

NEW JERSEY STATE BOARD OF DENTISTRY

PUBLIC SESSION MINUTES

BOARD OFFICE
NEWARK, NEW JERSEY

NOVEMBER 17, 2010

ATTENDANCE: The following members were in attendance:
Shirley Birenz, RDH; Mr. Steven Brisgel; Emil Cappetta, DMD; Sheila Dashkow, DMD; Lydia David, DMD; Peter DeSciscio, DMD; Maxine Feinberg, DDS; Alexander Hall, DMD; Beverly Kupiec, RN, Ph.D.; John Ricciani, DMD; Arnold Rosenheck, DMD

ABSENT AND/OR EXCUSED: Herbert Dolinsky, DDS

OTHER ATTENDEES: Deputy Attorney General Miller; Executive Director, Jonathan Eisenmenger; Cecilia Moreira, Senior Management Assistant

NOTE: The Public Session Agenda commenced at 9:30 A.M.

I. APPROVAL OF MINUTES: November 3, 2010 - Approved as amended

DISCUSSION CONCERNING THE PETITION FOR RULE MAKING:

1. Discussion concerning the Petition for Rule Making. Dr. Frank Recker, Esq., had requested that the Board clarify its position whether a dentist may advertise credentials awarded by several associations, and to eliminate the disclaimer regulations listed in N.J.A.C. 13:30-6.2.

The Board notes that its current regulations do not prohibit licensees from advertising credentials they have obtained from various dental organizations. All organizations must be identified in the same manner.

The Board does not agree to add a new field to the list of recognized specialties.

The Board's regulation is not intended to impose a burden on dentists, but rather is designed to provide truthful and accurate and adequate information to the public.

The Board also made changes to this regulation in the sunset proposal. Language was added to 13:30-6.1 that states that dentists may only advertise in a speciality area recognized by the Board. The Board committee discussed developing criteria for identifying areas of practice apart from those recognized by the ADA as specialties.

The Board in a motion by Dr. Dashkow, seconded by Dr. Hall, determined that an extension be requested (at least 120 days) to obtain clarification and additional information from Dr. Recker. A notice of this will be filed in the New Jersey Register.

II. EXECUTIVE DIRECTOR'S REPORT:

1. Copy of the proposed regulation published in the New Jersey Register concerning "Administration of Injectable Pharmacologics." This was received as informational.

III. ADDITIONAL INFORMATION FOLLOWING APPEARANCE BEFORE THE BOARD CONCERNING REINSTATEMENT OF LICENSE:

1. Dr. Richard Bradway - Dr. Bradway is questioning whether he is required to take the periodontic and endodontic portions of the DSE of NERB. The Board has determined that you should only take Part I: Diagnostic Skills Examination - DSE.

IV. COMMITTEE REPORTS:

1. Credentials:

Karen Allen, RDH - NOTE: At the last meeting the Board directed Ms. Allen take the NERB in order to qualify for a dental hygiene license. The Board received a letter from Joyce Turcotte who provided the refresher course to Ms. Allen. The Board in a motion by Ms. Birenz, seconded by Dr. Rosenheck, approved the application by waiving the exam. This motion failed. A second motion was made by Dr. Feinberg, seconded by Dr. Cappetta that she must take the NERB in order to qualify for licensure. This motion carried 8-2 (Ms. Birenz and Dr. Rosenheck were opposed).

Lesley Gray, RDH - Application for dental hygiene license. The committee recommends approval with a letter to be mindful of consequences of her behavior.

Lisa Marshall, RDA - Application for a registered dental assistant. The committee recommends approval with a letter to be mindful of consequences of her behavior.

Kerry Glover, RDA - Application for a registered dental assistant. The committee recommends approval with a letter to be mindful of consequences of her behavior.

Dr. Eric Huang - Application for a dental license. The committee recommends approval.

Dr. Abraham Speiser - The Board discussed Dr. Speiser's inquiry as to whether a branch office registration is required. The Board indicated that he should change the primary license to be at his primary office.

Dr. Jeffrey Urban - Application for a dental license. The committee recommends approval with a letter to be mindful of consequences of his behavior.

Dr. Satish Marisiddaiah - Application for a dental license. The committee recommends approval.

Dr. Stuart Goldman - Application for a dental license. The committee recommends approval.

2. Continuing Education:

- Six (6) remedial courses were approved, one was denied .

The Board in a motion by Dr. Cappetta, seconded by Dr. Feinberg, approved the committee recommendations.

V. OTHER MATTERS:

1. Dr. Danielle Kellner - Inquiry as to whether he can obtain continuing education credits for becoming a Diplomate of the American Board of Periodontology. The Board determined that continuing education credit is not given for achieving diplomate status.
2. Dr. Ira Mendelsohn - Question as to whether there is liability if a patient refuses x-rays even after 10-15 years. A dentist is responsible for providing treatment within the standard of care and failing to do so may render a practitioner liable for sanction by the Board and/or for civil damages. Rendering treatment with inadequate diagnostics would deviate from the standard of care.
3. Michelle Lieberson - Inquiry as to whether she could complete all courses by home study. The Board denied this request. She must complete at least half the required credits through live courses.

V. ADJOURNMENT: