

# Memo

**To:** NJDHA  
**From:** Paul J. Bent  
**CC:** Becky Pugh / Russell F. Bent  
**Date:** December 8, 2015  
**Re:** NJ State Board of Dentistry Public Session

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On Wednesday, December 2<sup>nd</sup>, 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 18, 2015

Approved with minor changes.

**II. COMMITTEE REPORTS:**

A. Applications:

1. Dr. Savita Singh - Application for dental license. Licensed in 2005, he took the California Exam and had one section that he scored less than a 75 in. The Board reviewed the scores and found that, when taken as a whole, he passed that particular section with a score of 77. The Board voted to approve his application.

B. Continuing Education:

1. Golden Dental Solutions - Request for approval of continuing education course. The course in question is being held at a private dental office and

involves dental care on live patients. The Board was concerned about out-of-state dentists who may take this course and the impact could be should a patient need follow-up care. Board staff was instructed to contact the Golden Dental Solutions to ask where the patients are coming from and what plans have been made for follow-up care.

It was announced that one CE course and one remedial CE course were approved.

### **III. NOMINATIONS/ELECTIONS FOR VICE-PRESIDENT OF THE BOARD:**

Due to Dr. Dolinsky being replaced on the Board by Dr. Mangot, the seat of Vice President which Dr. Dolinsky held is now vacant.

Nominations were made for the following people:

Dr. Riva  
Dr. DiRobertus  
Dr. Kriete

It was suggested by several Board members that, since all three are willing to serve, that they be allowed to serve three months each and then vote for the next Vice President in July as they would normally do.

After a delay to check with staff to see if what was suggested was legal (which staff came back and said it was), the Board voted to give each a three month term and it will be done in alphabetical order.

### **IV. PROPOSED REGULATION:**

1. Proposed New Rules: N.J.A.C. 13:30-1A.7 and 2.7 - Rules giving credit towards licensure for veterans with substantially equivalent training, education, and experience. As there were no comments received, the Board voted to adopt as it was initially proposed.

2. Prescription Monitoring Program - Proposed New Rules: N.J.A.C. 13:45A-35. As an FYI, the Board was told that the proposed rule is out for comment until January 15, 2016. This will effect RDH's and RDA's as a Dentist will be allowed to designate such a person to perform "look ups" and possible data entry on patients. They will be able to sign-up to get a

login and password sometime in the first quarter of 2016.

The regulatory analyst reported that the RDH supervision regulations should be posted for comment on December 21<sup>st</sup>.

Also, the LRDA-O draft regulations have been pulled back at the request of the Governor's Office so that additional input from stakeholders could be obtained. The Board will be sending letters to various stakeholders, including the ADHA New Jersey and the Dental Assistants Association, sometime in the near future.

#### **V. FORMAL COMPLAINT AND ANSWER:**

1. Dr. Randee L. Gevertz – Has denied the complaint that was filed against him thereby creating a contested case. The Board voted to transfer the case to the Office of Administrative Law for a hearing. No details were provided regarding the nature of the complaint.

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

1. Dr. Sujithra Rajagopalan – 58 year old female reported being "uncomfortable" following administration of LA. Sugar was given to the patient who ultimately left on their own. Board moved this to Executive Session.

2. Dr. Madhavi Gottimukkula – 38 year old female in for a scaling and root planning complained of difficulty moving her extremities and began to fall in and out of consciousness following the administration of LA. EMS was called and the patient taken to the ER. Board voted to move this to Executive Session.

3. Rutgers School of Dental Medicine – 59 year old female reported blurred vision prior to care being given. The Board voted to move this to Executive Session before any further details were given.

#### **VII. REQUEST FOLLOWING DISCIPLINARY ACTION:**

1. Dr. Robert Carter - Application for Enteral Sedation permit. Dr. Carter was present at today's meeting. He is seeking Board approval for his prior course work in lieu of taking a 40 board approved course for an enteral

sedation permit. The Board was concerned that the previous course work was at least 10 years ago and it is unclear if it would meet the standards of the 40 hour course currently required. While the Board recognized his difficulties in finding a course the Board voted to deny his request and require a 40 hour approved course.

2. Dr. Jeffrey Aron - Request for reinstatement and the requirement to complete a skills assessment. Moved to Executive Session with no details given.

#### **VIII. ORDERS/OFFER OF SETTLEMENTS FILED WITH THE BOARD:**

1. Jaime Tonczyczyn, RDA - Interim Consent Order filed on November 4, 2015.
2. Dr. Gary Brousell - Consent Order filed on November 20, 2015.
3. Dr. Robert Karasek - Consent Order of Voluntary Surrender of Licensure filed on November 20, 2015.

The Board accepted this as informational with no further details given.

#### **IX. OTHER MATTERS:**

1. Correspondence from Dr. Edward Poller concerning requirements for Enteral Sedation permit. Dr. Poller is asking what must be in the emergency medical kit as required by the Board to have an enteral sedation permit. The Board will respond that the regulations do not specify, however, the standard of care should serve as a guide in what his kit contains.

2. Correspondence from Dr. Lee A. Ecker concerning an in-office dental plan for patients without dental insurance. The Board had no opinion on what Dr. Ecker was offering, however, they will remind him that such a plan needs to be offered to all, no matter if they have insurance or not.

3. CODA – “Talking Points on Resolutions Submitted to 2015 ADA House of Delegates.” The Board accepted this as informational.

4. Request from Bill O’Neill, Director, Outreach and Communications, the Center for Personalized Education for Physicians, to speak to the Board about new programs available from CPEP. The Board accepted this as informational.

5. Article entitled "Geico sues dental practice with offices in Clifton and Elmwood Park." The Board accepted this as informational.

**Handouts:**

The Board received an announcement from AADD seeking nominations for various positions. The Board accepted this as informational.

The Board received a letter from Pelligrenie asking for reconsideration of his previous request (which was not specified). The Board indicated that they had responded to his request several times and accepted his letter as informational.

**X. APPEARANCES:**

1. Dr. Sawsan Morris Sami Philibs - Appearance concerning an application for reinstatement of her New Jersey dental license.

**XI. ADJOURNMENT:**