

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: May 14, 2014

Re: NJ State Board of Dentistry Public Session

On Wednesday, May 7th, 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: April 16, 2014 – Approved with minor changes.

II. COMMITTEE REPORTS:

A. Applications:

- Dr. Katherine Wong - Dr. Wong took the WREB exam in 2010 and has been licensed in New York since 2011. She is requesting that she be permitted to take the DSE portion of NERB in order to qualify for a New Jersey dental license.

Had previously been told by the Board that she needs to take NERB, Dr. Wong is now asking if she could only take the DSE portion (which is computer based) of the NERB to meet the Boards requirement. The

Board discussed this for a period of time but decided to table the matter for later.

B. Continuing Education:

- Dr. Roy Shelburne - Additional information requested. Board has asked for additional information on the course and, in particular, its instructor who had been convicted of fraudulent billing and served his time in Federal prison. The course is about proper billing and this persons experience when it became fraudulent. Board approved the course as a records keeping / practice management program.

III. LEGISLATION:

1. A-2557 - Requires health care providers to observe certain practices concerning collection of outstanding balances on patient accounts. Deals with use of collection agencies, Board voted to support.

(Added) Bill dealing with monitoring of patient pharmaceutical use and requiring dentists to participate with computer based program. The Board recognizes the problems of prescription drug abuse but has concerns for the burdens this bill would place on dentists. The Board tabled this bill in order for staff to identify other bills which are similar and review them all at once.

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

1. Rutgers School of Dental Medicine – 50 year old male with multiple health issues began choking on an algenate impression. Board accepted as informational.

V. PROFESSIONAL ASSISTANCE PROGRAM REPORTS:

1. Dr. Walter Bilotta – Update, has been in continuous recovery for the past seven years. Board accepted as informational.

VI. REPORTS/REQUESTS IN FOLLOW-UP TO SETTLEMENT LETTER/BOARD ORDERS:

1. Dr. Lon J. Rosen – Under a consent order for how he maintains his office, report came back that his office is clean and sanitary. Board accepted as informational.

2. Dr. Leonor Ordaz – Declared to be incapacitated, Board moved this to Executive Session.

3. Dr. Scott M. Meltzer – Surrendered his license in 2013, Board moved this to Executive Session.

VII. FILED ADMINISTRATIVE COMPLAINT AND ANSWER:

1. Dr. Edmund Caruso – Determined to be a contested case, Board has asked staff to see how intensive this case was before deciding if it would like to hear the case itself or send it to an Administrative Law Judge.

VIII. FILED ORDERS BY THE BOARD:

1. Dr. Jennifer Lamphier - Consent Order of Voluntary Surrender of Dental License to be Deemed a Temporary Suspension filed on April 2, 2014. Had been arrested for self prescribing medications, Board accepted the consent order as informational.

2. Christine Tunncliffe, RDH - Consent Order Granting Unrestricted License filed on April 16, 2014. Board accepted the consent order as informational.

3. Dr. Stephen J. Markus - Consent Order filed on April 23, 2014. Board had ordered Dr. Markus to cease advertising that amalgam fillings were toxic and unsafe. Consent includes a fine of \$2,500 plus \$5,000 in costs.

IX. OTHER INQUIRIES:

1. Inquiry from Dr. Richard Mercurio concerning records destroyed by a flood in the office basement. About 1,500 inactive patient records were damaged in a flood. He is asking permission to destroy them. Board voted to give him permission.

2. Inquiry from John B. Dibling, D.D.S. concerning treatment using injectable pharmacologics. This was a detailed letter regarding use of pharmacologics on oral / facial pain (some of which was non dental related). Board established a three member ad hoc committee to review his questions and report back to the Board at a later date.

3. Organization for Safety, Asepsis and Prevention Launches New Team Huddle Publication through its SafestDentalVisit Campaign. Board accepted as informational.

4. Dental Assisting National Board, Inc. 2014 State publications with updated information on dental assisting job titles, education and exam requirements, allowable functions and scope of practice for all 50 states. Board accepted as informational.

5. Inquiry from Dr. Mark H. Brafman questioning whether "New Jersey dentists are required or not required to accept PPO rates for non-covered services?" The Board noted that this question is usually addressed under the contract Dr. Brafman would sign. The Board will respond back reminding him of this and letting him know that there is no statute in NJ limiting this.

6. ADEX - Information concerning the ADEX 9th Annual Meeting. Board accepted as informational.

Handouts:

Board received a question regarding the status of the list of approved vendors for the new prescription blanks. The Board is still waiting for that information and will pass it on once it has it.

Letter from an RDA asking if an RDA can take emergency phone calls from patients over weekend periods. The question included several scenarios such as what to do if a wire from braces is sticking out, etc. Board will respond no to the taking of emergency calls and the scenarios presented.

X. APPEARANCES:

1. 1:00 P.M. - Dr. Subina Anand - Request for reinstatement of her dental license which was suspended by Board Order on December 4, 2013.

XI. ADJOURNMENT: