

Memo

To: Lauren Jaccodine, Vicky Fedor, Becky Pugh, Susan Singer, Debbie Myers, Gail Woller, Natale Carmela, Mia LoGiudice, Carolyn Breen, Rhoda Gladstone, Christine Casile

From: Paul J. Bent

CC: Russell F. Bent

Date: December 9, 2013

Re: NJ State Board of Dentistry Public Session

On Wednesday, December 4th, 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: November 20, 2013 – While approving the minutes the Board sought to clarify its position on RDA's taking digital impressions (such as itero). The Board said RDA's may do so but only under the direct supervision of a dentist.

II. COMMITTEE REPORTS:

Applications:

No Report

Continuing Education:

No Report

III. PROPOSED REGULATION CHANGES:

1. 13:30-1.2 APPLICATION FOR LICENSURE TO PRACTICE DENTISTRY

Board is looking to fix an inconsistency found by staff regarding the juris prudence exam. Current regs say the exam is good for a period of one year in one section and good for two years in another section. This change will make it good for two years in all cases.

2. 13:30-8.2 PARENTERAL CONSCIOUS SEDATION

Board was looking to change the current requirement of 80 hours of instruction to 40 hours of didactic and 40 hours of clinical. Board held off adopting this change based on their discussion (see notes below).

Other changes the Board is moving forward with involve Dentist must have ACLS and support staff must have BLS and have taken ACLS training (but do not need the certificate). Also must have EKG with battery back-up and capnography.

13:30-8.3 USE OF GENERAL ANESTHESIA

Same as above with regard to ACLS, EKG and capnography.

13:30-8.4 ENTERAL SEDATION WITH SINGLE OR MULTIPLE PHARMACOLOGICAL AGENTS

Same as above with regard to EKG, capnography and ACLS, however, support staff only needs BLS (does not need ACLS training).

NOTE: The Board had a lengthy discussion with regard to sedation. The Board appears to feel that general anesthesia is "ok", however, the other two categories have been problematic with dentists making poor choices as it relates to patient selection and not recognizing the hazards of respiratory depression in some patients.

The Board has formed an ad-hoc committee review parenteral and enteral sedation that will look to reach out to the dental community for input. Such discussion will include the 80 hours of education and if 40 hours of clinical is appropriate.

IV. LEGISLATION:

1. S-2875 - Requires prescribers and pharmacists to check prescription monitoring program prior to prescribing and dispensing Schedule II drugs. Tabled from previous meetings.

Board voted to oppose this legislation as they feel it fails to recognize the professional judgment of licensed dentists and could act as an impediment to access to care.

The Board feels that requiring dentists to sign-up for the monitoring program is ok but that they should not be mandated to do a "look-up" on every patient they prescribe a schedule II drug to.

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

1. Dr. Joshua R. Braunstein – 36 year old female with a history of stomach ulcers reported for an extraction. Patient began to vomit and then went into a seizure. Patient transported to the ER for further care. Board moved this to Executive Session.

2. Dr. Alfred E. Berry – 16 year old male was having an impression made for a "night guard" when he began coughing and reported he has swallowed foreign debris. Board moved this to Executive Session.

3. Rutgers School of Dental Medicine – female patient became ill prior to care. Board accepted as informational.

VI. OTHER MATTERS:

1. Additional information from Dr. Elana Wolf-Silver in follow-up to her request to use the credits awarded by the American Board of Pediatric exam towards the continuing education requirements for licensure renewal.

Has 12 CE, needs 28 more. Wants her ABP exam prep work to be considered for CE credit. Board will reply that informal study is not eligible for CE credit. Board voted to give her six months to complete her CE requirement.

2. Inquiry from Chung Wong questioning whether a dentist can call a prescription in for the Hep B vaccine for office use or use as directed under his name.

While the Board Attorney feels it is outside the scope of dentistry, some Board members were not so sure. This item has been tabled until next month to give members and staff time to review it further.

VII. OTHER MATTERS:

1. Correspondence from Dr. Suffiyah Webb concerning a new business where the mission is to provide in home oral exams, dental prophylaxis and fluoride application to young patients.

Board to respond that such a plan fails to meet the standard of care as equipment and a sterile environment may not be present. The only exception is for people who are confined to their homes.

2. Academy of General Dentistry - Information concerning their "Licensing Board Transcript" and questioning whether the Board will accept this transcript for use during dentist's licensure renewal or if audited.

Board to respond "yes" and noted that this had previously been approved.

VIII. ORDERS FILED WITH THE BOARD:

1. Dr. Patricia F. Lynch - Settlement Letter filed on November 20, 2013.
2. Dr. Carlo J. Porcaro - Final Order of Discipline filed on November 20, 2013.
3. Dr. Syed Hussain - Interim Consent Order filed on November 20, 2013.
4. Dr. Uyen Bui - Settlement Letter filed on November 15, 2013.
5. Hipolito Solano, Unlicensed - Consent Order filed on November 6, 2013.
6. Dr. W. Thomas Breithaupt, Jr. - Order Removing Restrictions on License filed on November 1, 2013.

The Board accepted as informational.

Public Comment:

Art Meisel, NJDA

The NJDA is holding a reception for Dr. Feinberg on Wednesday, December 18th, from 5 pm to 8 pm at the NJDA Office in honor of her ADA election. Board members and staff are invited to attend.

Second, he received a question regarding the status of a CE request for a "mini" MBA program (a sixteen hour program) and wanted to know the status. Board responded that the responsible board member only just received the paperwork today and that it was under review with possible action later in the day.

IX. ADJOURNMENT: