

**BOARD OF VETERINARY EXAMINERS**  
Professional and Vocational Licensing Division  
Department of Commerce and Consumer Affairs  
State of Hawaii

MINUTES OF MEETING

Date: Wednesday, August 16, 2017

Time: 10:12 a.m.

Place: Queen Liliuokalani Conference Room  
King Kalakaua Building  
335 Merchant Street, 1<sup>st</sup> Floor  
Honolulu, Hawaii 96813

Present: Jenee Odani, D.V.M., Chairperson  
Alan Kaufman, D.V.M., Member  
Leianne K. Lee Loy, D.V.M., Member  
Alicia C. Maluafiti, Member  
Shari Wong, Deputy Attorney General ("DAG")  
Lynn Bhanot, Executive Officer  
Lori Nishimura, Secretary

Guests: Sam Geiling, Windward Community College, Vet Tech Program  
Jeane Abby, Guest

Agenda: The agenda for this meeting was filed with the Office of the Lieutenant Governor, as required by Hawaii Revised Statutes ("HRS") section 92-7(b).

Call to Order: There being a quorum present, the meeting was called to order at 10:12 a.m. by Chairperson Dr. Odani.

Approval of Minutes of the April 19, 2017 Board Meeting: After discussion, it was moved by Dr. Kaufman, seconded by Dr. Lee Loy, and unanimously carried to approve the April 19, 2017 meeting minutes as circulated.

Election of Board Vice-Chairperson: As former Board Vice-Chairperson Wendy Mah's term expired on June 30, 2017, Chairperson Dr. Odani requested that Board members could either indicate their interest in or nominate member(s) for the position of Board Vice-Chairperson. It was moved by Dr. Lee Loy, and seconded by Ms. Maluafiti to nominate Dr. Kaufman for the position of Board Vice-Chairperson. Dr. Kaufman expressed his interest in the position. No further members expressed an interest and no further nominations were made for the position of Board Vice-Chairperson; thus,

Dr. Kaufman was elected as Board Vice-Chairperson by unanimous vote.

The following agenda item was taken out of order to accommodate/alleviate the wait time for guest, Sam Geiling.

Old Business:      A.      Sam Geiling – Re: Implementation of the Vet Tech Bill

Ms. Sam Geiling, President of the Hawaii Veterinary Technician Association (“HVTA”), was welcomed by the Board. Ms. Geiling provided her handout (*Highlights of the Vet Tech Bill:*) to the Board.

Ms. Geiling informed the Board that she has been receiving lots of emails concerning the VTNE (Veterinary Technician National Examination), again expressing her desire for the Board to start the process such as creating a registration/application form.

Discussion ensued concerning the enforcement of Veterinary Technicians. This enforcement/regulation, by the Regulated Industries Complaints Office, may be a title protection only, being that effective July 1, 2018, anyone working for a veterinary facility must become credentialed in order to call themselves a Vet Tech, Veterinary Technician, or Registered Veterinary Technician. This will not change the scope of practice of a current veterinary technician who may not be credentialed as they will still be able to perform the same tasks, but legally may not use the title vet tech.

Ms. Geiling briefly mentioned that there may be a new national movement to standardize states; to change vet techs to vet nurses.

Further discussion ensued on the clarification of “practical experience”, the length of that experience (e.g. #hours/week). Executive Officer Bhanot informed Ms. Geiling that vet tech is a separate program; this Board does not have jurisdiction, and that this Board has offered to assist in creating the registration/application form.

After discussion, Ms. Geiling stated that she will email the Executive Officer information pertaining to the five years or more of practical experience in Hawaii.

Ms. Geiling was thanked for attending today's meeting.

B. American Association of Veterinary State Boards ("AAVSB")

1) 2017 AAVSB Annual Meeting and Conference in San Antonio, Texas on September 14-16, 2017

Executive Officer Bhanot reminded the Board that the 2017 AAVSB Annual Meeting and Conference will be held on September 14-16, 2017 in San Antonio, Texas. She stated that subsequent to the Board's last meeting, Chairperson Dr. Odani volunteered to attend the meeting and conference via the AAVSB delegate funding program and further that her travel has been approved by the Director of the Department of Commerce and Consumer Affairs.

Executive Officer Bhanot stated that due to a conflict in her schedule, she is not able to attend this meeting and conference. Ms. Bhanot informed Chairperson Dr. Odani to submit a travel report outlining the significance of the meeting and conference.

