

**NEW HAMPSHIRE BOARD OF DENTAL EXAMINERS  
121 S. FRUIT ST., SUITE 302  
CONCORD, NH 03301-2412**

**MEETING MINUTES  
MONDAY, February 5, 2018**

**Dental Hygienists Committee Meeting** – 2:00 p.m.

**Board Meeting** – 3:00 p.m.

**PUBLIC HEARING – 4:00 p.m. – Ayman Jacobs, DMD**  
(Adjudicatory Proceeding)

The February 5, 2018 meeting of the New Hampshire Board of Dental Examiners was called to order at 3:00 p.m. by Tara Levesque-Vogel, DMD with the following members present:

Tara Levesque-Vogel, DMD, President  
Charles Albee, DMD  
Nilfa Collins, DMD  
Linda Tatarczuch, MSW  
Puneet Kochhar, DMD  
Robert Kuepper, DDS  
Lisa Scott, RDH

Absent: Arthur D. McKibbin, Jr., DMD, Vice President  
Ellen Legg, RDH

Review minutes of January 8, 2018 Board Meeting. The Board voted to approve the public and non-public minutes as written.

**ADMINISTRATIVE**

1. Dental Hygienists Committee
  - (a) Minutes of January 8, 2018 Dental Hygienists Committee Meeting (FYI) - The Board voted to accept the minutes as amended.
  - (b) Dental Hygienists Committee Comments – Committee member Margaret Ray reported to the Board that there is confusion about the new nitrous oxide form and the Committee will make a recommendation to the Board about the language at the bottom of the form.

- (c) DHC Recommendation - Dental Hygiene Checklist - #18-37 – The Board voted to give the Dental Hygienists Committee approval to work on creating a checklist, to be submitted for approval by the Board at a future date. (Drs. Collins and Kochhar opposed).
2. NH Dental Hygienists' Association Comments – President Pamela Delahanty reported to the Board as follows:
- The Dental Hygiene Association has a robust schedule of continuing education offerings for 2018. All are welcome to join the Association on Thursday, February 8, 2018, from 5:30 p.m. to 8:00 p.m. for a session entitled “Liability & The Law; Are You Protected?”, which will be presented by Gail Brown and Shelley Fontaine. It will be held at the offices of Davis & Towle in Concord.
  - Many of the Association’s members attended Yankee Dental Congress. Executive Director Mike Auerbach of the New Hampshire Dental Society graciously invited the Association’s board members to the New Hampshire Dental Society reception area on the exhibit floor, where they had the opportunity for wonderful conversations and networking.
  - The Association’s board is preparing for the ADHA Annual conference in Columbus Ohio, June 20-25, 2018, and it has 2 delegates and 2 alternate delegates who will attend.
3. Dental Society Comments – Executive Director Mike Auerbach reported to the Board as follows:
- The NHDS is grateful that State Rep. Yvonne Dean-Bailey was willing to meet with its leadership as well as representatives of the Board of Dental Examiners to discuss HB 1577 on December 17, 2018. The Society believes that this meeting enabled last week’s hearing to be far more amicable in nature and will lead to a reasonable and effective outcome (keeping in mind patient safety and access to care), whether that outcome comes via legislation, rulemaking or a combination of the two. It is important that all stakeholders be included in this process.
  - The NHDS would like to ask that the Board of Dental Examiners identify two courses (which will be presented on May 17-18, 2018 during the NHDS Annual Meeting) – one, a three-day course on infection control and the other a full-day course on opioids – as satisfactory for license renewal in the 2018-2019 biennium. The course descriptions can be found on pages 3 and 9 of the attached brochure.
  - Over the next few weeks, the NHDS will be visiting the UNE and other dental student externs who are presently in New Hampshire.
  - Finally, the NHDS is pleased to invite you all to its Annual March CE course, which will feature Dr. Jamison Spencer, who will present on Obstructive Sleep Apnea. It will take place on March 9, 2018 at the Grappone Conference Center. The course is 8:30 a.m. - 4:00 p.m. with registration at 7:45 a.m.
4. Commission on Dental Competency Assessments (CDCA) Comments -

