roll Call/Agenda Review

The meeting was called to order by Dr. Margaret Eastman, Acting Chairperson, at 9:06 a.m.

Those present, constituting a full board, were:

Dr. Margaret Eastman, DVM – North Pole
Dr. John Tuomi, DVM - Palmer
Dr. Teresa Beck, DVM – Palmer

Those absent and excused:

Dr. David Hunt, - Sitka
Mr. Martin Buser, Public Member – Big Lake

In attendance from the Division of Corporations, Business and Professional Licensing, Department of Commerce, Community and Economic Development:

Brenda Donohue, Licensing Examiner – Juneau
Agenda Item 1 Review Agenda

Dr. Eastman reviewed the agenda and asked for updates or additions.

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Agenda Item 2 Review/Approve Minutes

The board reviewed the minutes of the Oct. 29, 2010 meeting. There was one correction noted and Dr. Eastman called for a motion to approve.

On a motion duly made by Dr. Tuomi, seconded by Dr. Beck, and approved unanimously, it was

RESOLVED to approve the Oct. 29, 2010 meeting minutes as corrected.

Agenda Item 3 Ethics Disclosure

There were no ethics violations to report from any board members. Ms. Donohue reviewed the Executive Branch Ethics Law.

Agenda Item 4 Budget Report

FY 2011 figures as of January 13, 2011 reflect \$40,303 thousand in expenses, and \$109,750 thousand in revenue. Ms. Donohue brought the Board's attention to the new format for the Budget Report and explained that is how the Legislative Audit formats the report, and the Director has instructed the change to reflect the same format.

The Board is ahead of schedule, and determined to move on to Agenda Item 7 until Ms. Bundick joins the meeting at 10:15 a.m. to give the Investigative Report.

Agenda Item 7 Miscellaneous Correspondence

The Board reviewed all correspondence presented at the meeting.

USAHA – United States Animal Health Association – request to work closely with USAHA and US Dept of Agriculture, Animal Plant Health Inspection Service, to assure the content of accreditation material is uniformly presented across all states and that it be approved as continuing education material toward meeting each state's veterinary license requirements. Information only.

AAVSB – Request for Candidate Nominations for Upcoming Open Positions including AAVSB Board of Directors, NBVME Representatives and the 2012 Nominating Committee. Information only.

Walter Campbell - Email from Dr. Campbell, currently serving on the State of AK Board of Chiropractic Examiners, requesting a conversation regarding veterinary chiropractic practice. The Board agreed to open a conversation and extend Dr. Campbell an invitation to their next meeting. Ms. Donohue will pass this information on to the Licensing Examiner for the Chiropractic Board.

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AAVSB – Reminder for the Annual Meeting in New Orleans, LA on Sept. 15-17, 2011. Information only.

HB 139 – Ms. Donohue directed the members to a copy of HB 139, sponsored by Rep. Peggy Wilson, deleting the wording in AS 08.98.165(a), and AS 08.98.184(1), [HAS SUCCESSFULLY COMPLETED THE EDUCATION COMMISSION FOR FOREIGN VETERINARY GRADUATES CERTIFICATION PROCESS] and replacing it with **is a graduate of a nonaccredited veterinary school and has successfully completed a certification program approved by the board.** Discussion followed and it was noted that the AK VMA wants specific programs for foreign-trained veterinarians named in the statutes. Additionally, some members of AK VMA have issues with the PAVE itself. However, those issues were not described.

A list of correspondence reviewed will be attached as an integral part of the minutes.

Recess

The board recessed at 9:56 a.m.;

Reconvened at 10:11 a.m.

Agenda Item 5 Investigative Report

Ms. Bundick joined the meeting to present the Investigative Report at 10:15 a.m.

Ms. Bundick reported there are currently eight (8) open investigations, and seven (7) open complaints.

Ms. Bundick then advised the Board she has a license surrender for them to review in regard to Case #C3100-09-009.

On a motion duly made by Dr. Beck, seconded by Dr. Tuomi and approved unanimously, it was

RESOLVED to enter executive session in accordance with AS 44.62.310(c)(2) and (3), and Alaska Constitutional Right to Privacy Provisions, for the purpose of reviewing an Investigation case.

