

**Oregon Veterinary Medical Examining Board  
June 7, 2004**

**Phoenix Inn  
300 NW Franklin  
Bend, Oregon**

**FINAL MINUTES**

Present: Dr. Jon Betts (Chair)  
Drs. Emilio DeBess, Martha DeWees, Kris Otteman-Brant, Leon Pielstick  
Dolores Galindo, CVT  
Ms. Jo Ann Dewey & Mr. Rocky Liskey, Public Members  
Lori Makinen, Executive Director  
Dennis Chaney, Investigator  
Carol Parks, Board Counsel

The meeting was called to order at 9:30 a.m. The agenda was approved as amended. Draft minutes for the March meeting were approved.

Executive Director Report:

The Board's two legislative concepts have been approved by the Governor's office.

The Department of Administrative Services Facilities Division is considering requests for additional space from agencies on the 4th floor of the Portland State Office Building. The initial proposal to move the Veterinary Board office into a former daycare area on the first floor has been tabled pending review of counterproposals and fiscal impacts.

The director attended the Attorney General's Administrative Law Conference; noted that executive sessions need not be tape-recorded. Executive session notes will continue to be made and retained.

The director will research and report on cost effectiveness of criminal background checks performed by the California and Alabama state veterinary boards.

An AVMA proposal to allow board certification to substitute for the year of clinical practice required as part of the ECFVG program was discussed. The Board will support the proposal if the board certification is AVMA accredited. Director to obtain required information.

Provisions of the Governor's new Office of Regulatory Streamlining vis-a-vis budget and legislation were discussed.

AAVSB bylaws were distributed for Board review and comment.

The Board went into executive session to discuss the proposed license revocation of Dr. Grant Maurer.

The Board welcomed Drs. Wayne Schmotzer and Dan Harrison in a discussion on the practice of equine dentistry by non-licensed individuals. Also present for the discussion were: Drs. Gaylen Snare and technician Judi Jones, Dr. Little Liedblad, and certified equine dentist Dale Craig. Drs. Schmotzer and Harrison cited problems, such as: Inadequate training and incompetence; improper floating; illegal sedating; high prices; lack of malpractice insurance; and criticism of veterinarians. They discussed lawsuits pending in Canada which challenge the veterinary professions' exclusive rights to work on horses' teeth, and noted a movement in the US to promote client choice in animal care services. Ms. Dewey noted the parallels in this issue to client choices in human medicine, e.g., opportunity to select a variety of care modalities, and suggested that consumers might regard veterinarians as gatekeepers. Others expressed interest in creating separate certification for non-veterinarian equine technicians, setting standards and evaluating training. Dr. DeWees noted that veterinarians should be able to determine the qualifications and competency of subordinates or those who work in consultation with veterinarians. Feedstores that sell controlled or legend drugs over the counter were also noted as a problem. The Board noted that such feedstores are obtaining drugs with the assistance of a veterinarian's license. The Board's attorney clarified that statutory amendments giving the Board additional authority do not exempt actions from due process; and said she would advise against testing new authority on the basis of weak evidence. The director discussed fiscal constraints and concerns. The discussion concluded with assurance from the Board that action against unlicensed practitioners will be taken when sufficient evidence has been obtained.

#### Attorney Report:

Executive session pursuant to ORS 192.660(2)(h).

#### Board Committees:

Dr. DeWees reported that the Minimum Standards Review Committee will meet prior to and report at the next Board meeting.

Dolores Galindo, CVT, reported that progress is being made in development of a medical records instructional module.

Drs. Betts, DeWees, and Pielstick have completed final drafts of an additional qualifying exam for veterinary applicants. The exam will test applicants' knowledge of salmon poisoning, groundsel and tansy ragwort toxicity, and endophyte toxins. When finalized, the exam will be provided to applicants with the Juris Prudence exam.

Dr. DeWees noted that she had taken the NAVLE as offered by NBVME as a review opportunity, but the test was not scored. She will contact Dr. Boyce.

#### Updates/Disposition of Cases:

Dr. Terry E. McCoy has moved out of state and has not renewed his Oregon license. Dr. DeWees moved, Dr. Pielstick seconded, and the Board voted unanimously to withdraw the Stipulated Agreement and Order.

Dr. Grant Maurer: Dr. DeWees moved, Dr. Pielstick seconded and the Board voted by majority to withdraw the proposed revocation of license. Dr. Emilio voted against and Ms. Dewey abstained.

Dr. Richard Stride: Dr. Otteman moved, Dr. Betts seconded and Board voted unanimously to issue a proposed six month suspension and fine of \$3,000.

Dr. Arthur Mills: contested case hearing set for August.

03-0006: Dr. Todd McNabb has met the conditions of the stipulated agreement.

03-0016—Dr. Joseph Barry has agreed to conditions of a stipulated agreement that requires him to obtain recordkeeping CE in lieu of paying a fine.

03-0016—Dr. Lorain Abel has met required conditions. Dr. DeWees moved, Dr. Pielstick seconded and the Board voted unanimously to withdraw the proposed notice of discipline.

04-0003—Dr. DeWees moved, Dr. Pielstick seconded and the Board voted unanimously to find no violation of the Veterinary Practice Act.

04-0001A&B—Investigation ongoing.\*

04-0004—Investigation ongoing.\*

04-0005—Investigation ongoing.\*

#### Continuing Education:

A request from Dr. Stephanie Hazen for approval of CE for a limited number of attendees was approved. The Board's former policy of approving non-rule specific CE only if it is available to all Oregon licensees was repealed. Non-rule specified CE approval requests will continue to be referred to chair and vice-chair.

#### Rule Amendments:

Permanent rule amendments were filed for OAR 875-010-0030(b) and (c) and OAR 875-010-0070(5). The amendments repeal a provision that allows foreign graduates to obtain an intern permit prior to completion of the ECFVG program, and allow the Board to administer additional qualifying tests.

A rule amendment that updates increased NAVLE fees and deadlines, and allows NAVLE applicants to register directly with the National Board of Veterinary Medical Examiners, was filed. The public comment period closes June 21, 2004.

Next meetings: August 22-23, 2004 in Eugene.

There being no further business, the meeting was adjourned at approximately 4:30 pm.

Respectfully submitted,  
Lori Makinen, Director

\*Conducted in executive session pursuant to ORS 192.660(1)(k)