

**TEXAS BOARD OF VETERINARY MEDICAL EXAMINERS**  
**BOARD MEETING MINUTES**  
**September 22, 2020**

The Texas Board of Veterinary Medical Examiners met for a scheduled meeting on Tuesday, September 22, 2020 at 10:00 a.m. virtually via a Zoom conference call that was broadcast live on Youtube.

**Agenda Item 1. Full Board Call to Order, Roll Call.**

Jessica Quillivan, DVM, Board President, called the meeting to order at 10:01 a.m. Board Members present were Jessica Quillivan; Mr. Keith Pardue, Vice President; Lynn Criner, DVM, Secretary; Carlos Chacon; Samantha Mixon, DVM; Michael White, DVM; Randy Skaggs, DVM; Sue Allen, LVT; and Victoria Whitehead. Board Staff present were: Executive Director, John Helenberg, Operations Director Candice Simon; General Counsel, Brittany Sharkey; Enforcement Supervisor, Mike Tacker; Chief Financial Officer, Ernesto Palacios, and Executive Assistant, Patricia Prentice.

**Agenda Item 2. Consideration and Approval of the January 28, 2020 Minutes.**

Dr. Criner noted a typo correction to agenda item number 4. “Dr. Pardue” should read “Mr. Pardue.” Mr. Chacon moved to accept the January 28<sup>th</sup>, 202 minutes with correction to agenda item 4, Dr. Skaggs seconded, and the motion passed unanimously to approve.

**Agenda Item 3. Executive Director’s Report.**

Mr. Helenberg started off his report by welcoming new board member, Ms. Victoria Whitehead to the board. Ms. Whitehead currently serves as the general counsel for the High Plains Water District and is a member in several associations. In addition, Ms. Whitehead serves in leadership roles as a member of the Junior League of Lubbock, Advisory Board for Alpha Pi Sorority, and the Lubbock Chamber of Commerce. The board welcomes Ms. Whitehead.

In staffing updates, Mr. Ernesto Palacios has taken on the role of CFO, returning to state service after retiring from the state, serving 28 years. He became a CPA in September 1998, and has held various positions such as Program Auditor, Financial Services Manager, Budget, Travel and Payroll Manager until ultimately serving as the Director of Financial Administration with the Texas Department of Housing and Community Affairs until his retirement in February 2020. Mr. Palacios has proven to be a very valuable asset to our team.

The board is currently undergoing a review from the Sunset Commission. Virtual meetings are being conducted with members of the staff and presiding officer of the board. The Sunset Commission is open to any comments from both the licensees and public.

Mr. Helenberg briefly spoke about the board’s current continuing education requirements, stating that the board has encouraged licensees to obtain as many of their hours as they can virtually. The board has suspended continuing education requirements during the Governor’s emergency declaration relating to the COVID-19 pandemic. We will continue to keep those requirements suspended until 45 days after the emergency declaration has been cancelled. Continuing education requirements will be further discussed by the board in agenda item number four.

The Executive Director gave the Board an overview of the proposed legislative appropriations request. State agencies had been instructed to cut their budgets in response to COVID-19 and Mr. Helenberg outlined the cuts the agency had already made. He also explained the exceptional items that were submitted for the 2022-2023 LAR report. Those items include

the restoration of the 5% reduction, additional funding for inspection travel and furniture in anticipation of the move to the new state office building, located at 1801 Congress Ave in 2022.

The board launched a new data system internally on 9/21 and hope to have the system open to the public in the coming week. An instructional video will be posted to the vet board website that will show how to access and navigate the new system.

The annual American Association of Veterinary State Board conference and meeting is being held virtually in 2020, Mr. Helenberg informed the board that they have complete access to the virtual conference presentations.

In closing, the Executive director looked back at the end of FY financials for the agency and the current numbers in each division. Stating that the board ended with 93% of the budget expended, not including the 5% cutbacks. With that 5% included the agency ended at 98% expended and right on the mark for the end of FY19. The licensing department currently has 8947 active licenses, Enforcement has closed out of all the 2018 cases, down to 45 open cases in 2019 and FY20 has 145 open cases. Enforcement also closed out 447 cases this FY, being more case driven while inspections have been halted during COVID-19. Lastly, the legal division currently has 373 pending cases and 207 of those cases are pending board action.

#### **Agenda Item 4. Discussion, recommendation, and possible action regarding proposed rule changes to be published in the Texas Register.**

##### **a. 573.64 Continuing Education Requirements (Amendment)**

The COVID-19 pandemic has brought into question 573.64 Continuing Education Requirements. Ms. Sharkey brought this rule up for discussion. Would the board like to modify or make any changes to this rule?

