

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

MONDAY January 6, 2020

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

Board Meeting – 3:00 p.m.

The January 6, 2020 public portion of the meeting of the New Hampshire Board of Dental Examiners was called to order at 3:05 p.m. by Puneet Kochhar, DMD with the following members present:

Puneet Kochhar, DMD, President
Dennis Hannon, DDS, Vice President
Muhenad Samaan, DMD
Lisa Scott, RDH
Ellen Legg, RDH
Jay Patel, DDS
Roger Achong, DMD

Absent: Tara Levesque-Vogel, DMD
Linda Tatarczuch, Public Member

Attendees: Christine Senko, Administrator, Board of Dental Examiners
Rebecca Ricard, Esq., Board Counsel

Review of the Public Minutes of the November 4, 2019 Board Meeting: Upon a motion by Dr. Kochhar, which was seconded by Dr. Hannon, the Board voted unanimously to accept the minutes as written.

ADMINISTRATIVE

1. Dental Hygienists Committee
 - (a) Minutes of November 4, 2019 Dental Hygienists Committee Meeting - Upon a motion by Dr. Kochhar, which was seconded by Ellen Legg, RDH, the Board voted unanimously to accept the DHC minutes as written.
 - (b) Dental Hygienists Committee Comments – Lisa Scott, RDH presented the following Administrative Rule changes that were approved by the Committee:
 - a. Den 301.03 (change date to April 2019)
 - b. Den 402.01(a)(4) (.perform extraoral and intraoral...)
 - c. Den 402.02(d)(5)c (allows dental hygienists with active NPI number to dilute concentrated fluoride solutions)
 - d. Den 402.01(c)(11) added: if qualified pursuant to Den 302.05

Upon motion by Lisa Scott, RDH and seconded by Dr. Hannon, the Board voted unanimously to approve the revisions to the Administrative Rules as presented. Dr. Achong abstained.

2. NH Dental Hygienists' Association (NHDHA) Comments - Myra Nikitas, RDH presented the comments to the Board:
 - Myra Nikitas, RDH has been elected as the new President of the Board of Trustees.
 - Representatives from the Board of Trustees will be attending the Yankee Conference in Boston this year.
 - Thursday, February 20, Infection Control Conference will be held from 6:00-8:00 pm at the Delta Dental Conference Center, Concord NH
 - Saturday, March 28, Perio Course will be held at Derryfield Country Club in Manchester, NH.

3. Dental Society Comments - Mike Auerbach, Executive Director, NH Dental Society presented the following comments to the Board:
 - NHDS is preparing for our Annual Meeting. Thursday, May 14, we will be hosting courses on opioids, infection control, emergency management and BLS for healthcare workers. On Friday, May 15, Dr. Howard Farran will be our keynote speaker, and we will have CE for office staff and hygiene/assistants. ADA President Dr. Chad Gehani may become the first ADA President to visit NH in several decades.
 - We are also preparing for Yankee Dental Congress later this month in Boston. NHDS will be hosting a small social event on Friday, January 31, at our lounge for dental students, hygiene and assisting students.
 - Last month, ADA announced its policy on vaping. ADA is supporting a ban on flavored e-cigarettes and tobacco products and is encouraging its Member dentists to share with patients the dangers of using such products.
 - Last month, Rep. Richard Marple passed away unexpectedly. His bill, which would ban community water fluoridation, has been withdrawn.
 - NHDS is proud to welcome to the Board of Dental Examiners Dr. Roger Achong. Dr. Achong brings with him a wealth of experience and leadership. Welcome, Dr. Achong!

4. Commission on Dental Competency Assessments (CDCA) Comments - It was reported that those members who are attending the upcoming CDCA meeting will coordinate a dinner. No other comments.

5. Board Office Comments – Chris Senko reported that the office is preparing for dentist renewals. Renewals will be completed online. An email with instructions and some general updates will be sent to all licensees in the next couple of weeks, followed by a postcard that includes the registration code.

