

# New Mexico WINGS

Working Interdisciplinary Network of Guardianship Stakeholders

Judge Lee A. Kirksey  
Fifth Judicial District Court, Chair

## MEETING MINUTES

Quarterly Meeting  
Via Google Meets  
August 16, 2024  
2:00 – 4:00 pm

The Chair called the meeting to order at 2:07 pm.

Members present were announced by the Coordinator, and a quorum was present at the commencement of the meeting.

### **Present and announced during roll call:**

Judge Kirksey, Patricia Galindo, Judge Biedscheid, Allison Block-Chavez, Judge Bryant, Veronica Chavez-Neuman, Rep. Joanne Ferrary, Mary Galvez, Marylou Poli, Andrea Salazar, Tim Gardner, Justice Bacon, Judge Weaver, Alice Liu McCoy, Senator Linda Lopez, Bruce Tennant

### **The following members were not present:**

Dr. Christine Burns, Judge William Johnson, Eli Fresquez, Margaret “Peggy” Graham, and DeAnza Valencia.

#### 1. Approval of minutes from last meeting

The Members reviewed the Draft Minutes from the June 14, 2024, meeting. Ms. Galindo moved to approve the Draft Minutes. The second was by Senator Lopez. The Draft Minutes for June 14, 2024, were approved on a voice vote. Allison Block Chavez and Andrea Salazar both abstained from voting as they were not present at the June 14, 2024, meeting.

#### 2. Approval of Agenda

Next, Members reviewed the Draft Agenda for the August 16, 2024 meeting. Ms. Galindo moved to approve the agenda. The second was by Senator Lopez, and the Draft Agenda was approved by a unanimous voice vote.

#### 3. Vacancies

Following approval of the Minutes and Agenda, the Chair discussed current vacancies within the WINGS Committee, which are: 2 New Mexico legislature representative positions, 1 family member not a guardian or a conservator position, 1 CEO of Interagency Behavioral Health Purchasing Collaborative Representative position, 1 judiciary member position, 1 doctor with experience working with persons under guardianship position, and 1 protected person position. Judge Kirksey advised that the deadline to apply for a vacancy is September 20, 2024, and inquiries may be submitted to the Chair, Patricia Galindo, or the WINGS Coordinator.

During the discussion of vacancies, Ray Duran, from the Behavioral Health Collaborative, joined the meeting and advised that he was the interim CEO for the Interagency Behavioral Health Purchasing Collaborative and was attending his first meeting. Ms. Poli asked if Rex Swanda had ever been a Network member, and if not, she would contact him and relay information regarding the vacant position. Ms. Galvez also stated that she would also reach out to Mr. Swanda. The Chair encouraged all Network members to reach out to individuals who may be qualified and willing to serve on WINGS.

4. Presentation from the Second Judicial District Court – Elder Disability Initiative  
Justice Bacon had asked the Second Judicial Court Elder Disability Initiative (EDI) to make a presentation on trainings held for all new guardians and conservators appointed in Bernalillo County to the Network members. The Chair introduced guest presenters, Court Staff Attorneys Wendy Basgall and Nataley Quintana, with the EDI at the Second Judicial District Court. A PowerPoint presentation explained how a case gets referred to EDI and the process thereafter. EDI holds two to three trainings a month; one is for professional guardians and/or conservators, and the remaining training is for non-professional guardians and/or conservators. The focus of the presentation is on roles and responsibilities for serving in each position, and a question and answer session following the training.

Discussion following the presentation included questions from Senator Lopez asking if the program could be extended statewide. Representative Ferrary inquired if there could be a hybrid version of this program statewide. A suggestion was made by one member to have centralized trainings held at AOC's Albuquerque office. Ms. Galindo explained that each District Court develops their own policy and procedures, and funding is also district-specific. She reminded members that the judiciary already has a series of training videos online that all proposed new guardians and conservators are required to complete prior to being appointed a guardian and/or conservator. Justice Bacon explained that if the Network members would like for the EDI training to be expanded statewide, this recommendation would need to come from WINGS and could be considered by the Supreme Court for FY27. Judge Kirksey stated she could draft something to present to the Judicial Council and the Supreme Court.

Ms. Galindo suggested this item should be placed on the upcoming agenda as a voting item for the November 2024 meeting, and if passed, the Chair could then draft a formal recommendation for consideration by the Supreme Court. There was no opposition to Ms. Galindo's suggestion, and this issue will be placed on the next agenda.

5. Request from Supreme Court – regarding Rule 1-145

Judge Kirksey reminded Network members that she had received a request from the Supreme Court's Rules attorney asking WINGS to review the provisionally approved Rule 1-145 and to make a recommendation as to whether to formally adopt the rule or recommend the rule to be withdrawn entirely. Judge Kirksey asked Ms. Galindo to discuss her proposed red-line version of Rule 1-145.

Ms. Galindo explained how this provisional Rule 1-145 had been implemented to cover any financial statements submitted with either a guardian's or a conservator's annual report and that court staff had been trained to utilize a coversheet if any supplemental financial information was included with the annual report. Ms. Poli had questions about whether this rule could clarify who is entitled to receive a copy of annual reports and Ms. Salazar asked if these proposed changes to the rule would have an impact on the OSA's statutory requirements. Judge Kirksey asked for volunteers to serve on a sub-committee to further review the proposed revisions to Rule 1-145 and to have a final draft proposal ready to present at the November 1, 2024 meeting.

6. Process Changes sub-committee report (Tim Gardner)

Tim Gardner indicated he did not have any new to report but he did ask if Rule 1-141 would be discussed at the next meeting in November. The Chair stated this issue would need to wait until next year since the Network must submit a recommendation on Rule 1-145 to the Supreme Court before the end of this year.

And finally, Ms. Galvez asked if anyone would like to do as the oversight committee and to inform her if so. Judge Kirksey stated that Ms. Galvez's finalized revisions to protected person's "Bill of Rights" were submitted to Supreme Court as well as Justice Bacon.

7. Training sub-committee report (Peggy Graham)

Ms. Graham was not present; therefore, no update was provided.

8. Oversight sub-committee report (Mary Galvez)

Ms. Galvez did not have an update but invited Network members to forward any issues to the sub-committee for consideration.

9. New business

There was no new business to discuss. The next Network meeting is scheduled for November 1, 2024. The Executive Committee will meet in the interim and have proposed meeting dates for 2025.

10. Public Comment

There was no public comment.

The meeting was adjourned at 3:55 pm.