

1 **Draft - MINUTES**

2 **KANSAS BOARD OF VETERINARY EXAMINERS**

3 **Wednesday, November 8, 2017**

4 **714 Plum Street; Wamego, Kansas 66547**

5 **Board Meeting**

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9 This meeting of the Kansas Board of Veterinary Examiners was called to order at 10:00
10 A.M. by Board President Dr. Dodson. Board Members in attendance in addition to Dr.
11 Dodson were Drs. Bentz, Kobuszewski, Ritter, Snyder and Joseph Allen; Dr. Bogue
12 was absent. Also present in Wamego were Drs. Hanson and Hedrick; Konrad Coe,
13 Cheryl Mermis, General Counsel Athena Andaya, Litigation Counsel Tom Nanney.
14

15 Dr. Dodson welcomed and thanked those in attendance.

16
17 Dr. Dodson asked to add a line item to the agenda after the approval of board minutes;
18 presentation of the new board member guidelines, to the Governor's office.
19

20 Dr. Bentz made a motion to adopt the agenda, Dr. Ritter seconded the motion. The
21 motion passed on a voice vote with no dissenting votes.
22

23 There was no one present for the public forum.
24

25 Dr. Bentz made a motion to approve the minutes of the 8/16/2017 board meeting, Dr.
26 Kobuszewski seconded the motion. The motion passed on a voice vote with no
27 dissenting votes.
28

29 Dr. Dodson and Mr. Allen met with two individuals in the Governor's office regarding
30 proposed guidelines for new board member appointments to KBVE. Dr. Dodson and
31 Mr. Allen agreed to formalize the guidelines and incorporate current board members
32 candid feedback, on the amount of time required for their individual commitments' to
33 the agency. Dr. Hedrick also visited with the interim appointment secretary about the
34 importance of future board appointees having full knowledge of commitment as a
35 member of the KBVE. Dr. Hedrick will be working on updating a PowerPoint board
36 member orientation that incorporates board members feedback. [Strategic Priority]
37

38 There was a lengthy board discussion on AAHA facility standards and incorporated
39 record keeping violations that are consistently being brought before board reviewers, in
40 complaint cases. Ms. Andaya will work with Dr. Hedrick to propose some regulation
41 changes that would incorporate a mini examination as a component to annual license
42 renewals, a topic that would vary from year-to-year. Mr. Allen made a motion to table
43 the issue of inspecting AAHA clinics. Dr. Snyder seconded the motion. The motion
44 passed on a voice vote with Dr. Bentz abstaining.
45

46 Mr. Allen reported on his attendance at the AAVSB annual conference in September,
47 as an AAVSB paid delegate from KBVE. Mr. Allen accepted a volunteer position on
48 the AAVSB Bylaws Committee. [Strategic Priority]

49 Dr. Dodson reported for Dr. Bogue who also attended the AAVSB conference as an
50 AAVSB paid delegate from KBVE. Telemedicine is an issue for all jurisdictions, a valid
51 veterinary-client-patient relationship [VCPR] and physical contact with a patient are
52 points boards are struggling with.

53
54 Dr. Hedrick reported on the public hearing for regulation changes at 9:00 A.M. prior to
55 today's board meeting. Dr. Anthony [Andy] Hawkins, Assistant Animal Health
56 Commissioner with the Kansas Department of Agriculture-KDA attended and offered
57 testimony, on behalf of Dr. Justin Smith, KDA-Animal Health Commissioner in support
58 of 70-7-1(d) and 70-8-1(t). A letter from the Kansas Legislative Research Department
59 was received; on 10/24/2017 the Joint Committee on Administrative Rules and
60 Regulations met to discuss KBVE proposed administrative regulations. The Committee
61 had two concerns; that the agency does not track number or location of mobile
62 veterinary clinics and the distribution of controlled substances by veterinarians
63 throughout the State. Two apology letters acknowledging an error in describing
64 KBVEs' proposed legislation in a recent AVMA publication.

65 Dr Ritter made a motion to approve regulation changes to K.A.R. 70-1-7, K.A.R. 70-3-
66 1, K.A.R. 70-3-2, K.A.R.70-3-5, K.A.R.70-6-1, K.A.R. 70-7-1, and K.A.R. 70-8-1. Dr.
67 Bentz seconded the motion. Mr. Allen, Drs. Bentz, Dodson, Kobuszewski, Ritter, and
68 Snyder all voted yes during the roll call vote; Dr. Bogue was absent.
69 KBVE staff will submit all the required documentation to the Secretary of State.

70
71 Dr. Hedrick provided information on PAVE-Program for the Assessment of Veterinary
72 Education Equivalence, through AAVSB; a pathway for veterinarians who are
73 graduates of non-accredited veterinary programs. Kansas only accepts ECFVG
74 certification for foreign, non-accredited, graduates. After discussion, the board decided
75 to take no action.

76
77 Strategic Plan Status Report:

78 Dr. Dodson presented Dr. Bogue's report of meeting with Dr. Thomas Schwartz at
79 KSU/CVM, to discuss the agency's ability to regulate institutional licensees at the
80 University. Dr. Schwartz is very interested in collaboration with KBVE and would like to
81 have a round-table discussion to understand the board's processes and goals.

