

Maryland State Board of Veterinary Medical Examiners
Minutes of the June 28, 2018
Team A Meeting

Maryland Department of Agriculture –
50 Harry S. Truman Parkway – Annapolis, Md

Team A Board Members: Dr. David Handel, Dr. Peter Radue, Ms. Lynne Chaput. **Staff Present:** Executive Director Vanessa Orlando, Assistant Attorney General Cynthia Spirt, Investigator Susie Husk, and Inspectors Peggy Morgan and Ellen James.

Dr. Handel called the meeting to order at 9:00 a.m.

Introduction of Dr. Peter Radue. Governor Hogan appointed Dr. Radue to the Board, effective June 1, 2018. This was Dr. Radue's first meeting and he was introduced to the team.

Approval of Minutes. Ms. Chaput noted that the minutes of the May 2018 meeting, as presented, erroneously stated that Team A approved the minutes of the Team B meeting. The minutes should reflect that Team A approved Team A's minutes. In a motion by Ms. Chaput, seconded by Dr. Handel, the minutes of the May 28, 2018 meeting were approved, with the noted correction.

In a motion by Dr. Handel, seconded by Ms. Chaput, the Board voted unanimously to adjourn the meeting to move into an administrative closed session pursuant to the applicable provisions of the General Provisions Article.

Closed Meeting

There was an administrative discussion of complaints, investigations and matters before the Board.

The team adjourned at 10:30 a.m.

Maryland State Board of Veterinary Medical Examiners
Minutes of the June 28, 2018
Open Joint Meeting

Maryland Department of Agriculture –
50 Harry S. Truman Parkway – Annapolis, Md

Board Members: Dr. David Handel, Dr. Elizabeth Callahan, Ms. Lynne Chaput, Dr. Heather Hendler, Dr. Peter Radue, Ms. Victoria Wright-Conner. **Staff Present:** Executive Director Vanessa Orlando, Assistant Attorney General Cynthia Spirt, Investigator Susie Husk, and Inspectors Peggy Morgan and Ellen James

Dr. Handel called the meeting to order at 10:35 a.m.

Brief Presentation: Preliminary Evaluation of the State Board of Veterinary Medical Examiners – Ms. Cristen Flynn, Senior Policy Analyst, Department of Legislative Services

Ms. Flynn, who is also staff counsel to the House Environment and Transportation Committee, has been assigned to conduct a preliminary evaluation of the Board, as required every ten years by statute. As part of this review, she will be studying significant legislative changes that impacted the Board, licensing and enforcement activities, disciplinary histories, Board finances, Board minutes, etc. After the preliminary evaluation is complete, DLS will determine whether or not to conduct a full evaluation. The full evaluation may be waived and legislation would be put forth during the 2019 Session to reauthorize the Board for another ten years. The preliminary evaluation will be shared with the Board for comment and input before

being finalized. Ms. Flynn will be meeting with Dr. Handel and Ms. Orlando in early July. Staff has already begun compiling information for Ms. Flynn's review.

Introduction of Dr. Peter Radue. Governor Hogan appointed Dr. Radue to the Board, effective June 1, 2018. This was Dr. Radue's first meeting and was introduced to the full Board.

Dr. Handel also announced that Dr. Karena Joung, medical director of Blue Pearl Specialty and Emergency Hospital in Rockville, has been appointed to the Board and will attend her first meeting in July 2018.

Approval of Minutes. In a motion by Ms. Chaput, seconded by Dr. Callahan, the minutes of the May 28, 2018 joint meeting were approved.

Approval of Veterinary License Applications: In a motion by Dr. Handel, seconded by Dr. Callahan, the Board voted to approve the applications from Drs Chen, Fouse, Marsico, Clippinger, Orth and Weinstein.

Sanitation Reports – Inspectors Morgan and James reported on facilities they have inspected since the June 2018 meeting. In a motion by Dr. Hendler, seconded by Ms. Chaput, the reports were accepted.

