

STATE OF NEVADA



BOARD OF VETERINARY MEDICAL EXAMINERS

MINUTES

Thursday, January 18, 2024, at 8:30am.

Aloft Hotel
2015 Terminal Way
Reno, NV 89502

Video/Teleconference Venue:

Telephone/Audio Only: 857-799-9907

Online meeting ID: nevadaveterinary

Online meeting: <https://join.freeconferencecall.com/nevadaveterinary>

Steve Damonte, DVM Board President (Absent)
James O'Dea, DVM, Board Vice President
Deborah White, DVM, Treasurer
Stacy Hosking, DVM
Michael Knehr, DVM
John Bullard, DVM (Remote)
Crystal Vaquera, LVT (Remote)
Public Member: Vacant

Jennifer Pedigo, Executive Director
Christina Johnson, LVT, Hospital Inspector
John Crumley, DVM, Investigator
Louis Ling, Board Counsel

Dr. James O’Dea, Board Vice-President, called the meeting to order at 8:57 a.m. Dr. O’Dea took roll of Board members and staff.

CONSENT AGENDA

1. Approval of Board Minutes for Possible Action

A. October 12, 2023, Board Meeting Minutes

Discussion: The minutes were reviewed by the Board.

Motion: Dr. Deborah White moved to approve the minutes with no changes.

Second: Dr. Stacy Hosking

Passed: All aye.

No public comment was given

REGULAR AGENDA

2. Review & Determination of Complaints/Disciplinary Action & Disciplinary Hearings (For Possible Action)

A. 09-2022DVM-50: Lance Kidder, DVM (2727): Settlement Agreement or Board Decision for Administrative Action

Discussion: Mr. Louis Ling reviewed the case and provided the Board with an overview of the proposed Settlement Agreement.

Motion: Dr. Hosking moved to accept the Settlement Agreement.

Second: Dr. White

Passed: All aye; Drs. Michael Knehr, O’Dea and John Bullard abstained.

Public Comment: None

B. 09-2022DVM-51: Alison Bellgrau, DVM (2767): Settlement Agreement or Board Decision for Administrative Action

Discussion: Mr. Louis Ling reviewed the case and provided the Board with an overview of the proposed Settlement Agreement.

Motion: Dr. Hosking moved to accept the Settlement Agreement.

Second: Dr. White

Passed: All aye; Drs. Knehr, O’Dea and Bullard abstained.

Public Comment: None

C. 12-2022DVM-78: Robert Loose, DVM (2377): Settlement Agreement or Board Decision for Administrative Action

Discussion: Mr. Louis Ling reviewed the case and provided the Board with an overview of the proposed Settlement Agreement.

Motion: Dr. O’Dea moved to accept the Settlement Agreement.

Second: None

Passed: Motion failed

Item will be returned to Investigation Committee for further consideration.

Public Comment: None

D. 01-2023VTIT-09: Robby Rodowick, VTIT (VTIT1531): Settlement Agreement or Board Decision for Administrative Action

Discussion: Mr. Louis Ling reviewed the case and provided the Board with an overview of the proposed Settlement Agreement.

Motion: Dr. White moved to accept the Settlement Agreement.

Second: Dr. Bullard

Passed: All aye; Ms. Crystal Vaquera and Dr. Hosking abstained.

Public Comment: None

E. 02-2023DVM-11: Kyra Campbell, DVM (2998): Settlement Agreement or Board Decision for Administrative Action

Discussion: Mr. Louis Ling reviewed the case and provided the Board with an overview of the proposed Settlement Agreement.

Motion: Dr. Hosking moved to accept the Settlement Agreement.

Second: Dr. White

Passed: All aye; Drs. Knehr, Bullard, and O’Dea abstained.

Public Comment: None

F. 03-2023DVM-20; 03-2023DVM-23: Jennifer Mathe, DVM (2985): Settlement Agreement or Board Decision for Administrative Action

Discussion: Ms. Pedigo explained that no Settlement Agreement has yet been reached and would ask to proceed to hearing if none is reached.

Motion: Dr. Knehr moved to accept the Settlement Agreement.

Second: Dr. O’Dea

Passed: All aye; Dr. Hosking and Ms. Vaquera abstained.

Public Comment: None

G. 05-2023DVM-39: Megan Leavitt, DVM (3074): Settlement Agreement or Board Decision for Administrative Action

Discussion: Mr. Louis Ling reviewed the case and provided the Board with an overview of the proposed Settlement Agreement.

Motion: Dr. Hosking moved to accept the Settlement Agreement.

Second: Dr. Vaquera

Passed: All aye; Drs. Bullard, Knehr, and O'Dea abstained.

Public Comment: Mr. Sean Brickley made a statement on behalf of himself and Liz Brickley.

3. Requests for Review/Approval/Waiver of Registration, Licensure Requirements, Examination Requirements, Extensions, Education Approval, Criminal Background, Disciplinary Actions, or Reinstatement (For Possible Action)

A. Timothy Dahl: Education Approval for Alternate Program for LVT licensure

Discussion: Ms. Pedigo reviewed the application and documentation provided by the applicant. Mr. Dahl was present via videoconference.

