

Veterinary Medical Board

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MEETING MINUTES
Veterinary Medical Board

The Veterinary Medical Board met via teleconference on
Monday, June 19, 2017, at the following locations:

Waterhouse Animal Hospital
1115 East Champlain
Fresno, California

Veterinary Care Center
6455 Santa Monica Boulevard
Los Angeles, California

Department of Animal Services
6851 Van Buren Boulevard
Jurupa Valley, California

K Bowler Group
1111 H Street, #203
Sacramento, California

Bay Cities Pet Hospital
20447 Hawthorne Boulevard
Torrance, California

Additional public location:
Department of Consumer Affairs
1747 North Market Boulevard, Peridot Room
Sacramento, California

Monday, June 19, 2017, 12:00 p.m. – 1:00 p.m.
OR UNTIL COMPLETION OF BUSINESS

1. Call to Order / Roll Call / Establishment of a Quorum

Veterinary Medical Board (Board) President, Cheryl Waterhouse, called the meeting to order at 12:00 p.m. via telephone conference. Executive Officer, Annemarie Del Mugnaio called roll; five members of the Board were present and thus a quorum was established. Dr. Jaymie Noland and Judie Mancuso were not present.

2. Introductions

Members Present

Cheryl Waterhouse, DVM, President
Richard Sullivan, DVM, Vice President
Kathy Bowler, Public Member
Jennifer Loreda, RVT
Mark Nunez, DVM

Staff Present

Annemarie Del Mugnaio, Executive Officer, Veterinary Medical Board
Nina Galang, Administrative Program Coordinator
Ethan Mathes, Administrative Program Manager
Tara Welch, Legal Counsel

Guests Present

Henry Brzezinski, California Animal Control Director's Association

Clifford Buckner, Division of Legislation & Regulatory Review, Department of Consumer Affairs

Valerie Fenstermaker, California Veterinary Medical Association

3. Review, Discussion, and Possible Board Action on Amendments and Adopting Modified Language Regarding Animal Control Officer Training Regulations - Section 2039.5 of Title 16 of the California Code of Regulations

Ms. Del Mugnaio stated that the Board adopted the proposed Animal Control Officer Training Regulations language at the July 2016 Board meeting; however, the motion did not include formal authority for the Executive Officer to make technical and non-substantive changes to the rulemaking file.

Ms. Del Mugnaio reviewed the two proposed technical and non-substantive changes to the language, which removes reference to an obsolete statutory subdivision in CCR section 2039.5(a) and corrects a referenced subdivision in CCR section 2039.5(g).

Legal Counsel, Tara Welch, noted that the modified text was posted for a 15-day comment period on March 17, 2017.

- Dr. Richard Sullivan moved and Dr. Mark Nunez seconded the motion to adopt the proposed modified text and delegate to the Executive Officer the authority to make any technical or non-substantive changes that may be required in completing the rulemaking file. The motion carried 5-0.

4. Discussion of Senate Bill 546 (Hill, 2017) Regarding Drug Counseling, Student Exemption, Hospital Inspection, and Petitions for Modification of Penalty/License Reinstatement and Possible Board Action

Ms. Del Mugnaio noted that Senate Bill (SB) 546 has been held in the Senate Appropriations Committee under submission as of May 25, 2017 and will not be moving forward during this legislative session.

Regarding the drug counseling language, Ms. Del Mugnaio and representatives from the California Veterinary Medical Association (CVMA) collectively developed proposed amendments to the bill language. However, since the bill is under submission, the amendments will go before the Multidisciplinary Advisory Committee (MDC) in July 2017 for discussion and consideration of similar language as a regulatory proposal.

Dr. Mark Nunez expressed confusion regarding what will be required during a "consultation" with a client. Ms. Del Mugnaio noted that the specifics will be discussed at the MDC meeting in July 2017.

The clean-up language carried for the petition for modification of penalty and license reinstatement will be moved into SB 547.

The Hospital Inspection portion of the SB 546 will not be moving forward due to its fiscal impact to the Board. The Senate Appropriations Committee is requesting internal discussions with the Board prior to signing off on legislation.

Ms. Del Mugnaio noted that there has been some discomfort regarding the Student Exemption language portion of SB 547 due to the requirement for annual inspections of externship sites. Ms. Del Mugnaio shared that Dr. John Pascoe from the University of California, Davis (School of Veterinary Medicine) (UCD) expressed concern that the American Veterinary Medical Association (AVMA) Council on Education (COE) does not require review of externship sites if less than 20 percent of the students use the sites over a two year period; however, the bill language, as written, would require an annual review of every site.

Ms. Del Mugnaio requested feedback from the Board regarding whether to continue on with the Student Exemption language in a bill or pull the language from the bill and continue to work with the UCD and the Western University, College of Veterinary Medicine (Western) to further develop the language.

Dr. Richard Sullivan opined that more discussion is needed and identified three student groups that require further definition of their role: 1) distributive model, 2) externships and preceptorships, and 3) junior and senior students working for a veterinary clinic as a summer job. Ms. Del Mugnaio clarified that summer jobs would not be considered part of the student's formal education.

Dr. Sullivan also noted that the language does not include notice to the public stating that a student may be working on the animal patients. Ms. Del Mugnaio agreed with adding the public notice portion to the language.

In response to the written comment submitted by Western, Dr. Nunez opined that the additional burden may be due to the sufficient level of oversight of the externship sites that already exists. Ms. Del Mugnaio clarified that the language does not require an in-person, physical review and opined that Western's comment may be due to an interpretation issue of the language, rather than a mechanical issue.

- Dr. Richard Sullivan moved and Kathy Bowler seconded the motion to hold the Student Exemption portion of SB 546 until further discussion with stakeholders. The motion carried 5-0.

5. Public Comment on Items Not on the Agenda

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

6. Adjournment

The Board adjourned at 12:31 p.m.