Entered into executive session at 10:16 a.m.

Out of executive session at 10:29 a.m.

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On a motion duly made by Dr. Beck, seconded by Dr. Tuomi and approved unanimously, it was

RESOLVED to accept the veterinary license surrender in Case #C3100-09-009.

Dr. Beck read the ORDER into the record for Case C3100-09-009 as follows:

The Board of Veterinary Examiners for the State of Alaska, having examined the Surrender of Veterinary License #198, case number 3100-09-009 by the parties hereby adopts the Surrender of Billy Jack Woodruff, DVM, License #198 in this matter.

There being no further Investigative business, Dr. Eastman thanked Ms. Bundick and she left the meeting at 10:35 a.m.

Agenda Item 8 Regulations

Dr. Eastman reminded the members of the on-going review and discussion of the veterinary technician regulations. Discussion ensued regarding if the Board wants to clarify 12 AAC 68.310(b)(4)(B) by stating the number of hours per year an applicant for approval to sit for the veterinary technician national exam must have been employed. The discussion is ongoing and is tabled to the next meeting when there will be attendance of all the Board members, including the new member to be appointed by Boards and Commissions by March 1, 2011. Dr. Hunt's second term expires on that date.

Discussion then followed regarding a change in regulations to allow for veterinary technicians in rural communities to work for a veterinarian in another community, long distance, i.e., telephone and electronic monitoring and review.

The Board directed Ms. Donohue to seek the Dept. of Law's advice regarding referring clients to non-veterinary health care professionals who hold a license in other health provider areas such as chiropractic and physical therapy, acupuncture, etc. Invite an AAG to attend the next meeting to discuss with the Board.

Agenda Item 6 Public Comment

Dr. Eastman noted there were no members of the public present.

Agenda Item 10 Goals & Objectives FY 2011

Dr. Beck read the Goals & Objectives FY 2011 into the record as follows:

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GOALS AND OBJECTIVES
FY 2011**

1. Continue membership in the American Association of Veterinary State Boards and send one member to a national regulatory board meeting.
2. Continue to implement, monitor, and develop the jurisprudence mail-out state examination. The jurisprudence exam will be reviewed for accuracy annually at the Jan/Feb. meeting.
3. Continue licensing veterinarians and veterinary technicians and continue monitoring continuing education hours.
4. Continue to review and evaluate current statutes and legislative proposals and develop new proposals as needed.
5. Monitor investigations and continue to support alternate methods to expedite the investigative process.
6. Monitor current probation cases.
7. Resolve ongoing investigations/litigation in a timely fashion through direct involvement of the board in the early review process.
8. Continue to update the Veterinary Handbook annually at the October meeting. A mailing of the Handbook will occur following a major revision.
9. Continue to review and evaluate current regulations and regulatory fees and develop new regulations as needed.
10. Continue to monitor continuing education programs and requirements.
11. Continue to monitor budget as it pertains to the self-supporting fees.
12. Continue to pursue the mission and vision statements of the board.
13. Promote AVMA (ECVFG) and AAVSB (PAVE) guidelines for licensing foreign educated veterinarians.
14. Promote on-line license renewal.
15. Review issues and update veterinary technician regulations.

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Agenda Item 11 – Application Review

The Board reviewed an application for approval of continuing education from the Interior Veterinary Medical Association. The Board took the following action:

On a motion duly made by Dr. Tuomi, seconded by Dr. Beck, and approved unanimously, it was

RESOLVED to approve the course titled ORAL PATHOLOGY AND INTRA ORAL RADIOGRAPHY, for four (4) hours of continuing education. The course is sponsored by the Interior Veterinary Medical Association, was presented on Jan. 23, 2011, and the presenter is Barron P. Hall, DVM.

The Board moved on to review two continuing education requests from the CHI Institute. The following discussion explained that the Board believes there is correspondence covered in a previous meeting regarding some of the courses offered by this entity being denied approval by RACE. The Board directed Ms. Donohue to check on that and bring the information to the next Board meeting for review. Item tabled to next meeting.

