



New Mexico Regulation and Licensing Department
BOARDS AND COMMISSIONS DIVISION
NEW MEXICO BOARD OF PODIATRY
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New Mexico Board of Podiatry
Regular Meeting
Friday, April 28, 2017
Regulation and Licensing Department
Hearing Rm 1
Santa Fe, NM

I. CALL TO ORDER

At 1:30 p.m. on Friday, April 28, 2017 Board Chair Janet Simon, DPM called the meeting of the New Mexico Board of Podiatry to order.

II. ROLL CALL

MEMBERS PRESENT:

Janet Simon, DPM
David Schulhofer, DPM
Joel Wilner, DPM
Frank Kunc, Public Member
Judy Frakes, Public Member

STAFF PRESENT:

Cynthia Graystone, Board Administrator
Marcus Erickson, Compliance officer
Trinkie Ruiz, Licensing Specialist

OTHERS PRESENT:

Jennie Lusk, Assistant Attorney General

Roll call was taken by Cynthia Graystone and a quorum was determined present.

III. APPROVAL OF THE AGENDA

Dr. Schulhofer made a **MOTION** to approve the agenda as written. Dr. Wilner **SECONDED** the motion which was **PASSED** by **UNANIMOUS APPROVAL**.

IV. APPROVAL OF MINUTES

December 2, 2016

Dr. Wilner made a **MOTION** to approve the minutes of the December 2, 2016 meeting, Dr. Schulhofer **SECONDED** the motion which **PASSED** by **UNANIMOUS APPROVAL**.

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V. PROPOSED RULES

- Part 1 General Provisions
- Part 3 License by Exam
- Part 4 License by Reciprocity
- Part 5 Temporary License and Emergency License
- Part 8 Continuing Education
- Part 10 Lapse of License and Reinstatement
- Part 11 Disciplinary Proceedings
- Part 12 Management of Medical Records

Discussion was held on the proposed rule changes and this item was tabled. The rules committee, Assistant Attorney General Jennie Lusk, Marcus Erickson, Compliance officer and the board administrator will schedule a rules committee meeting to continue working on the language of the rules to be amended.

VI. NEW BUSINESS

a) Open Meetings Resolution 2017-2018 - Dr. Wilner made a **MOTION** to approve and accept the Open Meetings Resolution Dr. Schulhofer **SECONDED** the motion which **PASSED** by **UNANIMOUS APPROVAL**.

b) Ratification of Licenses Issued December 2, 2016- April 27, 2017 - Dr. Wilner made a **MOTION** to ratify licenses issued December 2, 2016- April 27, 2017 Dr. Schulhofer **SECONDED** the motion which **PASSED** by **UNANIMOUS APPROVAL**.

c) Election of Officers - Dr. Wilner made a **MOTION** to keep Dr. Simon as board chair Mr. Kunc **SECONDED** the motion which was **PASSED** by **UNANIMOUS APPROVAL**.

Mr. Kunc made a **MOTION** to elect Dr. Schulhofer to the complaint committee Dr. Simon **SECONDED** the motion which was **PASSED** by **UNANIMOUS APPROVAL**.

d) North Carolina Dental Board Case - Dr. Simon reported the concerns of many professionals at the Washington DC Federation of Podiatric Conference that she attended in March in regards to the NC Dental board case. Assist. AG Lusk and Board Administrator Graystone assured the board that New Mexico Risk Management defense covers the legal actions of board members.

VII. EXECUTIVE SESSION

Dr. Simon **MOTIONED** that the New Mexico Board of Podiatry close the meeting pursuant to NMSA 1978, Section 10-15-1.H (1) of the Open Meetings Act authorizing closed session to discuss the matters related to the issuance, suspension, renewal, and revocation of a license for the matters listed on the agenda. Dr. Wilner **SECONDED** motion. Motion **PASSED**.

ROLL CALL VOTE:

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Dr. Simon-yes
Dr. Schulhofer-yes
Dr. Wilner-yes
Mr. Kunc-yes
Ms. Frakes-yes

At 2:45 p.m. the board returned to open session and Dr. Simon stated for the record, that the only matters discussed in the executive session were limited to those specified on the agenda.

VIII. DECISION ON MATTERS DISCUSSED IN EXECUTIVE SESSION

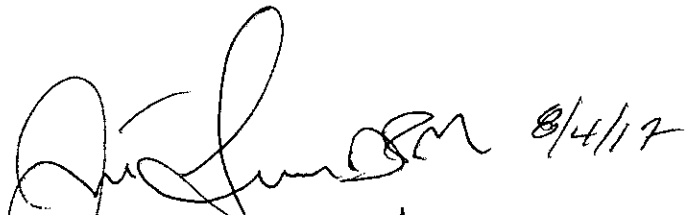

P-16-03-COM - Mr. Kunc made a **MOTION** to close the case. Dr. Wilner **SECONDED** the motion which **PASSED** by **UNANIMOUS APPROVAL**.

P-16-02-COM - Mr. Kunc made a **MOTION** to table case P-16-02-COM and for Compliance to send a 3rd response request letter. Dr. Wilner **SECONDED** the motion which **PASSED** by **UNANIMOUS APPROVAL**.

XI. PUBLIC COMMENT

X. ADJOURN

The meeting was adjourned at 3:05 p.m.

 8/4/17
 8/1/17