

Memo

To: NJDHA
From: Paul J. Bent
CC: Becky Pugh / Russell F. Bent
Date: April 12, 2016
Re: NJ State Board of Dentistry Public Session

On Wednesday, April 6th, I had the pleasure of attending the meeting of the NJ State Board of Dentistry Public Session. The meeting was held at the Board Office in Newark and covered the following:

I. APPROVAL OF MINUTES: March 16, 2016 – Approved with minor changes.

II. COMMITTEE REPORTS:

A. Applications:

1. Dr. Jessica Bong - Application for a dental license by credentials. Licensed in California, she took the WREB exam. Board concerned that her WREB scores do not reflect the percentage she got correct as NJ requires a passing score of 75%. Board staff to attempt to get more detailed scores.

2. Dr. Meghan Sullivan Walsh - Application for a dental license by credentials. Passed an exam in 2007 (Board staff said the name but I couldn't hear them). The Board was OK with the exam taken and approved the application.

3. Dr. Grace J. Kim - Application for a dental license by credentials.
Another applicant with WREB scores. While this application including some numeric scores from the exam it was unclear to the Board if it made the 75% requirement. Board staff will contact WREB, in writing, to ask about the scoring.

B. Continuing Education:

Multiple courses were approved.

III. PROPOSED REGULATIONS:

1. Dental Hygiene Scope of Practice; Emergency Protocol - Comments received from the following:

- LeeAnn Simmons, RDH
- Rebecca Welch Pugh, RDH, Executive Director, NJDHA
- Lori Mangano, RDH
- Yvonne Goldman, RDH
- Cathleen Balance, MD
- Samuel Zwetchkenbaum, DDS
- Deborah A. Cook, RDH, Bergen Community College
- Linda Hall, Assistant Professor, Dental Hygiene, Bergen Community College

All of the commenter's listed above were positive in nature and the Board will respond with a "thank you" for their support.

Ms. Hecker did raise two concerns regarding the proposal:

- Who is responsible for providing notice to parents / guardians for additional dental care?
- When applying sealants the new rules call for a dry field to be used in all cases. What about those sealants that can be applied without creating a dry field?

The response from the other Board members was that the supervising dentist is responsible to see that notifications are made and that appears in another section of the rule.

As for the dry field, the Board feels that even when not required by the manufacturer a dry field is more effective. So as to avoid delaying these regulations the Board indicated that they would be willing to consider a

change regarding dry fields in the Sunset Review process but would not want to take any action on it now.

The Board voted unanimously to approve the rule proposal. The new rule will be effective when published as an adoption in the NJ Register.

2. Credit Towards Registration as a Limited Registered Dental Assistant in Orthodontics for Education, Training, and Experience Received While Serving as a Member of the Armed Forces.

- Comment received from Rebecca Welch Pugh, RDH, NJDHA

The one comment submitted was in opposition to the existence of the LRDA(O) as a separate license. The Board will respond that the law mandates the existence of both the LRDA(O) and the changes being proposed.

The Board voted to approve this rule with one vote in the negative (Linda Hecker). This rule will be effective upon publication as an adoption in the NJ Register.

IV. REQUESTS FOLLOWING DISCIPLINARY ACTIONS:

1. Dr. Ian Cantor – Is pursuing renewal of his license in Pennsylvania and is asking for the removal of action taken against him by the Board. Dr. Cantor does not understand that the Board did not take any action against him and that his license appears as “suspended” due to administrative action when he allowed his license in New Jersey to expire.

2. Dr. Paresh Patel – Entered into a consent agreement with the Board in 2014 for filing false claims. He has indicated that he has met the requirements of the consent order and would like to return to practice. Board staff will reach out to confirm that he has not practiced during the period of his active suspension and will remind him of the other requirements he will be under, including a billing monitor, when he is allowed to return.

V. REPORTS FROM THE PROFESSIONAL ASSISTANCE PROGRAM:

1. Dr. Nicholas Breen – Moved to Executive Session with no details given.

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

1. Dr. Stephen S. Grober – 62 year old male patient struck head on bathroom door following care. The Board accepted this as informational.

2. Morristown Medical Center Dental Center – 29 year old male who was in for an incision and drainage experienced chest pain following administration of local anesthesia. Patient was taken to the ER for further care. The Board accepted this as informational.

3. Rutgers School of Dental Medicine – 70 year old female in for cosmetic dental work experienced tachycardia following administration of general anesthesia. The Board accepted this as informational.

4. Dr. Narpat S. Jain – 79 year old male patient swallowed a “driver” while receiving care. The foreign body was later removed from the “secum” (sp?). The Board accepted this as informational.

5. Dr. Nicholas Theberge – Patient failed to disclose that they took 60mg of valium prior to receiving local anesthesia. Board staff did not go into any further detail on the nature of the problem. The Board accepted this as informational.

6. Dr. Raymond Abrams – 69 year old male patient collapsed following a radiograph. The Board moved this to Executive Session.

7. Dr. Rishi Verma – A needle broke while care was being given to a 3 year old patient under local anesthesia. The broken piece was found in the suction machine. The Board moved this to Executive Session.

8. Dr. Imani Molock-Smith – 45 year old female patient became “aggressive” following administration of local anesthesia. The Board moved this to Executive Session.

VII. ORDERS FILED WITH THE BOARD:

1. Dr. Ronald M. Jupiter - Consent Order filed on March 2, 2016.
2. Dr. Robert Karasek - Consent Order of Reinstatement filed on March 21, 2016.
3. Dr. Craig Puchalsky - Consent Order filed on March 28, 2016.

All three reports were accepted as informational.

VIII. OTHER MATTERS:

1. Follow-up inquiry from Charles Perle, DMD, New Jersey Academy of General Dentistry, concerning the definition of "university setting" in the regulations governing where the course work for the injectable pharmacologics program must be held.

This inquire deals with a class that was already held at St. Peters University. The Board is concerned that there are attempts to get around the intentions of the Board by having it at a college or university even though that setting may not be equipped to practical dental courses. The Board strongly feels that these classes need to occur at colleges and universities with dental programs that have the proper equipment.

As presented, the Board does not feel this course met the rules intention as the clinical component was given in a lecture hall.

Staff is going to review prior Board minutes in which the Board took action in a similar case and will report back to the Board.

2. Inquiry from Dr. Joseph M. DalBon concerning an in-office savings plan for patients with no insurance.

The Board will advice Dr. DalBon that it cannot give legal advice and would recommend that he contact his attorney for advice regarding the legal implications of an in-office savings plan.

3. Inquiry from Cynthia Rodriguez concerning digital impressions.

Ms Rodriguez asks if an RDH take digital impressions. The Board will respond that an RDH can take digital impressions so long as they are reviewed by a dentist.

4. Inquiry from Veronica Vacca, RDH concerning performing preliminary dental screenings at schools.

The Board will respond that that RDH's can perform preliminary dental screenings at schools so long as the requirements established by the new regulations (adopted earlier in the meeting) are met.

Note: The Board modified its agenda and brought up its scheduled appearance of Dr. Steven Rasner at this time. The public left the meeting so I do not know what action, if any, was taken by the Board.

5. Additional information from Isaac Castaneda, Vizstara, concerning "Halimeter readings."

6. Correspondence from New Jersey Association of Endodontists.

7. Correspondence from the American Dental Association concerning dental licensure.

8. Commission on Dental Accreditation winter 2016 Accreditation Actions.

IX. APPEARANCES:

1. 11:00 A.M. - Dr. Steven Rasner - Appearance concerning his request for approval of a continuing education course.

X. ADJOURNMENT: