

FAPD NEWSLETTER

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2015-2016 FAPD EXECUTIVE BOARD MEMBERS

- **President -
Dr. Eric Berry**
- **Vice President -
Dr. Manav Malik**
- **Sec./Treas. -
Dr. Michael Roseff**

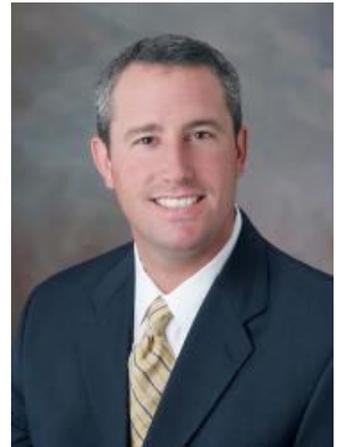
PRESIDENT'S MESSAGE

I hope everyone has had a rewarding and fulfilling start to your year. It has been an honor to serve as your president and work beside our wonderful board colleagues. The board members have been busy this spring with a couple of announcements that will potentially impact your practices.

First, we have reached a settlement with the state of Florida in the lawsuit to improve access to care for the Medicaid children of the state, which began in 2005. AHCA has been charged with evaluating and setting benchmarks for access to care while working with the managed care companies and plaintiffs including the FAPD. The settlement still has to be approved by the courts and we have included a summary of the settlement later in this issue.

Second, effective April 17, 2016, the Board of Dentistry revised Rules 64B5-14.009. These rules were amended to clarify language concerning standard equipment for the operating and recovery room and to add mandatory equipment. A capnograph was added to the list of standard equipment that must be readily available to the operator and recovery room and maintained in good working order. Additional clarification was made for continuous monitoring which requires a patient who is administered a drug(s) for conscious sedation must be continuously monitored intra-operatively by pulse oximetry and capnograph to provide pulse rate, oxygen saturation of the blood, and ventilations (end-tidal carbon dioxide). As your president, I reached out to the board regarding the sudden change in equipment and asked for a grace period. The executive director of the board verbally authorized a grace period that would be discussed at the May board meeting in Jacksonville, but called two days before the meeting and informed me that there would be no grace period nor discussion at the meeting. Bottom line; get a capnograph if you are performing conscious sedations in your office.

The FAPD is in great financial shape and we are exploring more ways to provide benefits to our members. We have another fantastic CE event planned in October and hope that you can join us. Finally, if any of you are interested in becoming more active in our organization please reach out to me at dreericberry@hotmail.com. A special thanks to all our hardworking board members, without you all it wouldn't be possible.



Eric Berry
FAPD President

QUICK BITES

- ◆ Interested in the Medicaid lawsuit settlement? Learn more - page 2
- ◆ What's going on with continuing education? Find out - page 3
- ◆ Learn about the Annual FAPD Business Meeting. Check it out - page 3

MEDICAID LAWSUIT UPDATE

Carl E. Goldfarb

Partner

BOIES, SCHILLER & FLEXNER LLP

Proposed Settlement of *Florida Pediatric Society v. Dudek*, No. 05-23037-CIV- JORDAN/O'SULLIVAN (S.D. Fla.)

In 2005, the Florida Academy of Pediatric Dentistry, along with other plaintiffs, filed a law suit in federal court asserting that Florida's Medicaid program failed to comply with the provisions of federal law. The court subsequently certified the case as a class action on behalf of the more than 2 million Florida children on Medicaid. On December 31, 2014, after a 90-plus day trial, the federal court issued a sweeping 153-page order, concluding that Florida children on Medicaid did not receive either the preventative dental care or the dental treatment to which they are entitled under federal law, along with finding numerous other violations of federal law.

In April, following a lengthy mediation, the parties reached a settlement, which must still be approved by the court. As part of the settlement, AHCA will commence a study of network adequacy standards for all pediatric Dental Provider types to determine enhancements that should be incorporated into the Medicaid managed care plan contracts for the 2016 Contract Year. The study of these standards will be robust and broad in scope, and will include, at a minimum, requirements relating to geographic accessibility, travel time, availability to accept new patients, and requirements relating to licensure, specializations, prompt payments, reducing administrative obstacles and board certification. AHCA will collaborate with the managed care plans and Plaintiffs, including FAPD, before finalizing the network adequacy standards for the 2016 Contract Year, which starts October 1, 2016.

In succeeding years, objective benchmarks will be used to measure Florida's progress in improving its Medicaid dental program for children until the program meets national norms. The statewide plan must meet the following benchmarks by September 30, 2021: (1) the 2014 national Medicaid mean for the HEDIS annual dental visit measure; (2) the 2014 national average for the Child Core Set PDENT score measuring preventative care visits; and (3) the 2014 national average for the CMS-416 Dental Treatment Service measure. If Florida fails to meet applicable interim benchmarks by 2019, or 2020, or the final benchmarks in 2021, then dental providers will receive a reasonable opportunity to earn reimbursement rates at least at the 50th percentile of commercial dental insurance rates for pediatric dental services in Florida. AHCA must seek increased funds if necessary to support those increased reimbursement rates on an actuarially sound basis.

Under the Settlement Agreement, if FAPD and plaintiffs' counsel believe that AHCA is not in compliance with the terms of the agreement, or that the Florida legislature has failed to approve something the agencies were required to request, then Plaintiffs will provide written notice and an opportunity to cure. If Plaintiffs believe any breach has not been cured, Plaintiffs may then return to court and seek declaratory or injunctive relief to remedy violations of the Medicaid Act. The federal court will retain jurisdiction of the case until September 2022.