573.64 states the following:

##### *(a) Required Continuing Education Hours.*

*(1) Licensed Veterinarians. Seventeen (17) hours of acceptable continuing education shall be required annually for renewal of all types of Texas veterinary licenses, except as provided in subsection (b) of this section. Veterinary licensees who successfully complete the Texas State Board Licensing Examination shall receive credit for 17 continuing education hours for their first renewal year following licensure.*

*(2) Licensed Equine Dental Providers. Six (6) hours of acceptable continuing education shall be required annually for renewal of Texas equine dental provider licenses.*

*(3) Licensed Veterinary Technicians. Ten (10) hours of acceptable continuing education shall be required annually for renewal of Texas veterinary technician licenses.*

*(4) A licensee shall earn the required hours of acceptable continuing education during the renewal year immediately preceding the licensee's application for license renewal. Should a licensee earn acceptable continuing education hours during the year in excess of the required hours, the licensee may carry over and apply the excess hours to the requirement for the next renewal year. Licensees may carry over excess hours to the following renewal*

*year only and may not carry over more hours than the licensee is required to earn in a renewal year.*

*(5) Hardship extensions may be granted by appeal to the Executive Director of the Board. The executive director shall only consider requests for a hardship extension from licensees who were prevented from completing the required continuing education hours due to circumstances beyond the licensee's control. A hardship extension generally will not be allowed due to financial hardship or lack of time due to a busy professional or personal schedule. Requests for a hardship extension must be received in writing and in the Board offices by no later than the 15th day of the month three (3) months prior to the last day of the licensee's birth month. Should such extension be granted, twice the number of hours of continuing education required for a standard annual license renewal shall be obtained in the two-year period of time that includes the year of insufficiency and the year of extension. Licensees receiving a hardship extension shall maintain records of the continuing education obtained and shall file copies of these records with the Board by attaching the records to the license renewal application submitted following the extension year, or by sending them to the Board separately if the licensee submits his or her renewal application electronically (on-line).*

*(6) A military service member, as defined in Chapter 55, §55.001, of the Texas Occupations Code, has up to two years to complete the required continuing education requirements for each renewal year.*

*(7) Except as provided in subsection (a)(1) of this section, continuing education hours obtained prior to licensure in Texas may not be applied toward the required number of continuing education hours.*

*(b) Exemption from Continuing Education Requirements for Veterinary Licensees. A veterinary licensee is not required to obtain or report continuing education hours, provided that the veterinary licensee submits to the Board sufficient proof that during the preceding year the veterinary licensee was:*

*(1) in retired status;*

*(2) a veterinary intern or resident; or*

*(3) out-of-country on charitable, military, or special government assignments for at least nine (9) months in a year; or*

*(4) on inactive status. Veterinary licensees on inactive status may voluntarily acquire continuing education for purposes of reinstating his/her license to regular status.*

*(c) Make up Hours. The Board may require a licensee who does not complete the required hours of continuing education to make up the missed hours in later years. Hours required to be made up in a later year are in addition to the continuing education hours required to be completed in that year.*

An open discussion regarding the continuing education rule took place. Questions arose whether the Veterinary Board would allow all 17 hours of CE be taken virtually. Some members were concerned with the licensees not getting enough social interaction or vet-to-vet advice or learning.

Others voiced their opinion about some vets being in a rural area and how it is sometime difficult to travel long distances for conferences and can be a financial burden.

A point was brought up that the medical profession has adjusted to accept all hours of CE online, and that the Veterinary medical profession should consider being available to follow suit. The board agreed that some sort of compromise could be accomplished for this rule. When discussing the matter of CE requirements with many of the licensees in Texas, majority of the licensees have stated that they would like to see the end of in person continuing education courses. If courses are approved to continue virtually, the course itself will still have to be approved through the board to be valid. The version of the rule 573.64 that was provided to the board members is the current rule. There currently is no markup of the continuing education rule. The discussion about the continuing education rule, ended with the staff writing up 2 different versions to be presented at the next board meeting for the board to discuss/change and possibly publish to the Texas register for public comment before voting in as the new rule.

**Agenda Item 5. Discussion, recommendation and possible action regarding licensees and the number of times they are permitted to take the NAVLE exam.**

Dr. White presented the board with some information regarding the NAVLE exam. Stating that the AAVSB has a rule set in place that a licensee cannot take the NAVLE more than 5 times. The licensee must pass that exam within those 5 attempts to move forward with their license. Dr. White also pointed out that Texas currently does not currently have a rule in place for how many times a Texas licensee can take the NAVLE exam. He also presented the questions, should the board have a rule that mirrors the AAVSB requirements? And Should the board put a time frame on the time allotted to take the NAVLE after graduation?

Candice Simon presented information regarding this topic stating that the board is a member with ICVA, who is the holder of the NAVLE. ICVA sends out to all the state boards an agreement with their recommendations and guidelines with include the 5 attempts at taking the NAVLE exam and timelines. The board can either adopt their recommendations or choose to not adopt their recommendations as a state agency. Candice also stated that there are 14 states (Texas included) that will not accept scores from the NAVLE if taken over 5 times. ICVA will block a potential Texas licensee if they have taken the NAVLE more than 5 times and will also block a potential Texas licensee if transferring from another state which allows candidates to take the NAVLE more than 5 times. The board does not hear of these instances unless someone were to contact the board directly with questions.

The discussions ended with the board deciding on not placing restrictions on the NAVLE exam. Individuals will need to contact the board with special circumstances. Staff will work with the board's licensing committee to work out the specifics.

**Agenda Item 6. Discussion regarding non licensed equine dentistry.**

Dr. Mixon presented a letter from the board's EDP committee chairman, Carl Mitz. Dr. Mitz is a certified Equine Dental Provider and Director of Certification with the EDPA. The EDPA was founded in 2012 to provide continuing education and a board approved certifying entity for certifying equine dental providers in Texas. Dr. Mixon points out two rules regarding Equine Dental Providers in Texas, rule 801.260 which states that a EDP must be certified and licensed in

order to practice in state and rule 571.6 which states that EDP licensees must have 6 hours of approved CE annually. There has been a decrease in licensed EDP over the past 8 years, believed to be because of the lack of enforcement of the profession. Individuals are not participating in the licensing and certifications because they believe there will be no repercussions when they practice illegally in the state. Dr. Mixon suggested the possibility of doing a Public Education Campaign in 2021, volunteering to write articles and give public talks and commit to this cause for a year to try and provide the public with as much information on this issue as possible. Mr. Helenberg said that the staff can work with Dr. Mixon to get information put in a video or other publication that can get pushed out to the veterinarians and other licensees around the state. Mr. Helenberg also stated the board is in discussion with the Sunset Commission about some of these issues, and the enforcement provisions will have to be presented and settled within legislative session.

**Agenda Item 7. Discussion regarding medical review and informal conference process.**

Dr. Criner began the discussion with complements to the overall improved process, but also pointed out that the medical review sheets could also be revised to match the process. Ms. Sharkey stated that this is something that the staff could handle, and once completed a draft would be sent to all the medical reviewers to make sure all needs are met. The board discussed the forms might be beneficial if they are set up more in a template format so it could be easier for the informal conference staff to read and understand. The outcome was to make the medical review and informal conference process better and more consistent.

**Break for Recess—11:40am**

**Return from Recess—11:47am**

**Agenda Item 8. Consideration and approval of Agreed Orders.**

<u>Docket #</u>	<u>Case#</u>	<u>Name</u>	<u>License #</u>	<u>Practice City</u>
LA2020-107	N/A	Jaime Pickett, DVM	N/A	Henrico, VA
<i>Non-voting members:</i>		N/A		
DK2017-183	CP17-130	Myron Gomulak, DVM	8641	Gainesville, TX
<i>Non-voting members:</i>		N/A		
N/A	CP18-126	Diarra Blue, DVM	12985	Cypress, TX
<i>Non-voting members:</i>		N/A		
N/A	CP18-127	Michael Lavigne, DVM	13038	Cypress, TX
<i>Non-voting members:</i>		N/A		
N/A	CP18-131	Aubrey Ross, DVM	12768	Cypress, TX
<i>Non-voting members:</i>		N/A		
N/A	CP18-139	Reagan Vadell	13332	Dallas, TX
<i>Non-voting members:</i>		N/A		
N/A	CP18-290	Kirk Lewis, DVM	7473	Austin, TX
<i>Non-voting members:</i>		N/A		
N/A	CP18-313	Kimberly Claus, DVM	10867	Lewisville, TX
<i>Non-voting members:</i>		N/A		

<u>Docket #</u>	<u>Case#</u>	<u>Name</u>	<u>License #</u>	<u>Practice City</u>
DK2019-040	CP18-117	Luis Terrazas, DVM	10775	El Paso, TX
<i>Non-voting members:</i>		N/A		
DK2019-060	CP18-135	Ali Rohani, DVM	9257	Frisco, TX
<i>Non-voting members:</i>		N/A		
CD2019-081	N/A	Renee Humphries	N/A	N/A
<i>Non-Voting members:</i>		N/A		
DK2019-089	CP18-097	James Kaaz, DVM	7539	Montgomery, TX
<i>Non-voting members:</i>		N/A		
DK2019-092	CP17-290	Kristin Hummel, DVM	13859	Conroe, TX
<i>Non-voting members:</i>		N/A		
DK2019-097	CP18-344	Jennifer Evans, DVM	10098	San Antonio, TX
<i>Non-voting members:</i>		N/A		
DK2019-102	CP18-142	Jennifer Evans, DVM	10098	San Antonio, TX
<i>Non-voting members:</i>		N/A		
N/A	19-111	Ronald Preissinger, DVM	3801	Fort Worth, TX
<i>Non-voting members:</i>		N/A		
DK2019-114	CP18-200	Jason Schroeder, DVM	7576	Littlefield, TX
<i>Non-voting members:</i>		N/A		
N/A	19-128	Linda Smetak, DVM	5012	Midland, TX
<i>Non-voting members:</i>		N/A		
DK2019-128	CP19-338	Jonathan Dyes, DVM	7446	San Antonio, TX
<i>Non-voting members:</i>		N/A		
DK2019-129	CP19-238	John Montalbano, DVM	11256	Harlingen, TX
<i>Non-voting members:</i>		N/A		
DK2019-131	CP18-177	Noel Ramirez, DVM	12813	Mission, TX
<i>Non-voting members:</i>		N/A		
DK2019-134	CP-19-094	Kevin Beam, DVM	8730	Alvarado, TX
<i>Non-voting members:</i>		N/A		
DK2019-136	CP19-218	Nancy Carter, DVM	8113	Lindale, TX
<i>Non-voting members:</i>		N/A		
DK2019-142	CP19-337	Gregory Moore, DVM	5122	Southlake, TX
<i>Non-voting members:</i>		N/A		

The following agreed orders were pulled for executive session; LA2020-107, CP19-111, CP19-094, CP19-218, CP20-022, CP20-185 and CP20-234.

Dr. White recused himself from CP18-126, CP18-127, CP18-131 and CP19-218.

Mr. Chacon make a motion that the board approve the above agreed orders, with the exceptions of the few cases that were pulled for executive session, Dr. Mixon seconded the motion and the motion was unanimously approved.

