



New Mexico Regulation and Licensing Department

BOARDS AND COMMISSIONS DIVISION

New Mexico Board of Podiatry

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New Mexico Podiatry Board
BOARD MEETING DRAFT MINUTES
Friday August 5, 2016
Santa Fe, NM

I. CALL TO ORDER

At 1:30 p.m. the Board Chair, Dr. Janet Simon, DPM called the August 5, 2016 meeting of the New Mexico Board of Podiatry to order.

II. ROLL CALL

MEMBERS PRESENT: Dr. Janet Simon, DPM
Dr. Joel Wilner, DPM
Judy Frakes, Public Member

MEMBERS ABSENT: Dr. David Schulhofer, DPM
Frank Kunc, Public Member

STAFF PRESENT: Cynthia Graystone, Board Administrator
Tamara Neville, Licensing Specialist

OTHERS PRESENT:

Roll Call was taken by Cynthia Graystone and a quorum was determined present.
(Refer to sign-in Sheet for Other Guests)

III. APPROVAL OF AGENDA

Dr. Wilner made a **MOTION** to approve the agenda. Ms. Frakes **SECONDED** the motion which was **PASSED** by **UNANIMOUS APPROVAL**.

Amendments: None

IV. APPROVAL OF MEETING MINUTES

Approval of April 1, 2016 Regular Meeting Minutes.

Dr. Wilner made a **MOTION** to approve the minutes of the April 1, 2016 regular meeting as written. Ms. Frakes **SECONDED** the motion which was **PASSED** by **UNANIMOUS APPROVAL**.

V. NEW BUSINESS

A. Ratification and approval of licensure.

Dr. Wilner made a **MOTION** to ratify and approve **Initial Licenses for the following:**

Ratification of Licensure

389 Mark C Margiotta
391 Haywan Chiu
392 Dustin R. Hubbard
387 Matthew S Spiva
388 Frank A. Sheaffer
390 Tyler J Hille
386 Devin S Bland

Temporary License

T-1662 Victor K Myers
T-1663 Leilani P Magat
T-1664 Megan E Allen
T-1661 Jared E Leber

Ms. Frakes **SECONDED** the motion which was **PASSED** by **UNANIMOUS APPROVAL**

B. Discuss and schedule rule change on proposed amendments to Title 16- Occupational and Professional Licensing, Chapter 21 Podiatrists.

Dr. Simon acknowledged the presents of Chris Trujillo and Brianna Harrand of the Department of Health who have worked with the Prescription Monitoring Program (PMP) committees recommendations of Senate Bill 263 to meet the requirements of legislation that passed this year that requires a practitioner to check the PMP if prescribing an opiate for 4 days or more and review PMP report every 3 months for chronic opiate users.

Dr. Simon and the rules committee made some minor language and grammar changes to the rules in preparation of the rule change.

The Board approved a date of December 2, 2016 for a rule hearing and regular meeting in Albuquerque at the Regulation and Licensing office at 1:30pm.

VI. **EXECUTIVE SESSION**

Dr. Wilner made a **MOTION** to close the New Mexico Board of Podiatry meeting and enter into Executive Session to discuss the items listed in the agenda. Pursuant to Sections 10-15-1.H(1) of the Open Meetings Act authorizing closed sessions for matters related to issuance, suspension, renewal, revocation of a license.

Ms. Frakes **SECONDED** the motion, which was **PASSED** by **UNANIMOUS APPROVAL**.

Board Administrator took a roll call vote to enter into Executive Session.

Roll Call Vote:

AYE - Dr. Janet Simon, DPM
AYE - Judy Frakes, Public Member
AYE – Dr. Joel Wilner, DPM

Let the record show that at 2:03 p.m. the Board entered into closed session and the recorder has been turned off.

A. **EXECUTIVE SESSION ITEMS:**
Review of License Application

App-001

Settlements Agreements

P-13-11-01

P-13-10-01

P-14-05-01

P-14-12-01

Complaints

P-15-06-COM

Back in Open Session

Let the record show that the recorder is back on. The New Mexico Board of Podiatry is back in open session. The time was 2:31pm Pursuant to 10-15-1 H 1 & 3 of the Open Meetings Act the matters discussed in the closed meeting were limited only to the items listed in the motion.

VII. **BOARD ACTION ON MATTERS DISCUSSED IN EXECUTIVE SESSION**

APP-001

Dr. Wilner made a **MOTION** to approve APP-001 when complete. Ms. Frakes **SECONDED** the motion, which was **PASSED** by **UNANIMOUS APPROVAL**.

P-13-10-01

Dr. Wilner made a **MOTION** to accept settlement 13-10-01 with the change to the passing score of 90% on the jurisprudence exam. Ms. Frakes **SECONDED** the motion, which was **PASSED** by **UNANIMOUS APPROVAL**.

P-13-11-01, P-14-05-01, P-14-12-01

Dr. Wilner made a **MOTION** to accept the settlement agreement P-13-11-01, P-14-05-01, P-14-12-01. Ms. Frakes **SECONDED** the motion, which was **PASSED** by **UNANIMOUS APPROVAL**.

P-15-06-COM

Dr. Wilner made a **MOTION** to table P-16-06-COM. Ms. Frakes **SECONDED** the motion, which was **PASSED** by **UNANIMOUS APPROVAL**.

VIII. **PUBLIC COMMENT**

No public comment.

IX. Next Meeting

December 2, 2016 rule hearing and regular meeting in Albuquerque

X. ADJOURNMENT

There being no other business to come before the Podiatry Board meeting has been adjourned at 2:40 pm.

Submitted by: Cynthia Graystone 12/2/16
Cynthia Graystone, Board Administrator Date

Approved by: Janet Simon 12/2/16
Janet Simon, DPM, Board Chair Date