

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

BOARD MEETING AGENDA

Date: April 8, 2022

Time: 10:00 a.m.

In-Person Meeting Location: Queen Liliuokalani Conference Room
HRH King Kalakaua Building
335 Merchant Street, First Floor
Honolulu, HI 96813

Virtual Participation: Virtual Videoconference Meeting - Zoom Webinar (use link below)
<https://dcca-hawaii-gov.zoom.us/j/98414085430>

Phone: 1+(346) 248-7799
Meeting ID: 984 1408 5430

In light of the COVID-19 pandemic, protecting the health and safety of the community is of utmost concern. If you wish to submit written testimony on any agenda item, please email your testimony to veterinary@dcca.hawaii.gov or submit by hard copy mail to: Attn: Hawaii Board of Veterinary Medicine, P.O. Box 3469, Honolulu, HI 96801, at least 24 hours prior to the meeting to ensure that it can be distributed to the Board members.

INTERNET ACCESS:

To view the meeting and provide live oral testimony, please use the link at the top of the agenda. You will be asked to enter your name. The Board requests that you enter your full name, but you may use a pseudonym or other identifier if you wish to remain anonymous. You will also be asked for an email address. You may fill in this field with any entry in an email format, e.g., *****@***mail.com.

Your microphone will be automatically muted. When the Chairperson asks for public testimony, you may click the Raise Hand button found on your Zoom screen to indicate that you wish to testify about that agenda item. The Chairperson will individually enable each testifier to unmute their microphone. When recognized by the Chairperson, please unmute your microphone before speaking and mute your microphone after you finish speaking.

PHONE ACCESS:

If you cannot get internet access, you may get audio-only access by calling the Zoom Phone Number listed at the top on the agenda.

Upon dialing the number, you will be prompted to enter the Meeting ID which is also listed at the top of the agenda. After entering the Meeting ID, you will be asked to either enter your panelist number or wait to be admitted into the meeting. You will not have a panelist number. So, please wait until you are admitted into the meeting.

When the Chairperson asks for public testimony, you may indicate you want to testify by entering “*” and then “9” on your phone’s keypad. After entering “*” and then “9”, a voice prompt will let you know that the host of the meeting has been notified. When recognized by the Chairperson, you may unmute yourself by pressing “*” and then “6” on your phone. A voice prompt will let you know that you are unmuted. Once you are finished speaking, please enter “*” and then “6” again to mute yourself.

For both internet and phone access, when testifying, you will be asked to identify yourself and the organization, if any, that you represent. Each testifier will be limited to five minutes of testimony per agenda item.

If connection to the meeting is lost for more than 30 minutes, the meeting will be continued on a specified date and time. This information will be provided on the Board’s website at http://cca.hawaii.gov/pvl/boards/veterinary/meeting_schedule/.

Instructions to attend State of Hawaii virtual board meetings may be found online at <https://cca.hawaii.gov/pvl/files/2020/08/State-of-Hawaii-Virtual-Board-Attendee-Instructions.pdf>.

If you need an auxiliary aid/service or other accommodation due to a disability, contact Kerrie Shahan at (808) 586-2705, or email optometry@dcca.hawaii.gov as soon as possible, preferably within two (2) business days of the meeting. If a response is received after that date, we will try to obtain the auxiliary aid/service or accommodation, but we cannot guarantee that the request will be fulfilled. Upon request, this notice is available in alternate formats such as large print, Braille, or electronic copy.

1. Call to Order

A. Approval of the March 11, 2022 Public and Executive Session Meeting Minutes.

The Board may enter into Executive Session 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 Hawaii Revised Statute (“HRS”) section 92-5(a)(4).

2. Applications

The Board may move 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).

A. Ratification of Issued Licenses

- i. Pleto, Anna L.
- ii. Gupta, Sumeet
- iii. Johnson, Kim D.
- iv. Armendariz Peavy, Aria
- v. Lee, Luke S.H.
- vi. Scharf, Valery F.
- vii. Hannam, Mikaela L.

B. Approval of Restoration Application

None

C. Application Review

- i. Horner, Candice E.

3. Examinations

A. Results of the State Veterinary Licensing Examination on March 18, 2022.

4. Correspondence

A. Stephen Cital - March 21, 2022 Email

Does the Board have an official statement or opinion on the use of "veterinary nurse" rather than the defined title in your state?

If your state also has title protection for the term "nurse" in the human medical context, is the Board inclined to enforce title protection for those using "nurse" in the veterinary context with or without the prefix "veterinary"?

B. Melissa Shelley, DVM – March 25 Email

Is direct supervision by a veterinarian required for a veterinary technician for the following:

1. Performance of therapeutic laser treatment/cold laser therapy/photobiomodulation
2. Performance of and/or owner instruction of therapeutic exercises. Examples:
 - a. Range of motion

- b. Basic massage techniques
- c. Strengthening exercises (sit-to-stand, lay-to-stand, 3-legged standing, etc.)

