

**BEFORE THE BOARD OF DENTAL EXAMINERS
OF THE STATE OF IOWA**

IN THE MATTER OF:)

ANDRE' Q. BELL, D.D.S.)
207 E. Main Street)
Knoxville, IA 50138)

**STIPULATION AND
CONSENT ORDER**

License# 7621)

Respondent)

On this 15th day of September, 2003, the Iowa Board of Dental Examiners and Andre' Q. Bell, D.D.S., each hereby agree with the other and stipulate as follows:

The disciplinary hearing scheduled to commence before the Iowa Board of Dental Examiners on the 13th day of June, 2003, and was continued until September 26, 2003, on the allegations specified in the Statement of Charges which is attached to the Notice of Hearing dated April 17, 2003, shall be resolved without proceeding to hearing, as the parties have agreed to the following Stipulation and Consent Order:

1. That Respondent was issued a license to practice dentistry in the state of Iowa on the 2nd day of November, 1992, as evidenced by License Number 7621 which is recorded in Book D, Page 60, of the permanent records in the office of the Iowa Board of Dental Examiners.
2. That Iowa Dental License Number 7621 is current and on active status until June 30, 2004.
3. That the Iowa Board of Dental Examiners has jurisdiction over the parties and subject matter herein.

4. A Notice of Hearing and Statement of Charges was filed against Respondent on April 17, 2003.

THEREFORE, IT IS HEREBY ORDERED that Respondent's license to practice dentistry in the State of Iowa shall be placed on probation for a period of two (2) years effective with the date of this Order.

The Respondent has submitted evidence that he promptly reimbursed to third party benefit program and/or patient(s) for any overcharges or incorrect billings identified in the Board's Statement of Charges.

SECTION I.

PROBATIONARY CONDITIONS

- a. The Respondent shall submit to the Board for its approval Respondent's plan to address the charging and billing concerns identified in the Board's Statement of Charges. The Respondent agrees to submit this plan within thirty (30) days of the date of this Order.
- b. The Respondent shall contract with an Iowa licensed dentist to serve as a practice monitor to review the Respondent's plan and to monitor and review billing procedures to determine that Respondent's office procedures have been modified to address concerns of the Board. The Respondent shall submit the contract and the name of the practice monitor to the Board for prior approval within thirty (30) days of the date of this Order. The practice monitor shall report the findings directly to the Board and shall report to the Board when the monitoring is no longer indicated.
- c. The Respondent shall successfully complete or show proof of completion of a Board approved course in dental record keeping within sixty (60) days of the date of this Order.

- d. The Respondent shall contract with an Iowa licensed dentist to serve as a practice monitor to review Respondent's record keeping practices. The Respondent shall submit the contract and the name of the practice monitor to the Board for prior approval within thirty (30) days of the date of this Order. The practice monitor shall report the findings directly to the Board and shall report to the Board when the monitoring is no longer indicated.
- e. The Respondent shall remit to the Board a civil penalty in the amount of one thousand dollars (\$1,000.00) pursuant to a payment plan approved by the Board.
- f. The Respondent shall successfully complete a Board approved course in ethics within sixty (60) days of the date of this Order
- g. The Respondent shall successfully complete the jurisprudence examination within sixty (60) days from the date of this Order that shall be taken at the office of the Board at 400 SW 8th Street, Ste. D, in Des Moines, Iowa.

SECTION II.

- a. The Respondent shall fully cooperate in announced or random unannounced reviews or evaluations by the Board or agents of the Board.
- b. The Respondent shall make monthly reports to the Board with respect to his practice and detail his compliance with the terms and conditions of this Order for a six (6) month period. Following this six (6) month period Respondent shall thereafter make quarterly reports to the Board for the remainder of the probationary period. The first report shall be due within thirty (30) days of the date of this Order.
- c. The Respondent shall upon reasonable notice, and subject to the waiver provisions of Board rule 650 Iowa Administrative Code 31.6 appear before the Board at the time and place designated by the Board.

- d. The Respondent shall be responsible for all costs associated with compliance with this Order, and shall also be responsible for all costs, including mileage and expenses incurred by the Board in the monitoring of this Order to determine compliance. Respondent shall promptly remit for such costs.
- e. If Respondent moves to another state, he shall notify the Board fourteen (14) days prior to his departure.
- f. The Respondent shall provide notice to all current and future licensees in his practice, employers, and employees, of this action against his license. The Respondent shall report back to the Board with signed statements from all current and future licensees, employers, and employees within ten (10) days of the date of his Order and thereafter within ten (10) days of any new employment relationship that they have read the Statement of Charges and this Final Order.

SECTION III.

1. The Respondent acknowledges that he has read in its entirety the foregoing Stipulation and Consent Order and that he understands its content and that he executed the Order freely, voluntarily, and with no mental reservation whatsoever.
2. The Respondent acknowledges his right to a hearing as provided for by law and waives his right to a hearing in this matter.
3. The Respondent acknowledges that he has the right to be represented by counsel in this matter.
4. The Respondent understands that this Order is a public record and is therefore subject to inspection and copying by members of the public.
5. The Respondent understands that the Board is required by Federal law to report this Order to the National Practitioner Data Bank and Healthcare Integrity and Protection Data Bank.

6. The Respondent acknowledges that no member of the Board, nor any employee, nor attorney for the Board, has coerced, intimidated, or pressured him, in any way whatsoever, to execute this Order.
7. The Respondent acknowledges that this proposed settlement is subject to approval of a majority of the full Board. If the Board fails to approve this proposed settlement, it shall be of no force or effect as to either party.
8. The Respondent shall fully and promptly comply with all Orders of the Board and the statutes and rules regulating the practice of dentistry in Iowa. Any violation of the terms of this Order is grounds for further disciplinary action, upon notice and opportunity for hearing, for failure to comply with an Order of the Board, in accordance with Iowa Code Section 272C.3(2)(a) (2001).
9. The Board's approval of this Stipulation and Consent Order shall constitute a FINAL ORDER of the Board.

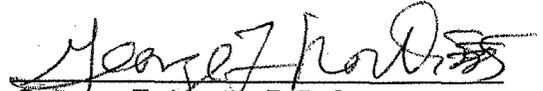
This Stipulation and Consent Order is voluntarily submitted on this 12th day of September, 2003.

Andre Q. Bell, D.D.S.
Andre' Q. Bell, D.D.S.
Respondent

Subscribed and Sworn to before me on this 12 day of SEPTEMBER, 2003.

J. A. Boelert
Notary Public in and for
the State of Iowa

This Stipulation and Consent Order is accepted by the Iowa Board of Dental
Examiners on this 15 day of Sept, 2003.



George F. Morth, D.D.S.
Chairperson
Iowa Board of Dental Examiners
400 SW 8th Street, Ste. D
Des Moines, IA 50309

cc: Theresa O'Connell Weeg
Assistant Attorney General
Office of the Attorney General
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