

NEW MEXICO MEDICAL BOARD
Regular Board Meeting
August 10-11, 2017
DRAFT MINUTES

Members Present: Steve Jenkusky, M.D., Chair
Albert Bourbon, P.A., Vice Chair
Jennifer Anderson, Esquire, Public Member, Secretary Treasurer
James Spence, M.D.
Steven Komadina, M.D.
Peter Beaudette, M.D.
Karen Carson, M.D.
Philip Styka, M.D.

Others Present: Sondra Frank, J.D., Executive Director
Gayle Mascarenas, CFO/HR Manager
Debbie Dieterich, Investigations Manager
Amanda Quintana, Compliance Manager / PIO
Samantha Breen, Administrative Assistant
Barbara Orender, Licensing Manager
Bernadette Ortega, Investigator
Amanda Chavez, Investigator
James Perez, Investigator

1. CALL TO ORDER / ROLL CALL

Dr. Jenkusky called the Regular Board Meeting of the New Mexico Medical Board to order at 8:34 a.m., Roll Call was completed, and a quorum was present.

2. APPROVAL OF AGENDA

MOTION was made by Dr. Jenkusky to approve the Agenda. **SECONDED** by Ms. Anderson. **YES:** Dr. Jenkusky, Dr. Beaudette, Dr. Komadina, Dr. Spence, Dr. Carson, Ms. Anderson, Dr. Styka and Mr. Bourbon. **MOTION CARRIED.**

3. APPROVAL OF MINUTES

MOTION was made by Dr. Jenkusky to accept and approve the minutes of the March 30, 2017 Interim Board Meeting as presented. **SECONDED** by Mr. Bourbon. **YES:** Dr. Jenkusky, Dr. Beaudette, Dr. Komadina, Dr. Spence, Dr. Carson, Ms. Anderson, Dr. Styka and Mr. Bourbon. **MOTION CARRIED.**

EXECUTIVE SESSION: Complaint Committee Reports / Executive Committee Report

MOTION was made by Dr. Jenkusky to go into Executive Session pursuant to Section 10-15-1(H) (1) of the Open Meetings Act to discuss matters pertaining to the issuance, suspension, renewal or revocation of a license and disciplinary matters. **SECONDED** by Mr. Bourbon. **YES:** Dr. Jenkusky, Dr. Beaudette, Dr. Komadina, Dr. Spence, Dr. Carson, Ms. Anderson, Dr. Styka and Mr. Bourbon. **MOTION CARRIED.**

OPEN SESSION

The Board returned to open session. Dr. Jenkusky stated for the record that the matters discussed in executive session were limited only to those specified in the motion for closure.

4. ACTIONS RELATED TO EXECUTIVE SESSION

Complaint Committee A

RECOMMENDATION was made by Dr. Carson to **CLOSE** Case #2016-A-047; 2016-A-060; 2016-A-069; 2016-A-115; 2016-A-118; 2016-A-153; 2016-A-173; 2016-A-197; 2016-A-199 and 2016-A-276.

YES: Dr. Jenkusky, Dr. Komadina, Dr. Spence, Ms. Anderson, Dr. Styka and Mr. Bourbon. **RECUSED:** Dr. Carson and Dr. Beaudette.

Case #2016-A-151 RECOMMENDATION was made by Dr. Carson to close the case with an advisory letter to physician regarding physician's patient communications. **YES:** Dr. Jenkusky, Dr. Komadina, Dr. Spence, Ms. Anderson, Dr. Styka and Mr. Bourbon. **RECUSED:** Dr. Carson and Dr. Beaudette.

Case #2016-A-234 RECOMMENDATION was made by Dr. Carson to close the case with an advisory letter regarding the Board's PMP Regulation. **YES:** Dr. Jenkusky, Dr. Komadina, Dr. Spence, Ms. Anderson, Dr. Styka and Mr. Bourbon. **RECUSED:** Dr. Carson and Dr. Beaudette.