6. Inquiry from Dr. Wehmeyer – Standing Orders x-rays (#20-2) - A query to the Board was discussed regarding standing orders in practices and/or public health settings. Also asked was the ability to allow the CPHDH to have the same standing orders, or collaborative arrangement in the private office setting as they would in a public health setting. It was noted that collaborative agreements in a public health setting could address standing orders, but only for a defined public setting. It was also noted that the rules do not address standing orders in private practice.

Members agreed to respond to Dr. Wehmeyer with information from RSA 317-A:21-e, II which indicates dentists have to review the records of a CPHDH once in a 12 month period in a public setting. Dr. Wehmeyer will also be informed that the rules of a CPHDH apply in public settings, not private offices.

7. Inquiry – Advertisement for Denturist in NH (#20-3) - An advertisement for a denture lab practice was reported. This advertisement occurred over social media and does not indicate any dental providers at the location. It appears that this practice is not using written prescriptions and/or impressions and/or casts from a licensed dentist. The practice of denturism is not recognized or governed by the Board. RSA 317-A:20 I (f) addresses this concern.

Upon motion made by Lisa Scott, RDH and seconded by Ellen Legg, RDH, the Board voted unanimously to issue a Cease and Desist Order to this practice.

8. Inquiry – Quynh Bui, DMD (#204) - Dr. Bui was inquiring as to whether or not he needs to complete the required 40 CEUs, requirement for renewals, as he completed pediatric subspecialty training in 2018.

After brief discussion, members agreed to inform Dr. Bui that he did not need to complete the required CEUs for this renewal cycle.

9. Dental Assisting Programs (#20-5) - It was reported by Lisa Scott, RDH that some local colleges and universities are offering dental assisting programs that may not be compliant with CODA and therefore not accredited by CODA particularly in the area of radiology certification. Currently our rules require that dental assistants complete 8 hours of lecture and 8 hours of lab from a CODA accredited program and successfully complete the DANB exam for expanded duties in radiology. Ellen Legg, RDH reported that she has contacted UNH to discuss their program and advertising.

Members also discussed if there were other agencies or state divisions that could address the issue of schools advertising programs that do not meet the Board's requirements. Also discussed was the need to assure dentists understand, that although dental assistants are not licensed by the Board, the dentists are responsible for assuring that the dental assistants they employ understand the rules.

Mike Auerbach indicated that he will notify society members of this concern. Chris Senko indicated that she will send information out in the email communication that is being forwarded to all dentist licensees.

10. Prescription Drug Monitoring Program (PDMP) (#20-6) - The PDMP report was reviewed. No concerns were noted. Upon motion made by Dr. Hannon and seconded by Ellen Legg, RDH, the Board voted to accept the report.
11. Governor's Executive Order for Medicaid to Schools Program (#20-27) - The Board was named in this Executive Order in the event there are any dental providers participating in the Medicaid to Schools Program.

12. New Hampshire Dental Society Opioid Course (#20-31) - The NH Dental Society, Concord Region is requesting approval for an Opioid course being held January 17 and offering 3 CEUs to meet the Opioid education requirement. Upon motion by Ellen Legg, RDH, and seconded by Dr. Kochhar, the Board voted unanimously to approve the course. It will be posted on the Board's website.

At 3:35 p.m., pursuant to RSA 91-A:3, 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 4:55 p.m., the Board voted to recess the non-public session for the purposes of consulting with legal counsel. At 5:10 p.m., the Board voted by roll call to recess the non-meeting session and resume the non-public session.

At 5:20 p.m., the Board voted by roll call to resume public session.

