

**BOARD MEETING  
LOUISIANA BOARD OF VETERINARY MEDICINE**

**December 7, 2000**

**I. CALL TO ORDER**

The meeting was called to order at approximately 9:25 a.m. by the President, Dr. Adrienne A. Aycock.

**II. ROLL CALL**

Roll call was taken by the Vice-President, Dr. George Gowan, with the following results:

Those present were:

Dr. Adrienne Aycock	Board President
Dr. George Gowan	Board Vice-President
Dr. Edwin Davis	Board Member
Dr. Glenn Walther	Board Member
Kimberly Barbier	Board Administrative Director
Michael A. Tomino, Jr.	Board General Counsel

Absent:

Dr. Robert Lofton	Board Secretary-Treasurer
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Guests:

Dr. Michael Strain	State Representative, District 74 & LVMA
Dr. Sonny Corley	AAVSB Representative

**III. APPROVAL OF MINUTES – October 5, 2000**

The Board reviewed the minutes from the October 5, 2000 board meeting. Motion was made by Dr. Walther to accept the minutes of the October 5, 2000 board meeting as presented, seconded by Dr. Gowan, and passed unanimously by voice vote.

IV. FINANCIAL AND CONTRACT MATTERS

A. **Financial Reports – September and October 2000**

Ms. Barbier presented the financial reports. After review and discussion, motion was made by Dr. Walther to accept the financial statements for September and October 2000, seconded by Dr. Davis, and passed unanimously by voice vote.

V. POLICY, PROCEDURE, AND RULES

A. **Rule Making**

1. General Update: The Board reviewed information on rule promulgation in progress.

2. Adoption of Rules: Motion was made by Dr. Davis to formally adopt the amendments to Rules 700 and 705 regarding prescribing and dispensing drugs as published as a Notice of Intent on September 20, 2000 and authorize Ms. Barbier to complete promulgation of the rule amendments with final rule adoption as of January 20, 2001, seconded by Dr. Walther, and passed unanimously by voice vote.

3. Consideration/ Review of New Rules

a. Rule 1039 – Consent Forms: Mr. Tomino and Dr. Gowan presented revisions to the previous proposed amendments to rule 1039. After discussion of the new versions presented, motion was made by Dr. Walther that the rule amendments regarding the section on euthanasia consent forms not be changed from the version published in the Notice of Intent on September 20, 2000, seconded by Dr. Gowan, and passed unanimously by voice vote.

The Board continued discussion on the sections relative to the surgery/anesthesia consent forms. Motion was made by Dr. Gowan to change this section to address general anesthesia consent form only, seconded by Dr. Walther, and passed unanimously by voice vote.

Motion was made by Dr. Walther to include delineation of non-emergency and emergency anesthesia in the consent form, seconded by Dr. Gowan, opposed by Dr. Davis, and passes by majority voice vote.

Mr. Tomino and Dr. Gowan will again work on new language and sample consent form for presentation at the February board meeting.

**B. Policy and Procedure**

1. Records Retention Schedule: Ms. Barbier presented a record retention schedule she had developed regarding the files in the board office. The board office had received a request from the State Archive Records Commission regarding a record retention schedule to be submitted to State Archives. Ms. Barbier was instructed to submit the schedule as required. Mr. Tomino was instructed to review the retention of files as related to the public records law for possible revision of the schedule in the future.

2. Application Forms: Ms. Barbier presented revised application forms. Mr. Tomino had reviewed the forms and suggested addition of new language. After review and discussion, motion was made by Dr. Davis to revise all application forms used by the board office adding new language suggested by Mr. Tomino and to bring all application forms into conformity, seconded by Dr. Walther, and passed unanimously by voice vote.