Case #2016-A-263 and #2016-A-096 RECOMMENDATION was made by Dr. Carson to close the case with an advisory letter regarding physician's and physician's staffs' interaction with patients and not responding to patients' needs. **YES:** Dr. Jenkusky, Dr. Komadina, Dr. Spence, Ms. Anderson, Dr. Styka and Mr. Bourbon. **RECUSED:** Dr. Carson and Dr. Beaudette.

Case #2016-A-072 RECOMMENDATION was made by Dr. Carson to offer physician applicant the chance to withdraw his application for licensure while under investigation. If physician applicant does not accept this offer, a notice of contemplated action will be issued based on, but not limited to, adverse licensure action taken by another state and conduct unbecoming. **YES:** Dr. Jenkusky, Dr. Komadina, Dr. Spence, Ms. Anderson, Dr. Styka and Mr. Bourbon. **RECUSED:** Dr. Carson and Dr. Beaudette.

Case #2016-A-268 RECOMMENDATION was made by Dr. Carson to offer physician a stipulation of licensure requiring inactivation of his license until he obtains, and the Board has reviewed, an MTP evaluation, a neuropsych evaluation, and clearance to return to work from his pain specialist. If physician refuses, a notice of contemplated action will be issued based on, but not limited to, adverse licensure action taken by other state medical boards, failure to comply with Board Regulations, and habitual use of substances. **YES:** Dr. Jenkusky, Dr. Komadina, Dr. Spence, Ms. Anderson, Dr. Styka and Mr. Bourbon. **RECUSED:** Dr. Carson and Dr. Beaudette.

Complaint Committee B

RECOMMENDATION was made by Dr. Styka to **CLOSE** Case #2016-B-051; 2016-B-109; 2016-B-116; 2016-B-172; 2016-B-260; 2016-B-278; 2017-B-026; 2017-B-074; 2017-B-078; 2017-B-120 and 2017-B-128. **YES:** Dr. Jenkusky, Dr. Beaudette, Dr. Spence, Dr. Carson, Ms. Anderson and Mr. Bourbon. **RECUSED:** Dr. Styka and Dr. Komadina.

Case #2016-B-154 RECOMMENDATION was made by Dr. Komadina to **CLOSE** the case with an advisory letter regarding the Board's ethics regulations which include violating state and federal drug laws. **YES:** Dr. Jenkusky, Dr. Beaudette, Dr. Spence, Dr. Carson, Ms. Anderson and Mr. Bourbon. **RECUSED:** Dr. Styka and Dr. Komadina.

Case #2016-B-174 RECOMMENDATION was made by Dr. Komadina to **CLOSE** the case with an advisory letter regarding patient communications. **YES:** Dr. Jenkusky, Dr. Beaudette, Dr. Spence, Dr. Carson, Ms. Anderson and Mr. Bourbon. **RECUSED:** Dr. Styka and Dr. Komadina.

Case #2016-B-231 RECOMMENDATION was made by Dr. Komadina to **CLOSE** the case with an advisory letter regarding the Board's PMP Regulations. **YES:** Dr. Jenkusky, Dr. Beaudette, Dr. Spence, Dr. Carson, Ms. Anderson and Mr. Bourbon. **RECUSED:** Dr. Styka and Dr. Komadina.

Case #2016-B-312 RECOMMENDATION was made by Dr. Komadina to **CLOSE** the case with an advisory letter regarding disclosing complete and truthful information on any applications made to the NMMB. **YES:** Dr. Jenkusky, Dr. Beaudette, Dr. Spence, Dr. Carson, Ms. Anderson and Mr. Bourbon. **RECUSED:** Dr. Styka and Dr. Komadina.