The court has scheduled a final hearing for approval of the settlement on June 28, 2016.



Just a reminder that for your convenience, FAPD dues are now collected along with AAPD dues.



FAPD ANNUAL CE COURSE

The 2015 FAPD Annual CE Course was a fantastic event! We were privileged to have the world-renowned Dr. Gerry Samson presenting a Mixed Dentition Orthodontics Seminar! Attendees were treated to an entertaining and informative lecture by Dr. Samson.

Plans are already in the works for an amazing 2016 meeting. Our speaker will be none other than nationally recognized parenting expert, Dr. John Rosemond! John Rosemond is an author of 18 best-selling books on parenting and family life, syndicated columnist in over 200 newspapers nationwide, speaker, and radio show host. He is known for his common-sense parenting advice, and his audiences can expect to be empowered, educated and entertained. The FAPD Annual CE Course is continuing to grow and provide our members with outstanding CE, so mark your calendars for the 2016 FAPD Annual CE Course!



Attendees at the CE Course

FAPD ANNUAL MEETING

The 2015 FAPD Annual Meeting took place during the FAPD Annual CE Course in Orlando. Members took a break from the seminar to listen to the Executive Board update us on the activities of the FAPD. Membership is strong and currently stands as our highest membership rate in years! The FAPD has also been very fiscally responsible resulting in the organization being in a very strong position financially, allowing us to provide better member benefits. Due to our financial stability, there was no dues increase this year!

The Annual Business meeting culminated with the installation of our new Executive Board officers. Congratulations to the new Board: Drs. Eric Berry (President), Manav Malik (Vice-President), and Michael Roseff (Secretary/Treasurer)!



Dr. Russo receiving a plaque from incoming President, Dr. Berry



2015-2016 FAPD Executive Board (L to R): Drs. White (Past President), Russo, Berry and Malik (Dr. Roseff not pictured)

Save the Date!!

2016 FAPD CE Course

Saturday, October 22, 2015

Caribe Royale Hotel

Orlando, Florida

“Parenting with Love and Leadership”

A Seminar by John Rosemond, M.S.,
Family Psychologist

Additional Dates to remember:

Sept. 29 - October 2, 2016: SSPD/SWSPD Meeting New Orleans, LA

March 9, 10 and 11, 2017: “Pediatric Dental Sedation and ACLS Training Recertification”, 9 CEUs, Gainesville, FL

March 24, 2017: PedoGators Annual CE course and business meeting Drs. Suzi Seale and James Coll, “Pulp therapy and the evidenced-based research that supports it”, 6 CEUs, Gainesville, FL

October 21, 2017: Annual FAPD CE course and business meeting Dr. Jeffrey Dean, “The continuum of pediatric caries management from the medical to the surgical model”, Orlando, FL

March 23, 2018: PedoGators Annual CE course and business meeting Dr. Juan Yepes, “Pediatric oral medicine”, 6 CEUs, Gainesville, FL

We are on the web!!

www.FAPD4Kids.org

**FLORIDA ACADEMY OF
PEDIATRIC DENTISTRY**

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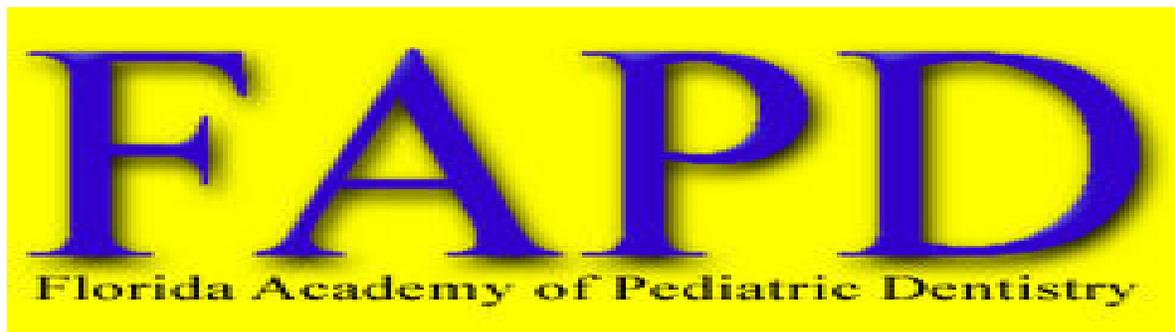
For any questions or comments, please
contact FAPD President Dr. Eric Berry at
drericberry@hotmail.com.

NEXT BOD MEETING

August 26, 2016

**Location TBA pending BOD
approval**

The mission of the FAPD is to practice the art and science of Pediatric Dentistry and promote optimal health care for infants, children, and persons with special health care needs. The FAPD advocates professional development and continued education of the health professions and remains a liaison to other health caregivers and the public.



Editor's Corner - Reza Ardalan, DMD



Be a Voice!!

Be a voice. That's the topic of this message. Each and every day, the landscape of pediatric dentistry is changing, and you have an opportunity to be a voice in its direction. Not happy with how insurances treat practitioners? Be a voice for change. Disappointed in the changes the Board of Dentistry require? Be a voice for pediatric dentists at the meetings. The FAPD has always been a voice for the pediatric dentists and the children of Florida. Our membership numbers make us the envy of so many organizations, but now it's up to our members to be a voice for the organization. A small group of dedicated individuals cannot do it all. We need the membership to help us have a larger voice and to be heard on a grander scale! Please consider getting involved and becoming a voice. Be a voice for change, be a voice for children, be a voice for our profession. Don't stay silent.....Be a Voice!!