

**MINUTES, North Carolina Veterinary Medical Board
Raleigh, North Carolina, March 14, 2019**

At 8:00 a.m., President William K. Dean, DVM called to order the regular meeting of the North Carolina Veterinary Medical Board. Present were the following Board members: Drs. Kent Dean, Susan Bull, Kim Gemeinhardt, Ronald Komich, Azure Holland, and Robin Lazaro, RVT, and Mrs. Krissie Newman. Also, present were Board Attorney, George Hearn, and Executive Director, Dr. Tod J. Schadler, and Elisa Meier, NCSU-CVM student liaison.

Dr. Dean reviewed with the Board the Governor's and the North Carolina Ethics Commission's statement on recognizing and avoiding conflicts of interest. He also reviewed G.S. § 90-179 of the North Carolina Veterinary Practice Act.

The following guests were introduced: Steven Marks, BVSc, Associate Dean, North Carolina State University College of Veterinary Medicine, Brenda Stevens, DVM, President of the North Carolina Veterinary Medical Association (NCVMA), Jennifer Shults, President-Elect, NCVMA, Jon Carr,

**MINUTES, North Carolina Veterinary Medical Board
Raleigh, North Carolina, March 14, 2019**

Attorney for NCVMA, Natalie Young, PharmD and Director of Realo Veterinary Pharmacy, and Cherrokie Taylor, RVT with Miller-Motte College.

The January 17, 2019 Board meeting minutes were reviewed. Mrs. Newman, seconded by Dr. Gemeinhardt, moved to approve the January 17, 2019 Board minutes. The minutes were approved unanimously.

New Business:

There was a discussion concerning North Carolina State University-College of Veterinary Medicine (NCSU-CVM) students, other than fourth-year, being allowed to obtain surgical experience to apply toward their graduation requirements at veterinary facilities outside of the university. Dr. Dean appointed a committee to suggest the best course action, the members of which are Dr. Komich, Dr. Holland, Dr. Schadler, Mr. Hearn, and from NCSU-CVM, Dr. Steven Marks and Dr. Nelson.

Approved mandatory opioid continuing education courses are posted on the NCVMB website. Additional courses that satisfy the CE requirement will be added to the website as they are approved by the NCVMB. Dr.

**MINUTES, North Carolina Veterinary Medical Board
Raleigh, North Carolina, March 14, 2019**

Schadler will try to find offerings for large animal veterinarians and technicians.

Committee Reports:

Shelter Oversight: There was a report presented concerning the December 6, 2019 meeting among Dr. Meckes, Dr. Patricia Norris, two attorneys for the North Carolina Department of Agriculture & Consumer Services, Dr. Schadler, Mrs. Newman, and Mr. Hearn. This was the second meeting to discuss potential amendments to the Agriculture department's administrative rules regarding regulation of animal shelters. The amendments could permit Board inspectors to inspect and approve areas in the shelters specifically designated for spays, neuters, and other surgeries. The proposed amendments will define surgical procedures; require a licensed veterinarian to perform the surgical procedure in a specified surgical area; and require NCVMB inspectors to inspect these surgical areas within the shelters to ensure they meet minimum health and sanitary standards

Jon Carr and Dr. Brenda Stevens voiced concerns about specific language in the proposed Veterinary Facility Permit rules that might exempt shelters from having the surgical areas inspected.

**MINUTES, North Carolina Veterinary Medical Board
Raleigh, North Carolina, March 14, 2019**

Senator Bill Rabon has agreed to assist the Board with amendments to the Practice Act that will add a new definition of “impairment” and will authorize the Board to adopt rules for Veterinary Facility Permits and supervising veterinarians.

Technicians: Dr. Bull and Mrs. Lazaro are working on a draft of proposed legislation to provide for “Inactive Status” of registered veterinary technicians similar to the provision for veterinarians. They are also watching national trends in statutes and rules regarding delegating duties to technicians.

Telehealth/Telemedicine: Dr. Komich and Dr. Holland are continuing to work on potential language for a Telehealth/Telemedicine amendment to the Practice Act. Canada is a good resource. That country has been working in stages towards telehealth/telemedicine laws. Colorado and Virginia also have some laws concerning telehealth/telemedicine.

At 9:45 a.m., the Board took a break and reconvened at 10:00 a.m.

Finance: Dr. Bull gave a summary review on the protocols for Board Member expenses.

**MINUTES, North Carolina Veterinary Medical Board
Raleigh, North Carolina, March 14, 2019**

Personnel: Mrs. Lazaro reported that the Personnel Committee is working on a SEP retirement plan for the Board staff.

Chief Inspector's Report:

Dr. David Marshall, Chief Inspector, gave an updated report. The last quarter was very routine. Dr. Wright and Dr. Peer, also present at the Board meeting, gave some of their experiences with facilities that have serious violations and how they helped these veterinarians improve. Most of the veterinarians are very appreciative of the quality time spent and the information and advice the inspectors give at each inspection.

Dr. Wright discussed that there is still a problem with non-veterinarian chiropractors practicing on animals. Dr. Schadler will set up another meeting with Tom Sullivan, Executive Director, Chiropractic Board of Examiners.