82
83 Dr. Hedrick reported on meeting with Dr. Anthony [Andy] Hawkins and Dr. Justin Smith,
84 from KDA on 11/7/2017; a positive discussion occurred with KDA's offer to provide
85 support testimony for today's regulation hearing.

86
87 The board discussed listing suspended licenses on the agency website. Currently we
88 have four categories listed on the website: Currently-Licensed DVMs, Newly-Licensed
89 DVMs, Not-Currently Licensed DVMs, and Currently-Registered RVTs. Dr. Bentz
90 made a motion to list the names of sanctioned licensees on the website, Dr. Snyder
91 seconded the motion. The motion passed on a voice vote with no dissenting votes.
92 The board members will continue the discussion of this topic in a conference call
93 meeting on Monday, November 27, 2017 at 7am.

94
95 Staff Updates:

96 Mr. Coe provided board members a draft letter, which would be sent licensees not
97 practicing at or from a registered veterinary premise. This endeavor will add

98 approximately 100 more audits to his workload, to comply with the directive from the
99 Kansas Legislature -to inspect all mobile veterinarians; to assess compliance with
100 standards of practice. Konrad reported conducting 102 premise inspections from
101 August 17, 2017 through November 7, 2017; with 2 non-compliances, 7 OMDR
102 changes, and 2 new clinics.

103
104 Ms. Mermis reported on office activities. The following statistical agency information
105 was recently gathered and reported to the legislative analyst:

106 KSU/CVM Class of 2017, 25 individuals took the jurisprudence exam on
107 Saturday, March 18, 2017; an additional 10 test takers made appointments to
108 take exam at KBVE office [35]

109
110 KSU/CVM Class of 2016, 48 individuals took the jurisprudence exam, March
111 2016; there were 20 subsequent test takers that made appointments to take
112 exam at KDA. [68]

113
114 KSU/CVM Class of 2015, 55 individuals took the jurisprudence exam, March
115 2015; there were 7 subsequent test takers at KDA. [62]

116
117 KSU/CVM Class of 2014; 73 individuals took the jurisprudence exam, March
118 2014; there were 12 subsequent test takers at KBVE office. [85]

119
120 ~From 7/1/2014 to 6/30/2015 there were 97 DVM licenses issued; 45 RVT
121 registrations issued; 18 new veterinary premises issued; 142 individuals took the
122 jurisprudence exam.

123
124 ~From 7/1/2015 to 6/30/2016 there were 182 DVM licenses issued; -43 I.L.
125 [139]; 54 RVT registrations issued; 15 new veterinary premises issued; 236
126 individuals took the jurisprudence exam.

127
128 ~From 7/1/2016 – 6/30/2017 there were 133 DVM licenses issued; -14 I.L. [119];
129 67 RVT registrations issued; 12 new veterinary premises issued; 200 individuals
130 took the jurisprudence exam.

131
132 Dr. Hanson reported [6] completed cases since the last board meeting on August 16th;
133 [4] on-going investigations; [1] new case- yet to investigate; and [2] cases ready for
134 informal resolution.

135 Dr. Hanson also gave presentations at [2] national regulatory conferences. [Strategic
136 Priority]

137 Dr. Hanson announced his intention to retire from KBVE after 24 years of dedicated
138 service of promoting public health, safety and welfare relative to the practice of
139 veterinary medicine.

140
141 Dr. Hedrick received approval from the state archivist for investigative videos to be
142 maintained on external hard drives rather than upload to the DocuWare cloud storage
143 system. This will be a significant saving in time and cost for cloud storage.

144
145 The two-year contract with ICVA/NBVME to approve candidates to take the NAVLE will
146 end in 2018. KBVE previously approved NAVLE candidates for the national exam

147 through the Kansas license application process. Dr. Bentz made a motion, for the
148 agency to resume providing the approval for individuals, applying for the NAVLE,
149 through the application for Kansas licensure process. Dr. Ritter seconded the motion.
150 The motion passed on a voice vote with no dissenting votes.

151
152 Dr. Hedrick ask board members for their input on topics for the FAQ's page on the
153 agency website – proactively promoting compliance of the Practice Act. [Strategic
154 Priority]

155
156 Next meeting of the board will be on Monday, November 27, 2017; a 7:00 A.M.
157 conference call. The staff will send out reminder e-mail and dial-in instructions prior to
158 meeting date.

159 Additional meetings of the board will be Tuesday, January 30 and Wednesday,
160 January 31, 2018, in Topeka; Wednesday, April 4, 2018, in Wamego.

161
162 Dr. Dodson announced there was no need for the Board to go in to executive session.

163
164 Dr. Ritter made a motion to adjourn the meeting with Dr. Kobuszewski seconding the
165 motion. The motion passed on a voice vote with no dissenting votes.

166 Meeting adjourned at 12:25 P.M.

167
168 Signed Sheila M. Dodson, DVM
169