Case #2017-B-115 RECOMMENDATION was made by Dr. Komadina to offer physician the chance to withdraw his application for licensure while under investigation or to offer him a stipulation of licensure with a reprimand and a \$1,000.00 fine. If physician does not accept, a notice of contemplated action will be issued based on, but not limited to, misrepresentation on an application and adverse licensure action taken by other state medical boards. **YES:** Dr. Jenkusky, Dr. Beaudette, Dr. Spence, Dr. Carson, Ms. Anderson and Mr. Bourbon. **RECUSED:** Dr. Styka and Dr. Komadina.

Case #2017-B-124 RECOMMENDATION was made by Dr. Komadina to offer physician assistant a stipulation of licensure requiring mandatory participation in the NM MTP. If physician assistant does not accept, a notice of contemplated action will be issued based on, but not limited to, habitual/excessive use of alcohol or substances. **YES:** Dr. Jenkusky, Dr. Beaudette, Dr. Spence, Dr. Carson, Ms. Anderson and Mr. Bourbon. **RECUSED:** Dr. Styka and Dr. Komadina.

Case #2016-B-135 RECOMMENDATION was made by Dr. Spence to order physician to undergo a professionalism evaluation. This case will remain open pending receipt of report. If physician refuses, then a notice of contemplated action will be issued based on, but not limited to, failure to cooperate with the Board and interaction with others that could adversely affect patient care. **YES:** Dr. Jenkusky, Dr. Beaudette, Dr. Komadina, Dr. Carson, Dr. Styka and Mr. Bourbon. **RECUSED:** Dr. Spence and Ms. Anderson.

Complaint Committee C

RECOMMENDATION was made by Dr. Jenkusky to **CLOSE** Case #2016-C-133; 2016-C-193; 2016-C-265; 2016-C-266; 2016-C-316 and 2017-C-090. **YES:** Dr. Beaudette, Dr. Komadina, Dr. Carson, Ms. Anderson, Dr. Styka and Mr. Bourbon. **RECUSED:** Dr. Jenkusky and Dr. Spence.

Case #2016-C-208 RECOMMENDATION was made by Dr. Spence to **CLOSE** the case with an advisory letter to PA Applicant requiring notification when he is released from his Stipulation. An unrestricted PA license was granted to PA. **YES:** Dr. Beaudette, Dr. Komadina, Dr. Carson, Ms. Anderson, Dr. Styka and Mr. Bourbon. **RECUSED:** Dr. Jenkusky and Dr. Spence.

Case 2016-C-228 RECOMMENDATION was made by Dr. Spence to **CLOSE** the case with an advisory letter regarding the Board's PMP Regulations. **YES:** Dr. Beaudette, Dr. Komadina, Dr. Carson, Ms. Anderson, Dr. Styka and Mr. Bourbon. **RECUSED:** Dr. Jenkusky and Dr. Spence.

Case #2017-C-075 RECOMMENDATION was made by Dr. Spence **CLOSE** the case with an advisory letter regarding patient communications and quality of service at his clinic. **YES:** Dr. Beaudette, Dr. Komadina, Dr. Carson, Ms. Anderson, Dr. Styka and Mr. Bourbon. **RECUSED:** Dr. Jenkusky and Dr. Spence.

Case #2015-C-185 RECOMMENDATION was made by Dr. Spence to offer physician a chance to voluntarily surrender his NM medical license. If he applies for reinstatement of that license, he will need to prove clinical skills competency. If he does not accept, a notice of contemplated action will be issued based on, but not limited to, incompetency to practice and failure to report adverse action to the Board. **YES:** Dr. Beaudette, Dr. Komadina, Dr. Carson, Ms. Anderson, Dr. Styka and Mr. Bourbon. **RECUSED:** Dr. Jenkusky and Dr. Spence. Dr. Jenkusky was recused from complaint committee review as well.