**Agenda Item 9. Consideration and approval of cases recommended for dismissal by Enforcement.**

<u>Case #</u>	<u>Date Received</u>	<u>Case Type</u>	<u>Date Completed</u>	<u>Disposition</u>
19-363	██████	██████	██████	████████████████████ ████████████████████ ████████████████████
20-032	██████	██████	██████	████████████████████
20-036	██████	██████	██████	████████████████████
20-076	██████	████████████████████ ████████████████████	██████	████████████████████
20-150	██████	████████████████████	██████	████████████████████
20-160	██████	██████	██████	████████████████████
20-161	██████	██████	██████	████████████████████
20-253	██████	████████████████████	██████	████████████████████

No cases were pulled for Executive Session.

Mr. Chacon made a motion that the board approve the above enforcement dismissals. Dr. Skaggs seconded the motion, and the motion was unanimously approved.

**Agenda Item 10. Consideration and approval of cases recommended for dismissal from Legal.**

<u>Case #</u>	<u>Name</u>	<u>License #</u>	<u>Practice City</u>
<b>CP17-299</b>	████████████████████	██████	████████████████████
<i>Non-voting members:</i>	<i>N/A</i>		
<b>CP17-342</b>	████████████████████	██████	████████████████████
<i>Non-voting members:</i>	<i>Jessica Quillivan, DVM, Dr. Criner, DVM</i>		
<b>CP17-373</b>	████████████████████	██████	████████████████████
<i>Non-voting members:</i>	<i>Jessica Quillivan, DVM, Dr. Criner, DVM</i>		
<b>CP18-002</b>	████████████████████	██████	████████████████████
<i>Non-voting members:</i>	<i>Randall Skaggs, DVM</i>		
<b>CP18-068</b>	████████████████████	██████	████████████████████
<i>Non-voting members:</i>	<i>Randall Skaggs, DVM</i>		
<b>CP18-152</b>	████████████████████	██████	██████
<i>Non-voting members:</i>	<i>N/A</i>		
<b>CP18-216</b>	████████████████████	██████	████████████████████
<i>Non-voting members:</i>	<i>Randall Skaggs, DVM</i>		
<b>CP18-229</b>	████████████████████	██████	████████████████████
<i>Non-voting members:</i>	<i>Samantha Mixon, DVM</i>		
<b>CP18-234</b>	████████████████████	██████	████████████████████
<i>Non-voting members:</i>	<i>Randall Skaggs, DVM</i>		

<b>Case #</b>	<b>Name</b>	<b>License #</b>	<b>Practice City</b>
<b>CP18-235</b>	[REDACTED]	[REDACTED]	[REDACTED]
<i>Non-voting members:</i>	<i>Samantha Mixon, DVM</i>		
<b>CP18-237</b>	[REDACTED]	[REDACTED]	[REDACTED]
<i>Non-voting members:</i>	<i>Samantha Mixon, DVM</i>		
<b>CP18-244</b>	[REDACTED]	[REDACTED]	[REDACTED]
<i>Non-voting members:</i>	<i>Randall Skaggs, DVM</i>		
<b>CP18-250</b>	[REDACTED]	[REDACTED]	[REDACTED]
<i>Non-voting members:</i>	<i>Jessica Quillivan, DVM, Randall Skaggs, DVM</i>		
<b>CP18-252</b>	[REDACTED]	[REDACTED]	[REDACTED]
<i>Non-voting members:</i>	<i>Jessica Quillivan, DVM, Randall Skaggs, DVM</i>		
<b>CP18-253</b>	[REDACTED]	[REDACTED]	[REDACTED]
<i>Non-voting members:</i>	<i>Randall Skaggs, DVM</i>		
<b>CP18-255</b>	[REDACTED]	[REDACTED]	[REDACTED]
<i>Non-voting members:</i>	<i>Michael White, DVM</i>		
<b>CP18-256</b>	[REDACTED]	[REDACTED]	[REDACTED]
<i>Non-voting members:</i>	<i>Randall Skaggs, DVM</i>		
<b>CP18-262</b>	[REDACTED]	[REDACTED]	[REDACTED]
<i>Non-voting members:</i>	<i>Samantha Mixon, DVM</i>		
<b>CP18-263</b>	[REDACTED]	[REDACTED]	[REDACTED]
<i>Non-voting members:</i>	<i>Randall Skaggs, DVM</i>		
<b>CP18-294</b>	[REDACTED]	[REDACTED]	[REDACTED]
<i>Non-voting members:</i>	<i>Randall Skaggs, DVM</i>		
<b>CP18-296</b>	[REDACTED]	[REDACTED]	[REDACTED]
<i>Non-voting members:</i>	<i>Michael White, DVM</i>		
<b>CP18-297</b>	[REDACTED]	[REDACTED]	[REDACTED]
<i>Non-voting members:</i>	<i>Michael White, DVM</i>		
<b>CP18-299</b>	[REDACTED]	[REDACTED]	[REDACTED]
<i>Non-voting members:</i>	<i>Randall Skaggs, DVM</i>		
<b>CP18-307</b>	[REDACTED]	[REDACTED]	[REDACTED]
<i>Non-voting members:</i>	<i>Randall Skaggs, DVM</i>		
<b>CP18-309</b>	[REDACTED]	[REDACTED]	[REDACTED]
<i>Non-voting members:</i>	<i>Randall Skaggs, DVM</i>		
<b>CP18-312</b>	[REDACTED]	[REDACTED]	[REDACTED]
<i>Non-voting members:</i>	<i>Lynn Criner, DVM</i>		
<b>CP18-329</b>	[REDACTED]	[REDACTED]	[REDACTED]
<i>Non-voting members:</i>	<i>Randall Skaggs, DVM</i>		
<b>CP18-331</b>	[REDACTED]	[REDACTED]	[REDACTED]
<i>Non-voting members:</i>	<i>Randall Skaggs, DVM</i>		
<b>CP18-334</b>	[REDACTED]	[REDACTED]	[REDACTED]
<i>Non-voting members:</i>	<i>Randall Skaggs, DVM</i>		
<b>CP18-338</b>	[REDACTED]	[REDACTED]	[REDACTED]
<i>Non-voting members:</i>	<i>Randall Skaggs</i>		
<b>CP18-347</b>	[REDACTED]	[REDACTED]	[REDACTED]

<u>Case #</u>	<u>Name</u>	<u>License #</u>	<u>Practice City</u>
<i>Non-voting members:</i>	<i>N/A</i>		
<b>CP18-348</b>			
<i>Non-voting members:</i>	<i>N/A</i>		
<b>CP19-010</b>			
<i>Non-voting members:</i>	<i>Michael White, DVM</i>		
<b>CP19-012</b>			
<i>Non-voting members:</i>	<i>Randall Skaggs, DVM</i>		
<b>CP19-013</b>			
<i>Non-voting members:</i>	<i>Randall Skaggs, DVM</i>		
<b>CP19-014</b>			
<i>Non-voting members:</i>	<i>Randall Skaggs, DVM</i>		
<b>CP19-036</b>			
<i>Non-voting members:</i>	<i>Randall Skaggs, DVM</i>		
<b>CP19-040</b>			
<i>Non-voting members:</i>	<i>Michael White, DVM</i>		
<b>CP19-042</b>			
<i>Non-voting members:</i>	<i>Randall Skaggs, DVM</i>		
<b>CP19-056</b>			
<i>Non-voting members:</i>	<i>Randall Skaggs, DVM</i>		
<b>CP19-060</b>			
<i>Non-voting members:</i>	<i>Randall Skaggs, DVM</i>		
<b>CP19-062</b>			
<i>Non-voting members:</i>	<i>N/A</i>		
<b>CP19-065</b>			
<i>Non-voting members:</i>	<i>Randall Skaggs, DVM</i>		
<b>CP19-069</b>			
<i>Non-voting members:</i>	<i>Lynn Criner, DVM</i>		
<b>CP19-070</b>			
<i>Non-voting members:</i>	<i>Lynn Criner, DVM</i>		
<b>CP19-082</b>			
<i>Non-voting members:</i>	<i>Randall Skaggs, DVM</i>		
<b>CP19-087</b>			
<i>Non-voting members:</i>	<i>Michael White, DVM</i>		
<b>CP19-088</b>			
<i>Non-voting members:</i>	<i>Randall Skaggs, DVM</i>		
<b>CP19-089</b>			
<i>Non-voting members:</i>	<i>Michael White, DVM</i>		
<b>CP19-105</b>			
<i>Non-voting members:</i>	<i>Michael White, DVM</i>		
<b>CP19-123</b>			
<i>Non-voting members:</i>	<i>Lynn Criner, DVM</i>		
<b>CP19-152</b>			
<i>Non-Voting Members:</i>	<i>N/A</i>		

<b>Case #</b>	<b>Name</b>	<b>License #</b>	<b>Practice City</b>
<b>CP19-185</b>			
<i>Non-voting members:</i>	<i>Michael White, DVM</i>		
<b>CP19-189</b>			
<i>Non-voting members:</i>	<i>Randall Skaggs, DVM</i>		
<b>CP19-196</b>			
<i>Non-voting members:</i>	<i>Lynn Criner, DVM</i>		
<b>CP19-204</b>			
<i>Non-voting members:</i>	<i>Jessica Quillivan, DVM</i>		
<b>CP19-219</b>			
<i>Non-voting members:</i>	<i>N/A</i>		
<b>CP19-262</b>			
<i>Non-voting members:</i>	<i>Michael White, DVM</i>		
<b>CP19-287</b>			
<i>Non-voting members:</i>	<i>Randall Skaggs, DVM</i>		
<b>CP19-293</b>			
<i>Non-voting members:</i>	<i>Jessica Quillivan, DVM</i>		
<b>CP19-306</b>			
<i>Non-voting members:</i>	<i>N/A</i>		
<b>CP19-331</b>			
<i>Non-voting members:</i>	<i>Randall Skaggs, DVM</i>		
<b>CP19-358</b>			
<i>Non-voting members:</i>	<i>N/A</i>		
<b>CP19-359</b>			
<i>Non-voting members:</i>	<i>Samantha Mixon, DVM</i>		
<b>CP19-366</b>			
<i>Non-voting members:</i>	<i>Randall Skaggs, DVM</i>		
<b>CP19-369</b>			
<i>Non-voting members:</i>	<i>N/A</i>		
<b>CP19-387</b>			
<i>Non-voting members:</i>	<i>Samantha Mixon, DVM</i>		
<b>CP19-394</b>			
<i>Non-voting members:</i>	<i>Michael White, DVM</i>		
<b>CP19-396</b>			
<i>Non-voting members:</i>	<i>N/A</i>		
<b>CP19-397</b>			
<i>Non-voting members:</i>	<i>N/A</i>		
<b>CP20-004</b>			
<i>Non-Voting Members:</i>	<i>N/A</i>		
<b>CP20-007</b>			
<i>Non-voting members:</i>	<i>Randall Skaggs, DVM</i>		
<b>CP20-012</b>			
<i>Non-Voting Members:</i>	<i>N/A</i>		
<b>CP20-037</b>			