The Board resumed the original order of the meeting agenda.

At 10:48 a.m., it was moved by Vice-Chairperson Dr. Kaufman, seconded by Ms. Maluafiti, and unanimously carried for the Board to enter into Executive Session to consider and evaluate personal information relating to individuals applying for licensure in accordance with HRS section 92-5(a)(1), and to consult with the Board's attorney on questions and issues pertaining to the Board's powers, duties, privileges, immunities, and liabilities in accordance with HRS section 92-5(a)(4).

EXECUTIVE SESSION

At 11:16 a.m., it was moved by Ms. Maluafiti, seconded by Vice-Chairperson Dr. Kaufman, and unanimously carried for the Board to move out of Executive Session.

Applications:

A. Approval for State Board Examination

After discussion, it was moved by Ms. Maluafiti, seconded by Vice-Chairperson Dr. Kaufman, and unanimously

carried to approve the following applications for State Board examination:

- (1) CAGE, Kristen T.
- (2) TOWNSLEY, Gregg A.

B. Ratification of Issued Temporary Permit

After discussion, it was moved by Ms. Maluafiti, seconded by Vice-Chairperson Dr. Kaufman, and unanimously carried to ratify the following issued temporary permits:

- (1) LESTER, Chad G.
- (2) YOUNG, Gabriel J.

C. Ratification of Issued License

After discussion, it was moved by Ms. Maluafiti, seconded by Vice-Chairperson Dr. Kaufman, and unanimously carried to ratify the following issued licenses:

- (1) BARNETT, Ryan M.
- (2) DEHNZ, Ann Marie L.
- (3) HICKS, Melisa S.
- (4) INTONGKUM, Piyalak
- (5) MACGREGOR, Earladeen N. C.
- (6) MAYS, Shannon E.
- (7) NISHIMURA, Jennifer L.

Old Business:

A. Sam Geiling – Re: Implementation of the Vet Tech Bill

This agenda item was previously discussed.

B. American Association of Veterinary State Boards (“AAVSB”)

- 1) 2017 AAVSB Annual Meeting and Conference in San Antonio, Texas on September 14-16, 2017

This agenda item was previously discussed.

New Business:

A. RICO Veterinary Examiners Advisory Committee – Effective January 1, 2018

After discussion, it was moved by Vice-Chairperson

Dr. Kaufman, seconded by Ms. Maluafiti, and unanimously carried to approve the list of members of the RICO Veterinary Examiners Advisory Committee and addendum, which includes any additional interim appointees that RICO deems necessary to aid in its investigations.

- Correspondence: A. June 5, 2017 letter from Jung-Won Choi, D.V.M.  
Re: "Does your State's veterinary law allows Pet owners to administer subcutaneous injection without vet's supervision?".

Executive Officer Bhanot stated an email inquiry was received from Jung-Won Choi, D.V.M. who asked "Does your State's veterinary law allows Pet owners to administer subcutaneous injection without vet's supervision?".

After discussion, the Board referenced the following citation to HRS Chapter 471, which set forth the practice of veterinary medicine.

HRS Section 471-1 states as follows:

"Practice of veterinary medicine" means the diagnosis or treatment for the prevention, cure, or relief of, or the giving of advice concerning, a disease, pain, injury, deformity, or other physical condition of an animal, or a change of a physical characteristic of an animal for cosmetic or utility purposes. It includes medical, surgical, and dental care of animals;"

In accordance with HAR section 16-201-90, the above interpretation is for informational and explanatory purposes only. It is not an official opinion or decision, and thus, is not to be viewed as binding on the Board.

- B. July 12, 2017 email from Aleisha Swartz  
Re: Sponsored Vet.

Executive Officer Bhanot stated an email inquiry was received from Aleisha Swartz, through Chairperson Dr. Odani, who asked "how it works to 'sponsor' a vet under your license?".

After discussion, the Board informally opined that the specific exemption that may apply to her inquiry is described in HRS section 471-2(5), which states in pertinent part, that nothing in the licensing statute prevents or prohibits:

"Any person licensed to practice veterinary medicine in any state, or any certified scientist or professional in animal care, from practicing in this State when in actual consultation with or under the sponsorship of veterinarians of this State; provided that the person licensed from another state, or the certified scientist or professional in animal care, shall not open an office, or appoint a place to meet patients, or receive calls within the limits of the State;" (emphasis added).

