Dr. Schank called the meeting to order at 8:45 a.m.
1. Approval of Board Minutes
   A. October 22, 2009 Board Meeting
   B. October 7, 2009 Regulatory Workshop

Motion: Dr. Taylor moved to approve.
Second: Beverly Willard
Passed: Unanimously

2. Disciplinary Action
   A. BS01-062909-Tanya Bartlett, DVM; Letter of Reprimand.
   Discussion: At the October 22, 2009 Board Meeting the Board voted to proceed with disciplinary action. A signed Stipulated Agreement signed by Dr. Bartlett was presented to the Board for consideration.

A Letter of Reprimand stipulating to the following:

1) NAC 638.090, practicing veterinary medicine without a license, in that, Tanya Bartlett was licensed in the State of Nevada on May 18, 2006. On or about January 10, 2007, the Licensee was noticed via mail that her license was delinquent. On or about March 1, 2007, the Licensee was noticed via mail that her license was forfeited and she could no longer practice in the State of Nevada. On or about June 29, 2009, a consumer complaint was filed indicating that the Licensee had examined and treated a nine year old Quarter Horse in Pahrump Nevada on June 4, 2009.

The Stipulated Adjudication is as follows:

1) Receive a Public Letter of Reprimand which will be noticed to the national disciplinary database; and
2) Pay attorney fees, investigative costs and Board costs of $400.00 and a fine of $1000.00.

Motion: Dr. Simmonds moved to accept the Letter of Reprimand as presented.
Second: Beverly Willard
Passed: Unanimously. Dr. Iodence abstained.

B. JS01-071609 Gregory Jones, DVM; Letter of Reprimand.
Discussion: At the October 22, 2009 Board Meeting the Board voted to proceed with disciplinary action. A signed Stipulated Agreement signed by Dr. Jones was presented to the Board for consideration.
A Letter of Reprimand stipulating to the following:

1) NAC 638.0475, incomplete medical records, in that, on or about May 15, 2009, the patient returned to the hospital and an x-ray and ultrasound revealed a large abdominal mass. The ultrasound picture was not labeled with any identifiers except for the date.
2) NAC638.0475 (1) the Licensee failed to deliver a copy of the medical record to the owner not later than 48 hours after the request was made.
3) 638.140 (11) the Licensee failed to comply with a request by the Board for medical records within fourteen days after the receipt of a demand letter.

The Stipulated Adjudication is as follows:

1) Receive a Public Letter of Reprimand which will be noticed to the national disciplinary database;
2) Retake and pass the jurisprudence examination; and
3) Pay attorney fees, investigative costs, and Board costs.

Motion: Dr. Taylor moved to accept the Letter of Reprimand as presented.
Second: Dr. Bradley
Passed: Unanimously. Dr. Simmonds abstained.

C. FS02-081709 William Flannery, DVM Letter of Reprimand
Discussion: At the October 22, 2009 Board Meeting the Board voted to proceed with disciplinary action. A signed Stipulated Agreement signed by Dr. Flannery was presented to the Board for consideration.

A Letter of Reprimand stipulating to the following:

1) NAC 638.045 (2) negligence, a departure from the standard of practice of veterinary medicine in that Dr. Flannery had taken possession of an animal and had not followed the owner’s instructions to euthanize.

The Stipulated Adjudication is as follows:

1) Receive a Public Letter of Reprimand which will be noticed to the national disciplinary database; and
2) Pay attorney fees, investigative costs, and Board costs.
**Motion:** Dr. Simmonds moved to accept the Letter of Reprimand as presented.

**Second:** Dr. Taylor  
**Passed:** Unanimously. Dr. Schank abstained.

D. HN03-061109  
E. CN02-081809  
F. CN01-081109  
G. HR04--102909

**Discussion:** The review panel recommended the Board dismiss the complaints due to the fact that there was not sufficient evidence to believe that the licensee had committed an act which constitutes a cause for disciplinary action and send a letter of recommendations to the Licensee regarding the use of old forms that indicate that the hospital is a specialty hospital.

