

**MINUTES, North Carolina Veterinary Medical Board
Raleigh, North Carolina, April 7, 2016**

At 8:00 a.m., President Kim D. Gemeinhardt, DVM called to order the regular meeting of the North Carolina Veterinary Medical Board. In attendance were the following Board members: Drs. William K. Dean, Susan K. Bull, Jane A. Barber, R. Douglas Meckes; and Mrs. Katie O. Morgan. Also present were Board Attorney, Mr. George Hearn, and Executive Director, Mr. Thomas Mickey.

Dr. Gemeinhardt reviewed with the Board the Governor's and the North Carolina Board of Ethics' statement on recognizing and avoiding conflicts of interest. She also reviewed G.S. § 90-179 of the North Carolina Veterinary Practice Act.

On motion by Dr. Bull, seconded by Mrs. Morgan, the minutes for the February 11, 2016 Board meeting were approved.

In the absence of Joseph P. Jordan, PhD., Executive Director of the N.C. Veterinary Health Program (NCPHP), Dr. Barber reported on information on how other states and Boards deal with driving while impaired

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charges. She discussed how this information relates to the provisions in the Veterinary Practice Act set forth in G.S. § 90-187.15(c)(iii) and (iv).

At 8:20 a.m. Board member Dwight E. Cochran, DVM joined the meeting.

Report of Committee on Investigations No. 5

2015042-5 **Elizabeth Ann Rinker, DVM** (Belmont Animal

Hospital) – Board initiated complaint - Dismissed

2015046-5 **Ina (Maria) Broadwell Mendoza, DVM** (Stage Road

Animal Hospital) – Dr. Stacy Furgang – Letter of caution

Dr. Dean made a motion to accept the report of Committee on Investigations No. 5. Mrs. Morgan seconded the motion. The motion was passed unanimously.

Dr. Cochran left the meeting at 8:30 a.m.

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At 8:30 a.m. Mrs. Kelly Loftis joined the meeting. Mrs. Loftis is the widow of former Board member Jonathan Loftis, RVT, who, at the time of his sudden death in March, was the Deputy Director of the Board. Dr. Kim Gemeinhardt presented Mrs. Loftis a plaque for his service as a Board member. Mrs. Loftis expressed her appreciation to the Board, and after the Board members expressed their sympathy to her, she left the meeting at 8:45 a.m.

The Board Investigator reported on his activities since the last meeting.

Dr. Meckes discussed with the Board his difficulties in filling veterinary positions in the Veterinary Diagnostic Laboratory System because of the eligibility requirements for these positions. The personnel requirements of the Human Resources Department limit applicants for some veterinary positions in the State Laboratory System to those persons who are licensed or who are eligible for a license by this Board. This limitation appears to be preventing the Laboratory System from hiring some highly qualified veterinarians who are ineligible for licensure because they have

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graduated from an unaccredited veterinary college in a foreign country.

Some of these positions are going unfilled and are in danger of being eliminated. The Laboratory System needs to be able to employ qualified veterinarians to help fulfill its mission of providing veterinary laboratory services for the State and its citizens. The Board discussed this issue generally. Among the ideas discussed was the possibility of adopting a rule for granting a limited veterinary license as currently authorized by G.S. § 90-181(4). The Board staff and attorney will work on this issue with Dr. Meckes.

The Board revisited who would represent the Board at the September 22-24, 2016, meeting of the American Association of Veterinary State Boards (AAVSB), and at the Federation of Associations of Regulatory Boards (FARB) Conference on September 29-October 2, 2016. Dr. Gemeinhardt (AAVSB Board member), Dr. Bull (delegate), and Mr. Mickey will represent the Board at the AAVSB meeting; and Dr. Dean and Dr. Barber will represent the Board at the FARB meeting.

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At 9:35 a.m. the Board recessed for a break and reconvened at 9:50 a.m.

At 9:55 a.m., pursuant to G.S. § 143-318.11(a)(3), Dr. Barber made a motion, seconded by Dr. Dean, and unanimously passed, to enter into closed session for discussion of acquisition of real property.

At 10:20 a.m. the Board reconvened in open session.