*[Agenda item V.C. was tabled while Mr. Tomino prepared documents for distribution to the Board. The Board continued with agenda item VI.A.]*

**C. Practice Act-Related Inquiries/Declaratory Statements**

1. Inquiry of Dr. Frank Fitzgerald regarding providing Ketamine to officers of the Town of Woodworth for animal capture. Mr. Tomino presented a draft response letter for review. After discussion, Mr. Tomino was instructed to inform Dr. Fitzgerald of the Board rules and recommendations on this issue. Motion was made by Dr. Davis to approve the response letter as amended, seconded by Dr. Walther, and passed unanimously by voice vote.

Mr. Tomino presented draft responses for the following inquiries received for Board review and discussion:

2. Mr. Tomino presented a draft response to the inquiry of Dr. Mark Cousins regarding sending a patient home with a duragesic (fentanyl) transdermal patch. After review and discussion, motion was made by Dr. Walther to approve the response letter as amended to suggest the use of these patches only while an animal is in the facility, seconded by Dr. Davis, and passed unanimously by voice vote.

3. Mr. Tomino presented a draft response to the inquiry of Dr. Ronald Francis regarding vaccinations given by technicians under supervision. During discussion, Dr. Strain updated the Board on the progress regarding accreditation of other programs in veterinary technology around the state. After further discussion, motion was made by Dr. Walther to approve the response letter information

regarding the duties of registered veterinary technicians, seconded by Dr. Davis, and passed unanimously by voice vote.

*[The Board continued with agenda item VI.E.]*

**VI. MISCELLANEOUS MATTERS**

**A. Veterinarians**

1. Renewals – Refund Requests: After review of the request from Dr. Paul Resweber, motion was made by Dr. Davis to deny the request for refund of the late renewal fee, seconded by Dr. Walther, and passed unanimously by voice vote. After review and discussion of the request from Dr. Mark Scurria, motion was made by Dr. Walther to deny the request for refund of the late renewal fee, seconded by Dr. Gowan, and passed unanimously by voice vote. After review of the refund request from Dr. Steven Marks, motion was made by Dr. Davis to deny the request for refund of the late renewal fee, seconded by Dr. Gowan, and passed unanimously. Dr. Davis suggested the Board review the rest of the requests. After review of other requests, motion was made by Dr. Davis to grant the refund of the late renewal fee to Dr. George Lathrop, seconded by Dr. Walther and passed unanimously by voice vote. Motion was made by Dr. Davis to deny the requests of Dr. James Fisher, Dr. M. A. Gill, Dr. William King, and Dr. Jean Hawkins for refund or waiver of the late renewal, seconded by Dr. Gowan, and passed unanimously by voice vote.

**B. Certified Animal Euthanasia Technicians**

1. Continuing Education: The Board reviewed information submitted by the Caddo Parish Animal Control regarding two three-hour programs to be presented to CAET personnel by a local veterinarian on (1) Recognizing Animal Neglect and Abuse and (2) Disease Control. After discussion, motion was made by Dr. Davis to approve these programs for CE year 07/01/2000-06/30/2001, renewal year 2002, seconded by Dr. Gowan, and passed unanimously by voice vote.

**C. Proposed Web Site**

Ms. Barbier presented preliminary information on the development of a web site for the Board. Dr. Corley made mention of an AAVSB proposed program for development of web sites for member boards. Motion was made by Dr. Walther that the board office contact AAVSB for more information on its proposal, Dr. Gowan amended the motion to add that Mr. Tomino check with the Governor's office to find out if there is and what the time frame for the requirement of state agencies to develop web sites and the board office should check with Department of Health and

Hospitals for any web site developing support they may have, seconded by Dr. Davis, and passed unanimously by voice vote. This item will be revisited at the February board meeting.

**D. Newsletter**

Ms. Barbier presented a draft version of the December newsletter. Articles left blank will be written from responses discussed at this meeting. Changes were made to the rule section. Motion was made by Dr. Walther to accept the newsletter with amendments, seconded by Dr. Gowan, and passed unanimously by voice vote. Ms. Barbier will complete the articles to be reviewed by Mr. Tomino and Dr. Aycock prior to publication.

