

**New Mexico Medical Board
2055 South Pacheco Street
Building 400
Santa Fe, NM 87505**

**February 18-19, 2021
New Mexico Medical Board Meeting**

[ZOOM Meeting ID:810-0197-0696 Passcode: 1aeTPX](#)

Or go to the Board's Website at <https://www.nmmb.state.nm.us/> to find the Zoom Meeting Link.

AGENDA

THURSDAY, February 18, 2021 8:30 a.m.

- 8:30** **1. Call to Order**
- 2. Approve Agenda**
- 3. Approve Minutes**
 January 7, 2021 Interim Board Meeting Minutes
- 8:40** **4. HPWP Report [portions may be closed**]**
- 9:00** **5. Informal Compliance Interviews [portions may be closed*] [AQ]**
 9:00: David Durham, MD (SJ) Danielle Hewey, PA (KC)
 9:15: Chad Berryman, MD (PB)
 9:30: Jane McMillan, MD (EA) John Mohs, MD (PB)
 9:45: Marc O'Cleireachain, MD (JS) Ryan Lubert, PA (BS)
- 10:00** **6. Complaint Committee Reports [closed*]**
 A. Licensees & Applicants
 Committee A: 2019-A-053; 2020-A-126; 2020-A-144; 2020-A-145 **Possible Advisory Letter:**
 2019-A-125; 2019-A-209; 2020-A-088; 2020-A-186; 2020-A-312 [SJ, BS]
 Committee B: 2020-B-086; 2020-B-106; 2020-B-156; 2020-B-304 **Possible Advisory Letter:**
 2020-B-173; 2021-B-001 **Possible Action:** 2020-B-313 [EA, JS]
 Committee C: 2020-C-110; 2020-C-138; 2020-C-146; 2020-C-154; 2020-C-167; 2020-C-176
 Possible Advisory Letter: 2020-C-157; 2020-C-161; 2020-C-179; 2020-C-314 **Possible Action:**
 2020-C-323 [KC, PB]
 Committee D: 2019-D-269; 2020-D-018; 2020-D-139 **Possible Advisory Letter:** 2020-D-094
 Possible Action: 2020-D-205; 2020-D-315 [MU]
- B. Executive Committee Report [portions may be closed*] [SJ]**
- 7. Actions Related to Executive Session**

FRIDAY, February 19, 2021 – 8:30 a.m.

- 8:30** **8. Informal Compliance Interviews [portions may be closed*] [AQ]**
 8:30: Aaron Mayberry, MD (PB)
 8:45: Sumir Brahmhatt, MD (EA) Richard Smith, MD (JS)
 9:00: Miles Nelson, MD (SJ)
 9:15: Christopher Percy, MD (MU) Mark Standley, PA (KC)
- 9:30** **9. Compliance Requests / Actions [portions may be closed*] [AQ]**
 Aaron Mayberry, MD - Request to be released from stipulation.
 Sumir Brahmhatt, MD - Request to be released from stipulation.
 Richard Smith, MD - Request to be released from stipulation.

Danielle Hewey, PA – Consider reactivation of her license while being monitored by HPWP.

9:45 10. Licensing Issues, New Applicants/Reinstatements: [portions may be closed*]
Richard Lawton, M.D.- Motion to Accept Proposed Agreed Order

10:00 11. Reports – [portions may be closed**]

A. Executive Director [SF]

- Legislative Update

B. Finance [GM]

- Audit Firm Porch & Associates will present the FY20 Annual Financial Audit
- Approve FY20 Annual Financial Audit
- HAFC NM Medical Board FY22 Appropriation Request Budget Hearing
- Review of FY21 Budget Status Report ending January 31, 2021
- Review of FY21 Revenue Status Report ending January 31, 2021
- FY21 Statistics Report ending January 31, 2021 (provided for Board Member information only)

11:00 13. Board Attorney Report – [portions may be closed***]

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

11:15 14. New Business

- Pharmacy Board: Pharmacist Prescriptive Authority 16.19.26 NMAC Amendments

11:30 15. Old Business

- PMP Compliance Report [AQ, SB]
- CE Broker Presentation [AG]

12:00 16. 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.