Report on Limited Use Modifications: Ms. Husk reported that she, Ms. Morgan and Ms. James inspected the partitions that were set up at a Tractor Supply in Glen Burnie to determine if the Board's concerns with the set up had been addressed. After discussion, the Board agreed that some sort of netting or barrier needed to be placed over the top and in front of the gaps at the bottom to form a full enclosure and prevent cats from escaping. All other concerns have been addressed.

In a motion by Ms. Chaput, seconded by Dr. Callahan, the Board voted to allow the VIP set-up to be licensed as limited use facilities, provided the gaps above and below are shored up.

Licensing and Renewal and Database Update: Ms. Orlando reported that the first phase of the database conversion was underway and has been a bit rockier than expected but is heading in the right direction. She pointed out that the Oracle system the Board was using had not been updated in more than a decade and was too old to be upgraded now. The June 1 implementation date was pushed back to June 11 to give the developers more time to test the system; however, the transition from the vendor's test environment to the state servers uncovered significant and unexpected technical issues that resulted in another week of delay. The system went live around June 15. The license registration renewal deadline has been pushed back to July 15, as the Board approved during the June meeting. In addition, many veterinarians have been difficult to deal with because they did not want to submit proof of CEs and insisted that scanning and uploading documents was an unreasonable and difficult requirement. Dr. Hendler noted that when she renewed, the system would not take a half-credit CE. Ms. Orlando would relay that to the developers.

Continuing Education Extension Policy/Criteria. Ms. Orlando reported that several veterinarians have requested a waiver or extension to complete the required 18 CE hours to get their FY 19 license registration renewed. The regulations allow extensions for exigent circumstances, such as military service, but do not specifically allow extensions in any other situations. After some discussion, the Board voted to allow the staff to provide extensions for those in the military, as outlined in the regulations, but all other requests would be evaluated by the Board on a case-by-case basis.

Regulation Updates

- *Animal Cruelty Regulations Feedback.* Draft regulations were shared with MVMA, PAWS and HSUS for comments, which were provided to the Board for review. That feedback will be included in a new draft that will be submitted for approval and wider public comment.
- *Proposed Regulations* increase the number of CE hours that can be obtained online from 6 to 9, and a regulation requiring veterinarians to examine a patient at least every 12 months before renewing prescriptions for chronic conditions will go to Final Action and take effect on July 16, 2018.
- *Update on Proposed Housekeeping Regulations.* Regulations to bring current regulations in line with current and upcoming online services have been submitted.

Other Business

Expert Reviewers – Ms. Orlando noted that three cases are to be sent out for Expert Review and asked Board members for recommendations on identifying appropriate and willing consultants.

Necropsy Lab - Dr. Handel asked staff to follow up with UMD and MVMA about their interest in relaunching a necropsy lab in College Park.

In a motion by Dr. Callahan, seconded by Dr. Hendler, the Board voted unanimously to adjourn the meeting to move into an administrative closed session pursuant to the applicable provisions of the General Provisions Article.

Closed Meeting

There was an administrative discussion of complaints, investigations and matters before the Board.

Dr. Handel adjourned the meeting at 1:23 p.m.

Maryland State Board of Veterinary Medical Examiners **Minutes of the June 28, 2018** **Team B**

Maryland Department of Agriculture –
50 Harry S. Truman Parkway – Annapolis, Md

Board Members: Dr. Heather Hendler, Dr. Elizabeth Callahan, and Ms. Victoria Wright-Conner. **Staff Present:** Executive Director Vanessa Orlando, Assistant Attorney General Cynthia Spirt, Investigator Susie Husk, and Inspectors Peggy Morgan and Ellen James

Dr. Hendler called the meeting to order at 1:26 p.m.

Approval of Minutes: Team B did not meet in May 2018.

In a motion by Dr. Hendler, seconded by Dr. Callahan, the Board voted unanimously to adjourn the meeting to move into an administrative closed session pursuant to the applicable provisions of the General Provisions Article.

There was an administrative discussion of complaints, investigations and matters before Team B