

**New Mexico Medical Board
2055 South Pacheco Street
Building 400
Santa Fe, NM 87505
Meeting
February 20-21, 2020**

AGENDA

THURSDAY, February 20-21, 2020 – 8:30 a.m.

- 8:30** **1. Call to Order**
- 2. Approve Agenda**
- 3. Approve Minutes**
 January 9, 2020 Interim Board Meeting Minutes
- 8:40** **4. Licensing Issues, New Applicants/Reinstatements:** [portions may be closed*]
Jonathan Marinaro, MD, Decision and Order following Evidentiary Hearing (Case No. 2019-040)
Suparna Saha, MD, Consider Requests (Case No. 2018-038)
Suparna Saha, MD, Decision and Order following Evidentiary Hearing (Case No. 2018-038)
Taylor Hawks, PSGT, Motion for Entry of Default Order (Case No. 2019-062)
Taylor Hawks, PSGT, Decision and Order (Case No. 2019-062)
David Padgett, PSGT, Motion for Entry of Default Order (Case No. 2019-063)
David Padgett, PSGT, Decision and Order (Case No. 2019-063)
Joseph Lovato, MD, Motion for Entry of Default Order (Case No. 2019-020)
Joseph Lovato, MD, Decision and Order (Case No. 2019-020)
- 5. Actions Related to Executive Session**
- 9:20** **6. Complaint Committee Reports [closed*]**
- A. Licensees & Applicants**
 Committee A: 2018-A-089; 2018-A-097; 2018-A-322; 2019-A-020; 2019-A-028; 2019-A-029;
 2019-A-030; 2019-A-036; 2019-A-073 **Possible Advisory Letter:** 2019-A-096; 2019-A-097;
 2019-A-210; 2020-A-012; 2020-A-013 **Possible Action:** 2019-A-204 [SJ, EA]
 Committee B:2018-B-186; 2019-B-015; 2019-B-040; 2019-B-068 **Possible Advisory Letter:**
 2019-B-039; 2019-B-047; 2019-B-186 **Possible Action:** 2019-B-128; 2019-B-251; 2019-B-289;
 2019-B-304 [PB, PS]
 Committee C: 2018-C-100; 2018-C-200; 2018-C-216; 2018-C-297; 2019-C-019; 2019-C-050;
 2019-C-122 **Possible Advisory Letter:** 2018-C-088; 2018-C-098; 2018-C-102; 2018-C-173;
 2019-C-005; 2019-C-063; 2019-C-064; 2019-C-256 **Possible Action:** 2019-C-089; 2019-C-213
 [KC, JA]
 Committee D:2019-D-305 **Possible Advisory Letter:** 2018-D-202; 2019-D-268 **Possible**
 Action: 2019-D-264 [JS, MU]
- B. Executive Committee Report [portions may be closed*] [SJ]**
- 11:05** **7. Compliance Report** [portions may be closed*]
 A. Board Monitored Compliance Report [non MTP]
- Lunch**
- 1:00** **8. New Mexico Health Professional Wellness Program Report (Formerly MTP)** [portions may be closed*]
- 1:30** **9. Informal Interviews** [portions may be closed*]
- | | | |
|------|--------------------------------------|--|
| 1:30 | Jenny Hargrove, MD (Telephonic) (SJ) | Joseph Long, MD (Telephonic) (JA) |
| 1:45 | Miles Nelson, MD (SJ) | Chad Berryman, MD (KC) |
| 2:00 | Christopher Driskill, MD (JA) | Ryan Grange, PA (BS) |
| 2:15 | Amit Gupta, MD (JS) | Johannes Heynkeamp, MD (Telephonic) (SJ) |

2:30 Charlesly Joseph, MD (EA) Irene Lazarus, MD (MU)
2:45 Jane McMillan, MD (KC) Clyde Miller, MD (JA)
3:00 Curtis Quintana, PA (PB)
3:15 Patrick Shanley, PA (JS) Kathleen Van Osten, MD (EA)

3:20 Break

3:30 10. Reports – [portions may be closed]**

A. Financial / HR Manager [GM]

- Approve FY2019 Annual Audit
- HAFC NM Medical Board FY21 Appropriation Request Budget Hearing
- Review of FY20 Budget Status Report ending January 31, 2020
- Review of FY20 Revenue Status Report ending January 31, 2020
- FY20 Statistics Report ending January 31, 2020
- FY18 – FY21 Operating Budget Comparison

B. Executive Director [SF]

- Closure of service complaints
- Defining "service complaints"
- Distribution of investigation cases between quarterly and interim meetings
- Legislative Update

C. Licensing Manager [AG]

- Review of Professional Practice Questions
- CME Audit/Discussion and Decision on Renewal CME Audit
- Number of Licenses issued for 2019

D. Board Chair Report [SJ]

3:45 11. Old Business

- NMHA – Letter to New Mexico Medical Board regarding Peer Review Update and Presentation by the
- Hospital Association and David Johnson
- Prosecutions Statistical Information

4:30 12. Board Attorney Report – [portions may be closed*]**

- Margaret McLean, J.D. – Report
- Yvonne Chicoine, Esq. – Report

FRIDAY, February 21, 2020 – 8:30 a.m.

8:30 13. Informal Interviews Continued [portions may be closed*]

8:30 Tushar Dandade, MD (JS) Gary Jacques, MD (MU)
8:45 David Elliott, MD (JA) Siavash Karimian, MD (SJ)
9:00 Kaaren Mahan, PA (BS) Thomas Walsh, MD (EA)
9:15 Jennifer Tso, PA (KC)
9:20 Avra Laarakker, MD (MU) Marques Pena, MD (PB)

10:00 14. Compliance Requests / Actions [portions may be closed*] [AQ]

Tushar Pritam Dandade, MD – Request for release from stipulation.
Gary Jacques, MD – Request for release from stipulation.
David Elliott, MD – Request for release from stipulation.
Siavash Karimian, MD – Request for release from stipulation.
Kaaren Mahan, PA – Request for release from stipulation.
Marques Pena, MD – Request for release from stipulation.
Christopher Driskill, MD – Request for release from stipulation.

10:05 15. Actions Related to Executive Session

10:20 16. Rule Hearing

16.10.2 NMAC - Physicians: Licensure Requirements

16.10.9 NMAC – Fees

16.10.14 NMAC – Management of Pain and Other Conditions with Controlled Substances

16.10.16 NMAC – Administering, Prescribing and Distribution of Medication

16.10.22 NMAC – Naturopathic Doctors: Licensure and Practice Requirements

Adoption of Rules

16.10.2 NMAC - Physicians: Licensure Requirements

16.10.9 NMAC – Fees

16.10.14 NMAC – Management of Pain and Other Conditions with Controlled Substances

16.10.16 NMAC – Administering, Prescribing and Distribution of Medication

16.10.22 NMAC – Naturopathic Doctors: Licensure and Practice Requirements

10:50 17. Stress Relief provided by: Dr. Nuzzo (10am -12pm)

12:00 18. 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 NM Medical Board 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 NM Medical Board may close portions of its meeting to discuss limited personnel issues."

*** "Pursuant to NMSA 1978, Section 10-15-1 (H)(7) of the Open Meetings Act, Sections 10-15-1 to 10-15-4, The NM Medical Board may close portions of its meeting subject to the attorney-client privilege pertaining to threatened or pending litigation in which the public body is or may become a participant."

**** Agenda item may be heard on either day of the meeting

Initials in red are members recused in disciplinary cases.

Initials in blue indicate who will address the agenda item.

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