

**Oregon Veterinary Medical Examining Board
Portland Community College
Cascade Campus, Terrell Hall 112
Portland, OR**

Saturday, December 10, 2016

FINAL MINUTES

Present:

Dr. Marla McGeorge (Chair), Dr. Emilio DeBess (Vice-Chair),
Drs. Dannell Davis, Colleen Robertson,
Public Members Ms. Lynn Larsen and Ms. Peggidy Yates
Lori Makinen, Director; Douglas Snyder, Investigator
Joanna Tucker-Davis, Asst. Attorney General

8:40 a.m. Executive Session convened per ORS 192.660(2)(f)(k)

Attorney advice provided pursuant to ORS 192.660(2)(f).

Old Case Updates: Pending: 07-0024; 12-0006; 14-0051A, 15-0037; 15-0041A; 15-0041B; 16-0012; 16-0015.

Settled by stipulation: 15-0033A-B; 16-0001C.

New Cases:

16-0014; 16-0039; 16-0071A,B; 16-0020A-B-C; 16-0023; 16-0025; 16-0026.

1:30 p.m. Public Session Convened

Dr. McGeorge called the meeting to order and took roll.

Ms. Larsen moved, Dr. Davis seconded, and the agenda was approved.

Dr. DeBess moved, Dr. Davis seconded, and the July 11, 2016 emergency meeting and July 23, 2016 regular meeting minutes were approved.

The Board thanked Dr. McGeorge for her two years of service as chair, and appointed Dr. DeBess as new chair and Dr. Robertson as vice-chair.

The Board thanked Dr. McGeorge and Ms. Larsen for their service on the investigative committee. Dr. Davis moved, Dr. Robertson seconded and the Board voted unanimously to appoint Dr. DeBess and Ms. Yates as new investigative committee members. Dr. DeBess and Ms. Yates moved and the Board voted unanimously to delegate appointment of investigative committee members to the chair and vice-chair.

Director Report: Ms. Makinen updated the Board on license renewals, and budget and legislative matters.

Dr. DeBess moved, Dr. Davis seconded and the Board voted unanimously to ratify licenses issued since the July 23, 2016 meeting.

Dr. Robertson moved, Dr. Davis seconded and the Board voted unanimously to approve an exception under OAR 875-015-0020 allowing Pro-Bone-O, a Lane County organization that provides free veterinary care to homeless people, to conduct 22 clinics per year.

Dr. Davis updated the Board on veterinary relief rotation issues in her region.

RULEMAKING

Dr. McGeorge moved, Ms. Yates seconded, Ms. Larsen abstained, and the Board voted to accept the Veterinary Facility Rule Advisory Committee's recommendation to repeal OAR 875-010-0031(f), removing restrictions on number and geographic distribution of facilities managed by a Managing Veterinarian.

Ms. Yates moved, Dr. Davis seconded and the Board voted unanimously to adopt proposed amendments to OAR 875-005-0005 (defines 'year' for experience requirements); 875-030-0050 (clarifies omission in practice limitations for persons not licensed as CVTs) and OAR 875-010-0090 (requires one CE hour each of judicious antibiotic use and appropriate analgesic and anesthetic methods).

Dr. McGeorge moved, Dr. Davis seconded and the Board voted unanimously to file temporary rules to clarify prohibition of rabies vaccine by veterinary and CVT student intern duties in OAR 875-010-0045, and to add the prohibition to OAR 875-015-0030 (biologicals and drugs).

Dr. McGeorge moved, Ms. Yates seconded and the Board voted unanimously to further amend previously proposed changes to OAR 875-030-00010(3), clarifying eligibility requirements for out-of-state CVT applicants.

Ms. Yates moved, Dr. Davis seconded and the Board voted unanimously to propose amendments to OAR 875-030-0050, requiring Board approval of radiation use and safety training required for persons not licensed as CVTs.

The Board will schedule continued discussion of current CVT rules for dental extractions, abdominocentesis and empanelling an advisory committee for general review of veterinary dentistry rules.

COMPLAINT RESOLUTION

(Open investigations and pending or referred cases are not listed.)

16-0039—Dr. McGeorge moved, Ms. Larsen seconded, and the Board voted to discipline and assess a \$250 civil penalty for failure to disclose arrest for a felony crime in violation of ORS 676.150(3). Dr. Robertson voted against the motion.

16-0017A, B—Dr. Robertson moved, Ms. Yates seconded, and the Board voted to find no violation of the Veterinary Practice Act.

16-0020A—Dr. Davis moved, Ms. Yates seconded, and the Board voted to find no violation of the Veterinary Practice Act.

16-0026—Dr. McGeorge moved, Dr. Davis seconded, and the Board voted to discipline and assess a \$250 civil penalty for performing dental extractions without client consent in violation of OAR 875-011-0010(3).

Investigative Committee Recommendations

Ms. Yates moved, Dr. Davis seconded, Dr. McGeorge and Ms. Larsen abstained, and the Board voted to find no violation of the Veterinary Practice Act in the following cases: 15-0027; 15-0031; 15-0035 A, B; 15-0038; 15-0039; 15-0040; 16-0006; 16-0008; 16-0009, 16-0018, 16-0019, 16-0028A,B; 16-0029; and 16-0030.

16-0016—Dr. Robertson moved, Ms. Yates seconded, Dr. McGeorge and Ms. Larsen abstained, and the Board voted to reprimand the licensee for providing treatment without consent in violation of OAR 875-011-0010(3).

Next public meetings for 2017: March 11, June 3, September 16 and December 9, all in Portland unless otherwise sited.

There being no further business, the meeting was adjourned at approximately 5:15 p.m.

Respectfully submitted, Lori Makinen, Director.