

**New Jersey State Board of Optometrists
Regular Session Minutes
April 19, 2006**

A regular meeting of the New Jersey State Board of Optometrists was held at 124 Halsey Street, Newark on the 6th floor on Wednesday, April 19, 2006. Mitchell Fink, O.D., President of the Board, announced that pursuant to the Open Public Meetings Act, Chapter 321, P.L., notice of this meeting was prepared in the office of the Board and mailed out to the Secretary of State, the Attorney General, the Star Ledger, the Record, the Press of Atlantic City, the Asbury Park Press, and the Trenton Times. The meeting was called to order at 9:35 A.M. A roll call was taken and the following attendance was recorded:

PAUL BENT Present
GIGETTE COLLAZO, O.D. Absent
GORDON COMPTON Absent
RICHARD FAVREAU, O.D. Absent
MITCHELL FINK, O.D. Present
JOHN FLORIO, O.D. Present
LEONARD STEINER, O.D. Present

Also present were: SUSAN H. GARTLAND, Executive Director; CARMEN RODRIGUEZ, Deputy Attorney General; LISA PETROWSKI, Assistant to the Executive Director.

I. Public Comment

II. Approval of Regular Session Minutes

A. March 15, 2006

A motion was made by Dr. Steiner and seconded by Mr. Bent to approve the March 15, 2006 Regular Session Minutes as amended. A vote was taken and the motion carried by a unanimous vote.

III. New Business

A. Letter from the New Jersey Society of Optometric Physicians
RE: CPT Codes

The New Jersey Society of Optometric Physicians asked the Board to amend its CPT Code list to add a new code and delete a number of codes that are obsolete. A motion was made by Dr. Steiner and seconded by Dr. Florio to add code 97761 and delete codes 92330, 92390-92396, and 97510. A vote was taken and the motion carried by a unanimous vote.

B. Assembly No. 2930

(Synopsis - Restricts gifts from drug companies to health care professionals and prohibits health care professionals with financial ties to drug companies from serving on health care facility formulary committees.)

- Introduced March 21, 2006

A motion was made by Dr. Steiner and seconded by Mr. Bent to advise its legislative liaison that the Board supports A-2930. The Board will suggest that the bill include clarification concerning the timeframe in which a health care professional can accept a gift that does not exceed \$100.00 in value. A vote was taken and the motion carried by a unanimous vote.

C. Legislative Report

First Quarter January 1st - March 31st, 2006

The Board reviewed the legislative report and considered it informational.

D. Report from Mitchell Fink, O.D., Board President

RE: Discussion with Kimberly Ricketts, Director of Consumer Affairs

Dr. Fink informed the Board of a positive discussion he had with Director of Consumer Affairs, Kimberly Ricketts, concerning the yet to be proposed amendments to the existing optometric regulations as a result of the changes in optometric law which expands the scope of practice of optometrists in the State of New Jersey.

IV. For Your Information

A. Division of Consumer Affairs

New Jersey State Board of Optometrists

New Jersey State Board of Optometrists Rules

Readoption with Amendments: N.J.A.C. 13:38

Published in the April 3, 2006 New Jersey Register

The Board reviewed the Readoption with Amendments: N.J.A.C. 13:38 and considered them informational.

B. Division of Consumer Affairs

New Jersey State Board of Optometrists Proposed Amendments: N.J.A.C. 13:38-2.4; 3.5; 4.1 through 4.4; 5.1; 7.3 and 7.4

Proposed Repeal and New Rule: N.J.A.C. 13:38-4.5

The Board considered the Proposed Amendments, Proposed Repeal, and New Rule informational.

C. Signed Certification - David Iosebashvili, O.D.

The Board is in receipt of a signed Settlement letter together with a check in the amount of \$1,000.00 from Dr. Iosebashvili for violation of N.J.S.A. 45:1-21(e) Grounds for refusal to admit to examination or denial, suspension or revocation of any certificate, registration or license; definitions. The Board considers this matter to be concluded.

D. List of officers/directors/ and shareholders of C.M. Cummins O.D.P.A. submitted by Charles M. Cummins, O.D.

The Board reviewed the list of shareholders, directors, and officers of C.M. Cummins O.D.P.A. and considered it informational.

V. Adjournment

A motion was made by Dr. Steiner and seconded by Mr. Bent to adjourn the Regular Session Meeting at 2:30 P.M. A vote was taken and the motion carried by a unanimous vote.

Respectfully submitted,

Susan H. Gartland

Executive Director