

**New Jersey State Board of Optometrists
Regular Session Minutes
July 20, 2005**

A regular meeting of the New Jersey State Board of Optometrists was held at 124 Halsey Street, Newark on the 6th floor on Wednesday, July 20, 2005. 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 9:05 A.M. A roll call was taken and the following attendance was recorded:

GIGETTE COLLAZO, O.D. Present
GORDON COMPTON Absent
MITCHELL FINK, O.D. Present
JOHN FLORIO, O.D. Present
MAYOR JAMES GUIDA Absent
JOSEPH SCHKOLNICK, 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. June 15, 2005

A motion was made by Dr. Collazo and seconded by Dr. Schkolnick to accept the June 15, 2005 Regular Session Minutes as amended. A vote was taken and the motion carried by a unanimous vote.

III. New Business

A. Letter from Christopher Quinn, O.D.
RE: CPT Codes

Dr. Quinn wrote the Board concerning the organization of the Board's approved CPT code list. A motion was made by Dr. Steiner and seconded by Dr. Collazo to reorganize the CPT code list to more accurately reflect the current practice of optometry. A vote was taken and the motion carried by a unanimous vote.

B. Letter from Michael T. Touch from Touch Scientific, Inc.
RE: CPT Code 83520 and 82785

Mr. Touch from Touch Scientific, Inc. requested that the Board include CPT code 83520 RT and 83520 LT as well as 82785 RT and 82785 LT on its CPT code list. The Board will advise Mr. Touch that they are revising the CPT code list and the revised list will include a statement that laboratory testing related to the eye and ocular adnexae is within the scope of practice of optometry but will not include any laboratory testing codes on its CPT code list.

C. August 17, 2005 New Jersey State Board of Optometrists Meeting

A motion was made by Dr. Steiner and seconded by Dr. Schkolnick to cancel the August 17, 2005 Board meeting due to lack of a quorum. A vote was taken and the motion carried by a unanimous vote.

IV. For Your Information

A. New Jersey State Board of Examiners of Ophthalmic Dispensers and Ophthalmic Technicians's June 8, 2005 Public Session Agenda and April 20, 2005 Public Session Minutes

The Board reviewed the New Jersey State Board of Examiners of Ophthalmic Dispensers and Ophthalmic Technicians's June 8, 2005 Public Session Agenda and April 20, 2005 Public Session Minutes and considered them informational.

B. Signed Settlement Letter - Douglas Lee, O.D.

The Board is in receipt of a signed Settlement letter from Dr. Lee together with a check in the amount of two hundred and fifty dollars (\$250.00) 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.

C. Signed Settlement Letter - Harold Berman, O.D.

The Board is in receipt of a signed Settlement letter from Dr. Berman together with a check in the amount of five hundred dollars (\$500.00) 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; N.J.S.A. 45:12-9 Registration renewal fee; nonactive renewal certificate; obtaining active certificate of registration after 5 years; branch office registration certificates; revocation; and N.J.A.C.13:38-2.4 (a)1 Requirements for issuing prescriptions and dispensing of medications. The Board considers this matter to be concluded.

D. Signed Assurance of Voluntary Compliance letters

1. Marla Mackey, O.D.

The Board is in receipt of a signed Assurance of Voluntary Compliance letter from Marla Mackey, O.D. for violation of N.J.A.C. 13:38-1.2 General advertising practices. An Assurance of Compliance letter is a letter of warning with no disciplinary action taken against Dr. Mackey. The Board considers this matter to be concluded.

2. Paul Levinson, O.D.

The Board is in receipt of a signed Assurance of Voluntary Compliance letter from Paul Levinson, O.D. for violation of N.J.A.C. 13:38-1.2 General advertising practices and N.J.A.C. 13:38-1.4(d) Optometric practice under assumed names and disclosure of practitioner names. An Assurance of Compliance letter is a letter of warning with no disciplinary action taken against Dr. Levinson. The Board considers this matter to be concluded.

3. Marc Levinson, O.D.

The Board is in receipt of a signed Assurance of Voluntary Compliance letter from Marc Levinson, O.D. for violation of N.J.A.C. 13:38-1.2 General advertising practices and N.J.A.C. 13:38-1.4(d) Optometric practice under assumed names and disclosure of practitioner names. An Assurance of Compliance letter is a letter of warning with no disciplinary action taken against Dr. Levinson. The Board considers this matter to be concluded.

V. Adjournment

A motion was made by Dr. Steiner and seconded by Dr. Florio 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

[Return to Minutes Menu Page](#)
