

**Oregon Veterinary Medical Examining Board
McMenamin Kennedy School
Jordan Room
5736 NE 33rd Ave.
Portland, OR
May 18, 2019**

FINAL MINUTES

Dr. Emilio DeBess (Chair),
Drs. Dannell Davis, Brett Hamilton, Allison Lamb, Dean Wilson; CVT Tiah Schwartz
Public Members: Ms. Karen Pate and Ms. Peggidy Yates
Lori Makinen, Director; Mark Reed, Investigator; Joanna Tucker-Davis, Asst. Attorney General

Attorney Advice and Complaint Review 9:00 a.m.

Dr. DeBess convened executive session. Secretary of State Auditors Tracey Gates and Bentley Walker attended.

The following cases have been settled through stipulated agreements or non-disciplinary citation:
18-0018; 18-0032.

The following cases remain open:
18-0019; 18-0022/30.

The Board reviewed the following new cases:
17-0021; 18-0036; 18-0038; 18-0037A/B; 18-0040A/B; 19-0001; 19-0002; 19-0003; 19-0004;
19-0005; 19-0007; 19-0008.

Public Session 12:45 p.m.

A. Dr. DeBess convened public session and took roll.
Attending the meeting were Glenn Kolb; OVMA; Dr. Carla Lerum and Cristina Keef, PVMA; Alison McIntyre, Animal Policy Group; Bentley Walker, Secretary of Audits Division.
Dr. Davis moved, Ms. Pate seconded, and the Board approved the agenda. Dr. Lamb moved, Ms. Yates seconded, and the Board approved the January meeting minutes.
Ratification of licenses issued was postponed until next meeting.

B. Chair Report

—Dr. DeBess announced the appointment of public member Peggidy Yates to a second four-year term. Announced his appointment as a Portland Community College board member, and plans to teach a two-week epidemiology course in Ireland in June.

C. Director Report—Makinen announced that the Board’s budget bill was passed by the Legislature on a 22/7/1 vote and awaits the Governor’s signature. SB 71 passed unanimously. SB 70 was withdrawn with expectation that the Board and interested parties would work together to produce a concept for next session. DOJ is investigating a whistleblower complaint filed against the director. A Fiscal Analyst has been hired by the combined small health boards and directors have undergone accounting oversight training.

Rulemaking

Discussion:

Discussion of veterinary accountability for CVT conduct and provision of patient records when a facility closes was postponed to a future meeting.

875-0015-0020/30 - Separation of facility and practitioner standards. The Board’s attorney and staff will draft language for consideration at next meeting.

Proposed rule amendments for telemedicine and CVT dentistry will be published after the legislative session closes.

Ms. Yates moved, Dr. Davis seconded, and the Board voted unanimously to grant eligibility on a case-by-case basis to graduates of foreign veterinary schools to sit for the VTNE and become licensed as CVTs in the state.

Ms. Yates moved, Dr. Wilson seconded, and the Board voted unanimously to authorize background checks for license applicants.

Complaint Resolution

2018-0036—CVT Schwartz moved, Ms. Yates seconded, and the Board voted unanimously to issue a notice of intent to impose a disciplinary sanction. Dr. Wilson moved, Ms. Yates seconded, and the Board voted unanimously to propose a civil penalty of \$500.

2018-0037A—Licensee’s conduct met minimum standards for the procedure. Dr. Wilson moved, Dr. Lamb seconded, and the Board voted unanimously not to issue a notice of intent to propose a disciplinary sanction.

2018-0037B—Dr. Lamb moved, Ms. Yates seconded, and the Board voted unanimously to issue a notice of intent to propose a disciplinary sanction. CVT Schwartz moved, Dr. Hamilton seconded, and the Board voted unanimously to propose a civil penalty of \$500.

2018-0040A—Licensee’s conduct met minimum standards for diagnosis and treatment. Dr. Lamb moved, Dr. Davis seconded, and the Board voted unanimously not to issue a notice of intent to propose a disciplinary sanction.

2018-0040B—Licensee’s conduct met minimum standards for co-treatment. Dr. Wilson moved, Dr. Davis seconded, and the Board voted unanimously not to issue a notice of intent to propose a disciplinary sanction.

2019-0001—Ms. Pate moved, Dr. Wilson seconded, and the Board voted unanimously to issue a notice of intent to propose a disciplinary sanction. Dr. Lamb moved, Ms. Pate seconded, and the Board voted unanimously to propose a civil penalty of \$500.

2019-0002—Dr. Hamilton moved, Dr. Wilson seconded, and the Board voted unanimously to issue a notice of intent to propose a disciplinary sanction. CVT Schwartz moved, Ms. Pate seconded, and the Board voted unanimously to propose a civil penalty of \$500.

2019-0005—Licensee’s protocol for scheduling treatment met minimum standards. Dr. Wilson moved, Ms. Pate seconded, and the Board voted unanimously not to issue a notice of intent to propose a disciplinary sanction.

2019-0007—Dr. Hamilton moved, Ms. Yates seconded, and the Board voted to issue a notice of intent to propose a disciplinary sanction. Dr. Hamilton moved, CVT Schwartz seconded, and the Board voted to propose a civil penalty of \$500. Dr. Lamb moved, Dr. Wilson seconded, and the Board voted to propose periodic patient records review. Ms. Pate abstained from discussion and voting.

2019-0008—Licensee’s imp[rovised treatment under the circumstances met minimum standards. Dr. Davis moved, Dr. Lamb seconded, and the Board voted unanimously not to issue a notice of intent to propose a disciplinary sanction.

Next meetings: July 27, 2019 (Portland); and October 25-26, 2019 (Ashland).

Adjournment 3:10pm

There being no further business, the meeting was adjourned.

Respectfully submitted,

Lori Makinen
Executive Director