**Motion:** Dr. Simmonds moved to dismiss with a letter of recommendation.  
**Second:** Beverly Willard  
**Passed:** Unanimously. Dr. Bradley abstained.

H. BS01-072909  
**Discussion:** The review panel recommended the Board dismiss the complaint due to the fact that there was not sufficient evidence to believe that the licensee had committed an act which constitutes a cause for disciplinary action.

**Motion:** Dr. Bradley moved to dismiss.  
**Second:** Dr. Simmonds  
**Passed:** 5 yes/1 nay (Dr. Taylor) Dr. Sandoval abstained.

I. BS01-060609  
**Discussion:** The review panel recommended the Board dismiss the complaint due to the fact that there was not sufficient evidence to believe that the licensee had committed an act which constitutes a cause for disciplinary action.

**Motion:** Dr. Bradley moved to dismiss.  
**Second:** Dr. Sandoval  
**Passed:** Unanimously. Dr. Simmonds & Dr. Taylor abstained.

J. AR01-091009  
**Discussion:** The review panel recommended the Board dismiss the complaint due to the fact that there was not sufficient evidence to believe that the licensee had committed an act which
constitutes a cause for disciplinary action.

Motion: Dr. Simmonds moved to dismiss.
Second: Dr. Taylor
Passed: Unanimously. Dr. Iodence abstained.

K. SR01-092609
Discussion: After discussion of the above noted complaint the review panel recommended that disciplinary action be initiated against the licensee.

Motion: Dr. Simmonds moved to have staff and Mr. Marcher initiate action against the licensee due to there being sufficient evidence to proceed with disciplinary action.
Second: Dr. Sandoval
Passed: Unanimously. Dr. Taylor abstained.

L. CS01-092909
Discussion: The review panel recommended the Board dismiss the complaint with Board recommendations being sent to the veterinarian regarding; NAC 638.0475 2, The medical record must contain; (i) all clinical information pertaining to the animal, including, without limitation, sufficient information to justify the diagnosis or determination of the medical status of the animal and to warrant any treatment recommended for or administered to the animal. Specifically, the mass was noted in the medical record but there was not a recommended treatment plan.

Motion: Dr. Taylor moved to dismiss with recommendations.
Second: Beverly Willard
Passed: Unanimously. Dr. Simmonds abstained.

M. TS01-102609
Discussion: The review panel recommended the Board dismiss the complaint due to the fact that there was not sufficient evidence to believe that the licensee had committed an act which constitutes a cause for disciplinary action.

Motion: Dr. Taylor moved to dismiss.
Second: Dr. Simmonds
Passed: Unanimously. Dr. Schank abstained.
N. KN01-102709
Discussion: The review panel recommended the Board dismiss the complaint due to the fact that there was not sufficient evidence to believe that the licensee had committed an act which constitutes a cause for disciplinary action.

Motion: Dr. Taylor moved to dismiss.
Second: Dr. Bradley
Passed: Unanimously. Dr. Iodence abstained.

O. CS01-112809
Discussion: The review panel recommended the Board dismiss the complaint due to the fact that there was not sufficient evidence to believe that the licensee had committed an act which constitutes a cause for disciplinary action.

Motion: Dr. Taylor moved to dismiss.
Second: Dr. Simmonds
Passed: Unanimously. Dr. Schank abstained.

P. BSR01-120809
Discussion: The review panel recommended the Board dismiss the complaint due to the fact that there was not sufficient evidence to believe that the licensee had committed an act which constitutes a cause for disciplinary action.

Motion: Dr. Bradley moved to dismiss.
Second: Dr. Taylor
Passed: Unanimously. Dr. Iodence abstained.

Q. CS01-121509
Discussion: The review panel recommended the Board dismiss the complaint due to the fact that there was not sufficient evidence to believe that the licensee had committed an act which constitutes a cause for disciplinary action.

Motion: Dr. Taylor moved to dismiss.
Second: Dr. Bradley
Passed: Unanimously. Dr. Simmonds abstained.