<u>Case #</u>	<u>Name</u>	<u>License #</u>	<u>Practice City</u>
<i>Non-Voting Members:</i>	<i>N/A</i>		
<b>CP20-028</b>	[REDACTED]	[REDACTED]	[REDACTED]
<i>Non-voting members:</i>	<i>Samantha Mixon, DVM</i>		
<b>CP20-040</b>	[REDACTED]	[REDACTED]	[REDACTED]
<i>Non-Voting Members:</i>	<i>N/A</i>		
<b>CP20-047</b>	[REDACTED]	[REDACTED]	[REDACTED]
<i>Non-Voting Members:</i>	<i>N/A</i>		
<b>CP20-059</b>	[REDACTED]	[REDACTED]	[REDACTED]
<i>Non-voting members:</i>	<i>Michael White, DVM</i>		
<b>CP20-063</b>	[REDACTED]	[REDACTED]	[REDACTED]
<i>Non-Voting Members:</i>	<i>N/A</i>		
<b>CP20-093</b>	[REDACTED]	[REDACTED]	[REDACTED]
<i>Non-Voting Members:</i>	<i>N/A</i>		
<b>CP20-099</b>	[REDACTED]	[REDACTED]	[REDACTED]
<i>Non-Voting Members:</i>	<i>N/A</i>		
<b>CP20-102</b>	[REDACTED]	[REDACTED]	[REDACTED]
<i>Non-Voting Members:</i>	<i>N/A</i>		
<b>CP20-103</b>	[REDACTED]	[REDACTED]	[REDACTED]
<i>Non-voting members:</i>	<i>Samantha Mixon, DVM</i>		
<b>CP20-105</b>	[REDACTED]	[REDACTED]	[REDACTED]
<i>Non-voting members:</i>	<i>Michael White, DVM</i>		
<b>CP20-106</b>	[REDACTED]	[REDACTED]	[REDACTED]
<i>Non-voting members:</i>	<i>Randall Skaggs, DVM</i>		
<b>CP20-107</b>	[REDACTED]	[REDACTED]	[REDACTED]
<i>Non-voting members:</i>	<i>Randall Skaggs, DVM</i>		
<b>CP20-108</b>	[REDACTED]	[REDACTED]	[REDACTED]
<i>Non-voting members:</i>	<i>Randall Skaggs, DVM</i>		
<b>CP20-109</b>	[REDACTED]	[REDACTED]	[REDACTED]
<i>Non-voting members:</i>	<i>Randall Skaggs, DVM</i>		
<b>CP20-113</b>	[REDACTED]	[REDACTED]	[REDACTED]
<i>Non-voting members:</i>	<i>Randall Skaggs, DVM</i>		
<b>CP20-114</b>	[REDACTED]	[REDACTED]	[REDACTED]
<i>Non-voting members:</i>	<i>Randall Skaggs, DVM</i>		
<b>CP20-117</b>	[REDACTED]	[REDACTED]	[REDACTED]
<i>Non-Voting Members:</i>	<i>N/A</i>		
<b>CP20-122</b>	[REDACTED]	[REDACTED]	[REDACTED]
<i>Non-voting members:</i>	<i>Lynn Criner, DVM</i>		
<b>CP20-124</b>	[REDACTED]	[REDACTED]	[REDACTED]
<i>Non-voting members:</i>	<i>Randall Skaggs, DVM</i>		
<b>CP20-127</b>	[REDACTED]	[REDACTED]	[REDACTED]
<i>Non-voting members:</i>	<i>Randall Skaggs, DVM</i>		
<b>CP20-128</b>	[REDACTED]	[REDACTED]	[REDACTED]
<i>Non-Voting Members:</i>	<i>N/A</i>		

<b>Case #</b>	<b>Name</b>	<b>License #</b>	<b>Practice City</b>
<b>CP20-132</b>			
<i>Non-Voting Members:</i>	<i>N/A</i>		
<b>CP20-140</b>			
<i>Non-Voting Members:</i>	<i>N/A</i>		
<b>CP20-149</b>			
<i>Non-voting members:</i>	<i>Lynn Criner, DVM</i>		
<b>CP20-152</b>			
<i>Non-voting members:</i>	<i>Michael White, DVM</i>		
<b>CP20-154</b>			
<i>Non-voting members:</i>	<i>Randall Skaggs, DVM</i>		
<b>CP20-155</b>			
<i>Non-Voting Members:</i>	<i>N/A</i>		
<b>CP20-163</b>			
<i>Non-voting members:</i>	<i>Randall Skaggs, DVM</i>		
<b>CP20-169</b>			
<i>Non-voting members:</i>	<i>Michael White, DVM</i>		
<b>CP20-174</b>			
<i>Non-voting members:</i>	<i>Randall Skaggs, DVM</i>		
<b>CP20-176</b>			
<i>Non-voting members:</i>	<i>N/A</i>		
<b>CP20-189</b>			
<i>Non-Voting Members:</i>	<i>N/A</i>		
<b>CP20-190</b>			
<i>Non-voting members:</i>	<i>Randall Skaggs, DVM</i>		
<b>CP20-195</b>			
<i>Non-Voting Members:</i>	<i>N/A</i>		
<b>CP20-201</b>			
<i>Non-Voting Members:</i>	<i>N/A</i>		
<b>CP20-202</b>			
<i>Non-Voting Members:</i>	<i>N/A</i>		
<b>CP20-203</b>			
<i>Non-Voting Members:</i>	<i>N/A</i>		
<b>CP20-204</b>			
<i>Non-voting members:</i>	<i>Randall Skaggs, DVM</i>		
<b>CP20-219</b>			
<i>Non-Voting Members:</i>	<i>N/A</i>		
<b>CP20-223</b>			
<i>Non-voting members:</i>	<i>Randall Skaggs, DVM</i>		
<b>CP20-227</b>			
<i>Non-Voting Members:</i>	<i>N/A</i>		
<b>CP20-231</b>			
<i>Non-voting members:</i>	<i>N/A</i>		
<b>CP20-232</b>			

