

**LOUISIANA BOARD OF VETERINARY MEDICINE  
BOARD MEETING  
December 4, 2008**

**Minutes**

**I. CALL TO ORDER -**

Board President, Dr. William H. Green, called the meeting to order at 8:45 a.m.

**II. ROLL CALL -**

Roll call was taken by Board Secretary-Treasurer, Dr. Steven V. Slaton, with the following results:

Those present:

William H. Green, DVM	Board President
John C. Prejean, DVM	Board Vice President
Steven V. Slaton, DVM	Board Secretary-Treasurer
Mica F. Landry, DVM	Board Member
Gary T. Levy, DVM	Board Member
Michael Tomino, Jr.	Board General Counsel
Wendy D. Parrish	Board Administrative Director

Guests:

(9:30am) Tom Harris - East Baton Rouge Parish EMS

New Board member, Dr. Gary T. Levy, was introduced and welcomed.

**III. APPROVAL OF MINUTES**

**A. Board Meeting October 2, 2008**

The Board reviewed the minutes from the October 2, 2008 Board meeting. Motion was made by Dr. Prejean to accept the minutes as presented, seconded by Dr. Landry, and passed unanimously by voice vote.

**IV. FINANCIAL MATTERS AND CONTRACTS**

**A. Financial Reports - September and October 2008**

Ms. Parrish and Secretary-Treasurer Dr. Slaton presented the financial reports for the months of September and October 2008 for review. Motion was made by Dr. Slaton to approve the financial reports as presented, seconded by Dr. Levy, and passed unanimously by voice vote.

**B. FY2010 Budget Proposal -** Ms. Parrish presented the proposed budget for FY2010 for review. Previous and current fiscal year figures and projected changes in expenditures were discussed. Motion was made by Dr. Prejean, seconded by Dr. Slaton, to approve the proposed budget for FY2010 as presented. Motion passed unanimously by voice vote.

**V. REQUEST FOR APPEARANCE**

**A. East Baton Rouge Parish EMS/SWAT K9 Services - Tom Harris, Public Service Coordinator/Tactical Facilitator (10:00 a.m.) -** Mr. Harris was introduced to the Board members, legal counsel and Ms. Parrish. Mr. Harris presented information regarding proposed program regarding use of paramedics attached to a SWAT team to provide emergency veterinary care to canine officers attached to the team in a SWAT deployment scenario. Board

December 4, 2008

Page 2

members queried Mr. Harris regarding specific procedures and protocols, training, supervision and oversight of the proposed program.

Following discussion, the Board informed the Mr. Harris that it would take the request for approval of the proposed program under advisement, and would reply in writing of its decision. Mr. Harris left the meeting.

## VI. ADMINISTRATIVE PROCEEDINGS

### **A. Case 03-0205D - (11:00 p.m.) - Request for Reinstatement/Licensure -**

The respondent was unable to attend and requested postponement of presentation to the Board until a later date. No action was taken on this item.

## VII. POLICY, PROCEDURE, AND RULES

### **A. Policy and Procedure - None at this time.**

### **B. Practice Act and Rules/Related Matters/Declaratory Statements**

1. **Rule 305B - Late Renewal Timeline and Late Renewal Fees** - Mr. Tomino was instructed to propose rule amendment for 90 day limitations on late renewal timeline and late renewal fees to be presented at a future Board meeting for review.

### **C. Rule Making -**

1. **Emergency Rules 700 & 711 (Veterinary Practice, Mobile Practice Vehicle)**- The Board reviewed the timeline for revisions to Rules 700 and 711 consistent with its October 2, 2008 decision and response regarding veterinary house call practices and mobile practice vehicles with respect to small animal practice. Motion was made by Dr. Prejean, seconded by Dr. Slaton, to readopt the Emergency Rule previously issued effective October 2, 2008 and to direct Mr. Tomino and Ms. Parrish to proceed with emergency rule procedures regarding Rules 700 and 711, Veterinary Practice, Mobile Practice Vehicle, as well as continue regular rulemaking procedures. Motion passed unanimously by voice vote.

## VIII. DVM ISSUES

**A. Rachele Biondolillo, DVM - Request Waiver of Late Renewal Fee** - Following review of request and documents presented for waiver of late renewal fee by Dr. Biondolillo, and in consideration of the circumstances, motion was made by Dr. Prejean, seconded by Dr. Levy, to allow waiver of late renewal fee. Motion passed by majority by voice vote, with Dr. Landry voting nay.

**B. Joe P. Lancaster, DVM - Status Change** - Following review of request and documentation submitted by Dr. Lancaster, motion was made by Dr. Prejean, seconded by Dr. Slaton, to approve status of **Inactive Incapacitated**, waiver of renewal fee and CE requirements for renewal period 2008-2009. Motion passed unanimously by voice vote.

