South Carolina Department of Labor, Licensing and Regulation Board of Veterinary Medical Examiners Teleconference Committee Meeting Minutes June 3, 2022

Public notice of this meeting was properly posted at the S.C. Board of Veterinary Medical Examiners office, Synergy Business Park, Kingstree Building, and on the board website and provided to all requesting persons, organizations, and news media in compliance with Section 30-4-80 of the South Carolina Freedom of Information Act. Members of the public who wish to attend may do so by telephone. The telephone number and access code are provided on the posted agenda.

COMMITTEE MEMBERS PRESENT:

W. Marshall Liger, LVT - Chair Elizabeth Fuller, DVM Tracie Quick, DVM Bethany Tapp, DVM Scott Bryant, DVM Melissa Entrekin, LVT Nikki Milligan, DVM Denise Wilkinson, PawMetto Lifeline Ginger Macaulay, DVM Boyd Parr, DVM Adrienne Kruzer, LVT Rob Presley, DVM Zohra Badat, LVT Susan Etherton, LTV

SCLLR STAFF PRESENT:

Hardwick Stuart, Office of Advice Counsel Meredith Buttler, Board Administrator Jacqulyn White, Program Coordinator Katie Philips, Office of Government Affairs

PRESENT:

Robin Reibold, Court Reporter Marie Queen, SC Association of Veterinarians Barbara Nelson, SPCA Joe Elmore, Charleston Animal Society

CALL TO ORDER: Chairman Liger called the meeting to order at 1:06 p.m.

APPROVAL OF AGENDA

Motion: To approve the agenda. Kruzer/Fuller/Approved.

INTRODUCATION OF COMMITTEE MEMBERS

The committee and LLR staff members introduced themselves.

REGULATION 120-1 AND 120-9

Ms. Buttler provided an explanation of the new proposal for Regulations 120-8(D) which removes the tasks by supervision section and replaces it with simplified language reflective of SC Code of Law 40-69-270(C). The proposed language places the responsibility on the licensed veterinarian to ensure any unlicensed veterinary aide is properly trained for the tasks delegated to them. This is in accordance with statute and does not prohibit licensed veterinarians from delegating tasks to qualified individuals possessing documentation of training/certification/qualifications. This would give flexibility to large and rural veterinarians to train their aides as needed without repercussions from the Board.

If complaints are filed against an unlicensed veterinary aide, the violation verified and there is no documentation of qualification of the unlicensed veterinary aide, the Board would be able to issues a specific C&D to the unlicensed aide to cease task until they have received the necessary training to qualify them and a complaint against the licensed veterinarian would be pursued for violation of 40-69-270.

In accompaniment to the revised regulation proposal, Ms. Buttler shared a mock-up of a supervision delegation guidelines document reflecting the prior work done by the committee. This document breaks out the individual tasks and what the recommended supervision level is for unlicensed veterinary aides. Ms. Buttler stated, this is similar to what the Dental Board uses for unlicensed dental assistants. Mr. Stuart confirmed for the committee that he believed this was the best way to go in respect to SC Code of Law 40-69-270(C).

The committee discussed the need to include "immediate or direct" supervision in the new proposed 120-8(D)(1) and adding in language of "supervision in accordance with Board issued guidelines". Mr. Stuart advised against addition of language as it would contradict the allowance of SC Code of Law 40-69-270(C).

Motion: To commit to working on 120-8(D) as proposed.

Entrekin/Quick Abstained: Bryant/Tapp/Milligan Approved.

- <u>Motion</u>: To approve Regulation 120-8(D)(1) as proposed. Fuller
- Motion: To amend motion to include accept Regulation 120-8(D)(1) with the modification of "providing patient care". Fuller/Entrekin Opposed: Bryant Approved.
- Motion: To approve Regulation 120-8(D)(2) as proposed Kruzer/Entrekin/Approved.

In review of 120-8(D)(3) language, Ms. Entrekin proposed adding in the additional tasks the committee previously approved as "unlicensed veterinary aides shall not" into the proposed language. Dr. Fuller and Dr. Quick stated the language as proposed prevented unlicensed aides from performing tasks restricted to

licensed veterinarians and by adding the additional tasks to 120-8(D)(3) it might hinder rural and large animal veterinarians ability to provide care.

Motion: To approve Regulation 120-8(D)(3) as proposed.

Bryant/Fuller Opposed: Entrekin/Presley/Kruzer/Badat Approved.

Mr. Stuart recommended move the proposed Regulations 120-9(A)(4)(b) regarding recognition of licensed veterinary specialists to Regulation 120-9(B).

Motion: To approve Regulation 120-9(A)(4)(b) as proposed but move it to Regulation 120-9(B). Fuller/Quick/Approved.

Ms. Buttler stated at the March 24, 2022 Board meeting, Dr. Fuller had presented the issue of microchip insertion delegation and the Board had asked the committee to include in the regulation amendments.

<u>Motion</u>: To include microchip insertion in the indirect supervision section for licensed veterinary technicians. Kruzer/Fuller/Approved.

PUBLIC COMMENTS

Ms. Nelson with SPCA addressed the committee regarding it charge to review the shortage of veterinarians. Ms. Nelson stated there is an ample workforce of aides in the industry and encouraged the committee to expand the unlicensed veterinary aides' abilities as there is not enough licensed veterinary technicians available in the State.

NEXT MEETING

Ms. Buttler will compile the committees work and schedule another committee meeting if required. Committee members and the public will be notified in accordance with SC Freedom of Information Act, Section 30-4-80.

Adjournment

Motion: To adjourn.

Fuller/Macaulay/Approved.

The Board meeting was adjourned at 3:00 p.m.