Case #2017-C-010 RECOMMENDATION was made by Dr. Spence to offer Physician Assistant the chance to voluntarily surrender his license. If he refuses, a summary suspension will be issued based on imminent danger to the public and a notice of contemplated action will be issued based on, but not

limited to, incompetency, interaction with patients that could adversely affect patient care, injudicious prescribing, failure to comply with Board Regulations, and conduct likely to harm. **YES:** Dr. Beaudette, Dr. Komadina, Dr. Carson, Ms. Anderson, Dr. Styka and Mr. Bourbon. **RECUSED:** Dr. Jenkusky and Dr. Spence.

Complaint Committee D

RECOMMENDATION was made by Mr. Bourbon to **CLOSE** Case #2015-D-183; 2016-D-068; 2016-D-170; 2016-D-178; 2016-D-200; 2016-D-281; 2017-D-006 and 2017-D-091. **YES:** Dr. Jenkusky, Dr. Beaudette, Dr. Komadina, Dr. Spence, Dr. Carson and Dr. Styka. **RECUSED:** Mr. Bourbon and Ms. Anderson.

Case #2016-D-107 RECOMMENDATION was made by Ms. Anderson to **CLOSE** the case with an advisory letter reminding physician of the required 30 day written termination letter to a patient from the practice. **YES:** Dr. Jenkusky, Dr. Beaudette, Dr. Komadina, Dr. Spence, Dr. Carson and Dr. Styka. **RECUSED:** Mr. Bourbon and Ms. Anderson.

Case #2016-D-186 RECOMMENDATION was made by Ms. Anderson to **CLOSE** the case with an advisory letter to physician reminding him about maintaining proper medical records on patients and acknowledging his new revised office practices with regard to disposal of medications. **YES:** Dr. Jenkusky, Dr. Beaudette, Dr. Komadina, Dr. Spence, Dr. Carson and Dr. Styka. **RECUSED:** Mr. Bourbon and Ms. Anderson.

Case #2017-D-024 RECOMMENDATION was made by Ms. Anderson to offer physician an interim stipulation of licensure in NM mirroring the terms in Oregon Medical Board's Interim Stipulation of Licensure. If physician does not accept, a notice of contemplated action will be issued based on, but not limited to, adverse licensure action in another state and conduct likely to harm. **YES:** Dr. Jenkusky, Dr. Beaudette, Dr. Komadina, Dr. Spence, Dr. Carson and Dr. Styka. **RECUSED:** Mr. Bourbon and Ms. Anderson.

Case #2017-D-117 RECOMMENDATION was made by Ms. Anderson to offer physician applicant the chance to withdraw his application for licensure while under investigation. If he does not accept, a notice of contemplated action will be issued to deny licensure based on, but not limited to, incompetency to practice, adverse licensure action taken by another state medical board and habitual/excessive use of alcohol or substances. **YES:** Dr. Jenkusky, Dr. Beaudette, Dr. Komadina, Dr. Spence, Dr. Carson and Dr. Styka. **RECUSED:** Mr. Bourbon and Ms. Anderson.

EXECUTIVE SESSION: Licensing Issues, New Applicants / Reinstatements / Board Attorney Report

MOTION was made by Dr. Jenkusky to go into Executive Session pursuant to Section 10-15-1(H) (1) of the Open Meetings Act to discuss matters pertaining to the issuance, suspension, renewal or revocation of a license and disciplinary matters. **SECONDED** by Mr. Bourbon. **YES:** Dr. Jenkusky, Dr. Beaudette, Dr. Komadina, Dr. Spence, Dr. Carson, Ms. Anderson, Dr. Styka and Mr. Bourbon.
MOTION CARRIED.

OPEN SESSION

The Board returned to open session. Dr. Jenkusky stated for the record that the matters discussed in executive session were limited only to those specified in the motion for closure.

5. LICENSING ISSUES, NEW APPLICANTS / REINSTATEMENTS

Paul Willette, MD – Case # 2016-040 – Consider Motion for Costs.