<b>Case #</b>	<b>Name</b>	<b>License #</b>	<b>Practice City</b>
<i>Non-voting members:</i>	<i>N/A</i>		
<b>CP-20-235</b>			
<i>Non-voting members:</i>	<i>Randall Skaggs, DVM</i>		
<b>CP20-237</b>			
<i>Non-voting members:</i>	<i>Randall Skaggs, DVM</i>		
<b>CP20-240</b>			
<i>Non-voting members:</i>	<i>N/A</i>		
<b>CP20-243</b>			
<i>Non-voting members:</i>	<i>N/A</i>		
<b>CP20-244</b>			
<i>Non-voting members:</i>	<i>Michael White, DVM</i>		
<b>CP20-250</b>			
<i>Non-voting members:</i>	<i>Randall Skaggs, DVM</i>		
<b>CP20-251</b>			
<i>Non-voting members:</i>	<i>Randall Skaggs, DVM</i>		
<b>CP20-251</b>			
<i>Non-voting members:</i>	<i>Randall Skaggs, DVM</i>		
<b>CP20-257</b>			
<i>Non-voting members:</i>	<i>Randall Skaggs, DVM</i>		
<b>CP20-260</b>			
<i>Non-voting members:</i>	<i>Michael White, DVM</i>		
<b>CP20-264</b>			
<i>Non-voting members:</i>	<i>N/A</i>		
<b>CP20-264</b>			
<i>Non-voting members:</i>	<i>N/A</i>		
<b>CP20-266</b>			
<i>Non-voting members:</i>	<i>N/A</i>		
<b>CP20-268</b>			
<i>Non-voting members:</i>	<i>N/A</i>		
<b>CP20-271</b>			
<i>Non-voting members:</i>	<i>N/A</i>		
<b>CP20-284</b>			
<i>Non-voting members:</i>	<i>N/A</i>		
<b>CP20-286</b>			
<i>Non-voting members:</i>	<i>N/A</i>		
<b>CP20-290</b>			
<i>Non-voting members:</i>	<i>N/A</i>		
<b>CP20-291</b>			
<i>Non-voting members:</i>	<i>N/A</i>		
<b>CP20-293</b>			
<i>Non-voting members:</i>	<i>N/A</i>		
<b>CP20-299</b>			
<i>Non-voting members:</i>	<i>N/A</i>		

<b>Case #</b>	<b>Name</b>	<b>License #</b>	<b>Practice City</b>
<b>CP20-302</b>	[REDACTED]	[REDACTED]	[REDACTED]
<i>Non-voting members:</i>	<i>N/A</i>		
<b>CP20-303</b>	[REDACTED]	[REDACTED]	[REDACTED]
<i>Non-voting members:</i>	<i>N/A</i>		
<b>CP20-316</b>	[REDACTED]	[REDACTED]	[REDACTED]
<i>Non-voting members:</i>	<i>N/A</i>		
<b>CP20-323</b>	[REDACTED]	[REDACTED]	[REDACTED]
<i>Non-voting members:</i>	<i>N/A</i>		
<b>CP20-327</b>	[REDACTED]	[REDACTED]	[REDACTED]
<i>Non-voting members:</i>	<i>Jessica Quillivan, DVM</i>		
<b>CP20-328</b>	[REDACTED]	[REDACTED]	[REDACTED]
<i>Non-voting members:</i>	<i>N/A</i>		
<b>CP20-330</b>	[REDACTED]	[REDACTED]	[REDACTED]
<i>Non-voting members:</i>	<i>N/A</i>		
<b>CP20-339</b>	[REDACTED]	[REDACTED]	[REDACTED]
<i>Non-voting members:</i>	<i>N/A</i>		
<b>CP20-345</b>	[REDACTED]	[REDACTED]	[REDACTED]
<i>Non-voting members:</i>	<i>N/A</i>		
<b>CP20-349</b>	[REDACTED]	[REDACTED]	[REDACTED]
<i>Non-voting members:</i>	<i>N/A</i>		
<b>CP20-375</b>	[REDACTED]	[REDACTED]	[REDACTED]
<i>Non-voting members:</i>	<i>N/A</i>		
<b>CP20-393</b>	[REDACTED]	[REDACTED]	[REDACTED]
<i>Non-voting members:</i>	<i>N/A</i>		
<b>CP20-403</b>	[REDACTED]	[REDACTED]	[REDACTED]
<i>Non-voting members:</i>	<i>N/A</i>		

The following dismissals were pulled for executive session; CP18-152, CP18-187, CP18-309, CP18-329, CP19-056, CP19-060, CP19-082, CP19-094, CP19-111, CP19-218, CP19-123, CP19-189, CP19-287, CP19-297, CP20-004, CP20-007, CP20-022, CP20-093, CP20-106, CP20-107, CP20-127, CP20-185, CP20-190, CP20-234, CP20-237, CP20-250, and CP20-268.