In accordance with HAR section 16-201-90, the above interpretation is for informational and explanatory purposes only. It is not an official opinion or decision, and thus, is not to be viewed as binding on the Board.

C. July 20, 2017 email from Leianne Lee Loy, D.V.M.  
Re: Licensing Board Topic.

Executive Officer Bhanot stated an email from Dr. Lee Loy was received to inform the Board the discussion occurring with the FTC's (Federal Trade Commission) Economic Liberty Task Force regarding license portability, "looking at options to reduce burdens associated with state-specific occupational licensing". The FTC Task Force is looking at options for "streamlining licensing across state lines, such as reciprocity and license portability."

Dr. Lee Loy stated she participated in the webcast that occurred on July 27, 2017. The Board thanked Dr. Lee Loy for participating and sharing discussions occurring with the FTC Task Force regarding license portability and for keeping the Board updated on the potential impact to veterinarians and veterinary technicians.

D. July 24, 2017 email from Jenee S. Odani, D.V.M.  
Re: "whether or not a non-DVM can collect semen from a horse and provide artificial insemination services?".

Executive Officer Bhanot stated an email inquiry was received from Jutta Mueller, through Chairperson Dr. Odani, who asked "whether or not a non-DVM can collect semen from a horse and provide artificial insemination services?".

After discussion, the Board informally opined that HRS Chapter 471 and HAR Chapter 101 do not specifically address this inquiry. The Board encouraged the inquirer to seek private legal counsel for any further guidance or assistance in interpreting the Board's statutes and rules.

In accordance with HAR section 16-201-90, the above interpretation is for informational and explanatory purposes only. It is not an official opinion or decision, and thus, is not to be viewed as binding on the Board.

Continuing Education:

B. Approval of CE courses – New Applications

1) 2017 AHVMA Annual Conference

Executive Officer Bhanot stated an application for approval of continuing education was received from American Holistic Veterinary Medical Association ("AHVMA"). After a brief review of the application, Vice-Chairperson Dr. Kaufman commented that he believes he is not adequately qualified to examine the request; Dr. Lee Loy commented that she will be recusing herself from the vote. After discussion, the Board was not able to reach a consensus to approve or deny the courses offered and also noted that AHVMA has indicated that they have applied with AAVSB for RACE approval; whereby if RACE approval is granted, this continuing education from AHVMA would be accepted by this Board, pursuant to HRS section 471-1.

Examinations:

A. Results of the State Veterinary Licensing Examination Administered on January 19, 2017

Candidates Eligible:	1
Exams Administered:	1
Successful:	1
Failed:	0
No Shows:	0

Results of the State Veterinary Licensing Examination  
Administered on January 20, 2017 (Amended)

Candidates Eligible:	4
Exams Administered:	3
Successful:	3
Failed:	0
No Shows:	1

Results of the State Veterinary Licensing Examination  
Administered on April 21, 2017

Candidates Eligible:	5
Exams Administered:	4
Successful:	4
Failed:	0
No Shows:	1

Results of the State Veterinary Licensing Examination  
Administered on May 19, 2017

Candidates Eligible:	5
Exams Administered:	5
Successful:	5
Failed:	0
No Shows:	0

Results of the State Veterinary Licensing Examination  
Administered on June 16, 2017

Candidates Eligible:	1
Exams Administered:	1
Successful:	1
Failed:	0
No Shows:	0

Results of the State Veterinary Licensing Examination  
Administered on July 21, 2017

Candidates Eligible:	5
Exams Administered:	3
Successful:	2
Failed:	1
No Shows:	2



Next Board Meeting: Wednesday, October 18, 2017  
Queen Liliuokalani Conference Room  
King Kalakaua Building  
335 Merchant Street  
Honolulu, Hawaii 96813

Adjournment: There being no further discussion, the meeting adjourned at 12:15 p.m.

Taken and recorded by:

/s/ Lori Nishimura

\_\_\_\_\_  
Lori Nishimura, Secretary

Reviewed and approved by:

/s/ Lynn Bhanot

\_\_\_\_\_  
Lynn Bhanot, Executive Officer

LB:ln

09/14/17

[ X ] Minutes approved as is.  
[ ] Minutes approved with changes. See Minutes of \_\_\_\_\_