

Memo

To: NJDHA
From: Paul J. Bent
CC: Becky Pugh / Russell F. Bent
Date: August 3, 2017
Re: NJ State Board of Dentistry Public Session

On Wednesday, August 3rd, 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: July 19, 2017 – Approved with minor changes.

II. COMMITTEE REPORTS:

A. Continuing Education: Some applications are pending review which will occur later that day.

It was noted by President DeRobertis that the Board has been inundated recently with CE applications from certain groups which are being constantly denied. He wanted to remind the Board that the majority of a CE course must be predominantly related to the practice of dentistry. The courses that are being denied (i.e. Mind, Body and Spirit Course) does not meet that threshold which is established in the regulations.

III. ELECTIONS FOR PRESIDENT AND VICE-PRESIDENT OF THE BOARD:

Dr. Nicholas DeRobertis was re-elected as President of the Board.

Dr. Roger Kriete was re-elected as Vice President of the Board.

There were no other nominees.

IV. PROPOSED REGULATION:

1. Scope of Practice: Dental Hygienist, Registered Dental Assistant, Limited Registered Dental Assistant in Orthodontics, and Unregistered Dental Assistant; Application for Registration as Limited Registered Dental Assistant in Orthodontics. Proposed Amendments: N.J.A.C. 13:30-1A.3, 1A.4, 1A.5, and 2.3 through 2.6.

This was accepted as informational. The public comment period is scheduled to end on September 1st.

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

1. Dr. Boris Kalika – 49 year old female having an extraction became ill with nausea and vomiting. Patient was taken to the ER where it was later determined she had pneumonia. Board accepted as informational.

2. Dr. Hema Gopal – Moved to Executive Session with no additional details given.

3. Dr. Thomas McDonald, III – Moved to Executive Session with no additional details given.

VI. ORDERS/SETTLEMENTS FILED WITH THE BOARD:

1. Dr. Minni Sharma - Settlement Letter filed on June 14, 2017. Involved a billing issue.

2. Dr. Diana Moriatis - Consent Order filed on June 15, 2017. Failed to cooperate with the Board regarding a CE issue.

3. Dr. Michael Panitch - Settlement Letter filed on June 22, 2017. Issue dealing with CE Courses.

4. Dr. Effie Sofos - Consent Order filed on June 30, 2017. Issue related to the use of Botox.

Board provided a little more detail on the cases listed above. Board accepted this as informational.

VII. OTHER MATTERS:

1. Additional information in follow-up to correspondence from Dr. Leonard Giles concerning the administration of Ketamine by Parenteral Conscious Sedation permit holders.

This was moved to Executive Session for advice of legal council. No additional information was provided.

2. Correspondence from Cherie Cattanach, SPHR, AIT, Director of HR/Safety & Health and Compliance Octave Business Services, regarding compliance in dentistry.

Board found the letter somewhat vague regarding updating of health and safety protocols at dental offices (i.e. OSHA requirements). At the end of her letter it appears that she is asking for permission to provide a course. Board instructed staff to reach out to her and, if she would like to offer a class for CE credit, to assist her in how to submit this request.

A "spin-off" of this discussion was on the fact that the forms to submit courses for CE credit are not on the Board's website. Staff will look into why that may be the case.

3. Correspondence from Steven L. Greenbaum, DMD concerning a proposed lease agreement. (Tabled from June 21, 2017 meeting.)

Dr. Greenbaum would like to rent office space and dental equipment to a "young" dentist in which he would be compensated on a percentage basis for what this dentist earns. The Board found that this structure is not allowed because fee splitting is prohibited in the regulations.

They noted that it would be permissible if the “young” dentist became an associate of Dr. Greenbaum or if he paid Dr. Greenbaum a set rent at fair market value.

Staff will confirm that there are no additional details Dr. Greenbaum wanted to share with the Board on this matter.

4. Copies of articles:

- “The unexpected political power of dentists.”
- “Breaking the Opioid Habit in Dentists’ Offices.”
- “Local law would require disclosing where prosthetics were originally made.”
- “It’s time to break down the wall between dentistry and medicine.”

The Board accepted this as informational.

PUBLIC COMMENT:

Art Meisel, Executive Director of the NJDA, introduced the newest NJDA Vice President, Dr. Thomas Rossi of Roseland, who will be attending Board meetings with him over the next year.

VII. ADJOURNMENT:

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