

STATE OF NEVADA



BOARD OF VETERINARY MEDICAL EXAMINERS

Thursday, July 23, 2020 at 9:00AM
at the following conference number:
1-857-799-9907

PER THE NEVADA GOVERNOR'S DECLARATION OF EMERGENCY DIRECTIVE 006, WHICH REMAINS IN EFFECT THROUGH APRIL 30, 2020, PHYSICAL LOCATIONS FOR PUBLIC MEETINGS ARE SUSPENDED. PLEASE MAKE ARRANGEMENTS TO PARTICIPATE THROUGH THE CONFERENCE CALL NUMBER ABOVE. POSTING OF THE PHYSICAL AGENDA MAY ALSO BE AFFECTED BY THE CLOSURE OF STATE OF NEVADA OFFICES AND LIBRARIES.

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Board Members Present

Steve Damonte, DVM, President
Ronald Sandoval, DVM, Vice President
John Bullard, DVM
James Hengels, RN, BSN
James O'Dea, DVM
Betsy Phillips, DVM
Sharon Gorman, DVM
Melissa Schalles, LVT

Board Staff Present

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

Dr. Damonte called the meeting to order at 9:02 a.m. He took roll call of Board members and staff; all members were present.

Public comment: Given by members of the veterinary community regarding proposed telemedicine language, specifically the establishment of a veterinarian-client-patient-relationship without a physical examination.

CONSENT AGENDA

1. Approval of Consent Agenda for Possible Action

A. 05-2020DVM-27

Discussion: The complaint was reviewed and discussed by the Board.

Motion: Dr. O’Dea moved to accept the review panels recommendations for dismissal

Second: Dr. Sandoval

Passed: Unanimous; Mr. Hengels abstained.

No public comment was given.

2. Approval of Board Minutes for Possible Action

A. June 11, 2020 Board Meeting minutes

Discussion: No changes required.

Motion: Dr. O’Dea

Second: Dr. Gorman

Passed: Unanimous.

REGULAR AGENDA

3. Review & Determination of Complaints/Disciplinary Action & Disciplinary Hearings for Possible Action: The Board may convene in closed session to consider the character, alleged misconduct, professional competence or physical or mental health of a person. (NRS 241.030)

A. 01-2020FAC-01; Creature Comforts (H216): Settlement Agreement or Board decision for Administrative Hearing.

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

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

Second: Mr. Hengels

Passed: Unanimous; Dr. Phillips abstained. Dr. Gorman recused herself.

No public comment.

B. 10-2019DVM-89; Sircy Moore, DVM (2174) Settlement Agreement or Board decision for Administrative Hearing.

Discussion: Ms. Pedigo informed the Board that no response had been received regarding the proposed disciplinary action. The Board voted to proceed to hearing if no agreement could be reached.

Motion: Ms. Schalles moved to proceed to hearing if an agreement regarding the Letter of Reprimand could not be reached.

Second: Dr. Gorman

Passed: Unanimous; Dr. Sandoval abstained.

No public comment.

C. 04-2020DVM-23; 04-2020FAC-24

Discussion: After discussion of the complaint assessment with the review panel, the Board dismissed the complaint with a Letter of Concerns

Motion: Dr. Gorman moved to dismiss the complaint against the licensee and facility with a Letter of Concern.

Second: Dr. Sandoval

Passed: Unanimous; Dr. Damonte abstained.

No public comment was given.

D. 05-2020DVM-25; 05-2020FAC-26

Discussion: After discussion of the complaint assessment with the review panel, the Board dismissed the complaint with a Letter of Concern against the facility (05-2020FAC-26) and dismiss the complaint against Dr. A (05-2020DVM-25)

Motion: Dr. Gorman moved to dismiss the complaint against the Dr. A and dismiss against the facility with a Letter of Concern.

Second: Dr. Schalles

Passed: Aye- Dr. Gorman, Ms. Schalles, Mr. Hengels, Dr. Damonte; **Nay-** Dr. Phillips, Dr. Sandoval. Dr. O'Dea and Dr. Bullard abstained.

No public comment was given.

E. 04-2020DVM-20

Discussion: After presentation and discussion of the complaint assessment with the review panel, the Board elected disciplinary action be initiated against the licensee.

Motion: Dr. Sandoval moved to have staff and Mr. Ling initiate disciplinary action against the licensee.