*[The Board returned to agenda item V.C.1.]*

**E. Other matters Properly Brought Before the Board**

1. AAVSB – PAVEE (ECFVG) Program: Dr. Sonny Corley was recognized and gave the Board an update on the AAVSB's proposed program for foreign graduates accreditation now known as the Program for the Assessment of Veterinary Education Equivalence (PAVEE). Motion was made by Dr. Davis that the Board was supportive of the AAVSB-PAVEE proposal and authorize Mr. Tomino to research the legal aspects of the program for future Board consideration prior to any adoption of the PAVEE certificate toward licensure, seconded by Dr. Walther, and passed unanimously by voice vote.

2. February Board Meeting Date: Dr. Aycock asked that the February board meeting scheduled for Thursday, February 1, 2001 be changed to Tuesday, February 6, 2001.

**VII. OTHER BUSINESS**

Wall certificates were presented for signature for new licenses/certificates issued since the October 5, 2000 board meeting as listed on the attached sheet.

**VIII. EXECUTIVE SESSION**

It was moved by Dr. Gowan to enter executive session to discuss matters relative to miscellaneous legal issues and advice as needed, and any other items properly brought up, seconded by Dr. Walther, and passed unanimously by voice vote. Upon

return to the public record by motion of Dr. Gowan, seconded by Dr. Walther, and passed unanimously by voice vote, the Board took the following action:

**A. Miscellaneous Legal Issues and Other Matters Properly Brought Up:**

1. Veterinary/ Equine Massage Therapy: After discussion in executive session of legal issues regarding veterinary and equine massage therapy performed by lay individuals, Mr. Tomino presented in open session draft responses to inquiries received from Ms. Kim Dudek and the Louisiana Racing Commission on these matters. After review of the responses presented, motion was made by Dr. Davis to approve the response letters and authorize Mr. Tomino to respond to inquiries regarding veterinary/ equine massage therapy, seconded by Dr. Walther, and passed unanimously.

2. Preceptorship Requirement: After discussion in executive session of legal issues regarding the waiver of the preceptorship requirement, the Board reviewed in open session a submission from Dr. Jeremy Smedley for waiver of the preceptorship requirement based on his six-month employment at the University of Louisiana at Lafayette, New Iberia Research Center. Motion was made by Dr. Davis to deny the waiver of the preceptorship requirement based on the Board's rule and current policy and require Dr. Smedley to perform the required preceptorship, seconded by Dr. Walther, and passed unanimously by voice vote.

3. Registered Equine Dentist (RED) – Current Residency Requirement: After discussion in executive session of the legal issues regarding the statutes and Board rules relative to application for RED registration, the Board reviewed in open session the application and request of Mr. Bret Richards for RED registration. Motion was made by Dr. Gowan to accept Mr. Richards' application, seconded by Dr. Davis, and passed unanimously by voice vote. Mr. Richards is one of the original individuals involved in the 1995 injunction action. Mr. Richards will be required to submit proof of his Louisiana residency prior to July 1, 1999 to coincide with verification of his dates of licensure by the Louisiana Racing Commission.

**B. Personnel Review**

After review and discussion of the annual evaluation for Ms. Tisha Turner Tillman, Administrative Assistant, during executive session, motion was made in open session by Dr. Walther to accept the positive evaluation and Ms. Barbier's recommendation for a 3% merit increase (9% total over first year), seconded by Dr. Davis, and passed unanimously by voice vote.

IX. ADJOURN

There being no further business before the Board, motion was made by Dr. Gowan to close the meeting, seconded by Dr. Walther, and passed unanimously by voice vote. The meeting was adjourned at approximately 1:40 pm.

MINUTES REVIEWED AND APPROVED BY FULL BOARD  
ON FEBRUARY 6, 2001

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George Gowan, DVM  
Board Vice-President