

**BEFORE THE STATE OF NEW MEXICO  
SPEECH LANGUAGE PATHOLOGY, AUDIOLOGY & HEARING AID DISPENSING  
PRACTICES BOARD**

**IN THE MATTER OF:**

**TARA JARAMILLO  
LICENSE NO. 1487**

**Case No. SLP-10-03-03**

**Respondent.**

**SETTLEMENT AGREEMENT**

WHEREAS, the State of New Mexico Speech Language Pathology, Audiology & Hearing Aid Dispensing Board (“ Board”) on March 2, 2010 received a complaint that alleged Tara Jaramillo (“Respondent”) was not providing the ASHA Standards requirements for direct supervision of treatment.

WHEREAS, the Board voted unanimously on October 1, 2010 to issue a Notice of Contemplated Action (NCA); and

WHEREAS, the parties wish to resolve this matter in an amicable fashion without the need for the issuance of a Notice of Contemplated Act (NCA) required under the Uniform Licensing Act, and without the need for a formal hearing, and

WHEREAS the Board believes that this Settlement Agreement to (“Agreement”) is appropriate and in the best interests of both the Board and Respondent,

IT IS HEREBY AGREED AS FOLLOWS:

1. Jurisdiction. The Respondent at all times relevant to these proceedings was a licensee of the Board. The Board has jurisdiction over the Respondent and the subject matter.

2. Violations. The Respondent acknowledges that this disciplinary action is for the following conduct:

A. The respondent is guilty of violating the Board’s Code of Ethics §16.26.9.8 E (2,3,4)

3. Discipline. This Agreement constitutes disciplinary action by the Board against the Respondent.

4. The Board shall take no further action against Respondent with respect to the matters in the subject case, provided that Respondent complies with the following:

- A. Respondent accepts a reportable letter of Reprimand issued by the Board;
- B. Respondent obtains and additional .6 CEU's in supervision;
- C. Certification of training in Family education rights, privacy act and HIPPA;
- D. Documentation of changes implemented regarding student supervision must be submitted within six (6) months of this agreement being signed.

5. Waiver of rights.

A. Respondent has waived the time limitations set forth in the Uniform Licensing Act.

B. Respondent understands that she has a statutory right to a hearing on the charges made in the complaint against her and that she would have the right to appeal any decision of the Board following such hearings; and she hereby waives these rights.

C. Respondent waives her right to assert a claim of bias or move to excuse any Board member based upon the Board member's consideration of this Agreement.

D. Respondent's waiver of any rights contained herein is made knowingly, intentionally, and voluntarily.

6. Respondent has the right to be represented by an attorney.

7. Respondent's execution of this Agreement is made knowingly, intentionally, and voluntarily.

8. Upon execution of this Agreement, Respondent releases the Board from any and all claims arising out of the Board's decision to investigate the complaint, file a Notice of Contemplated Action, and take the actions described herein.

9. This Agreement is subject to Board approval.

10. This Agreement is binding upon the Board and the Respondent.

11. Failure to comply with the terms and conditions of this Agreement shall be separate and independent grounds for disciplinary action by the Board. In the event the Respondent fails to comply with

the provisions hereof, the Board shall have the right to take such action against Respondent as it deems appropriate under the circumstances, including revoking Respondent's license.

12. This Agreement is a settlement of Board case number SLP-10-03-03, and only the specific allegations contained therein. The board reserves the right to initiate proceedings for any other violations of the Speech Language Pathology, Audiology and Hearing Aid Dispensing Practice Act or the Rules and Regulations of the Board adopted pursuant to that act.

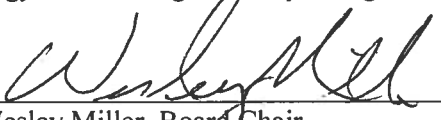
13. The complaint and this Agreement are public records within the meaning of the Inspection of Public Records Act, NMSA 1978, § 14-2-6(E) (1993). Other data, communications, and information acquired by the Board relating to this matter shall be public as provided by the Speech Language Pathology, Audiology and Hearing Aid Dispensing Practice Act.

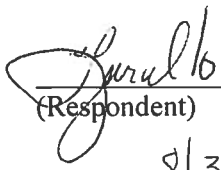
14. The complaint and this Agreement shall be reported to the National Practitioners Data Bank.

**IT IS THEREFORE SO ORDERED.**

Signed this 30<sup>th</sup> day of August, 2011.

