

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

**MEETING MINUTES  
MONDAY, December 3, 2018**

**Dental Hygienists Committee Meeting** – 1:30 p.m.

**Board Meeting** – 3:00 p.m.

The December 3, 2018 public portion of the meeting of the New Hampshire Board of Dental Examiners was called to order at 3:01 p.m. by Tara Levesque-Vogel, DMD with the following members present:

Tara Levesque-Vogel, DMD, President  
Linda Tatarczuch, MSW, Public Member  
Lisa Scott, RDH  
Muhenad Samaan, DMD  
Dennis Hannon, DDS  
Puneet Kochhar, DMD  
Ellen Legg, RDH

Absent: Arthur D. McKibbin, Jr., DMD, Vice President

Review minutes of November 5, 2018 Board Meeting - The Board voted to accept the public and non-public minutes, as written. (Dr. Collins recused herself as she did not attend the November 5, 2018 meeting.)

**ADMINISTRATIVE**

1. Dental Hygienists Committee

- (a) At the November 5, 2018 Dental Hygienists Committee meeting, the DHC proposed changes to Den 301.03 (a)(6) clarifying that dental hygienists have to practice at least 8 hours in the current biennium in order to remain active.

The Board wanted to discuss this rule and the need for clarification. The Board on a motion by Dr. Kochhar and second by Linda Tatarczuch voted that there was no need for a rule clarification. After discussion, the biennium requirement is met if the applicant has practiced in the current biennium pursuant to any of the following: Den 301.03 (a)(6), RSA 317-A:21-c and RSA 317-A:20, IV.

- (b) Minutes of November 5, 2018 Dental Hygienists Committee Meeting - The Board voted to accept the minutes. (Dr. Collins recused herself as she did not attend the November 5, 2018 meeting.)

2. NH Dental Hygienists' Association (NHDHA) Comments – OPLC Health Professions Director Sheri Walsh read written comments from Pam Delahanty, RDH, CPHDH, who could not attend today's meeting. The NHDHA will be sponsoring two upcoming continuing education opportunities:
  - The NHDHA will be sponsoring CPR Training for the Health Provider in accordance with the American Heart Association Standards. This continuing education class will be held on January 17, 2019 from 6:00 p.m. – 9:00 p.m. at Davis & Towle, 115 Airport Road, Concord, NH.
  - Members of the NHDHA will be attending the Yankee Dental Congress next month with leadership from VT, MA, ME, and RI. Will attend a workshop with ADHA President Michelle Braeman, RDH, BSDH.
3. NH Dental Society (NHDS) Comments – Executive Director Mike Auerbach
  - Before the Thanksgiving holiday, President Dr. Hugh Hawkins, 2<sup>nd</sup> Vice President Dr. Melissa Kennell, and Mike Auerbach met with fellow Presidents, Presidents-Elect and Executive Directors from all over New England in a leadership summit in Maine. Among the topics discussed were license portability, CE and leadership.
  - Mike Auerbach noted that he received some concerns from Members regarding the Board's recent decision on WREB and is certain that some of these dentists will be contacting the Board to directly share their opinions on the Board's decision.
  - Mike Auerbach stated that the NHDS shares the ADA stance on examinations, and is happy to work with the Board in fostering the licensing environment in such a way that the best dentists can be recruited to New Hampshire.
  - On behalf of the NHDS Board of Trustees and indeed their over 1,100 Members, Mike Auerbach extended the happiest of holiday seasons to all.
4. Commission on Dental Competency Assessments (CDCA) Comments - The Annual Meeting will be from January 17 -19, 2019 at Disney's Yacht & Beach Club Resort in Orlando, Florida.
5. Board Office Comments – OPLC Health Professions Director Sheri Walsh stated the following: A new LSR (Legislative Service Request) relative to dental cleaning has been filed, sponsored by Representative Jean Jeudy. Both OPLC Health Professions Director Walsh and Mike Auerbach will keep an eye on this since the text has not yet been released.

At 3:21 p.m., the Board, on a motion by Ellen Legg, RDH and second by Linda Tatarczuch, voted by roll call to go out of public session and into a non-meeting with Board counsel, Tom Broderick.

At 3:50 p.m., the Board on a motion by Lisa Scott, RDH and second by Linda Tatarczuch, voted by roll call to go out of a non-meeting and into public session.

6. Swanky Smiles, mobile orthodontic company #18-270 - At the request of the Board in October, Swanky Smiles Fleet Ops Assistant submitted an informal letter and information with the details of what dental services Swanky Smiles was providing in their mobile units. The Board was informed that Swanky Smiles mobile units had a licensed Dentist and registered Dental Assistant on board all of their mobile units. Their mobile practice traveled to patient's homes or wherever patients wanted to meet. At the time of their visit, Swanky Smiles fit their patients into their new Invisalign aligners and placed attachments as necessary. If a patient was in need of additional services, the Swanky Smiles Mobile Unit is able to provide full clinical exams and full panoramic x-rays. The mobile units are equipped with an iTero intraoral scanners.