R. WS01-121709
Discussion: The review panel recommended the Board dismiss the complaint with Board recommendations being sent to the veterinarian regarding: NAC 683.0175 (3), the veterinarian obtains the informed consent of the client for medical treatment of the animal.
Motion: Dr. Taylor moved to dismiss with recommendations.
Second: Beverly Willard
Passed: Unanimously. Dr. Schank abstained.

S. PN01-121809
Discussion: After discussion of the above noted complaint the review panel recommended that disciplinary action be initiated against the licensee.

Motion: Dr. Taylor moved to have staff and Mr. Marcher initiate action against the licensee due to there being sufficient evidence to proceed with disciplinary action.
Second: Dr. Simmonds
Passed: Unanimously. Dr. Bradley abstained.

T. HS01-122109
Discussion: The review panel recommended the Board dismiss the complaint due to the fact that there was not sufficient evidence to believe that the licensee had committed an act which constitutes a cause for disciplinary action.

Motion: Dr. Taylor moved to dismiss.
Second: Dr. Bradley
Passed: Unanimously. Dr. Simmonds abstained.

U. AS01-122209
Discussion: The review panel recommended the Board dismiss the complaint due to the fact that there was not sufficient evidence to believe that the licensee had committed an act which constitutes a cause for disciplinary action.

Motion: Dr. Taylor moved to dismiss.
Second: Dr. Sandoval
Passed: Unanimously. Dr. Simmonds abstained.

3. Continuing Education-Request for approval of CE's for:
A. “Triage & Initial Patient Assessment” by Linda Weatherton, DVM, For 1 hour of continuing education for veterinary technicians.

Motion: Dr. Simmonds moved to approve for 1 hour of continuing education for veterinary technicians.
Second: Dr. Taylor
Passed: Unanimously
C. “Nosocomial Infections” by Devon Hals, DVM, For 1 hour of continuing education for veterinary technicians.
D. “Fluid Therapy” by Shane Lyon, DVM, DACVIM. For 1 hour of continuing education for veterinary technicians.
E. “Electrocardiography” by Scott Forney, DVM, DACVIM. For 1 hour of continuing education for veterinary technicians.
F. “Anesthetics” by Martha Klein, DVM. For 1 hour of continuing education for veterinary technicians.
G. “Electrocardiography” by Scott Forney, DVM, DACVIM. For 1 hour of continuing education for veterinary technicians.
H. “Intervertebral Disc Disease: Christopher Horstman, DVM MSc, DACVIM (Oncology). For 1 hour of continuing education for veterinary technician.

**Motion:** Dr. Taylor moved to approve for 1 hour of continuing education for veterinary technicians.

**Second:** Dr. Simmonds

**Passed:** Unanimously

I. “The Ophthalmic Examination; Ocular Emergencies; Ocular Pharmacology” Stacy Ivins, DVM. For 2 hours of continuing education for veterinarians.

**Motion:** Dr. Bradley moved to approve for 2 hours of continuing education for veterinarians.

**Second:** Dr. Taylor

**Passed:** Unanimously

J. “Suturing for Technicians” Michael Dearmin, DVM, DACVCS and Scott Weinman, DVM, MBS. For 2 hours of continuing educating for veterinary technicians.

**Discussion:** The Board asked that Dr. Dearmin resend all attendees a certificate that states the class has been approved for 2 hours of CE but per NAC 638.053 suturing is not a task that Nevada Licensed Veterinary Technicians may perform.

**Motion:** Dr. Simmonds moved to approve for 2 hours of continuing education for veterinary technicians.

**Second:** Dr. Taylor

**Passed:** Unanimously.


**Discussion:** Mr. Marcher stated that there was no new information to report.
5. Requests for Licensure/Reinstatement
   A. Robert Goldman, DVM – Order of Probation (2 years) – Termination of Probation by the Board
   **Discussion:** Dr. Goldman was present via telephone for the Board to discuss the terms of his Probation and review the documentation that supports the completion of all the conditions and terms.

   Ms. Machen provided an overview of Dr. Goldman’s probationary terms. Ms. Horton provided an assessment of Dr. Goldman’s hospital and emphasized his willingness to cooperate, change, and improve.

