

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: September 9, 2013

Re: NJ State Board of Dentistry Public Session

On Wednesday, September 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: August 14, 2013

Minutes were approved with minor changes. It should be noted that at their August 14th meeting the Board voted in Dr. Sheila Dashkow as Board President and Shirley Birenz as Board Vice President.

II. COMMITTEE REPORTS:

A. Applications:

- Dr. Jenna Winokur - Application for a dental license. Request for reconsideration of Board's decision of August 14, 2013. She is in her second year of a pediatric dentistry program at Harvard and is asking the Board to accept her WREB scores. Board had previously discussed and found that WREB was not comparable to NERB at the time she took it. Board to deny her request.

- Dr. Kee Kwak - Application for a dental license. Dr. Kwak took the WREB exam. Board accepted his 2006 WREB exam but noted that he failed to show his employment. Board voted to approve his application pending staff confirms he was employed in the same state for at least five years.

Two limited teaching certificate applications were reviewed and approved.

Following the discussion of applications a motion was made to have staff prepare reg changes to reflect that NERB administered exam (i.e. ADEX) were acceptable for licensure. Staff to report back with language.

B. Continuing Education:

While approving an unspecified number of CE courses, Ms. Birenz brought to the Boards attention her concern that one course in particular was marketing with mailers that made it appear that they were an "official" governmental agency. The Board attorney took a look and did not feel that the flyer rose to the level of taking legal action, however, staff was directed to contact the course provider to clear up some "discrepancies" in their materials.

III. APPLICATION FOR REINSTATEMENT OF LICENSE:

1. Dr. Scott M. Meltzer - Application for reinstatement of license. Dr. Meltzer's license was temporarily suspended by Consent Order filed on May 3, 2013. Had been arrested for "privacy related issues". Moved to Executive Session.

IV. REQUEST FOR MODIFICATION TO THE BOARD'S ORDER:

1. Dr. Young Kim (Tabled from 8-14-13 meeting) – Restrictions were placed on Dr. Kim as a result of his "practice not consistent with standards". Moved to Executive Session.

V. REQUEST FOR CLARIFICATION TO THE BOARD'S ORDER:

1. Dr. Alan Schwartz – Currently required to use triplicate prescription pads, Dr. Schwartz is asking how to handle phoned in or electronically submitted prescriptions. Board noted that CDS scripts must be on hard copy prescription pads. Non-CDS should be logged in, a copy placed in the patient's record, and a copy included in what is sent to the Board for monitoring purposes.

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

1. Dr. Mary L. Voytus – 46 year old male, with diabetes, passed out prior to arriving at the dental office. Board accepted the report but indicated it was not necessary to file one since no treatment had been given.

2. Dr. Elliot Baron – 75 year old female presenting for an extraction complained of chest pain post-op. Patient taken to the ER and reported to be doing fine. Board accepted as informational.

3. Dr. Elisa Bland – 68 year old male presenting for an extraction had a "cardiac event". Board moved to Executive Session.

4. Dr. Sunita Merriman – 49 year old female suffered some form of "cardiac" issue in which she expired. Board moved to Executive Session.

VII. REQUESTS FOR WAIVER/EXTENSION OF THE CONTINUING EDUCATION REQUIREMENTS FOR LICENSURE RENEWAL:

1. Dr. Zachary Orden – Suffered a car accident in 2011 and is having trouble completing the CE but has completed 27 so far. Board voted to give him a six month extension to complete the remaining 13 credits.

2. Dr. Guy Henry – Asking for a 120 day extension to complete CE citing his difficulty to complete the CE on time due to a new practice he had started. Board voted to grant his request for a 120 day extension.

VIII. OTHER MATTERS:

1. Inquiry from Christine Casile, DH from the Rutgers School of Health Related Professions dental clinic, questioning whether she can do ZOOM bleaching in the clinic as a part of faculty practice. The Board was confused as reference was made to faculty practice. The question of where it is being performed aside, the Board decided to table this as it believes (per Art Meisel) that that it may have already issued a decision in the affirmative at a previous meeting.

2. Commission on Dental Accreditation Summer 2013 Accreditation Action Notification. The Commission is withdrawing its accreditation from the Institute of Health Education located in Jersey City. It was identified as a dental assisting program. The Board directed to staff to contact the school for additional details.

3. ADA - Request from the Commission on Dental Accreditation (CODA) for public member nominations. Accepted as informational. Board members were invited to bring names to the Boards attention should they know of anyone who would be interested in serving.

4. Inquiry from Michael McCary from Bureau of X-ray Compliance concerning Dental Cone Beam CT units. The letter asks if the Board has policy regarding the accreditation of dentists or minimum training standards for dentists or RDH's related to Dental Cone Beam CT. The Board will respond no.

After further discussion, it appears that the real issue involves dental assistants who have their "technologist radiation license". Due to a decision by the FDA, certain cone beam technologies have been placed in a category that would prevent assistants from continuing to use cone beam. It appears to the Board that the Bureau of X-ray Compliance is looking for a way to allow dental assistants to continue to use this technology. The Board feels assistants should be allowed to use cone beam under their technologist radiation license.

IX. ORDERS FILED WITH THE BOARD:

1. Dr. Tracy Ginsburg - Interim Consent Order. Appears to involve an issue with enteral or PCS sedation. Dr. Ginsburg will be prohibited from using either until a hearing is held.

X. APPEARANCE:

1. 11:00 A.M. - Dr. Kenneth Avery - Appearance concerning his request for reinstatement of his New Jersey license. Dr. Avery voluntarily surrendered his license on July 11, 2012.

XI. ADJOURNMENT: