

New Mexico Medical Board
Fourth Quarter Meeting
November 21-22, 2013

AGENDA

THURSDAY, November 21, 2013 – 8:30 a.m.

- 8:30 1. Call to Order [SW]
2. Approve Agenda [SW]
3. Approve Minutes – [October 3, 2013 Minutes.pdf](#) [SW]
- 8:40 4. [Complaint Committee Reports.pdf](#) [closed*]
A. Licensees & Applicants
Committee A: 2012-A-092; 2013-A-037; 2013-A-076; 2013-A-205 **Possible Advisory Letter:** 2012-A-061; 2013-A-143 **Possible Action:** 2012-A-062; 2012-A-156; 2013-A-031; 2013-A-142; 2013-A-171; 2013-A-173; 2013-A-185; 2013-A-201 [SJ, RW]
Committee B: 2013-B-128 **Possible Advisory Letter:** 2012-B-158; 2012-B-161 **Possible Action:** 2013-B-034; 2013-B-112; 2013-B-153 [RM, SAK]
Committee C: 2013-C-018; 2013-C-181 **Possible Advisory Letter:** 2013-C-127; 2013-C-141 **Possible Action:** 2013-C-033; 2013-C-098; 2013-C-115; 2013-C-117; 2013-C-138; 2013-C-145; 2013-C-157; 2013-C-166; 2013-C-187; 2013-C-189 [SK, AB]
Committee D: 2012-D-130; 2012-D-171; 2013-D-048; 2013-D-049 **Possible Advisory Letter:** 2013-D-126; 2013-D-137 **Possible Action:** 2013-D-086; 2013-D-123 [PB, JA]
Committee E: 2013-E-019; 2013-E-035; 2013-E-159 **Possible Action:** 2013-E-162 [SW]
B. Executive Committee Report [portions closed*] [SW]
[Other cases.pdf](#)
5. Actions Related to Executive Session
- 9:20 6. Licensing Issues, New Applicants/Reinstatements: [portions closed*]
A. [Tatsuya Norii MD.pdf](#) – Consider exception to 7 year exam rule and grant full license [GLF, AQ]
B. Consider Settlement – [Margaret Western, M.D..pdf](#) [RM, SK] [DR]
C. Consider Settlement – [Molly Hutsinpillar, M.D..pdf](#) [SJ, JA] [DR]
D. Amend Decision and Order- [Adrian Gollas, M.D..PDF](#) [RM, SK] [SF]
E. [Mark Walden, M.D..pdf](#) – Case No. 2013-009 Review Promises Evaluation Report [SW] [SF]
- 10:00 7. Reports
A. Chair – [SW]
B. Executive Director – [portions may be closed**] [LH]
- LUNCH**
- 1:30 8. Compliance Report [portions closed*] [JH]
A. Board Monitored Compliance Report [non MTP]
- 1:35 9. New Mexico Monitored Treatment Program Report [portions closed*]
- 2:00 10. Informal Interviews [portions closed*]
2:00 [Deborah Aaron, M.D..pdf](#) [SW] [Bertrand Bassett, M.D..pdf](#) [SAK]
2:15 [Daniel Brandt, M.D..pdf](#) [SJ] [Adelfio Fronterotta, M.D..pdf](#) [SK]
2:30 [Jennifer Tso, PA.pdf](#) [AB] [Michael Bellas, P.A..pdf](#) [AB]
2:45 [Mary Albers, P.A..pdf](#) [AB] [Timothy Klein, M.D..pdf](#) [RM]
3:00 [Chandler Morgan, PSGT.pdf](#) [SAK] [Julie DiCianno, M.D..pdf](#) [JA]
3:15 [Ralph Hansen, M.D..pdf](#) [RW] [Michael Lente, PA.pdf](#) [SJ]
3:30 [Sally D'Angelo, M.D..pdf](#) [SW] [John Bray-Morris, M.D..pdf](#) [JA]
3:45 [Richard Smith, M.D..pdf](#) [RM] [Sudha Kailas, M.D..pdf](#) [SK]
4:00 [Richard Lieberman, M.D..pdf](#) [JA] [Kathleen Van Osten, M.D..pdf](#) [RW]
4:15 [David Stalker, M.D..pdf](#) [RM] [David Durham, M.D..pdf](#) [SJ]
4:30 [Richard Hempstead, M.D..pdf](#) (by teleconference) [SAK]
- 4:45 11. Compliance Requests [JH] [portions closed*]

- A. [Mary Albers, PA.pdf](#) - Requesting release from Board Stipulation
- B. [Adelfio Fronterotta, MD.pdf](#) - Requesting prescriptive authority to be reinstated
- C. [Michael Bellas, PA.pdf](#) - Requesting prescriptive authority to be reinstated
- D. [Elliot Markus, M.D..pdf](#) - Requesting modification of Board order
- E. [John Bray-Morris, M.D..pdf](#) - Requesting approval of practice plan

12. Actions Related to Executive Session

FRIDAY, November 22, 2013 – 9:00 a.m.

- 9:00 13. Reports
- A. Medical Director – [GLF]
 - B. Board Attorney – [SF] [portions may be closed*]
Building lease negotiations
 - C. Licensing Manager - [AQ]
Consider accepting FCVS Profiles for Physician Assistant applicants
 - D. Financial / HR Manager – [GM]
[Review FY 14 Budget.pdf](#) – [Revenue Status Report.pdf](#)
Agency Audit Conducted in October, 2013
 - E. Public Information Officer [JH]
IPRA Requests
 - F. Investigations Department [DD]
Status Report
 - G. Administrative Prosecutor – (portions closed***) [DR]
[Prosecution Status Report.pdf](#)
George Schwartz, M.D. lawsuit
Richard Rubin, PA lawsuit
Nicholas Nardacci, M.D. appeal
Pawan Jain, M.D. appeal
- 9:30 14. Old Business
- A. [FSMB's Compact License.pdf](#) – [LH, GLF, DR]
 - B. Discussion regarding [Scope of practice question.pdf](#) with Board Attorney-[SF]
 - C. Physician Assistant Legislation-Advance PA's as primary care providers- [LH, AB]
 - D. Senator Udall Legislation- [SJ]
- 9:45 15. Public Rule Hearing
- A. Amend the required work experience for licensure
[16.10.2.9 \(B\)\(4\) NMAC.pdf](#) – Physicians: Licensure Requirements by Examination
[16.10.2.10 \(B\)\(4\) NMAC.pdf](#) – Physicians: Licensure Requirements by Endorsement
[16.10.15.9 \(D\) NMAC.pdf](#) - Physician Assistants: Licensure Requirements for PA's
 - B. Amend definition of Supervising Physician
[16.10.15.7 \(M\) NMAC.pdf](#) - Physician Assistants: Definition of Supervising Physician
- 10:05 16. Adoption of Rules
- A. Adoption of Rules on required work experience for licensure
16.10.2.9 (B)(4) NMAC – Physicians: Licensure Requirements by Examination
16.10.2.10 (B)(4) NMAC – Physicians: Licensure Requirements by Endorsement
16.10.15.9 (D) NMAC- Physician Assistants: Licensure Requirements for PA's
 - B. Adoption of Rules on the definition of a Supervising Physician
16.10.15.7 (M) NMAC Physician Assistants: Amend Definition of Supervising Physician
- 10:40 17. New Business
- A. Overview of CPEP Learning Summit [LH, DD]
 - B. [Rule 16.10.8.8 \(L\)\(6\).PDF](#) – Consider amending Ethics Regulation [GLF]
 - C. Overview of Federal Drug Laws- Controlled Substance Act- DEA Presentation
- 11:30 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."

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.