State of New Mexico Speech Language Pathology, Audiology and Hearing Aid Dispensing Practices Board

  
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Wesley Miller, Board Chair  
New Mexico Speech Language Pathology,  
Audiology and Hearing Aid Dispensing Practices  
Board  
2550 Cerrillos Road  
Santa Fe, NM 87505

  
\_\_\_\_\_  
(Respondent)  
8/30/2011  
\_\_\_\_\_  
(Date)



**NEW MEXICO SPEECH-LANGUAGE PATHOLOGY, AUDIOLOGY  
AND HEARING AID DISPENSING PRACTICES BOARD**

New Mexico Regulation and Licensing Department  
**BOARDS AND COMMISSIONS DIVISION**  
Toney Anaya Building • 2550 Cerrillos Road • Santa Fe, New Mexico 87505  
(505) 476-4640 • Fax (505) 476-4620 • [www.RLD.state.nm.us/speech](http://www.RLD.state.nm.us/speech)

**October 11, 2011**

**Re: Tara Jaramillo**

**Case #SLP-10-03-03**

**LETTER OF REPRIMAND**

Based on the information received by the New Mexico State Board of New Mexico Speech Language Pathology Audiology and Hearing Aid Dispensing Practices Board ("Board") on August 30, 2011 and your agreement to accept a formal reprimand, the Board issues this formal reprimand. This reprimand is based on an allegation that you violated the New Mexico Speech Language Pathology Audiology and Hearing Aid Dispensing Practices Board, NMSA 1978, § 16.26.9.8 E (2,3,4) Rules in that you committed under the Ethical proscriptions: (2) Licensed individuals shall prohibit any of their staff from providing services that they are not licensed or qualified to perform. (3) Licensed individuals must not require or delegate any service requiring professional competence and licensure of/to anyone who is not competent and licensed to engage in any practice that is a violation of the Code of Ethics. (4) Licensed individuals must not offer clinical services by supportive personnel for whom they do not provide appropriate supervision and assume full responsibility.

Your agreement to accept this formal reprimand constitutes an admission to the above allegation. Your agreement to accept this formal reprimand is a voluntarily waiver of your right to a Notice of Contemplated Action and your right to a formal hearing before the Board and other rights pursuant to the Uniform Licensing Act, NMSA 1978, §§ 61-1-4 and 61-1-8.

A formal reprimand is included in your permanent licensing file and is a public record open to inspection by the public. This formal reprimand **does** constitute disciplinary action against you by the Board. This formal reprimand is reported to the National Practitioners Data Bank (NPDB) and **is not** reported to the Healthcare Integrity & Protection Data Bank (HIPDB).

**ACCEPTANCE OF FORMAL REPRIMAND AND  
WAIVER OF RIGHTS TO NOTICE AND HEARING**

I HEREBY ACCEPT A FORMAL REPRIMAND. I STATE THAT I HAVE BEEN INFORMED OF MY RIGHTS UNDER THE UNIFORM LICENSING ACT, NMSA 1978, SECTIONS 61-1-1 THROUGH 61-1-33, INCLUDING MY RIGHT TO A WRITTEN NOTICE OF THE CHARGES AND THE GENERAL NATURE OF THE EVIDENCE, MY RIGHT TO BE REPRESENTED BY COUNSEL, MY RIGHT TO REQUEST AND HAVE AN EVIDENTIARY HEARING AND TO PRESENT ALL RELEVANT EVIDENCE BEFORE THE NEW MEXICO SPEECH LANGUAGE PATHOLOGY AUDIOLOGY AND HEARING AID DISPENSING PRACTICES BOARD, MY RIGHT TO HAVE SUBPOENAS AND SUBPOENA DUCES TECUM ISSUED TO COMPEL PRODUCTION OF DOCUMENTS AND THE APPEARANCE OF WITNESSES ON MY BEHALF, AND MY RIGHT TO APPEAL AN ADVERSE DECISION OF THE NEW MEXICO SPEECH LANGUAGE PATHOLOGY AUDIOLOGY AND HEARING AID DISPENSING PRACTICES BOARD TO

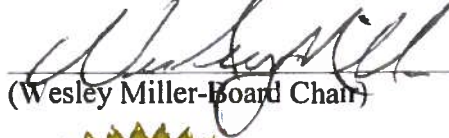
**New Mexico Speech-Language Pathology, Audiology and  
Hearing Aid Dispensing Practices Board  
Letter of Reprimand Tara Jaramillo**

THE DISTRICT COURT. I KNOWINGLY, VOLUNTARILY, AND INTELLIGENTLY  
WAIVE THESE RIGHTS.

  
(Tara Jaramillo)

Date: 10/19/11

FOR THE NEW MEXICO SPEECH LANGUAGE PATHOLOGY AUDIOLOGY AND  
HEARING AID DISPENSING PRACTICES BOARD

  
(Wesley Miller-Board Chair)

Date: 10/08/11

