

1
2 **MINUTES**

3 **KANSAS BOARD OF VETERINARY EXAMINERS**

4 **Monday, January 21, 2019**

5 **900 SW Tyler**
6 **Topeka, Kansas**

7
8 **Board Meeting**
9

10 This meeting of the Kansas Board of Veterinary Examiners was called to order at 3:04
11 P.M. by Board President Dr. Dodson. Board Members in attendance in addition to Dr.
12 Dodson were Drs. Bentz, Flowers, Kobuszewski, Ritter, Snyder and Mr. Joe Allen. Also
13 present in Topeka were Dr. Hedrick; Konrad Coe, Cheryl Mermis, Matthew Provencher,
14 General Counsel Athena Andaya, Litigation Counsel Jane Weiler.

15
16 Dr. Dodson welcomed and thanked those in attendance, then read the mission
17 statement and agency philosophy.

18
19 Dr. Dodson announced that there was no need for an executive session; item O was
20 removed from the agenda. Dr. Bentz made a motion to adopt the agenda and Dr. Ritter
21 seconded the motion. The motion passed on a voice vote with no dissenting votes.
22

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

25 There was a correction to the previous meeting [11/14/2018] minutes; page 2, line 97- the
26 word Legislature should replace Legislator. Dr. Flowers made a motion to approve the
27 "corrected" board minutes from the 11/14/2018 board meeting, Dr. Kobuszewski
28 seconded the motion. The motion passed on a voice vote with no dissenting votes.
29

30 General Counsel Andaya reported that there is no requirement for an operating
31 managing doctor [OMDR] of a registered veterinary premise to reside in Kansas. After
32 board discussion, Ms. Andaya will draft language for regulation change to define OMDR
33 and residency and/or required-minimum time at the registered veterinary premise.
34 Adding language to the premise renewal form that the licensee/OMDR must attest to
35 being "on site" of the registered premise for the minimum time during a particular
36 renewal period would be done after the regulation is finally adopted and in effect.
37

38 General Counsel Andaya will draft language for regulations as it pertains to discipline
39 and registered veterinary technicians.
40

41 Dr. Hedrick will begin the process to amend the retention schedule as it pertains to
42 premise audit inspection reports.
43

44 Ms. Andaya will draft language for the boards' consideration, defining ambulatory
45 practitioners and the fee for annual inspection/audit of ambulatory' licensees' records.
46

47 The board discussed publishing license numbers. It has been a long standing policy
48 that agency staff would not disclose veterinary license numbers due to risk of
49 abuse/fraud by non-licensed individuals. There will be no change to agency policy.
50

51 The board members discussed telemedicine and will consider the model to be
52 developed by AAVSB at a future date.

53
54 Strategic Plan UPDATES:
55 Board members will meet with various Legislators at the Capitol on 1/22/2019.
56 Dr. Dodson and Dr. Hedrick will go to KSU in March/April – and provide an orientation to
57 incoming senior students.

58
59 STAFF REPORTS:
60 Ms. Mermis provided board members an overview of office activities since the last
61 board meeting. The date for proctoring the jurisprudence examination for license
62 applicants of the KSU/CVM Class of 2019 is set for Saturday, March 9, 2019.

63
64 Since the last meeting [11/14/2018] Konrad Coe has completed 91 premise inspections; 3
65 deficiencies, 2 OMDR changes, 5 new clinics.

66
67 Matthew Provencher reported 38 complaint cases in 2018; in 13 cases reviewers found
68 violations, in 9 cases reviewers found no violations, 4 cases where there was no
69 jurisdiction, 1 case was withdrawn by the complainant, 5 cases closed, and there are 6
70 cases that are pending probable cause hearings. Currently monitoring 7 cases for
71 compliance, there are 7 cases under investigation. There have been 5 new cases since
72 the last board meeting [11/14/2018]. Reviewers met and reviewed 4 cases prior to the
73 start of the board meeting.

74
75 Dr. Hedrick reported that the office staff are receiving many inquiries on the use and
76 dispensing of CBD oil; the agency staff was directed to post the KS Attorney General's
77 opinion [8/24/2018], on the agency website following the board's discussion.

78
79 Next meeting[s] of the board will be Wednesday, April 3, 2019 in Wamego and Sunday
80 June 2, 2019 with a definitive location to be announced at a later date.

81
82 Ms. Andaya read the following, "*Madame President, I move that the Board recess into*
83 *executive session to discuss an individual employee's performance pursuant to K.S.A.*
84 *75-4319(b)(1), non-elected personnel. We require Dr. Jay Hedrick, Executive Director,*
85 *be admitted to the executive session, when requested, to aid the Board in their*
86 *discussions. The Board will reconvene in open meeting in this same location, Senate*
87 *Suites Hotel, 900 SW Tyler Street, Topeka, Kansas at 5:31 pm."*

88 Mr. Allen made the motion and seconded by Dr. Ritter.

89
90 Following the executive session Mr. Allen made a motion to adjourn the meeting at 5:31
91 pm., and Dr. Kobuszewski seconded the motion. The motion passed on a voice vote
92 with no dissenting votes.

93
94 Signed Sheila M. Dodson, DVM Date 4/3/19