13. Blake Wullbrandt, DDS

- a. An Amended Notice of Hearing and Partial Objection to Hearing Counsel's Motion to Amend the Notice of Hearing was presented. Motion was made by Dr. Samaan and seconded by Ellen Legg, RDH to accept the Amended Notice of Hearing; the Board unanimously voted to reject this motion and not accept the Amended Notice of Hearing.
- b. A revised Settlement Agreement and Hearing Counsel's petition to accept the Settlement agreement was presented. Motion was made by Ellen Legg, RDH and seconded by Dr. Patel to accept the Settlement Agreement; the Board unanimously voted to reject this motion and not accept the Settlement Agreement.
- c. Hearing Counsel's Motion to Continue the Hearing and Response to Hearing Counsel's Motion was presented. Upon motion made by Dr. Kochhar and seconded by Dr. Samaan, the Board voted unanimously to accept the Motion to Continue the Hearing. A date will be determined for the continuance.

14. Informational (emailed previously)

- Invitation for Public Comment – National Commission on Recognition of Dental Specialties and Certifying Boards
- ADEX Press Release: Dental Board of California Votes to Implement the ADEX Dental Exam for Licensure Immediately
- AADB Weekly Update – November 22, 2019

LICENSURE AND REPORTS

15. **DENTIST APPLICATIONS APPROVED**

Abhayjit S. Bedi, DMD
Ravindra K. Burugapalli, DMD
Elle M. Donnelly, DMD

Ziad Eskandar, DMD
James G. Gerweck, DMD
Karl B. McMillan, DDS

Dr. Samaan reported that he has been reviewing the applications as they are presented. Upon motion made by Dr. Kochhar and seconded by Dr. Hannon, the Board voted unanimously to accept these license applications.

16. HYGIENIST APPLICATIONS APPROVED

Ashley J. Ferguson-Findlay, RDH	Andrea K. LaPlant, RDH
Amanda L. Hellum, RDH	Hannah M. Murray, RDH
Emily R. Hill, RDH	Jordan B. Pennels, RDH
Catherine R. Johnson, RDH	

Upon motion made by Lisa Scott, RDH and seconded by Ellen Legg, RDH, the Board voted unanimously to approve the applications for Dental Hygienists.

17. DENTAL STUDENT PROGRAM REPORT

- (a) College of Dental Medicine, UNE – Puneet Kochhar, DMD (#20-7) - (Dr. Kochhar recused) - Upon motion made by Ellen Legg, RDH and seconded by Lisa Scott, RDH, the Board voted unanimously to approve the Dental Student Program Report.

18. PUBLIC HEALTH SUPERVISION – Public Health Summary Reports Chart (#20-8) -

- Ammonoosuc Community Health Services
- Frisbie Smiles Dental Program
- Health First Dental Program, Twin River Area
- Homebound/Institutional Dental Service
- Merrimack County Nursing Home Oral Health Program
- North Country Health Consortium – The Molar Express

Members noted that the Frisbee Smiles program completed 1,131 cleanings. Upon motion made by Dr. Samaan and seconded by Dr. Patel, the Board voted unanimously to accept the reports and send appreciation letters.

19. ANESTHESIA/SEDATION - Anesthesia/Sedation Evaluation Chart (#20-9) -

Comprehensive Evaluations for General Anesthesia/Deep Sedation permits:

- Amy Field, DMD
- David Greene, DMD
- Jeffrey Stone, DMD
- Thomas Trowbridge, DDS

Comprehensive Evaluation for Moderate Sedation Restricted permit:

- Peter Bowman, DDS

Upon motion made by Dr. Kochhar and seconded by Dr. Samaan, the Board voted unanimously to approve the permits as listed above.

At 5:25 p.m., the Board voted by roll call to go out of public session. Dr. Kochhar adjourned this portion of the public meeting at 5:25 p.m.

At 5:30 p.m., the Board voted by roll call to go back into public session to conduct the show cause hearing in the matter of Dr. Mohammed Butt.

At 6:40 pm the Board voted by roll call to go into non-public session.

At 6:50 p.m., the Board voted by roll call to adjourn. Dr. Kochhar adjourned the meeting at 6:50 p.m.