MOTION was made by Ms. Anderson to approve the Motion for costs, however because he is unable to pay the costs at this time, the Board will not enforce payment until after determination of Dr. Willette's

appeal. **SECONDED** by Dr. Jenkusky. **YES:** Dr. Jenkusky, Dr. Beaudette, Dr. Komadina, Dr. Spence, Dr. Carson, Ms. Anderson, Dr. Styka and Mr. Bourbon. **MOTION CARRIED.**

Shabbar Hussain, MD – Case No. 2016-052 – Consider Prosecution’s Motion for Reconsideration of D/O.

MOTION was made by Ms. Anderson to **DENY** the Prosecutions Motion for Reconsideration of D/O, with further explanation that in the future either party is entitled to pursue reconsideration when the party believes that they should, and the Board has the authority to consider motions for reconsideration and to amend prior decisions should it choose to do so. **SECONDED** by Dr. Beaudette. **YES:** Dr. Jenkusky, Dr. Beaudette, Dr. Komadina, Dr. Spence, Dr. Carson, Ms. Anderson, Dr. Styka and Mr. Bourbon. **MOTION CARRIED.**

Shabbar Hussain, MD – Case No. 2016-052 – Consider Motion for Costs.

MOTION was made by Ms. Anderson to **GRANT** the Motion for Costs. **SECONDED** by Dr. Jenkusky. **YES:** Dr. Jenkusky, Dr. Beaudette, Dr. Komadina, Dr. Spence, Dr. Carson, Ms. Anderson, Dr. Styka and Mr. Bourbon. **MOTION CARRIED.**

Alan Arrington, MD – Case No. 2016-054 – Decision and Order.

MOTION was made by Dr. Jenkusky to accept the Hearing Officer’s Report as presented. **SECONDED** by Mr. Bourbon. **YES:** Dr. Jenkusky, Dr. Beaudette, Dr. Komadina, Dr. Spence, Dr. Carson, Ms. Anderson, Dr. Styka and Mr. Bourbon. **MOTION CARRIED.**

MOTION was made by Dr. Jenkusky to issue a Reprimand and a \$1,000.00 fine to Dr. Arrington and require that Dr. Arrington appear before the Board upon request for so long as he remains licensed in New Mexico. **SECONDED** by Mr. Bourbon. **YES:** Dr. Jenkusky, Dr. Beaudette, Dr. Komadina, Dr. Spence, Dr. Carson, Ms. Anderson, Dr. Styka and Mr. Bourbon. **MOTION CARRIED.**

Louis Sidotti, MD – Case No. 2017-007 – Consider Motion for Costs.

MOTION was made by Dr. Jenkusky to **GRANT** the Motion for Costs. **SECONDED** by Ms. Anderson. **YES:** Dr. Jenkusky, Dr. Beaudette, Dr. Komadina, Dr. Spence, Dr. Carson, Ms. Anderson, Dr. Styka and Mr. Bourbon. **MOTION CARRIED.**

Samer Kakish, MD – Consider exception to the 7 year exam rule.

MOTION was made by Dr. Jenkusky approve Dr. Kakish’s licensing application and grant a full and unrestricted license. **SECONDED** by Mr. Bourbon. **YES:** Dr. Jenkusky, Dr. Beaudette, Dr. Komadina, Dr. Spence, Dr. Carson, Ms. Anderson, Dr. Styka and Mr. Bourbon. **MOTION CARRIED.**

Wallace Gladden, MD – Consider exception to the 7 year exam rule.

MOTION was made by Dr. Jenkusky approve Dr. Gladden’s licensing application and grant a full and unrestricted license. **SECONDED** by Mr. Bourbon. **YES:** Dr. Jenkusky, Dr. Beaudette, Dr. Komadina, Dr. Spence, Dr. Carson, Ms. Anderson, Dr. Styka and Mr. Bourbon. **MOTION CARRIED.**

Ahmed Alkaram, MD – Consider completion of 24 months of non-ACGME fellowship and work experience in lieu of 24 months of ACGME accredited PGT.

