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Public Meeting Minutes
Thursday April 13, 2023

<p>Members Present: Dr. David Tubman, <i>Member</i> Dr. David Diamond, <i>Chair</i> Dr. Candance Sloane, <i>Public Member</i> Dr. Stephanie Kube, <i>member</i></p> <p>Members Absent: Dr. Rachel Orłowski, <i>Member</i></p>	<p>Administrative Staff Present: Keith Gleason, <i>Executive Director</i> Milla Lewis, <i>Admin Assistant</i> Jenna Hentoff, <i>Board Counsel</i></p>
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All Board members and staff appeared by videoconference.

The meeting was called to order by the chair at 9:33 A.M.

- 1) **Review public minutes of the meeting March 9, 2023.**
 - a) The Executive Director asked that the Board table the minutes to be reviewed with the April minutes at the May meeting.
- 2) **Executive Director Administrative Report**
 - a) Open Meeting Law Remote Provisions Extended
 - The Executive Director stated the provision for allowance of remote meetings has been extended until March 2025 so it will be feasible for the May meeting to be accessible in person as well as remotely.
 - b) Webpage Improvement Update
 - The Executive Director notified the Board that the DOL initiative to improve Board websites for usage and accessibility via mobile devices is underway and he will update the Board as it progresses.
- 3) **Legal Counsel Report**
 - a) Counsel’s report was deferred to the discussion on regulations later in the meeting.
- 4) **Reviewed/Discussed Board Correspondence**
 - a) Dr. Cathryn Cleveland, email inquiry regarding veterinary facilities.
 - After discussion, the Board directed staff and Counsel to refer Dr. Cleveland to the minimum requirements in the Board’s regulations for facilities, including the requirement

to have a medical director. The Board stated that such facilities should have the equipment and ability to provide services commensurate with the level of care to be provided and further stated it would be subject to inspections as any other facility.

- b) Dr. Chelsea Mullen, email inquiry regarding any Board requirements to practice VSMT and animal chiropractics.
 - The Board members commented that animal chiropractics is not a recognized veterinary specialty and directed staff to refer the inquiry to the Chiropractors Board.
- c) Hinkley Allen PC email inquiry as to whether licensees may practice without a DEA license and MCSR.
 - After discussion, noting that the DEA license and MCSR are required for both administration and prescription, the Board directed staff and Counsel to respond as to the limitations of a veterinarian in practice without a DEA license and MCSR.
- d) Jocelyn Burkit email inquiry regarding the Board’s requirements to conduct ultrasounds, aspirates and cystocentesis
 - The Board members responded that the mentioned procedures, including performing ultrasounds, cystocentesis and aspirations are already within the purview of a licensed veterinarian and may be performed by a non-licensee under a licensed veterinarian’s supervision but for any diagnosis or treatment based on those procedures. Counsel and staff will respond accordingly.

5) Reviewed/Discussed

- Regulation Review
 - Counsel discussed the draft amendments to the Board’s regulations at 256 CMR 2.00, 3.00, 4.00, 5.00, 7.00, 8.00, 9.00 and 10.00 and reviewed any amendments to the drafts since the Board’s last meeting.
 - The Board further discussed the definition of “Owner Consent” and tabled further consideration until the May meeting.

6) Matters not reasonably anticipated 48 hours in advance of the meeting.

- The Executive Director presented a petition from Dr. Elizabeth Bohart to reinstatement her license to a current status from probation in connection with a consent agreement she entered into with the Board in March 2021. After discussion, Dr. Sloane made a motion, seconded by Dr. Tubman, to reinstate her license in accordance with the completion of terms of the consent agreement. The motion passed unanimously.

7) Investigative Conference (M.G.L. c. 112, § 65C – Closed session)

At 10:44 A.M., the Chair announced that the rest of the meeting will be for discussion of items in closed session, and upon conclusion, the Board would adjourn.

Dr. Tubman made a motion, seconded by Dr. Sloane, to enter Investigative Conference.

The motion passed unanimously.

- a) Discussion of complaints prior to the issuance of an order to show cause

Docket	Determination	Recusal
2022-000695-IT-ENF	Dismiss	
2023-000039-IT-ENF	Refer to prosecutions	Dr. Kube
2023-000052-IT-ENF	Refer to prosecutions; open new complaint	
2023-000104-IT-ENF	Dismiss	Dr. Kube
2023-000109-IT-ENF	Return to investigations	
2023-000157-IT-ENF	Refer to prosecutions	
2023-000179-IT-ENF	Refer to prosecutions	

8) Adjournment – the next scheduled meeting is May 11, 2023.

At 1:40 P.M., Dr. Kube made a motion, which was seconded, and the members unanimously voted to adjourn the meeting.

Meeting minutes signed by:



Board Chair, Dr. David Diamond

List of Documents Used During the Public Meeting:

- Meeting Agenda
- Correspondences
- Draft Board regulations, 256 CMR 2.00, 3.00, 4.00, 5.00, 7.00, 8.00, 9.00 and 10.00