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# 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**  
December 16, 2013  
Albuquerque, NM

**I. CALL TO ORDER**

At 9:00 A.M. the Board Chair, Dr. Janet Simon, DPM called the December 16, 2013 meeting of the New Mexico Board of Podiatry to order.

**II. ROLL CALL**

MEMBERS PRESENT: Dr. Janet Simon, DPM  
Dr. Douglas Gillis, DPM  
Judy Frakes, Public Member  
Frank Kunc, Public Member

MEMBERS ABSENT: Dr. Angela Drury, DPM

OTHER STAFF: Andrea Buzzard, Attorney General's office

STAFF PRESENT: Anita Villegas, Team Leader, Board Administrator  
Cynthia Graystone, Compliance Liaison  
Tamara Neville, Licensing Specialist

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

**III. APPROVAL OF AGENDA**

Dr. Douglas Gills, Professional Member made a **MOTION** to approve the agenda as written Judy Franks Public Member **SECONDED** the motion which was **PASSED** by **UNANIMOUS APPROVAL**.

Amendments: None

**IV. APPROVAL OF JUNE 10, 2013 BOARD MEETING MINUTES**

**Approval of June 10, 2013, Rule Hearing and Regular Meeting Minutes.**

Dr. Gills, Professional Member made a **MOTION** to approve the Rule Hearing and Minutes of the June 10, 2013. Frank Kunc, Public Member **SECONDED** the motion which was **PASSED** by **UNANIMOUS APPROVAL**.

Amendments: None

V. **BOARD CONSIDERTION OF PROPOSED RULE CHANGES**

Part 6 – Licensure for Military Service Members, Spouses and Veterans

Judy Frakes, Public Member made a **MOTION** to adopt Part 6 of 16.21.NMAC with the following amendment .Line 52 shall read 16.21.6.9 E. a license issued pursuant to this section shall be valid until the next renewal which will be January 1<sup>st</sup>. Douglas Gillis, Professional Member **SECONDED** the motion which was **PASSED** by **UNANIMOUS APPROVAL**.

VI. **NEW BUSINESS**

A. Ratification and approval of licensure.

Dr. Gillis, Professional Member made a **MOTION** to ratify and approve Initial Licenses for the following:

Timothy K. Fisher - #359  
Janice P. Clark - #358  
Jason D. Waite - #354  
John D. Peterson, - #357  
Chad A. Squire- #353  
Robin S. Ross- #355  
Frank A. Spinosa - #356  
Michael F. Federico- #360  
**Temporary**  
Burkley J. Jensen-T-1347

Judy Frakes, Public Member **SECONDED** the motion which was **PASSED** by **UNANIMOUS APPROVAL**

B. Process review for temporary licenses DPM's (residents) who are applying for permanent license.

Dr. Simon requested information from administration on how this licensing process is handled. Ms. Villegas will have a report and a written process before the next meeting.

C. Discussion on the Renewal Survey Mandated by HB19

Dr. Simon stated that this was a difficult survey for the Podiatry profession since many questions did not pertain to Podiatry. Dr. Gillis also did not understand the goal of this survey and felt the boards should have been consulted.

Ms. Villegas informed the board that the survey was originated through legislation and approved by the Governor.

Dr. Simon proposed that a letter be written to the Governor's office with comments concerning the survey. Dr. Gillis volunteered to draft a letter.

- D. Determine next meeting date  
Dr. Simon postpone this item to end of the meeting

### **VIII. EXECUTIVE SESSION**

Dr. Janet Simon, DPM made a **MOTION** that the New Mexico Board of Podiatry closes 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. Judy Frakes, Public Member **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 - Dr. Douglas Gillis, DPM  
AYE – Frank Kunc, Public Member  
AYE - Judy Frakes, Public Member

Let the record show that 11:24 a.m. the Board entered into closed session and the recorder has been turned off.

#### **A. Consider Committee Recommendations:**

##### **1. Complaints:**

PMAL -13-08-01; P-13-10-01; P-13-10-02

#### **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 12:00 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:**

##### **PMAL 13-08-01**

Dr. Gillis, Professional Member made a **MOTION** to Dismiss, Judy Frakes Public Member **SECONDED** the motion which was **PASSED** by **UNANIMOUS APPROVAL**.

##### **P-13-10-02**

Dr. Simon, Professional Member made a **MOTION** to be Dismiss, Dr. Gillis, Professional Member **SECONDED** the motion which was **PASSED** by **UNANIMOUS APPROVAL**.

**P-13-10-01**

Dr. Douglas Gillis, Professional Member made a **MOTION** to refer to the Attorney general's office for the assurance of an NCA and proposed early resolution. Mr. Frank Kunc, Public Member will preside as the hearing officer, Judy Frakes, Public Member **SECONDED** the motion which was **PASSED** by **UNANIMOUS APPROVAL**.

Determine next meeting date

**May 23, 2014 1:00 p.m. in Albuquerque, NM**

**X. PUBLIC COMMENT**

**No public comment.**

**XI. ADJOURNMENT**

There being no other business to come before the Podiatry Board meeting has been adjourned at 3:35pm.

Submitted by: \_\_\_\_\_  
Rebecca Naranjo, Board Administrator Date

Approved by: \_\_\_\_\_  
Janet Simon, DPM, Board Chair Date

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Submitted by:

Rebecca Naranjo, Board Administrator

Date

Approved by:

Janet Simon, DPM, Board Chair

Date