**C. William A. Grantham, DVM - Request for Waiver of Late Renewal Fee** - Following review of request and documents presented for waiver of late renewal fee by Dr. Grantham, motion was made by Dr. Landry, seconded by Dr. Prejean, to deny waiver of late renewal fee. Motion passed unanimously by voice vote.

**D. Georgia S. Barnette, DVM - Request for Status Change, Waiver of Late Renewal Fees** - Following review of request and documentation submitted by Dr. Barnette, motion was made by Dr. Levy, seconded by Dr. Prejean, to defer decision until receipt of all proper documentation is submitted to the Board. Motion passed unanimously by voice vote.

**E. Raymond J. Miller, DVM - Request for Waiver of Late Renewal Fee** - Following review of request submitted by Dr. Miller for waiver of late renewal fee, motion was made by Dr. Landry, seconded by Dr. Levy, to deny waiver of late renewal fee for renewal year 2008-2009. Motion passed unanimously by voice vote.

#### **IX. DVM APPLICANT ISSUES**

**A. Jerry Chauncey Latham, DVM - Request for Waiver of Retake of National Examination** - 1988 graduate of Tuskegee University, previously licensed in Alabama, Mississippi and Georgia. Following review of the documentation submitted by Dr. Latham, motion was made by Dr. Landry, seconded by Dr. Prejean to defer decision for waiver of retake of the national examination until further documentation is submitted regarding job duties with USDA-FSIS, as well as passing score requirements of Louisiana for previous CCT/NBE examinations. Motion passed unanimously by voice vote.

**B. Lori Alisca Fornea, DVM - Request for Waiver of Retake of National Examination** - 2001 graduate of LSU School of Veterinary Medicine, licensed in Texas. Following review of the documentation submitted by Dr. Fornea, motion was made by Dr. Slaton, seconded by Dr. Prejean to waive retake of the national examination. Motion passed by majority by voice vote, with Dr. Landry voting nay.

#### **X. RVT/CAET/RED ISSUES**

**A. Virginia Lee, CAET, Lafayette Animal Control Center - Request for Additional CAET Training Course** - Following review and discussion of Ms. Lee's request for an additional CAET training course each year, and in light of the dynamics, feasibility, practicality and costs of an additional training course, motion was made by Dr. Slaton, seconded by Dr. Landry, to deny the request for an additional CAET training course each year. Motion passed unanimously by voice vote.

#### **XI. CONTINUING EDUCATION ISSUES**

**A. DVM CE - Animal Research Facilities 2008 (B Robert, DVM, Pennington Biomedical Research)** - Request for consideration of 15 credit hours of DVM CE for participation in the 2008 Animal Research Facilities conference. Following review of the request and program outline and presenters, motion was made by Dr. Levy seconded by Dr. Slaton, to allow a maximum of 15 credit hours for annual license renewal of DVM CE for actual attendance by the DVM. Motion passed unanimously by voice vote.

**B. DVM CE - Southeast Veterinary Specialist Monthly Lecture Topics/Training by Staff Veterinarians (S Lemarie, DVM)** - Request for consideration of 1 credit hour of DVM CE per lecture for participation in the monthly in-house lecture training. Following review of the request and materials presented by Dr. Lemarie, motion was made by Dr. Slaton seconded by Dr. Landry, to defer consideration of the request until further information is submitted to the

Board to demonstrate compliance with established CE program requirements. Motion passed unanimously by voice vote.

**C. DVM CE - Training the Next Generation of Veterinarians, High-Volume, High-Quality Spay-Neuter Training Session, Feral Cat Module at LSU-SVM (S Eddlestone, DVM, LSU-SVM) - Request for reconsideration of credit hours of DVM CE for annual license renewal by participation in the veterinary students training program. Following review of the additional information and request by Dr. Eddlestone, motion was made by Dr. Prejean, seconded by Dr. Landry, to maintain denial of DVM CE credit. Motion passed unanimously by voice vote.**

## **XII. MISCELLANEOUS MATTERS**

### **A. New Licenses and Certificates Issued:**

Wall certificates were presented for signature for the following licenses/certificates issued since the previous Board meeting:

#### **DVM**

2802	Heidi Elisabeth Cobb
2803	Ashlei Baker Bauer
2804	Allyson K. Corr
2805	Dianna Gail Meyer
2806	Lois Michele Wilkinson

#### **RVT**

8162	Secret W. Duncan
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#### **CAET**

9446	Stacy Anne Szczepaniak
9447	Wendy Ann Molaison
9448	David Lee Inmann
9449	Karen LeMaire
9450	Charles N. Wilson, Jr.

**B. December 2008 Newsletter** –Ms. Parrish discussed proposed information and possible topics for upcoming newsletter articles, as well as costs incurred for publication and mailing, with suggestion for issuance of the next newsletter in February 2009. No action was taken on this item.