MOTION was made by Dr. Jenkusky approve Dr. Alkaram’s licensing application and grant a full and unrestricted license. **SECONDED** by Mr. Bourbon. **YES:** Dr. Jenkusky, Dr. Beaudette, Dr. Komadina, Dr. Spence, Dr. Carson, Ms. Anderson, Dr. Styka and Mr. Bourbon. **MOTION CARRIED.**

EXECUTIVE SESSION: Board Attorney Report

MOTION was made by Dr. Jenkusky to go into Executive Session pursuant to Section 10-15-1(H) (1) of the Open Meetings Act to discuss matters pertaining to the issuance, suspension, renewal or revocation of a license and disciplinary matters. **SECONDED** by Mr. Bourbon. **YES:** Dr. Jenkusky, Dr.

Beaudette, Dr. Komadina, Dr. Spence, Dr. Carson, Ms. Anderson, Dr. Styka and Mr. Bourbon.
MOTION CARRIED.

OPEN SESSION

The Board returned to open session. Dr. Jenkusky stated for the record that the matters discussed in executive session were limited only to those specified in the motion for closure.

6. Board Attorney Report

Ms. Frank reported on the status of the following cases in closed session:

Rolando Tong, MD

Ronald Fisher, MD

Walter Seidel, MD

CLOSED SESSION: PIO/Compliance Report and New Mexico Monitored Treatment Program Report

MOTION was made by Dr. Jenkusky to go into Executive Session pursuant to Section 10-15-1(H) (1) of the Open Meetings Act to discuss matters pertaining to the issuance, suspension, renewal or revocation of a license and disciplinary matters. **SECONDED** by Mr. Bourbon. **YES:** Dr. Jenkusky, Dr. Beaudette, Dr. Komadina, Dr. Spence, Dr. Carson, Ms. Anderson, Dr. Styka and Mr. Bourbon.

MOTION CARRIED.

7. Board Monitored Compliance Report [Non MTP]

Ms. Quintana reviewed the compliance report and reported on the status of licensees.

NM Monitored Treatment Program [MTP]

Andrea Newman, Dan Collins, MD and Mary Lynn Griffin of the NM Monitored Treatment Program presented the status of all mandatory MTP participants and answered questions from the Board.

Informal Interviews

Tracy Pritchard, MD (telephonic), Charles Bennett, MD; Christopher Driskill, MD; Ryan Grange, PA; Kyle Greer, MD; Kaaren Mahan, PA; Jane McMillan, MD; Adrian Moretti, MD; Marc O’Cleireachain, MD and Richard Smith, MD.

OPEN SESSION

The Board returned to open session. Dr. Jenkusky stated for the record that the matters discussed in executive session were limited only to those specified in the motion for closure.

8. ACTIONS RELATED TO EXECUTIVE SESSION

None

9. REPORTS

Financial / HR Manager

Ms. Mascarenas presented the following:

The Budget and Revenue Status ending June 30, 2017 are as follows:

Expenditures total \$1,716.1 (or 90.75%) of budgeted expenditures from July 1, 2016 thru June 30, 2017 (Opbud \$1,891,000);

Revenues collected from July 1, 2016 through June 30, 2017 total \$2,155.1 (or 120%) of budgeted revenues in the amount of \$1,791.0. The agency also budgeted \$100.0 FB in FY17.

Ms. Mascarenas gave the Board the FY17 Statistics Summary that reflects the application/renewal and other fees data that makes up the total revenue received in FY17 of \$2,155.1.

The Fund Balance on June 30, 2017 is \$771,404.54.

The Cash Balance in FY18 as of August 9, 2017 is \$202,180 (revenues received from 7/1/17 – 8/9/17). (As of August 9, 2017 the agency has expended \$134,925.46 and encumbered \$553,761.05) – Cash balance after expenses is \$67,254.54.