3. Monitoring/supervision of patient in underwater treadmill or pool

5. Legislation

A. HB2319 HD1

Requires the department of agriculture to be responsible for all neighbor island inspection permit fees for service animals that are located in the State and are being transported for release at Kona, Kahului, or Lihue airports. (Tracking)

The bill was passed with amendments by the Committee on Agriculture (AGR) on February 4, 2022. The amendment added a section 3 with appropriated funds to cover the cost of implementing the bill and changed the effective date to July 1, 2050. On February 18, 2022 the Committee on Consumer Protection & Commerce (CPC) recommended the bill be passed and referred it to the FIN Committee which unanimously approved the CPC report.

No update as of 3/30/2022

B. SB609

Provides veterinarians who provide emergency care to an animal immunity from civil liability in the absence of gross negligence. (Support)

To date this bill has not been scheduled.

C. HB472_HD1

Exempts telehealth-related gifts from procurement requirements. Codifies the authorization of advanced practice registered nurses to use telehealth to assist a patient, including those advanced practice registered nurses who are not licensed in the State, under certain conditions. Makes permanent certain telehealth-related exemptions for licensed health professions issued by recent gubernatorial proclamation. (Oppose)

To date this bill has not been scheduled.

D. HB1598

Authorizes the board to grant temporary courtesy and relief permits for out-of-state veterinarians. (Support)

The bill was heard by Committee on Consumer Protection & Commerce (CPC) on February 8, 2022 and passed with amendments suggested by the HVMA.

SB298 SD1 was received from the Senate and passed 1st reading on March 10th. On March 11th SB2798 SD 1 was referred to the Agriculture and Environment (AEN) and the Consumer Protection & Commerce (CPN) committees.

E. SB2798

Authorizes the board to grant temporary courtesy and relief permits for out-of-state veterinarians. (Support)

The bill was heard by the Committee on Agriculture and Environment (AEN) on February 7, 2022 and passed unamended. The bill passed AEN's second reading on February 18, 2022 and was referred to the Committee on Consumer Protection & Commerce (CPN). CPN passed the bill with amendments suggested by the HVMA, the Department of Agriculture and the Board on February 23, 2022.

On March 8th the House received the bill from the Senate, passing 1st reading on March 10th at which time it was referred to the Agriculture (AGR) committee. The bill was heard on March 18th with the AGR committee passing with all but two (2) the Board's suggested amendments (not included were the fees and making the bill effective upon passage for all but 471-A and 471-B). The bill passed second reading as HD1 on March 22nd.

The Bill was heard by CPN on March 30th. The Committee accepted recommended amendments, but also included a defective date of January 1, 2050 and indicated a discussion on the effective date in Conference.

F. HB1715 HD1

Limits civil and criminal liability for persons who remove unattended animals from motor vehicles that are in physical danger if the actions are reasonable, in good faith, and in accordance with other requirements. (Tracking)

The bill was heard by the Agriculture and Environment (AGR) and passed with amendments on February 9, 2022. The amendments are non-substantial and change the effective date to July 1, 2050. The bill passed second reading and was referred to JHA on January 16, 2022.

No update as of 3/30/2022

G. SB2837 SD1

Establishes a spay neuter special fund and allows funds from an income tax check-off to be deposited into a special fund. (Tracking)

The Committee on Agriculture and Environment (AEN) passed the bill with amendments on February 14, 2022. The bill passed AEN's second reading on February 18, 2022 and was referred to the Committee on Ways and Means (WAM). WAM passed the bill with amendments on February 23, 2022. The amendments are non-substantial and change the effective date for sections 4 and 5 of July 1, 2022.

WAM submitted its report on March 4th recommending passage upon the 3rd reading. On March 8th, WAM's report was adopted and the bill passed third reading and was transmitted to the House. On March 10th the SD1 passed the 1st reading in the House and was referred to the Agriculture (AGR) committee. The AGR passed the bill with amendments on March 18th. On March 22nd, the bill passed 2nd reading as amended HD1 and was referred to the Finance (FIN) committee.

The amended bill inserts language to require the Department of Land and Natural Resources, in collaboration with animal welfare groups and organizations, to conduct a point-in-time count of feral cats per main island by June 30, 2023 and to report its findings to the Legislature prior to the Regular Session of 2024.

6. Executive Officer's Report

7. Next Meeting

Friday, May 13, 2022

10:00 a.m.

Queen Liliuokalani Conference Room

King Kalakaua Building

335 Merchant Street, 1st Floor

Honolulu, Hawaii 96813

(Videoconference Meeting

Zoom Webinar – TBD)

10. Adjournment

3/31/2022

If you need an auxiliary aid/service or other accommodation due to a disability, contact Kerrie E. Shahan at (808)586-2705 and veterinary@dcca.hawaii.gov of the Board of Veterinary Medicine as soon as possible, preferably within two (2) business days of the meeting. If a response is received after that date, we will try to obtain the auxiliary aid/service or accommodation, but we cannot guarantee that the request will be fulfilled.

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