



New Mexico Regulation and Licensing Department

BOARDS AND COMMISSIONS DIVISION

New Mexico Board of Podiatry

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New Mexico Podiatry Board
REGULAR BOARD MEETING
Thursday October 25, 2012
Santa Fe, NM

I. CALL TO ORDER

At 1:00 p.m. the Board Chair, Dr. Janet Simon, DPM called the October 25, 2012 meeting of the New Mexico Board of Podiatry to order.

II. ROLL CALL

MEMBERS PRESENT:

Dr. Janet Simon, DPM
Leo Garza, Public Member
Judy Frakes, Public Member

MEMBERS PRESENT
(Telephonically)

Dr. Angela Drury., DPM

MEMBERS ABSENT: Dr. Douglas Gillis, DPM

STAFF PRESENT: Rebecca Naranjo, Board Administrator
Cynthia Graystone, Compliance Liaison
Dona Tafoya, Licensing Specialist

NOT PRESENT: Andrea Buzzard, Assistant Attorney General

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

III. APPROVAL OF AGENDA

Leo Garza, Public Member made a **MOTION** to approve the agenda as written.
Judy Frakes, Public Member **SECONDED** the motion which was **PASSED** by
UNANIMOUS APPROVAL.

IV. APPROVAL OF MEETING MINUTES

A. Approval of March 29, 2012 Regular Meeting Minutes.

Leo Garza, Public Member made a **MOTION** to approve the minutes of the March 29, 2012 regular Meeting as written/amended. Dr. Angela Drury, Professional Member **SECONDED** the motion which was **PASSED** by **UNANIMOUS APPROVAL**.

V. OLD BUSINESS

A. Podiatric Physician Assistants-Draft Statute and Regulations.

Contact Medical Board and Osteopathic Medical Boards to get feedback on drafting rules and statutes for NM Podiatry Board.

Dr. Simon, DPM will forward draft to Board office.

Guidelines for Board to follow to submit Draft of Regulations and Statutes to submit for legislative session for 2014.

B. Jurisprudence Exam.

Post jurisprudence exam to NM Podiatry website for easy access to applicants.

VI. NEW BUSINESS

A. Development of proposed rules for Pain Relief Act & other parts of the regulations.

Dr. Simon, DPM addressed the Board on meetings that she has attended on Pain Relief Act.

Board will draft proposed rules for Pain Relief Act which will include additional medical education hours.

Medical Board has adopted Pain Relief Act that will go into effect November 2012.

Podiatry Board Administrator will contact Medical Board to get copy of their approved rules so Board can develop draft.

B. Website review and recommendations.

Dr. Simon is requesting that in Podiatry website that a tab be placed that states TO FILE A COMPLAINT CLICK HERE and complaint form be posted on Podiatry website for easy access.

Corrections under Members and Meetings.

Under meeting minutes dates listed and minutes listed need to be corrected.

C. Review of licensing applications and information sheets.

Forward information sheet to Dr. Simon for review and corrections.

Rules Committee: Dr. Janet Simon & Leo Garza, Public Member

D. Determine Next Board Meeting: January 24, 2013 1:00 pm Albuquerque, NM

Rule Hearing date to be determined between April and June 2013.

VII. ELECTION OF BOARD OFFICERS

1. Chair
2. Vice Chair
3. Secretary

Leo Garza, Public Member Nominated Dr. Janet Simon, DPM for Chair Judy Frakes, Public Member Seconded.

Leo Garza, Public Member made a **MOTION** to Elect Dr. Janet Simon, DPM for Chair Judy Frakes, Public Member **SECONDED** the motion which was **PASSED** by **UNANIMOUS APPROVAL**.

Dr. Janet Simon, DPM Nominated Dr. Douglas Gillis, DPM for Vice-Chair Leo Garza, Public Member Seconded.

Dr. Janet Simon, DPM made a **MOTION** to Elect Dr. Douglas Gillis, DPM for Vice-Chair Leo Garza, Public Member **SECONDED** the motion which was **PASSED** by **UNANIMOUS APPROVAL**.

Leo Garza, Public Member Nominated Judy Frakes, Public Member for Secretary Dr. Janet Simon, DPM Seconded.

Leo Garza, Public Member made a **MOTION** to Elect Judy Frakes, Public Member for Secretary Dr. Janet Simon, DPM **SECONDED** the motion which was **PASSED** by **UNANIMOUS APPROVAL**.

VIII. EXECUTIVE SESSION

Chair: I will hear a motion for closure of the meeting to enter into Executive Session.

Public Board Member Leo Garza: I move that the New Mexico Podiatry Board close this meeting in order to 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.

Public Board Member Judy Frakes: I second the motion.

Chair: Would the Administrator take a roll call vote to enter into Executive Session?

Roll Call Vote:

AYE Dr. Janet Simon, DPM
AYE Leo Garza, Public Member
AYE Dr. Angela Drury., DPM
AYE Judy Frakes, Public Member

Absent:

Dr. Douglas Gillis, DPM

Chair: The motion is approved by a (majority of the board) (unanimous approval). Let the record show that at 2:12 p.m. (time) the Board entered into closed session and the recorder has been turned off.

A. Consider Committee Recommendations:

1. Complaints:

P-12-04-01, PMAL 12-07-01, P-12-07-02, PMAL 12-07-03, P-12-07-04 & P-12-07-05

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 is 2:27 pm 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.

IX. BOARD ACTION ON MATTERS DISCUSSED IN EXECUTIVE SESSION

(Items listed on Agenda)

A. Cases:

P-12-04-01

Leo Garza, Public Member made a **MOTION** to Dismiss case #P-12-04-01. Judy Frakes, Public Member **SECONDED** the motion which was **PASSED** by **UNANIMOUS APPROVAL**.

PMAL 12-07-01

Leo Garza, Public Member made a **MOTION** to Dismiss case #PMAL 12-07-01. Judy Frakes, Public Member **SECONDED** the motion which was **PASSED** by **UNANIMOUS APPROVAL**.

P-12-07-02

Leo Garza, Public Member made a **MOTION** to refer to Attorney General's office for issuance of NCA for violations as noted case #P-12-07-02 Judy Frakes, Public Member **SECONDED** the motion which was **PASSED** by **UNANIMOUS APPROVAL**.

PMAL 12-07-03

Leo Garza, Public Member made a **MOTION** to Dismiss case #PMAL 12-07-03. Judy Frakes, Public Member **SECONDED** the motion which was **PASSED** by **UNANIMOUS APPROVAL**.

P-12-07-04

P-12-07-05

Leo Garza, Public Member made a **MOTION** to Table to consult with attorney general's office #P-12-07-04 & P-12-07-05. Judy Frakes, Public Member **SECONDED** the motion which was **PASSED** by **UNANIMOUS APPROVAL**.

X. PUBLIC COMMENT

Jim Marko addressed the Board regarding a complaint that he has filed with the Board.

XI. ADJOURNMENT

There being no other business to come before the Podiatry Board. Meeting was adjourned at 2:56 pm.

Submitted by: _____ Date _____
Rebecca Naranjo, Board Administrator

Approved by: _____ Date _____
Janet Simon, DPM, Board Chair