

**New Mexico Medical Board
Third Quarter Meeting
August 21 - 22, 2008**

AGENDA

THURSDAY, August 21, 8:30 a.m.

- 8:30** **1. Call to Order**
- 2. Approve Agenda**
- 3. Approve Minutes** – June 22, 2008 and June 26, 2008
- 8:45** **4. Complaint Committee Reports [portions closed*]**
- A. Licensees & Applicants**
- Committee A:** 2007-A-188; 2007-A-191; 2008-A-021; 2008-A-022; 2008-A-033; 2008-A-042; 2008-A-046; 2008-A-053; 2008-A-058 **Possible Action:** 2008-A-015; 2008-A-050; 2008-A-105; 2008-A-134
- Committee AA:** **Possible Action:** 2006-AA-147; 2006-AA-171; 2007-AA-023
- Committee B:** 2007-B-163; 2008-B-006; 2008-B-038; 2008-B-043; 2008-B-124; 2008-B-128; 2008-B-132 **Possible Action:** 2008-B-011; 2008-B-098; 2008-B-102; 2008-B-106; 2008-B-120; 2008-B-127
- Committee C:** 2005-C-130; 2008-C-004; 2008-C-012; 2008-C-016; 2008-C-023; 2008-C-034; 2008-C-040; 2008-C-048; 2008-C-103 **Possible Action:** 2003-C-072; 2005-C-169; 2007-C-162; 2008-C-097
- Committee D:** 2008-D-013; 2008-D-036; 2008-D-041; 2008-D-045; 2008-D-061
- Cases on Hold:** 2007-D-130; 2008-D-057 **Possible Action:** 2008-D-024; 2008-D-109; 2008-D-131
- B. Executive Committee Report**
- Criminal History Hits
 - Other Cases
- 10:30** **5. Actions Related to Executive Session**
- 11:00** **6. Reports [portions may be closed**]**
- A. Chair**
- B. Executive Director** - personnel matters [portions may be closed**]
- C. Medical Director** – Red Flag Application Report
- D. Assistant Attorney General** - George Schwartz, MD - Case 2005-015 - Motion to Clarify Agreed Order
- E. Administrative Prosecutor** - NCA Status Report
- F. Licensing Manager** - FY08 Licensing Measures.pdf; Conflicts with license expiration date and hospital bylaws
- G. Financial / HR Manager** - Budget Report - FY 08 Final Revenues and Statistics
- F. Investigation Department** - Reconsider Initial Review Committee Procedures
- G. Compliance Department / Public Information Officer** -
- Report
- LUNCH**
- 1:00** **7. Licensing Requests and Actions, New Applicants/Reinstatements:** [portions closed*]
- Asif Farooq, MD - Consider AACRAO Evaluation
 - Asad Raza, MD - Consider AACRAO Evaluation
 - Thomas Nelius, MD - request exception to 7 year rule
 - Joan Lewis, MD - Case 2008-003 - Review Final Order

8. Actions Related to Executive Session

1:30 9. NM Monitored Treatment Program Reports [portions closed*]

2:30 10. Compliance

- Board Order - Robert Graor, MD (request probation be terminated)
- Board Order - Paul Levy, MD (request probation be terminated)
- Board Order - Paul Engstrom, MD (request probation be terminated)
- Board Order - Jon Webb, MD (request probation be terminated)
- Board Order - Alonso Pacheco, MD (request probation be terminated)

3:00 11. Informal Interviews [portions closed*]

3:00	Robert Graor, MD	Virgle Herrin, MD
3:15	Christopher Gallagher, MD	James Hartenbach, MD (by teleconference)
3:30	Robert Orchard, MD	Pablo Garcia, MD
3:45	Johnnie Vigil, MD	Matthew Caffrey, MD
4:00	Jon-Paul Hamilton, MD	Richard Snure, MD (by teleconference)
4:15	Jon Wagner, MD	Alonso Pacheco, MD

12. Actions Related to Executive Session

FRIDAY, August 22, 9:00 a.m.

9:00 13. Visit from Federation of State Medical Boards

- Cheryl Vaught, JD, Member of Board of Directors
- Lisa Robin, Senior Vice President, Member Services

10:15 14. New Business

- A. Review Draft Newsletter
- B. Proposed Rule changes
 - **16.10.5 NMAC - Disciplinary Power of the Board**
 - **16.10.6 NMAC - Complaint Procedure & Institution of Disciplinary Action**
 - **16.10.9 NMAC - Fees**
 - **16.10.15 NMAC - Physician Assistants: Licensure & Practice Requirements**
 - **16.10.17 NMAC - Management of Medical Records**
 - **16.10.21 NMAC - Genetic Counselors: Licensure & Practice Requirements**
- C. Prescribing Psychologists Proposed Rule Changes
- D. Establish and Appoint New Polysomnography Practice Advisory Committee (PPAC)

15. Actions Related to Executive Session

11:30 16. Old Business - Update on Advanced Practice Chiropractic Certification

12:00 17. Adjourn

"Pursuant to NMSA 1978, Section 10-15-1 (H) (1) of the Open Meetings Act, Sections 10-15-1 to 10-15-4, the Board of Medical Examiners may close portions of its meeting to discuss certain matters pertaining to a particular license. All final actions concerning a license will be made in an open meeting."

** "Pursuant to NMSA 1978, Section 10-15-1 (H) (2) of the Open Meetings Act, Sections 10-15-1 to 10-15-4, the Board of Medical Examiners may close portions of its meeting to discuss limited personnel issues."

Items not completed on Thursday's Agenda shall be carried over to Friday's Agenda.

Initials in red are members recused in disciplinary cases