The Board voted that Swanky Smiles mobile orthodontic company be allowed to operate in New Hampshire as long as the: dentist is licensed in the State of New Hampshire, that there is direct supervision of those operating out of their mobile units and that the dentist follow the New Hampshire Dental Practice Act.

7. Teledentistry - #18-230 - At the October 1, 2018 Board Meeting, Stacy Plourde, RDH, CPHDH speaking on behalf of herself requested a declaratory ruling stating that teledentistry falls within public health supervision, Den 101.24, and that preventive services delivered by teledentistry should be provided by a certified public health dental hygienist, pursuant to RSA 317-A:21-e. Ms. Plourde cautioned against rules that would be too restrictive and that the goal should be to reach more patients.

The Board on a motion by Dr. Kochhar and second by Linda Tatarczuch, voted to not issue a declaratory ruling requested by Ms. Plourde, as the Board did not believe that the teledentistry issue could be appropriately resolved through the declaratory ruling process. The Board will continue to discuss the various aspects of teledentistry and determine, what, if any rules, need to be adopted to address the issue as a whole.

Dr. John Voith, the co-founder of Virtudent, requested to speak to the Board about his Virtudent and teledentistry. He reiterated from last month's meeting that this company is fairly new and has businesses in both Massachusetts and NH. He noted that he has spent the last 3 years working on this model to help with the dental needs of the under-privileged. He wants his company to be able to meet the needs of the people in the State of New Hampshire. (Primarily those who have never seen a dentist or have not seen a dentist for at least five years.) He explained that his company refers a lot of business to dentists in the areas where his company serves.

Discussion ensued to include Dr. Vogel asking Dr. Voith about general supervision in his business model. The Board asked Dr. Voith to present a short video of his mobile practice for them to review to see how his model works.

8. Medical Emergency Training Issue (Tabled from November) #18- 229 -Working on rules adding two CE training hours for Medical Emergency Training per biennium starting in 2020.

9. Dental Specialties - #18-177 – At the November 5, 2018 Board Meeting, on a motion by Dr. Hannon and second by Dr. Samaan, the Board voted not to change the rules and to continue using the ADA list of specialties, which resulted in a tied vote, 4-4.

The Board decided to place this topic on next month's agenda to vote when all 9 Board members are present to vote.

10. Residency Program - #18-277 – In a letter to the NH Board of Dental Examiners from Eric P. Holmgren, DMD, MD, FACS from Dartmouth Hitchcock Medical Center (DHMC) dated October 28, 2018, Dr. Holmgren asked the Board what would be required for licensure for paid California licensed dental residents from UCSF-Fresno California to help in the maxillofacial surgery department at DHMC. Dr. Holmgren informed the Board that he had established a relationship with the ADA accredited OMS program from UCSF-Fresno and felt regular visiting OMS residents could experience New Hampshire and help with their patient load and also provide more access to care for patients who have oral surgery needs.

The Board voted for residents to apply under the New Hampshire Dental Residency Program Reporting Form and be allowed to practice under the residential program as long as they were under the supervision of a NH licensed dentist and not practicing beyond the scope of their program. RSA 317-A:20, III (Dr. Samaan opposed)

## LICENSURE AND REPORTS

1. DENTIST APPLICATIONS APPROVED

Zohaib Ahmed, DMD  
Nisreen M. Mahmood, DMD  
Allan M. Mulandi, DMD  
Sami Zelkha, DDS

2. HYGIENIST APPLICATIONS APPROVED

Tara R. Martin, RDH

3. PUBLIC HEALTH SUPERVISION

(a) #18-271 – The Board voted to accept the Public Health Summary Report and to send a letter of appreciation to:

- Merrimack County Nursing Home Oral Health Program

4. ANESTHESIA/SEDATION

(a) #18-272 – The Board after discussing with Anesthesia/Sedation Evaluation Committee member Vincent Albert, DMD voted to accept the:

- Facility Inspections for General Anesthesia/ Deep Sedation Permits for Donald Gass, Jr., DDS (3 locations: Concord, Manchester, and Nashua, NH)

At 4:45 p.m., pursuant to RSA 91-A:3, on a motion by Ellen Legg, RDH and a second by Dr. Collins, the Board voted by roll call to go out of public session and into non-public session because public disclosure may render a proposed action ineffective or adversely affect the reputation of a person other than a Board member.

At 5:27 p.m., the Board, on a motion by Linda Tatarczuch and second by Dr. Collins, voted by roll call to go out of non-public session and into public session.

At 5:27 p.m., the Board voted unanimously to maintain the privacy of the items discussed in non-public session pursuant to RSA 91-A:3, 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.

Dr. Vogel adjourned the meeting at 5:27 p.m.