   Dr. Goldman explained that this whole experience was very humbling and educational and noted that he enjoyed the continuing education. He thanked Debbie and Jenna for their help and professionalism.

   Dr. Schank and Dr. Bradley thanked Dr. Goldman for his diligence in completing the Probation.

   **Motion:** Dr. Simmonds moved to terminate Dr. Goldman’s probation.
   **Second:** Dr. Taylor
   **Passed:** Unanimously.

   B. Nicole Smith: Application for LVT and veterinary technician-in-training with a B.S. in Biology.
   **Discussion:** Ms. Smith submitted an application for veterinary technician in training based on a Bachelor of Science degree in Biology with an emphasis in Zoology. The Board reviewed her application and all supplemental documentation.

   **Motion:** Dr. Bradley moved to accept her application.
   **Second:** Dr Simmonds
   **Passed:** Unanimously.

   C. Catherine Greeley, DVM: Application for veterinary license.
   **Discussion:** Dr. Greeley submitted an application to practice veterinary medicine in the State of Nevada. Dr. Greeley has previous discipline in Arizona.

   **Motion:** Dr. Simmonds moved to accept her application.
   **Second:** Dr. Taylor
   **Passed:** Unanimously

6. Discussion of Regulations/New Policies
   A. RO-7209/10-22-2009 Adopted Regulation.
Discussion: Ms. Machen explained the events that transpired since the Board adopted RO-7209 in October of 2009. The Legislative Commission’s Subcommittee to Review Regulations had denied these regulations and sent them back to the Board. LCB suggested that the regulations be separated into two regulations, controversial vs. non-controversial. The Board agreed that staff should take out section 5 and re-submit the regulations for approval. Section 5 would be redrafted and another workshop and hearing would be scheduled.

Ms. Laxalt, who was present via telephone to participate in this discussion explained that the committee members were somewhat confused with the intent of the proposed regulations.

Dr. Wilson, President of the NVMA asked that the Board submit in writing a clear proposal of what the Board needs from the association in regard to these regulations. Dr. Wilson will place RO7209 on the NVMA’s agenda for their membership meeting in February so that they can discuss the regulations. Dr. Schank and Ms. Machen will be present to answer questions.

Motion: Ms. Willard moved to resubmit RO-7209 to LCB excluding section 5.
Second: Dr. Bradley
Passed: Unanimously.

B. Board Policy NV-002 on the administration of the Species Specific Examination and current interpretation of the NRS 638.105–638.110 and NAC 638.0435.

Discussion: Ms. Machen explained that the current Board policy requires that any veterinarian who applies for licensure that has not taken the national boards within five years prior to application must take both the small animal and equine examination prior to licensure. The passing score of 70 must be achieved in their primary discipline and an overall combined score of 126 must be achieved.

Motion: Dr. Taylor moved to accept a revised policy (NV-002) that would require any veterinarian that applies for licensure that has not taken the national boards five years prior to application take either the small animal or the equine examination and obtain a passing score of 70%.
Second: Dr. Simmonds
Passed: Unanimously
C. **NRS 639.2345 Sale of Veterinary Drugs – Is this law necessary?**

**Discussion:** Ms. Machen explained that Larry Pinson, Executive Secretary of the Pharmacy Board had contacted the Board office and asked that the Board review the current pharmacy board law that requires retail outlets that sell veterinary prescription or non-prescription drugs to obtain a registration from the pharmacy board. The consensus of the board was that a list of these drugs that are being sold should be compiled and brought back to the April meeting so this discussion can continue.

D. **Skin Suturing by licensed veterinary technicians. Michael Dearmin, DVM, DACVS.**

**Discussion:** Dr. Dearmin and Dr. Ailes from Sierra Veterinary Specialists appeared before the Board to address the issue of changing the current laws to allow LVT’s to perform skin suturing under immediate supervision. Dr. Dearmin expressed concerns that the current laws were unclear in regards to whether or not LVT’s can suture. Dr. Simmonds and Dr. Bradley explained to Dr. Dearmin that the laws are very clear to what duties LVT’s can perform and suturing is not currently on the list, so without a law change LVT’s cannot suture.

Ms. Machen advised the Board that currently all three AVMA accredited schools in Nevada teach skin suturing. The consensus of the Board was that staff should draft regulations that would allow LVT’s to skin suture.

7. **Staff Reports**

A. **Financial Report – Debbie Machen**

**Discussion:** Ms. Machen presented the financial report to the Board’s satisfaction.

B. **Administrative Report – Tracie Estep**

**Discussion:** Ms. Estep presented the administrative report to the Board’s satisfaction.

C. **Hospital Inspection Report – Jenna Horton**

**Discussion:** Ms. Horton presented the administrative report to the Board’s satisfaction.

D. **Jenna Horton, Hospital Inspector-resignation and the rehiring for the position.**

**Discussion:** Ms. Horton had presented the Board with a
letter of resignation and thanked the Board for the opportunity of working with them. Ms. Machen explained that it would be very difficult to replace Jenna because she has set the bar very high. Ms. Machen will start the process of interviewing new candidates for the job. The Board members concurred with Ms. Machen’s laudatory comments regarding Ms. Horton’s job performance and with Ms. Machen initiating an effort to hire a replacement.

8. Discussion and Determination

A. NAC 638.053-(3) (c) LVT’s monitoring vitals under direct supervision. (Overnight care by tech’s) Jenna Horton, LVT.
Discussion: Ms. Horton indicated that there are many veterinary hospitals that are now providing after hours care for their clients’ animals. These facilities would like to utilize licensed technicians (LVT) at night to monitor these animals but the current laws only allows LVT’s to monitor vitals under immediate or direct supervision. The consensus of the Board was that staff should draft regulations that would allow LVT’s to monitor vitals under indirect supervision.

B. NAC 638.710 – Reading documents for patients under anesthesia. Jenna Horton, LVT.
Discussion: Ms. Horton directed the Board to the current laws regarding documenting vitals during a surgical procedure. The consensus of the Board was that staff should draft new regulations that would clarify the intent that the vitals be documented in the animals’ medical record.

C. Anesthesia Free Dental Cleanings—Groomers providing these services.
Discussion: Ms. Machen had provided the Board with flyers that had been distributed in the Las Vegas area regarding Groomers providing Anesthesia free dental cleanings at their retail outlets. The consensus of the Board is that this service is the practice of veterinary medicine and should be stopped for the protection of the public and their animals. Board staff will prepare a letter that will be sent out to all groomers in the State indicating that these services can only be provided by a licensed veterinarian or a licensed veterinary technician under supervision.

D. Veterinary Clinical Skills Assessment (VCSA)
Discussion: Dr. Schank attended the VCSA practical examination with Dr. Dennis Wilson, President of the NVMA, on January 9-10, 2010 to evaluate the examination. Dr. Schank prepared and gave a
report to the Board of his findings.

E. **Sponsoring of continuing education – Dr. Schank**

*D iscussion:* Dr. Shank suggested that the Board look into sponsoring CE classes in Nevada on ethics and communication.

F. **Renewing of Neena Laxalt’s contract.**

*D iscussion:* Neena Laxalt presented a new service agreement with the board for their review.

*M otion:* Dr. Taylor moved to accept.

*Second:* Dr. Simmonds

Passed unanimously

G. **Set Board Meetings April 22, 2010 – Las Vegas; July 22, 2010 – Reno.**

Board meetings: April 22, 2009 Las Vegas; July 28, 2010 Reno

*9. Public Comment*

Dr. Simmonds advised the Board that the USDA is implementing a new accreditation process, veterinarians must reapply for accreditation. Dr. Blunk is the USDA Nevada representative that handles accreditation in the state. Nevada veterinarians can go to the USDA’s website at aphis.usda.nv.ap for information. Dr. Blunk will work with the Board and the NVMA to provide information to Nevada veterinarians.

10. **Agenda items for next meeting**

None

11. **Adjournment**

*M otion:* Dr. Bradley moved to adjourn at 3:05 pm

*Second:* Beverly Willard

Passed: Unanimously