**C. Preceptorship Program Review** –Ms. Parrish presented proposed revisions to the Preceptor's Evaluation of Student/Preceptee Participation form for review and discussion, and in an effort to assist LSU-SVM with collection of data regarding assessment of 4<sup>th</sup> year veterinary students' experiences needed for accreditation while maintaining the mandates of the Board's preceptorship program necessary for licensure. Following review and discussion, motion was made by Dr. Landry, seconded by Dr. Prejean, to accept the proposed evaluation form as presented, to be utilized beginning January 1, 2009. Motion passed unanimously by voice vote.

## **XIII. EXECUTIVE SESSION**

*Motion was made by Dr. Landry to go into executive session to discuss issues and receive legal advice regarding potential contested matters and personnel matters, seconded by Dr. Slaton, and passed unanimously by voice vote. Upon conclusion of discussion of the issues, motion was made to return to regular session by Dr. Prejean, seconded by Dr. Landry, and approved unanimously by voice vote.*

**A. Annual Review of Administrative Assistant** – Following summary of performance and recommendation by Ms. Parrish to award Ms. Tracy Landry an increase for her continued work, ethics and performance throughout the previous year, motion was made by Dr. Slaton, seconded by Dr. Landry, to award Ms. Landry an increase of 7% effective December 1, 2008. Motion passed unanimously by voice vote.

**B. East Baton Rouge Parish EMS/SWAT K9 Services – Tom Harris, Public Service Coordinator/Tactical Facilitator** – Following discussion of the proposed program as presented by Mr. Harris, motion was made by Dr. Slaton, seconded by Dr. Prejean, to deny the request for approval of the proposed program since it would constitute the unlawful practice of veterinary medicine by allowing a lay person to determine an animal’s medical condition (diagnosis) and the appropriate treatment, and unreasonably expands the exception to the license requirement for government employees which is ultimately determinable by the Board; however, general first aid can be administered by a lay person to an animal until veterinary care can be administered by a licensed veterinarian. Mr. Tomino was asked to prepare a response to the query to be reviewed by the Board, which is consistent with the Board’s decision and legal authority, seconded by Dr. Prejean. Motion passed unanimously by voice vote.

**C. Bovine Blood Test to Determine Pregnancy Status/Practice of Veterinary Medicine (S Maguffee, Esq)** – Following review of the query of Ms. Maguffee regarding bovine pregnancy blood testing procedures, motion was made by Dr. Slaton, seconded by Dr. Prejean, to deny the request for approval of the proposed program since it would constitute the unlawful practice of veterinary medicine by allowing a lay person to perform an invasive procedure (withdrawing of blood) coupled with a diagnosis, and unreasonably expands the exception to the license requirement for an animal’s owner and his full time employee which is ultimately determinable by the Board; and furthermore, such program is not considered an acceptable livestock management practice by law and/or rule in Louisiana. Mr. Tomino was asked to prepare a response to the query to be reviewed by the Board, which is consistent with the Board’s decision and legal authority. Motion passed unanimously by voice vote.

**D. SNAP Testing/Heartworm/Feline Leukemia (A Bourgeois, St. Tammany Parish Animal Services)** – Following review of the query from Ms. Bourgeois, motion was made by Dr. Slaton, seconded by Dr. Prejean, to deny the request for approval of the proposed program since it would constitute the unlawful practice of veterinary medicine by allowing a lay person to administer a test and determine an animal’s medical condition (diagnosis), and unreasonably expands the exception to the license requirement for government employees which is ultimately determinable by the Board; and furthermore, a contract or volunteer veterinarian at the animal control facility cannot legally delegate the provision of these services (hear worm SNAP test and feline leukemia SNAP test) to lay persons at the animal control facility. Mr. Tomino was asked to prepare a response to the query to be reviewed by the Board, which is consistent with the Board’s decision and legal authority. Motion passed unanimously by voice vote.

**XIV. ADJOURN**

**December 4, 2008**

**Page 6**

There being no further business before the Board, motion was made by Dr. Prejean, seconded by Dr. Slaton, and passed unanimously by voice vote to adjourn. The meeting was adjourned at 3:25 p.m.

MINUTES REIVEWED AND APPROVED BY FULL BOARD on February 5, 2009.

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Steven V. Slaton, DVM, Board Secretary-Treasurer