FARB Meeting Reports:

Dr. Komich stated that after listening to other Boards describe, at a recent FARB meeting, their disciplinary process, the NCVMB's is by far the best. It was suggested that NCVMB members attend other occupational board

**MINUTES, North Carolina Veterinary Medical Board
Raleigh, North Carolina, March 14, 2019**

meetings to see how procedures were done and to invite a legislative representative to come to our Board meeting.

Dr. Gemeinhardt stated that it was good that we have a DVM as Executive Director because of their expertise and knowledge, especially in an emergency situation. Dr. Gemeinhardt also recommended that all Board members have an “elevator” speech ready to succinctly inform legislators and others as to the Board’s responsibilities and duties.

Dr. Schadler reported that in grievous disciplinary cases a temporary suspension of license can be authorized under the Practice Act and Board Rules if the Board feels public health or safety or the safety of animals is at risk.

Student Liaison Report:

Elisa Meier, Student Liaison from North Carolina State University – College of Veterinary Medicine (NCSU-CVM) gave a report. Ms. Meier stated that the Board’s meeting in January at the NCSU-CVM campus, sparked a lot of conversation among the students. She is going to expand on Mr. Tyrrell’s survey and send out again to students. A suggestion was made

**MINUTES, North Carolina Veterinary Medical Board
Raleigh, North Carolina, March 14, 2019**

to post the Board Meeting Agenda on the Board's website and to perhaps video tape a Board Meeting.

Executive Director's Report:

Dr. Schadler gave an update on licensing activities and the financial report. The closing of the Suite 105 property is scheduled for March 25, 2019. Dr. Schadler asked the Board's permission to sign for the closing. Dr. Bull made a motion that the Board resolve to give permission for Dr. Schadler to sign closing papers, seconded by Dr. Holland. The motion passed unanimously.

Dr. Schadler reported there is one more auditor wanting to propose a bid to provide audit services for the Board.

Dr. Schadler reminded the Board that if anyone wants to be considered for an AAVSB position, the NCVMB will need to nominate them. Dr. Gemeinhardt would like to be nominated for Treasurer and Dr. Schadler for the Board of Directors. Nominations need to be submitted by May 2019.

**MINUTES, North Carolina Veterinary Medical Board
Raleigh, North Carolina, March 14, 2019**

Committee Appointment:

Dr. Dean appointed Mrs. Newman, Dr. Meckes, and himself to the Nomination Committee for the Executive Committee (Board officers).

At 11:30 a.m., the Board took a lunch break reconvening at 12:45 p.m.

Report of Committee on Investigations No. 1

- a. 2018042-1 Daniel Henry Johnson, DVM (Avian & Exotic Animal Care) – Dustin Couture & Tara Gardiner – Letter of Reprimand; \$1,000 civil monetary penalty recommended
- b. 2018046-1 – Candyce Marcel Thompson, DVM (CVS-Greensboro) – Ms. Courtney I. Raughley – Continued
- c. 2018050-1 – Daniel Stephen Fordham, DVM (Brown Creek Animal Hospital) – Shelia Rae Adams, RN – Letter of Caution and 8 hours CE in cardiology
- d. 2019002-1 – Matthew Dane Frazier, DVM (Hannah Creek Veterinary Hospital) – Ms. Mary Lynn Warren – Letter of Caution
- e. 2018052-1 – Melody Olinger Heath, DVM (Viewmont Animal Hospital) – Mrs. Patricia Shew – Dismissed, No Probable Cause

**MINUTES, North Carolina Veterinary Medical Board
Raleigh, North Carolina, March 14, 2019**

Following discussion, Dr. Komich, seconded by Dr. Gemeinhardt, moved to assess a civil monetary penalty of \$1,000 against Daniel Henry Johnson, DVM in complaint 2018042-1 as recommended by Committee No. 1, pursuant to §90-187.8 (2), (3) and (4) respectively: the duration and gravity of the violation; that the violation was committed willfully or intentionally or reflects a continuing pattern; and that the violation involved elements of deception to the clients. The motion passed unanimously.

Dr. Gemeinhardt made a motion, seconded by Mrs. Lazaro, to approve the report from Committee on Investigations No. 1. The report from Committee 1 was approved unanimously.

Report of Committee on Investigations No. 7

- a. 2018047-7 - Matthew Eric Braun, DVM; Stephanie Loughlin Bedwell, DVM; Steven Michael Cogar, DVM (Carolina Veterinary Specialists Referral Animal Hospital Winston-Salem) – Ms. Louise A. Pecevich – Continued
- b. 2018051-7 – Candace Matthews Stroud, DVM (Poplar Animal Hospital) – Ms. Elizabeth L. Philippus – Letter of Caution

**MINUTES, North Carolina Veterinary Medical Board
Raleigh, North Carolina, March 14, 2019**

- c. 2019003-7 – Stacey Elizabeth Beam, DVM (Stage Road Animal Hospital) – Beverly Booe & Rhonda Coley – Dismissed, No Probable Cause

Dr. Holland made a motion, seconded by Dr. Gemeinhardt, to approve the report from Committee on Investigations No. 7. The report from Committee 7 was approved unanimously.

Dr. Gemeinhardt, seconded by Mrs. Lazaro, made a motion to approve the meeting's expenses. It was approved unanimously.

The Board having no further business, a motion to adjourn made by Mrs. Newman, seconded by Dr. Gemeinhardt, passed unanimously. The meeting adjourned at 2:15 p.m.

Respectfully Submitted,

Tod J. Schadler, DVM
Executive Director