

**Oregon Veterinary Medical Examining Board
Portland, OR**

DRAFT MINUTES

Friday, June 26th
Hotel Deluxe
729 SW 15th Ave.
Portland, OR
9:00 a.m. - 5:00 p.m.

Present:

Dr. Leon Pielstick (Chair)
Dolores Galindo, CVT (Vice Chair)
Dr. Robert Lester
Dr. Marla McGeorge

Mr. Mark Reed, Mr. Rocky Liskey, Public Members
Lori Makinen, Director
Dennis Chaney, Investigator
Carol Parks, Attorney

Conducted in Executive Session

The Board reviewed the following cases:

09-0016A&B, 09-0009, 09-0013, 09-0014, 09-0015, 09-0017, 09-0018,
09-0021, 09-0022.

The Board conducted interviews for the following cases:

09-0003, 09-0020, 08-0021.

Saturday, June 27th
8:30 a.m. - 4:00 p.m.

Present:

Dr. Leon Pielstick (Chair)
Dolores Galindo, CVT (Vice Chair)
Dr. Lauren Acton
Dr. Robert Lester
Dr. Mark McConnell
Dr. Marla McGeorge

Mr. Mark Reed, Mr. Rocky Liskey, Public Members
Lori Makinen, Director
Carol Parks, Attorney
Guest: Nicole Papageorges, OVTAA

Public Session Convened

The meeting was called to order at 8:30 a.m. Dr. McConnell moved, Mr. Reed seconded, and the Board unanimously approved the agenda as amended and ratification of December meeting minutes.

Executive Session Convened

The Board conducted interviews for cases 09-0011 and 09-0002.

Public Session Reconvened

The Board will form a committee to review standard of care regarding analgesia. Dr. McGeorge will invite Dr. Heidi Shafford to make a presentation at the next meeting.

Mr. Reed moved, Dr. McConnell seconded and the Board voted unanimously to ratify prior consensus on rule amendments, stipulated agreement in case 08-0032, and issuance of Final Order by Default against Tony Hannon for unlicensed practice of veterinary medicine.

The following topics were discussed:

Notification to clients that infectious animals are onsite: The Board relies on compliance with OAR 875-015-0020(9) regarding isolation of animals treated for infectious diseases.

DNA results: DNA results constitute a part of the patient record. DNA results provided to practices should be incorporated into the patient record.

Pursuant to ORS 686.170, the Board may appoint a committee of licensed Oregon veterinarians to investigate complaints. The Board will rely on this statute to designate a current or former member to provide a medical/technical opinion in establishing jurisdiction for further investigation.

Staff will research other states' rules regarding: suturing by CVTs; dental surgery by CVT; and requiring a patient examination for euthasia.

Director Report

The director briefed the Board on relevant legislative actions. Bills expected to pass contain provisions that may require veterinarians to report unprofessional conduct; allow the Board to keep licensees' private information, e.g., home address and phone number, nondiscloseable to the public; mandate independent inspections of the Board's compliance and enforcement activities, and require Governor approval to terminate board directors. The director informed the Board that the Governor had sent a letter to both houses recommending elimination of some boards and consolidation of others, including moving the Veterinary Board under the Department of Agriculture. The Legislature might take this issue up at its February session.

Complaint Resolution

09-0003—Dr. McConnell moved, Ms. Galindo seconded and the Board voted unanimously to close the case without discipline. Dr. McConnell opposed, Dr. Acton recused.

09-0020—Dr. McGeorge moved, Mr. Reed seconded and the Board voted unanimously to find a violation of the Veterinary Practice Act under 875-010-0010 (Making false or misleading representations to the Board or its representative or altering or providing altered medical records) and impose a \$500 fine.

08-0021—Mr. Lester moved, Dr. McGeorge seconded and the Board voted unanimously to find no violation of the Veterinary Practice Act.

09-0016A—Mr. Reed moved, Dr. McGeorge seconded and the Board voted unanimously to find no violation of the Veterinary Practice Act.

09-0016B—Dr. McGeorge moved, Dr. Lester seconded and the Board voted unanimously to find no violation of the Veterinary Practice Act.

09-0009—Investigation ongoing.

09-0013—Investigation ongoing.

09-0015—Dr. McGeorge moved, Mr. Liskey seconded and the Board voted unanimously to cite the licensee for Unprofession Conduct (prescribing human medications for human use) and impose a \$740 fine.

09-0016A—Dr. McGeorge moved, Mr. Liskey seconded and the Board voted unanimously to find no violation of the Veterinary Practice Act.

09-0018—Dr. McGeorge moved, Mr. Reed seconded and the Board voted unanimously to close the case without discipline.

09-0021—Investigation ongoing.

09-0022—Dr. McGeorge moved, Dr. Lester seconded and the Board voted unanimously to cite the licensee for Gross Negligence.

09-0001—Dr. McGeorge moved, Mr. Liskey seconded and the Board voted unanimously to find no violation of the Veterinary Practice Act.

09-0011—Mr. Liskey moved, Mr. Reed seconded and the Board voted by majority to cite the licensee for violations of OAR 875-015-0030(1)(h)(P)(Q)(R)(S) (records) and 875-015-0030(3)(e) (anesthetic procedures), and 875-015-0050 (dental records), and impose a \$600 fine. Dr. Pielstick opposed.

09-0002—Dr. McConnell moved, Mr. Reed seconded and the Board voted to find a violation of OAR 875-010-0010(18) (Non veterinary prescribing, use, theft or diversion of controlled drugs).

Case Updates

09-0025—Investigation ongoing.

09-0003—Investigation ongoing.

08-0007A—Stipulated Agreement with Dr. Robert Alford.

08-0007B—Resolution pending.

08-0020—Resolution pending.

08-0027B/C/D—Resolution pending.

Next meeting: August 21-22, 2009 in Portland.

There being no further business, the meeting was adjourned at 2:30 p.m.

Respectfully submitted,

Lori Makinen, Director