



Board of Dental Examiners Public Meeting

Minutes

Dental Examiners Board

Feb 5, 2024 at 8:30 AM EST

@ OPLC, 7 Eagle Square, Concord, NH 03301

Attendance

Present:

Members: Mark Abel, Roger Achong, Angela Boyle, Puneet Kochhar, Howard Ludington, Jay Patel, Linda Tatarczuch

Staff: Elizabeth Eaton-Board Counsel, Tina Kelley-Rulemaking Coordinator, Brenda Rines-Board Administrator

Absent:

Members: Virginia Kapetanakis Moore

I. Call to Order

Chair, Dr. Kochhar, called the meeting to order at 8:43 am.

II. Approval of Public Minutes

A. January 8, 2024, Public Meeting Minutes

Motion:

Upon a motion by P. Kochhar and seconded by L. Tatarczuch to approve the minutes, as amended. Motion passed with H. Ludington abstained.

III. Public Comment

IV. Rules Review and other Legislative Topics

A. Update on 2023 legislation - Board Counsel, Elizabeth Eaton

1. HB 1331 -

Relative to Dentist licensed in another country. Hearing scheduled 2/6/24 at 10:00 am, Board Counsel to finish testimony and send to Dr. Kochhar for review prior to submitting to the committee.

2. HB 1272 -

Relative to licensing by reciprocity. Bill proposed to remove substantially similar requirements. At the hearing there were lots of testimony about the dangers if bill is passed.

3. HB 1408 –
Reducing the composition of this board to 5 members. At the hearing the board counsel presented testimony that had been approved by Dr. Kochhar.
4. HB 1676 -
Sunset bill- At the hearing the board counsel presented testimony that had been approved by Dr. Kochhar. Amendment to the bill to come.
5. SB 533 -
Increases remote participation. There was a hearing with no hearing results released.

B. Tina M Kelley, Rules Coordinator

1. Den 200 - Final Proposal - Draft

Motion:

Upon a motion by P. Kochhar and seconded by L. Tatarczuch to approve the final proposal, as amended. Motion passed unanimously.

2. Den 304 - Initial Proposal - Draft

Tina Kelley to provide Den 304 draft.

Motion:

Upon a motion by P. Kochhar and seconded by J. Patel to develop a work group to review and make changes to Den 304. H. Ludington and M. Abel have been nominated by the board to be part of the work group along with Board Counsel, Elizabeth Eaton, and Rulemaking Coordinator, Tina Kelley. Motion passed unanimously.

3. Den 404 - Final Proposal Annotated - Draft

FYI only - Final Proposal filed and is scheduled to go to JLCAR on 2.16.24.

C. Plc 500

Rules written to implement NHPHP. There will be a public hearing on 3/12/24.

V. Dental Course - Vesper Institute

Board Administrator to respond that a NH Licensed Dentist does not need a temporary license to attend a course that is located out of state.

VI. OPLC and/or Board Administration Update

P. Kochhar shared the letter from Executive Director, Lindsey Courtney to address a few considerations regarding the appointments to boards.

VII. Old Business

A. LBA Audit - Final Report

VIII. Hearing

IX. New Business

A. CDCA Meeting update - Dr. Kochhar

Dr. Kochhar recently attend the CDCA meeting.

1. Compact Information - Neil Hiltunen

a) Board discussed having a legal comparison between AADB and CSG compacts as well as opinions from professional associations, NHDHA and NHDS.

b) Can the Board be penalized by the judicial branch if they go against the Executive Board of the Compact? Board Counsel to follow up with this question.

Motion:

Upon a motion by P. Kochhar and seconded by R. Achong to have a representative from AADB and CSG to attend a future meeting, board administrator to schedule. Motion passed unanimously.

B. Vice President Nomination - Board to discuss

Motion:

At the board meeting the board members conducted a vote to decide who the next the Vice President of the board will. The board administrator collected and tallied up the votes. The board members have voted to nominate Virginia Kapetanakis Moore as the next Vice President to complete the existing term held by M. Samaan expiring in July 2024.

C. License Renewals

Board has concerns with the license renewals fast approaching and wanted to ensure the licensees are reminded and are aware of the requirements. NHDS has sent out reminder emails with a 2nd notice about to go out. Board requested the board administrator to email NHDS the link to the renewal requirements from the OPLC Board of Dentist Examiners website.

D. Anesthesia and Sedation Committee

Board has requested for OPLC to email license holders in order to solicit applications for licensed anesthesia providers for membership on this committee.

X. Inspections

A. Dr. Adam Bateman - Inspection

Motion:

Upon a motion by P. Kochhar and seconded by R. Achong to agree with the passing inspection. Motion passed unanimously.

B. Dr. Russell Mann - Inspection

Motion:

Upon a motion by P. Kochhar and seconded by H. Ludington to agree with the passing inspection. Motion passed unanimously.

XI. Licensure Approval

A. Active Licenses 10.28.23 through 1.26.24

For Informational purposes only

XII. Non-Public Session

“The Board will conduct a Non-Public session for the purpose of discussing investigations of alleged licensee misconduct and other confidential Board business. Such a non-public session is authorized by RSA 91-A:3, II (c), RSA 91-A:3 II (e), RSA 91-A:5, IV, Lodge v. Knowlton, 119 N.H. 574 (1978), and the Board’s executive and deliberative privileges.”

Motion:

Upon a motion by P. Kochhar and seconded by H. Ludington to enter into a non-public session by roll call vote at 10:08 am.

XIII. Resume Public Session

Resumed public session at 11:12 am.

XIV. Seal the Minutes of the Non-Public Session

“The Board votes to seal the minutes of the non-public session to maintain the privacy of the items discussed in non-public session pursuant to RSA 91-A:3, II (c), on the grounds that public disclosure may adversely affect the reputation of a person other than a Board member or render the proposed action ineffective.”

Motion:

Upon a motion by P. Kochhar and seconded by A. Boyle to seal the non-public minutes.
Motion passed unanimously.

- XV. Adjourn Meeting - Next Meeting is March 4, 2024 at 8:30 AM
Meeting adjourned at 11:17 am.