- (a) Discussion points - Board President - #18-38 – Dr. Levesque-Vogel reported to the Board that at the Presidents’ meeting during the CDCA’s annual meeting, the issue of sleep apnea as the practice of medicine, and not the practice of dentistry was discussed. She said she thought that the Board should include this issue in its next rules package. Dr. Levesque-Vogel also asked Board members if they thought that licensees with anesthesia/sedation permits should be required to have medical emergency training. The Board voted to discuss the issue of whether all licensees should be required to have medical emergency training at its next meeting.
5. Board Office Comments – None.
  6. Board Representative to PDMP (Tabled from Jan. 2018 meeting) - #18-4 – The Board voted to approve Dr. McKibbin as its representative.
  7. Inquiry re: general dentist owning a specialty practice - #18-39 – The Board voted to inform Dr. Brinkman that a general practitioner may own a specialty practice, as long as he/she makes it clear to the public that he/she is not a specialist.
  8. SB 531-FN relative to office of professional licensure and certification - #18-40 - CNS to address, also Atch I (FYI) – The Board voted to communicate to the OPLC’s administration that it has serious concerns regarding losing its authority because of the potential impact on the health and safety of the public. The Board voted that it is in support of that part of SB 531 which allows the fees in the OPLC to go back to the OPLC to be used for costs and salaries of the office.
  9. ADA OSCE White Paper - ACS at ADEX August 2017 - #18-41 - FYI.
  10. Proposed Dental Pre-licensing Exam Guidelines for 2018-19 - #18-42 - The Board voted to table this item until next month.
  11. JCNDE - INBDE Implementation Plan/Recommended Actions - #18-43 – FYI.
  12. Ward Gravel, DDS - Questions raised re: CEU Audit and Inactive Status - #18-52 – the Board voted that Dr. Gravel is not required to provide CEU documentation as he intends to renew his license as inactive.
  13. Inquiry re: Practice requirements - #18-55 – The Board voted that until the practice dismisses a patient, it is obligated to provide care. Once the practice dismisses a patient, its dentists must provide emergency treatment to that patient for a period of 30 days. Patients choosing to remain with the practice shall not be entitled to student fees.

At 4:00 p.m., Dr. Levesque-Vogel opened the hearing in re: Ayman Jacobs, DMD.  
At 4:47 p.m., Dr. Levesque-Vogel closed the hearing in re: Ayman Jacobs, DMD.

14. Amendment to HB 1577 - relative to administration of anesthesia by dentists - #18-56 - The Board discussed the proposed amended legislation and voted to have Executive Director Connie Stratton send a letter, with its comments, to the Chair of the Health, Human Services and Elderly Affairs Committee, as follows:
  - Page 1, (g)(1) to read as follows: In addition to the dentist performing the procedure, there shall be a dedicated anesthesia provider present to administer deep sedation and general anesthesia and monitor the procedure and recovery from anesthesia. The dedicated anesthesia provider shall be a dentist who is qualified to administer general anesthesia or deep sedation, a physician anesthesiologist, or a certified registered nurse anesthetist (CRNA). The board may exempt dentists who are dental anesthesiologists or oral surgeons from this requirement.
  - (g)(2) Eliminate the first sentence as dentists are already required to be PALS certified. Change the last sentence to read as follows: The dedicated anesthesia assistant shall have passed the Dental Anesthesia Assistant National Certification Examination, or equivalent, as determined by the board.
  - XII-c – delete the requirement for a permit to administer minimal sedation.
  - The Board also voted to ask the Chair and Committee to allow it to continue its work on its administrative rules relating the anesthesia and sedation, as all of the issued contained in the proposed amended legislation can be addressed in the Board's rules.
15. Informational (emailed previously)
  - CDCA US Dental Licensure Update

## LICENSURE AND REPORTS

1. DENTIST APPLICATIONS APPROVED
  - Jose O. Colon, DMD
  - Kimberlyn D. Fowler, DDS
  - Andrew M. Gschweng, DMD
2. HYGIENIST APPLICATIONS APPROVED
  - Sarah E. Adams, RDH
  - Krystal M. Perez, RDH

3. PUBLIC HEALTH SUPERVISION

- (a) #18-44 – The Board voted to accept the Public Health Summary Report and to send a letter of appreciation to:
  - The WIC Pay for Prevention Program (Keene, NH)
- (b) Questions re: Public Health Summary Report from - #18-45 - Ammonoosuc Community Health Services Dental & Oral Health – The Board voted to advise Ms. Stinson to include all of the information referenced in her email in the Summary Report.

4. ANESTHESIA/SEDATION

- (a) Anesthesia/Sedation Evaluations Chart - #18-46 - The Board voted to approve the Comprehensive Evaluations of:
  - Thomas Hillebrand, DMD
  - Arthur Lyford, DMD
- (b) Questions from Dwayne Thibeault, CRNA re: Emergency Action Plans and changed rules - #18-47 - After listening to Mr. Thibeault, the Board voted to waive the requirement that an emergency plan must be submitted for each office where he administers anesthesia/sedation. One emergency plan, to be used at all locations, is sufficient. The Board also waived the requirement for additional facility inspections of those offices where Mr. Thibeault may administer anesthesia/sedation, as he does not rely on the facility to provide any equipment but, rather, brings his own.

At 5:55 p.m., the Board voted by roll call to go out of public session and go into non-public session.