Item 5 – Investigative Report (continued)

Ms. Williamson joined the meeting to ask the Board for direction on a monitoring question for a current Consent Agreement.

On a motion duly made by Dr. Beck, seconded by Dr. Tuomi and approved unanimously, it was

RESOLVED to enter executive session in accordance with AS 44.62.310(c)(2) and (3), and Alaska Constitutional Right to Privacy Provisions, for the purpose of reviewing an Investigation case.

Entered into executive session at 11:54 a.m.

Out of executive session at 12:07 p.m.

LUNCH

Off record at 12:07 p.m.

Back on record at 1:06 p.m.

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Agenda Item 11 Application Review (continued)

Following review of the application files of the veterinarians applying for Courtesy Licenses for the 2011 Iditarod, the Board took the following action:

On a motion duly made by Dr. Eastman, seconded by Dr. Tuomi, and approved unanimously, it was

RESOLVED to approve the following veterinarians for Courtesy License for the 2011 Iditarod:

H. Dean Bauman	Emi Berger	Cindy Blick
Steve Bowen	Jay Butan	Glenn Cantor
Karyn Colman	Veronica Devall	Larry Dresher
Erika Friedrich	Harvey Goho	Vincent Gresham
Dennis Griffin	Debbie Hadlock	Kimberly Henneman
Mike Hicks	Jocelynn Jacobs	Elizabeth King
Julie Kittams	Robert Knight	Tanja Kruse
Justine Lee	Turner Lewis	Michael Lindeen
Bruce Nwadike	Betsy Oesch	Peter O'Farrell
Vern Otte	John Reichert	William Sampson
George Stroberg	Gayle Tate	Roger Troutman
Jerome Vanek	Michael Walker	Carollynn Zimmers

Recess

The board recessed at 1:53 p.m.;

Reconvened at 1:58 p.m.

Agenda Item 12 New/Old Business

The Board moved on to review and update of the Jurisprudence Exam.

On a motion duly made by Dr. Tuomi, seconded by Dr. Beck and approved unanimously, it was

RESOLVED to enter executive session in accordance with AS 44.62.310(c)(2) and (3), and Alaska Constitutional Right to Privacy Provisions, for the purpose of reviewing and updating the Jurisprudence Exam.

Entered into executive session at 2:00 p.m.

Out of executive session at 2:40 p.m.

The Board moved on to a question posed by Dr. Beck, regarding when to recuse yourself from voting on an application. Following discussion it was determined that whether or

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not to recuse yourself from a vote was unique to each case, and should be determined by reviewing if the voter had a conflict of interest in the case. Providing a professional reference for an applicant does not automatically present a conflict of interest.

Next the Board reviewed a question by Dr. Beck regarding the requirement that an applicant for a Student Permit be a 4th year student, verified by a letter from the dean of the accredited school being attended. AS 08.98.188(a) states the board may approve the issuance of a student permit to a student enrolled in and in good standing at an accredited college of veterinary medicine **who has completed three years of study** and is participating in an externship program as part of the college's educational curriculum. That requirement must be complied with unless the Legislature changes the statute.

Agenda Item 13 Office Business

- Confirm Next Meeting Date

MAY 6, 2011
JUNEAU, AK.

- Sign Minutes

Ms. Donohue will send Dr. Hunt the approved minutes for the October 29, 2010 meeting for signature

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Agenda Item 14 Adjourn

There being no further business Dr. Eastman called for adjournment of the meeting.

The board adjourned the meeting at 3:09 p.m.

Respectfully submitted:

Brenda Donohue, Licensing Examiner

Approved:

Margaret Eastman, DVM, Acting Chairperson
Alaska State Board of Veterinary Examiners

Date: _____

Task List

Dr. Teresa Beck

Dr. John Tuomi

Dr. David Hunt

Dr. Margaret Eastman

Send WI Practice Act re: vet techs pulling teeth (vet tech duties)

Martin Buser

Brenda Donohue