FY19 Appropriation Request

Ms. Mascarenas reported that she attended the annual mandatory training held by the State Budget Division regarding the FY19 Appropriation Request. Next week she will begin working on the FY19 Appropriation Request for the period that starts on July 1, 2018 through June 30, 2019. By Statute the Appropriation Request is due by September 1 of every year. At the next board meeting the Board will need to vote to approve the FY19 Appropriation Request. The request will be similar to the current FY18 Operating Budget.

The FY18 Operating Budget that starts on July 1, 2017 consists of:

Personal services and employee benefits	\$1,195.0
Contractual services	\$ 338.0
Other	\$ 367.0
Total:	\$1,900.0

Sources consist of: \$1,820.0 Other Revenues and \$80.0 Fund Balance

In addition, HB2 Section 9 includes additional BAR Authority in the amount of \$100,000 from other state funds for administrative hearing and litigation process in FY18.

Chair Report

Dr. Jenkusky briefly discussed the 2016 Overdose and Intervention Related Data.

Executive Director

None

Licensing Manager

None

ADJOURN

Dr. Jenkusky adjourned the first day [August 10, 2017] of the August Regular Board Meeting at 4:45 p.m.

Friday, August 11, 2017

Dr. Jenkusky reconvened the Medical Board and called the meeting to order at 8:35 a.m. on Friday, August 11, 2017; a quorum was present.

CLOSED SESSION: Informal Compliance Interviews Continued

MOTION was made by Dr. Jenkusky to go into Executive Session pursuant to Section 10-15-1(H) (1) of the Open Meetings Act to discuss matters pertaining to the issuance, suspension, renewal or revocation of a license and disciplinary matters. **SECONDED** by Ms. Anderson. **YES:** Dr. Jenkusky, Dr. Beaudette, Dr. Komadina, Dr. Spence, Dr. Carson, Ms. Anderson, Dr. Styka and Mr. Bourbon.

MOTION CARRIED.

10. Informal Interviews

Mark Lockett, MD (cancelled due to health reasons); Miles Nelson, MD (unexcused absence); Estevan Apodaca, MD; David Melamed, MD; Michelle Ratliff, PA; Bertrand Bassett, MD; Jose Garcia, MD; Amit Gupta, MD.

OPEN SESSION

The Board returned to open session. Dr. Jenkusky stated for the record that the matters discussed in executive session were limited only to those specified in the motion for closure.

11. Compliance Requests / Actions

Mark Lockett, MD – Request to be released from stipulation.

MOTION was made by Dr. Jenkusky to approve Dr. Lockett's request to be released from stipulation. **SECONDED** by Dr. Beaudette. **YES:** Dr. Jenkusky, Dr. Beaudette, Dr. Komadina, Dr. Spence, Dr. Carson, Ms. Anderson, Dr. Styka and Mr. Bourbon. **MOTION CARRIED.**

Daniel Pistone, MD – Request to be released from stipulation.

MOTION was made by Dr. Jenkusky to table the request until the November 2017 Board Meeting. **SECONDED** by Mr. Bourbon. **YES:** Dr. Jenkusky, Dr. Beaudette, Dr. Komadina, Dr. Spence, Dr. Carson, Ms. Anderson, Dr. Styka and Mr. Bourbon. **MOTION CARRIED.**

Miles Nelson, MD – Request to be released from stipulation.

MOTION was made by Dr. Jenkusky to Summarily Suspend the license of Dr. Nelson based on failure to comply with his stipulation of licensure. **SECONDED** by Dr. Carson. **YES:** Dr. Jenkusky, Dr. Beaudette, Dr. Komadina, Dr. Spence, Dr. Carson, Ms. Anderson, Dr. Styka and Mr. Bourbon. **MOTION CARRIED.**

Estevan Apodaca, MD – Request to be released from stipulation.

MOTION was made by Dr. Jenkusky to approve Dr. Apodaca's request to be released from stipulation. **SECONDED** by Mr. Bourbon. **YES:** Dr. Jenkusky, Dr. Beaudette, Dr. Komadina, Dr. Spence, Dr. Carson, Ms. Anderson, Dr. Styka and Mr. Bourbon. **MOTION CARRIED.**

David Melamed, MD - Request to be released from stipulation.