Dr. Bull made a motion, seconded by Dr. Barber, to approve the discussion of the closed session and its directions to its attorney. The motion was passed unanimously.

The Executive Director reported on operational and administrative activities of the Board since the February 11, 2016 Board meeting. He distributed a financial report which the Board reviewed and discussed.

Dr. Dean presented an idea to the Board that it should formally recognize veterinarians for exceptional deeds performed by them in their

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professional activities by presenting them with a plaque or an award. Mrs. Morgan made a motion to establish a “Shining Star” award as proposed by Dr. Dean. Following discussion the motion was tabled to allow for further research on what the North Carolina Veterinary Medical Association and other Boards award. This will be discussed at the next Board meeting.

The Board reviewed the request from Cara L. Ahn, DVM for an extension of time to complete her continuing education requirements for the 2016 renewal period. Dr. Barber made a motion to grant her an extension until May 31, 2016, contingent upon her providing proof of registration for the May, 2016 conference Dr. Ahn referenced in her letter. The motion was seconded by Dr. Meckes and unanimously approved.

At 11:30 a.m. the Board recessed for a break and reconvened at 11:35 a.m.

The Executive Director reported on a meeting of the Joint Legislative Administrative Procedure Oversight Committee of the North Carolina General Assembly. He presented copies of Draft Bill 2015-TQz-40 [v.7]

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and Draft Bill 2015-SBz-21 [V.6]. These measures if adopted would affect certain aspects of most occupational licensing boards. No further action was taken.

At 12:03 p.m. the Board recessed for lunch and reconvened at 12:40 p.m.

Dr. Bull recused herself from the discussion concerning Mark E. Forde, DVM and left the room. The Board then reviewed Dr. Forde's request for an extension of time to complete his continuing education requirements for the 2016 renewal period. Dr. Dean made a motion to grant him an extension until May 13, 2016. Dr. Barber seconded the motion and the motion passed. A letter will be sent to Dr. Forde reminding him of the seriousness of this matter and that he is required to pay the \$50.00 late fee. Dr. Bull returned to the meeting following the vote on this request.

On behalf of Joseph P. Jordan, PhD., the Executive Director of the N.C. Veterinary Medical Board, presented the NCVHP report to the members of the Board.

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With the Board having received no public comment to the proposed rule amendment, Dr. Barber made a motion to approve the rule change to 21 NCAC 66.0105 entitled, "Current Information required by the Board". Dr. Bull seconded the motion and it passed unanimously.

Dr. Dean made a motion to approve the expenses for the Board Meeting, which was seconded by Dr. Barber. The motion was passed unanimously.

Report of Committee on Investigations No. 2

2014054-2 **Poppy Masterson, DVM** (Affordable Animal Care Spay
Neuter Clinic) – Mr. & Mrs. Randy Nevils – Continued

Report of Committee on Investigations No. 1

2015039-1 **Melissa Bame Massey, DVM** (Alamance Countryside
Mobile Veterinary Service) – Ms. Tina L. Brantley –
Continued

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2015044-1 **Charles Thomas Steinman, DVM** (Salisbury Animal

Hospital) – Mr. Franklin White – No probable cause

Dr. Gemeinhardt recused herself from the discussion
concerning James G. Schmunk, DVM and left the room.

2015040-1 **James G. Schmunk, DVM** (North Davidson Veterinary

Hospital) – Ms. Megan Bostick - No probable cause

Dr. Gemeinhardt returned to the meeting.

Dr. Meckes made a motion to accept the report of the Committee on
Investigations No. 1 with Dr. Gemeinhardt recusing herself from voting on
Complaint 2015040-1. The motion was seconded by Mrs. Morgan. The
motion passed unanimously.

At 1:15 p.m., pursuant to G.S. § 90-143-318.11(a)(3), Dr. Bull made a
motion, seconded by Dr. Meckes, and unanimously passed, to enter into
closed session for discussion of an annual employee compensation review.

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At 2:00 p.m. the Board reconvened in open session.

The Board having no further business, upon motion of Dr. Dean,
seconded by Dr. Bull, the meeting was adjourned at 2:15 p.m.

Respectfully Submitted,

Thomas M. Mickey
Executive Director