Motion: Dr. Knehr

Second: Dr. O'Dea

Passed: All aye;

Public Comment: None

4. Staff Reports (For Possible Action)

A. Inspection Report-Christina Johnson, LVT

Ms. Johnson presented the inspection report.

B. Administrative Report-Jennifer Pedigo, Executive Director

Ms. Pedigo presented the administrative report.

C. Financial Report-Jennifer Pedigo, Executive Director

Ms. Pedigo presented the financial report.

Motion: Dr. O'Dea moved to accept the financial report.

Second: Dr. Knehr

Passed: All aye.

D. Fiscal Year 2023 Audit- Jennifer Pedigo, Executive Director

Ms. Pedigo presented the financial audit for review by the Board

Motion: Dr. White moved to accept the Fiscal Year 2023 Audit Statement

Second: Dr. Hosking

Passed: All aye.

E. Investigation Report-John Crumley, DVM, Investigator

Dr. Crumley gave the investigation report.

F. Legal Report, Louis Ling, Esq

No report given.

G. Legislative Report- Jennifer Pedigo

Ms. Pedigo presented the legislative report.

H. Conference Report- (CLEAR) Mid-Year Summit: Jennifer Pedigo

Ms. Pedigo presented the conference report.

I.

5. Hearings for the Adoption of Regulations R116-23 and R117-23 (For Possible Action)

A. R116-23: Regulation language for adoption covering topics for regulation changes on the following:

- Makes various changes to the scope and supervision requirements of Licensed Veterinary Technicians (LVTs), Veterinary-Technician-in-Training (VTIT), and Veterinary Assistants(VA)
 - o Dr. O' Dea commenced the adoption hearing on R116-23
 - o Ms. Pedigo explained each section of the proposed language for adoption.
 - o Discussion on updating the scope of practice for veterinary professionals.
 - o Explanation of the endorsement process for out-of-state licensees.
 - o Question from Dr. White regarding adding clarifying language for scope for licensed veterinary technicians doing 'fine needle aspirates' or other internal laboratory samples.
 - o No public comment

Motion: Dr. O' Dea moved to accept R116-23 as written.

Second: Dr. White

Passed: All aye. No public comment

B. R117-23: Regulation language for adoption covering topics for regulation changes on the following:

- Increase of renewal, application, and various fees
- Increases the amount for which the Executive Director may approve a contract
- Administrative fines
- Individuals and/or owners who engage in threatening language, behavior or acts towards veterinary staff
- Changes to providing medical records under certain circumstances
- Extensions to VTIT registrations
- Update to euthanasia drugs/euthanasic agents that a licensed Euthanasia Technician may possess during the course of their duties
- Definition of 'Animal Transportation Service' and what actions they may engage in with the public.
- Update to the expiration date of facilities in accordance with AB200
- Removal of Language pertaining to a provision of a roster of veterinarians by the veterinarian in charge.
- Removal of the specific topics covered in training on Euthanasia Technicians
- Updated language related to licensure by endorsement (Section 16)
- Removal of various provisions (Section 17)
 - o Dr. O' Dea commenced the adoption hearing on R117-23
 - o Ms. Pedigo explained each section of the proposed language for adoption.

- Mr. Ling explained that the further streamlining of the endorsement process is to keep the process as least burdensome as possible as we are tasked with that as a priority from the legislature and should also make staff burden less as well.
- Dr. Stacy Hosking asked about the term 'moral turpitude' and how that might affect the process.
- Ms. Ling explain that while not under review in this section, we can look at that in the future but it does serve a purpose, for instance, in criminal convictions involving violent acts, we might want to look at that as an act of 'moral turpitude' as to whether this person should be able to work with vulnerable animals.
- Dr. White asked questions about the performance of unlicensed practice and if that included a person acting outside of their scope.
- Mr. Ling clarified that the administrative fine could be levied against someone acting outside of scope or an unlicensed person, inclusive.
- Dr. Michael Knehr made a clarification that the term in Section 11, Paragraph 1 changing the term "48 hours or 2 business days' to 'not later than 5 business days'
- Public Comment:
 - Michelle Wagner from the Nevada Veterinary Medical Association made comment regarding her and the association Board of Directors' gratitude for the language updates, the language regarding threats of violence against veterinary professionals, and working together so well with the Board of Veterinary Medicine.

Motion: Dr. Knehr moved to accept R117-23 with the change to Section 11, Paragraph 1 changing the term "48 hours or 2 business days' to 'not later than 5 business days'

Second: Dr. O'Dea

Passed: All aye. No public comment

6. Consideration of Possible Future Statutory Changes for the 2025 Legislative Session. (For Possible Action)

The Board discussed various ideas and possibilities for items that they would like to see draft language in NRS638 for further consideration and discussion at the last meeting. Staff will bring back further information, research, and draft language for the Board to consider at the next meeting in Las Vegas on April 18, 2024.

7. 2024 and 2025 Board Meeting Dates

8. Agenda items for next meeting

- Regulation Committee Update regarding possible draft regulation language
- Draft bill language for 2025 legislative session

9. Public Comment: None

10. Adjournment for Possible Action

Motion: Dr. White moved to adjourn at 1:26 p.m.

Second: Dr. Hosking

Passed: All Aye.