

NEW JERSEY STATE BOARD OF DENTISTRY
PUBLIC SESSION MINUTES
NEWARK, NEW JERSEY
MARCH 4, 2020

NOTE: The Public Session was called to order at 10:00 A.M. by President Elizabeth Clemente, D.M.D.

ATTENDANCE: The following members were in attendance:
Elizabeth Clemente, D.D.S.; Steven C. Cohen, D.M.D; Nicholas C. DeRobertis, D.M.D.; Daniel M. Dicesare, DMD; John E. Feeney, D.D.S; Steven Goldstein D.D.S.; Linda Hecker, R.D.H; Darwin Hayes, D.D.S.; George McMurray, D.D.S.; Asha Samant, D.M.D.; Mr. Kevin Reich

OTHER ATTENDEES: Deputy Attorney General Miller and Goulding; Executive Director Jonathan Eisenmenger, Cecilia Moreira Senior Management Assistant; Ileana Botelho, Confidential Assistant

ABSENT AND/OR EXCUSED: Ms. Nicole DeMuro; Roger Kriete, D.M.D.

NOTE: Dr. Darwin Hayes was welcomed as the newly appointed member to the Board.

APPROVAL OF MINUTES: February 19, 2020 – The Board in a motion by Dr. DeRobertis, seconded by Dr. Cohen, approved the minutes as amended.

I. COMMITTEE REPORTS:

1. Continuing Education

The Board in a motion by Dr. DeRobertis, seconded by Dr. Goldstein, approved the continuing education committee recommendations.

II. REPORTS SUBMITTED PURSUANT TO N.J.A.C. 13:30-8.8:

1. Dr. Sally Awad – The Board determined to obtain additional information.
2. Dr. Mitchell E. Kaltz – The Board accepted this as informational.
3. Dr. Dennis M. Keller - The Board accepted this as informational.
4. Dr. Kevin J. Corry – This matter was moved to Executive Session for discussion. Upon returning to public session, the Board took this report as informational.
5. Dr. Peter J. Gaidis – The Board accepted this as informational.

III. ORDERS FILED WITH THE BOARD:

1. Dr. Mengchi Steven Yang – Settlement letter filed on January 29, 2020.
The Board took this as informational.

IV. OTHER MATTERS:

1. The Board reviewed correspondence from Deborah A. Cmielewski at Schenck Price Smith & King, LLP, requesting input on a proposed practice structure involving three professions, (Dentistry, Occupational Therapy and Speech-Language Pathology.)

During the Board’s discussion, it was indicated that it appears the Board’s regulations would not preclude the arrangement presented, however, the billing would be more appropriately addressed to the insurance providers.

After discussing this matter, the Board requested that the Deputy Attorney General contact Ms. Cmielewski for additional information concerning this proposed business structure.

V. HAND-OUT:

1. The Board reviewed correspondence from Avita Eisenberg, RDH, asking whether a dental hygienist is permitted to purchase a “Zoom” whitening machine and run a teeth whitening business without a dentist. The Board referred Ms. Eisenberg to the Board’s regulations concerning the scope of practice of dental hygienists, which requires that tooth whitening be performed under direct supervision of a dentist.
2. Arthur Meisel from the New Jersey Dental Association discussed with the Board an inquiry he received from a dentist with regard to orders for masks being rationed. The Board referred Mr. Meisel to the CDC guidelines and encourages all dental providers to practice consistent with guidelines and manufacture instructions. Dentists must exercise their best judgment concerning the use of personal protective equipment.

- VI. ADJOURNMENT:** The Board in a motion by Ms. Hecker, seconded by Dr. DeRobertis, adjourned the Public Session and moved to Executive Session for advice of counsel and review of open matters (investigations). When and if action is taken, it will be reported in Public Session.