Sue Allen recused herself from CP18-216, and CP20-202.

Victoria Whitehead recused herself from CP18-329.

Dr. Criner recused herself from CP19-082 and CP19-189.

Dr. White recused himself from CP20-099, CP20-128 and CP20-195.

Mr. Chacon make a motion that the board approve the above dismissals, with the exceptions of the seven cases that were pulled for executive session, Dr. Mixon seconded the motion and the motion was unanimously approved.

**Agenda Item 11. Consideration and approval of Cease-and-Desist letters.**

<u>Case #</u>	<u>Docket #</u>	<u>Name</u>	<u>License #</u>	<u>Practice City</u>
CP18-332	████	██████████████	████	████
CP18-353	████	██████████	████	████
CP18-404	████	██████████████	████	████
CP19-113	████	██████████	████	████
CP19-318	████	██████████	████	████
CP19-361	████	██████████████	████	████
CP19-367	████	██████████████	████	████
CP19-379	████	██████████	████	████
CP19-393	████	██████████████	████	████
CP20-049	████	██████████	████	████
CP20-075	████	██████████████	████	████
CP20-172	████	██████████	████	████
CP20-173	████	██████████	████	████
CP20-197	████	██████████	████	████
CP20-229	████	██████████████	████	████
CP20-236	████	██████████	████	████
CP20-252	████	██████████████	████	████
CP20-261	████	██████████	████	████
CP20-281	████	██████████████	████	████
CP20-344	████	██████████	████	████

No cases were pulled for Executive Session.

Mr. Chacon made a motion that the board approve the above cease and desist letters. Dr. Skaggs seconded the motion, and the motion was unanimously approved.

**Agenda Item 12. Citizen Comments.**

**Jodi Ware**—Ms. Ware came before the board and presented a public comment regarding cases that are given to the board for dismissal. Ms. Ware gave her opinion on the organization and format; stating that each case being dismissed should be categorized to reflect how the decision was made for each case to be dismissed.

Ms. Ware provided an example with case number 19-293, stating that this case was dismissed after being seen by informal conferences twice and should be reflected as such instead of being written as dismissed by legal.

**David Sessum, LVT— Mr. Sessum spoke on several quick points, including the following:**

"I would like to address the board regarding the use of proper nomenclature in a veterinary practice from a public protection standpoint. The public deserves the right to know the education and licensure of individuals employed in a veterinary practice working with their pets or livestock when choosing a veterinary practice. Veterinary clinics using the correct nomenclature is a step to educate and protect the public."

"I would like it noted that the LVT Advisory Committee was left off of the Sunset Review Self Report. I believe this to simply be an error, but in future matters, the LVT advisory committee should be an advisory committee utilized by TBVME as required by statute."

Mr. Sessum also spoke about limits for taking VTNE's—making sure vet techs are properly licensed to practice veterinary medicine and adding scope of practice for Equine Dental Providers.

**Agenda Item 13. Discussion of possible agenda items for future board meetings.**

New Proposal for continuing education rule discussed in agenda item 4.

**Agenda Item 14. Executive Session to discussion and contemplated litigation and personnel matters.**

*The board entered closed session to discuss items 8-11 at 12:03pm.*

**Agenda Item 15. Return from Executive Session to report or discuss further actions to be taken following Executive Session.**

*The board returned from Executive Session at 1:53 pm. There was no action taken in Executive Session.*

**Agenda Item 8. Consideration and approval of Agreed Orders.**

*The following agreed orders were pulled for executive session; LA2020-107, CP19-111, CP19-094, CP19-218, CP20-022, CP20-185 and CP20-234.*

*Mr. Chacon made a motion that the board approve the agreed orders pulled and discussed at Executive Session. Dr. Mixon seconded the motion, and the motion was unanimously approved.*

**Agenda Item 10. Consideration and approval of cases recommended for dismissal from Legal.**

*The following dismissals were pulled for executive session; CP18-152, CP18-187, CP18-309, CP18-329, CP19-056, CP19-060, CP19-082, CP19-094, CP19-111, CP19-218, CP19-123, CP19-189, CP19-287, CP19-297, CP20-004, CP20-007, CP20-022, CP20-093, CP20-106, CP20-107, CP20-127, CP20-185, CP20-190, CP20-234, CP20-237, CP20-250, and CP20-268.*

*Cases CP18-309, CP19-082, CP19-287, CP20-007, CP20-106, CP20-107, CP20-190 and CP20-268 were removed from voting for further discussion.*

*Mr. Chacon make a motion that the board approve dismissals pulled for Executive Session, except for CP18-309, CP19-082, CP19-287, CP20-007, CP20-106, CP20-107, CP20-190 and CP20-268. Dr. White seconded the motion, and the motion was unanimously approved.*

### **Agenda Item 16. Adjourn**

Dr. Criner made a motion to dismiss the 09.22.2020 board meeting, Dr. Mixon seconded the motion and the motion was unanimously approved.

The 09.22.2020 board meeting was adjourned at 1:56pm.