Second: Dr. O'Dea

Passed: Unanimous; Dr. Bullard abstained.

No public comment given.

4. Requests for License/Extensions/Education Approval/Reinstatement for Possible Action

A. Beverly Hughes, RVT: Review of application for RVT

Discussion: The Board reviewed all documentation presented. Ms. Hughes was present on the call.

Motion: Ms. Schalles moved to accept Ms. Hughes education for licensure

Second: Dr. Gorman

Passed: Unanimous.

B. Trista Becker, DVM: Request for waiver of Species-Specific Exam

Discussion: The Board reviewed all documentation presented. Dr. Becker was present on the call.

Motion: Ms. Schalles moved to accept Dr. Becker's request to waive the SSE due to her very limited scope of practice.

Second: Dr. O'Dea

Passed: Unanimous.

C. Broderick Flynn: Review of education for VTIT/LVT application

Discussion: The Board reviewed all documentation presented. Mr. Flynn was present on the call.

Motion: Ms. Schalles moved to deny Mr. Flynn's education for VTIT and LVT licensure.

Second: Dr. Gorman

Passed: Aye- Dr. Sandoval, Ms. Schalles, Mr. Hengels, Dr. Bullard, Ms. Gorman, Dr. Damonte;

Nay- Dr. O'Dea.

D. Sarah Mirjavadi: Review of education for VTIT/LVT application

Discussion: The Board reviewed all documentation presented. Ms. Mirjavadi not present on the call.

Motion: Ms. Schalles moved to accept Ms. Mirjavadi's education for licensure.

Second: Dr. Sandoval

Passed: Unanimous

E. Caitlin Cosens: Review of education for VTIT/LVT application

Discussion: The Board reviewed all documentation presented. Ms. Cosens was present on the call.

Motion: Dr. Gorman moved to accept Ms. Cosens' education for licensure.

Second: Dr. O'Dea

Passed: Unanimous

F. Maria Palacios: Request for extension of VTIT registration

Discussion: The Board reviewed the documentation presented. Ms. Palacios was not present on the call.

Motion: Dr. O’Dea moved to accept Ms. Palacios’s request for a one-year extension.

Second: None

Passed: Motion failed.

Motion: Dr. Phillips moved to table Ms. Palacios’s extension request until the application is complete.

Second: Dr. Sandoval

Passed: Unanimous.

G. Nicole Prodan, DVM: Review of discipline and approval for licensure

Discussion: The Board reviewed all discipline documentation presented. Dr. Prodan was present on the call.

Motion: Dr. O’Dea moved to accept Dr. Prodan’s application for licensure stipulated on her participation and compliance with any out of state orders.

Second: Dr. Gorman

Passed: Unanimous

H. Paul Barrett, DVM: Review of discipline

Item not presented.

5. Discussion of Comments for Regulation Changes for Possible Action

A. Regulations pertaining to telemedicine

Ms. Pedigo and Mr. Ling lead a discussion of the proposed language for the telemedicine regulations. The regulations that were previously drafted that contained language for telemedicine was tabled after discussion and public comment. A committee will be formed to review the regulations, research more information, and discuss the current use of telemedicine in Nevada among the public and practitioners and hold discussions with various stakeholders. No action will be taken regarding telemedicine regulations until the committee meets and brings information back to the full Board for consideration.

6. Staff Reports for Possible Action

A. Administrative Report- Christina Johnson, LVT

Item not presented.

B. Hospital Inspection Report-Christina Johnson, LVT

Item not presented; no inspections performed due to COVID. Discussed possibly moving to a virtual format

C. Financial Report- Jennifer Pedigo

Ms. Pedigo presented the quarterly financial report for approval.

Motion: Mr. Hengels moved to accept the financial report.

Second: Dr. O’Dea

Passed: Unanimous

D. Legal Report, Louis Ling, Esq

No report given.

E. Legislative Report

Ms. Pedigo gave the Board a legislative update, which serves to update the Board regarding pending or future regulation changes that may affect the Board.

7. Agenda items for next meeting

A committee for telemedicine was discussed. Further information to follow on make-up and direction of the committee.

8. Public Comment:

Michelle Wagner gave public comment on behalf of the NVMA.

9. Adjournment for Possible Action

Motion: Dr. Gorman motioned to adjourn the meeting at 2:50 pm.

Second: Mr. Hengels

Passed: Unanimous