

**NEW JERSEY STATE BOARD OF DENTISTRY
PUBLIC SESSION MINUTES
BOARD OFFICE
NEWARK, NEW JERSEY AUGUST 3, 2005**

NOTE: The Public Session started at 10:00 A.M.

ATTENDANCE: The following members were in attendance: Patricia Delaney, RDH, Ed.M; Peter DeSciscio, DMD; Herbert Dolinsky, DDS; Maxine Feinberg, DDS; Alexander Hall, DMD; Beverly Kupiec, RN, Ph.D; Sally-Jo Placa, DMD; John Ricciani, DMD; Arnold Rosenheck, DMD

OTHER ATTENDEES: Deputy Attorneys General Nancy Costello Miller and Joseph Donofrio; Cecilia Moreira, Senior Management Assistant..

ABSENT AND/OR EXCUSED: Emil Cappetta, DDS .

A. COMMITTEE REPORTS:

1. Pending Applications:

Dental Auxiliaries:

- Linda Campbell, Dental Hygienist - Request for reinstatement of license. Ms. Campbell has not practiced dental hygiene in 20 years. The committee recommends that in lieu of taking NERB, she can take the refresher course at Tunxis Community College.

The Board in a motion by Ms. Delaney, seconded by Dr. Feinberg, approved the committee's recommendation.

Dental:

- Dr. Mark Stover - Application for New Jersey dental license. Dr. Stover meets all requirements for licensure. The committee recommends approval.

- Priti Jain - Application for residency permit. She does not meet the requirements because she did not graduate from an approved school. The committee recommends advising her of the Board's requirements for a permit and offering her the opportunity to withdraw her application to avoid denial.

2. Continuing Education:

The Board in a motion by Ms. Delaney, seconded by Dr. DeSciscio, approved the committee's recommendations.

B. SECRETARY'S LIST:

The Board in a motion by Ms. Delaney, seconded by Dr. Hall, approved the list of applicants for licensure.

C. ELECTIONS:

Elections for President and Vice-President of the Board of Dentistry.

President

The Board in a motion by Dr. Feinberg, seconded by Ms. Delaney, elected Dr. Dolinsky as President of the Board.

Vice-President

The Board in a motion by Dr. Rosenheck, seconded by Ms. Delaney, elected Dr. DeSciscio as Vice-President of the Board.

D. PROPOSED REGULATION:

1. Enteral Sedation Regulation - The Board discussed staying the effective date for the need for a permit to administer enteral sedation. The Board indicated that to date no courses syllabi have been received for approval to satisfy the training requirements. In order to avoid a disruption in services provided to patients, the Board in a motion by Dr. DeSciscio, seconded by Ms. Delaney, determined to extend the effective date for the need for a permit until July 1, 2006. Dentists may continue to administer enteral sedation without a permit until July 1, 2006.

2. Proposed Amendments: N.J.A.C. 13:30-8.2 and 8.3. Parenteral Conscious Sedation; Use of General Anesthesia. The Board received a comment from Alma L. Saravia, Esq., on behalf of the New Jersey Association of Nurse Anesthetists. The Board also reviewed the New Jersey Supreme Court decision upholding the validity of the Medical Board regulation to which the Dental Board regulation refers. The Board in a motion by Dr. Feinberg, seconded by Dr. Hall, adopted the proposed regulatory amendment as written. It will be effective upon publication in the New Jersey Register.

NOTE: Deputy Director Anthony Miragliotta has advised that criminal history background checks for dentists and dental hygienists will not be required for the 2005 renewal. This requirement will start in 2007 renewals.

E. INCIDENT REPORTS:

1. Harold V. Cohen, DDS (UMDNJ) - The Board considered this report as informational.

F. OTHER MATTERS:

1. The Board reviewed an inquiry from Dr. Michael Woods concerning the possibility of joining the faculty at UMDNJ. Dr. Woods is licensed in Australia. Dr. Rosenheck, Dr. Ricciani and Dr. DeSciscio were recused because of their affiliation with UMDNJ. The Board in a motion by Dr. Dolinsky, seconded by Dr. Feinberg took this as informational. The Board notes that a committee is examining the issue.

2. The Board reviewed a letter from Pamela Mandel, Esq. questioning whether a dental hygienist can perform dental sealants once the dentist has determined that it is an appropriate service and has written instructions in the chart. The Board indicated that this is permitted by regulation. A copy of the regulations will be sent to Ms. Mandel.

3. The Board reviewed an inquiry from Yogh Jefferson, DMD questioning whether educators not licensed in New Jersey can treat patients in New Jersey in conjunction with a hands-on course. The Board determined that provided its an approved course, a clinician/instructor can participate in this type of course as per NJSA 45:6-19 and NJAC 13:30-1.4(a) 3 & 4. Participants in courses in which patients will be treated must be New Jersey licensed.

4. The Board reviewed an inquiry from David Hoffman, DDS, International Center for Implant Education, concerning a hands-on surgical implant course. The Board referred this matter to committee (Ms. Delaney, Dr. Cappetta, Dr. DeSciscio). The Board requested that the position from other state boards be obtained on this issue.

5. Dr. Kevin J. Lake - The Board reviewed a request for removal of the Uniform Penalty Letter from his record. The Board determined that a letter be sent to Dr. Lake indicating that at this time the Board has no mechanism for expunging a record. The Board is exploring this matter.

6. The Board reviewed an inquiry from Thomas R. Hada, DDS, concerning the necessity of a radiograph before re-cementing a temporary crown while covering for another dentist. The Board determined that dentists are expected to use appropriate diagnostic modalities, including radiographs, as necessary to ensure patient health. Determinations in individual cases are to be based on the practitioner's sound clinical judgment given the patient's presentation.

Dr. Hada also submitted correspondence concerning the continuing education requirements for the renewal of the PCS permit. Dr. Hada completed 80 hours of continuing education which he submitted with his PCS application in June 2004. Dr. Hada is requesting a waiver of the continuing education credits required for renewal of the PCS permit. The Board in a motion by Ms. Delaney, seconded by Dr. Hall, determined that Dr. Hada will be required to submit at least 10 hours of continuing education in areas required by the regulation in order to renew the permit.

NOTE: The Board requested that St. Joseph's Medical Center be contacted for information concerning the 80 hour program in PCS.

7. ADA - Information concerning "Update Process for U.S. Licensure for International Dentists." The Board requested that the information relating to New Jersey licensure be verified to assure that it is accurate.

8. Correspondence from the following concerning the ADEX national dental exam:

- H. Philip Elwood, Esq.
- Dr. Lorin Peterson, WREB President
- Letter from Susan Feeley, DDS President, Kentucky Board to Dr. Scott Houfek, President, American Board of Dental Examiners.
- Letter from Barbara L. Dixon, RDH, MEd, Western Regional Examining Board to Katie L. Dawson, RDH, BS, President, American Dental Hygienists' Association.

The Board tabled this matter. Ms. Delaney will look into this matter and report back to the Board.

G. APPEARANCES:

1. 11:30 A.M. - Benjamin Rotwein, DMD - Dr. Rotwein appeared before the Board concerning information disclosed on his application for a New Jersey dental license.

This matter was moved to Executive Session.

The Board in a motion by Dr. Feinberg, seconded by Dr. Rosenheck, approved Dr. Rotwein's application for a New Jersey dental license.

ADJOURNMENT: