



MEETING MINUTES - DRAFT

Multidisciplinary Committee
November 17, 2010
Sacramento, California

1. Call to Order - Roll Call

Multidisciplinary Committee (MDC) Chair Dr. William Grant, II, called the meeting to order at 10:05 a.m. Veterinary Medical Board (Board) Assistant Executive Officer Paul Sanchez called roll; all five members of the MDC were present and thus a quorum was established.

Members Present

William Grant, II, DVM, Chair
Jennifer Boyle, RVT, Vice-Chair
Richard Johnson, DVM
Jon Klingborg, DVM
Diana Woodward Hagle, Public Member
Linda Starr, Veterinary Medical Board Liaison

Staff Present

Susan Geranen, Executive Officer, Veterinary Medical Board
Paul Sanchez, Assistant Executive Officer, Veterinary Medical Board
Shela Barker, Legal Counsel
Ethan Mathes, Administrative Programs Coordinator
Sandra Monterrubio, Enforcement Lead
Monica Ochoa, Enforcement Analyst
Liz Parker-Smith, Administrative Analyst

Guests Present

Virginia Curtis, Registered Veterinary Technician Committee
Nancy Ehrlich, RVT, California Registered Veterinary Technicians Association
Valerie Fenstermaker, California Veterinary Medical Association
Steve Hartzell, Executive Officer, Physical Therapy Board of California
Tom Kendall, DVM, Veterinary Medical Board
Kristi Pawlowski, RVT
Carol Schumacher, Registered Veterinary Technician Committee
Dan Segna, DVM, California Veterinary Medical Association
Jennifer Welter, American Physical Therapy Association

2. Approve September 1, 2010 Meeting Minutes

Dr. Grant requested comments added to Agenda Item discussion 5.A. indicating that the MDC discussed the fact that cite and fine findings are not admissible in a court of law and that staff will notate this fact on the cite and fine form.

- **Dr. Jon Klingborg motioned and Dr. Richard Johnson seconded the motion to approve the September 1, 2010 Meeting Minutes as amended.**
- **The motion carried 5-0.**

3. Discuss Impact of AB 1980 and New Committee Appointment Process

The MDC discussed the implications of Assembly Bill (AB) 1980 on the appointment of existing and new MDC members. Dr. Grant encouraged current MDC members to submit a letter to the Board indicating their interest in continuing to serve on the MDC. Shela Barker noted the appointment process needs to be the same for all committees and it would be appropriate for interested applicants to submit a letter of interest and supporting documentation to the Board. The MDC agreed to begin recruitment for new members and work to expand the diversity of the MDC. They requested staff publicize MDC member recruitment on the Board's website and that the review and appointment of new MDC members could occur as early as the January 2011 Board meeting.

4. Discuss Task Force Formation on Physical Therapy for Animals Issues

Dr. Grant noted that it would be suitable to create a subcommittee to discuss animal physical therapy. Ms. Barker opined that the subcommittee should involve many disciplines and include outside professionals. Valerie Fenstermaker reported that the California Veterinary Medical Association (CVMA) is assembling a task force to discuss this issue and would be able to include all interested parties. The task force would ultimately bring a recommendation before the MDC. The MDC agreed. Dr. Oscar Chavez and Carol Schumacher, RVT from the Registered Veterinary Technician Committee expressed interest to serve on the CVMA task force. Jennifer Welter from the American Physical Therapy Association, Dr. John Klingborg, and Dr. Richard Johnson from the MDC expressed interest as well. Dr. Grant encouraged interested candidates to contact Ms. Fenstermaker.

5. Hospital Inspection Program

A. Staff Report

Sandra Monterrubio reported hospital inspections have recently restarted and staff will have more information on inspections at the next MDC meeting.

B. Review Inspection Program Self Checklist

Ms. Geranen reported that she met with Dr. Johnson and Jennifer Boyle, RVT to review and edit the hospital inspection program self checklist. The MDC reviewed and edited the hospital inspection program self checklist. Dr. Grant and Dr. Klingborg volunteered to review the checklist after staff completes the additional edits. After subcommittee review, staff will submit the checklist to legal counsel for its review then forward to the Board for approval. Diana Woodward Hagle suggested edits to the introduction that would clarify the differences in laws and reference material. Staff and the subcommittee would review the edits.

6. Minimum Standards of Practice

A. Review Proposed Changes to Minimum Standards Regulations

i. Discuss Mandatory Identification of Licensees and Registrants

The MDC reviewed proposed changes to the minimum standards language. They discussed changes to managing licensee premises requirements, veterinarian-client-patient relationship requirements, and the responsibility of the non-primary veterinarian. Ms. Barker will draft proposed language addressing medication refills and treatment requirements of the non-primary veterinarian. Ms. Hagle and Dr. Klingborg volunteered to review the proposed language. The MDC discussed "time lock" of electronic records and making addendums to medical records. Dr. Klingborg volunteered to research "time locks" and Ms. Barker will draft and forward proposed language to Dr. Klingborg regarding addendums to medical records.

ii. Limited Practice/Vaccination Clinic Standards

Dr. Grant suggested the MDC continue the discussion on limited practice/vaccination clinic standards to a future meeting as information is still being gathered. The MDC agreed.

B. Review Proposed Amendments to Veterinarian/Client/Patient Relationship Definition

Discussion took place during Item 6.A.i.

7. Citation and Fine Guidelines

A. Discuss Recommendations for Updated Cite and Fine Regulations

The MDC discussed cite and fine guidelines. Dr. Grant asked who determines the severity of the penalty for cite and fine violations. Ms. Geranen explained that, as the Executive Officer of the Board, she or the Assistant Executive Officer would determine the penalty in concert with enforcement staff findings. Disciplinary guidelines are used to determine the level of violation as to whether a violation is an accusation or citation.

The MDC discussed the method and determination of negligence in enforcement actions. Ms. Hagle noted there is a fine line between incompetence and negligence and it is determined based on precedence and the individual circumstances of the specific case. Ms. Barker offered to provide a summary defining incompetence and negligence. Ms. Geranen explained that the cite and fine guidelines are similar to disciplinary guidelines because they give specific direction in order to determine the course of a citation. Staff uses two expert witnesses for each case involving negligence to ensure fairness and there must be a consensus to proceed with the citation. It is the responsibility of the MDC, by using regulation, to help determine specific violations as well as define the assessment criteria for each level of citation. Dr. Tom Kendall asked for staff to summarize and provide the last 100 cite and fine decisions.

8. Agenda Items and Dates for Next Meetings

The next MDC meeting will be March 16, 2011.

Proposed agenda items for the March 16, 2011 Meeting:

One-year veterinary internship per Oregon model
Board title designation of "DVM" for licensure

9. Comments from Public/Outside Agencies/Associations

There were no comments from public/outside agencies/associations.

Adjourn

- **Dr. Richard Johnson motioned and Diana Woodward Hagle seconded the motion to adjourn.**
- **The motion carried 5-0.**

The meeting adjourned at 4:00 p.m.