MOTION was made by Dr. Jenkusky to approve Dr. Melamed's request to be released from stipulation. **SECONDED** by Dr. Styka. **YES:** Dr. Jenkusky, Dr. Beaudette, Dr. Komadina, Dr. Spence, Dr. Carson, Ms. Anderson, Dr. Styka and Mr. Bourbon. **MOTION CARRIED.**

Michelle Ratliff, PA – Request to be released from stipulation.

MOTION was made by Dr. Jenkusky to approve Ms. Ratliff's request to be released from stipulation. **SECONDED** by Mr. Bourbon. **YES:** Dr. Jenkusky, Dr. Beaudette, Dr. Komadina, Dr. Spence, Dr. Carson, Ms. Anderson, Dr. Styka and Mr. Bourbon. **MOTION CARRIED.**

Bertrand Bassett, MD – Request to be released from stipulation.

MOTION was made by Dr. Jenkusky to approve Dr. Bassett's request to be released from stipulation. **SECONDED** by Dr. Carson. **YES:** Dr. Jenkusky, Dr. Beaudette, Dr. Komadina, Dr. Spence, Dr. Carson, Ms. Anderson, Dr. Styka and Mr. Bourbon. **MOTION CARRIED.**

12. Jonathan Bolton, MD – UNM Office of Professionalism Presentation

The UNM HSC Office of Professionalism was established in July 2011 by Paul Roth, MD, MS, Chancellor for Health Sciences, to promote humane medical care, effective teaching and a respectful work environment. The program activities encourage professionalism in clinical work, administration and teaching. The goal is to contribute to the standardization across departments and institutions in the assessment of professional behavior. The program will take referrals from agencies for reports of

unprofessional behavior, and when appropriate, provides recommendations to the involved parties and agencies guidelines and courses for remediation.

13. New Business

PA Amendment of Rules

Ms. Frank reported to the Board the PA Rules Committee would be meeting right after the Board meeting adjourns to discuss the PA Rules. We can have a Rule Hearing in November if we have a final draft ready for Board approval at the September 28, 2017 Interim meeting. We really want written comment from the public prior to the Hearing for Board review and to keep the hearing on schedule. Mr. Bourbon stated that the biggest issue that will probably be discussed in committee is have two differently licenses, a supervised license and a collaborating license, or maintaining one license for both qualifications. Mr. Bourbon endorses having one license and not splitting the two. Mr. Bourbon introduced Sabrina Johnson, President of the NM PA Academy, to thank the Board. She explained she has been working hard to get the Collaborative License Bill passed to help reflect PA's current practice in New Mexico. She discussed the steps that were taken to get to this point and necessity of this bill to help with primary care in rural areas.

Proposed 2018 Board Meeting Dates

January 11, 2018 (Interim); February 8-9, 2018 (Full); March 29, 2018 (Interim); May 10-11, 2018 (Full); June 28, 2018 (Interim); August 9-10, 2018 (Full); September 27, 2018 (Interim); November 15-16, 2018 (Full) and December 13, 2018 (Interim).

14. Old Business

PMP Update

Ms. Frank reported that we did receive a new report from DOH, but DOH was not 100% sure that the data was correct due to system and vendor changes. We are going to wait to see the second report we receive to compare to last year's reports. We are meeting with DOH to come up with ideas about how to make the process more efficient and effective.

15. ADJOURN

There being no further business before the Board, Dr. Jenkusky adjourned the meeting at 12:00 P.M.

SUBMITTED BY: _____ DATE: _____
Sondra Frank, J.D., Executive Director

APPROVED BY: _____ DATE: _____
Steven M. Jenkusky, M.D., Chair

APPROVED BY: _____ DATE: _____
Albert Bourbon, PA-C, Vice Chair