



Board of Dental Examiners Public Meeting Minutes
Dental Examiners Board
Monday, November 4, 2024

Present: Puneet Kochhar, DMD – President (PK), Virginia Kapetanakis Moore, RDH – Vice President (VM) Mark D. Abel, DMD, MD (MA), H.J. Ludington, DDS, MsD (HL), Daniel H. De Tolla, DDS, MD (DD), Roger Achong, DMD, MS (RA), Jay Patel, DMD (JP), Linda Tatarczuch, MSW (LT) & Angela Boyle RDH (AB).

Staff: Carson Hansford – Board Administrator, Elizabeth Eaton, Esq. – Board Counsel.

Board took breaks from 10:08AM to 10:20AM & 12:00PM- 12:34PM
RA Left at 1:30PM

Minutes:

I. Call to Order

PK called the meeting to order at 8:33 AM.

II. Approval of Public Minutes

Motion: Upon a motion by HL a second by RA the Board voted to accept the minutes as written; the motion carried

LT and AB abstained

III. Standing Order Pertaining to Public Comment Under RSA 310:5

A. Standing Order Pertaining to Public Comment

Motion: Upon a motion by HL a second by LT the Board voted to adopt as amended; unanimous.

IV. Public Comment (all written public testimony can be found at the following address

(<https://public.onboardmeetings.com/Organization/UjBgQP4TSPs2Y7HJBXZX2G0%2FIhCKHWka61KNXp04S8AA>) by clicking on the meeting date.

A. Mindy Hall DMD

Spoke about her stance on DEN 304 Moderate sedation guidelines. She is in opposition to the proposed rules for pediatric dentists. She stated she would no longer be able to sedate those under 13 under the new guidelines. She is hoping the Board of Dental examiners would adopt national guidelines on sedation for pediatric patients.

B. Sarat Thikkurissy

Spoke in opposition to DEN 304, he warned of downstream implications with the current providers. He provided many facts on the current situation in New Hampshire. Spoke to provide the facts around the current situation in New Hampshire. Sarat asked for the following amendment to be made to Den 304.03

“Moderate sedation permits with pediatric qualification which authorizes a qualified dentist, with additional training in pediatric sedation, licensed by the state of N.H., to administer moderate sedation only to patients 9 years of age and older in a dental facility that has the required facility permit or a facility hosting permit”

Sarat asked for the following amendment to be made to Den 304.03,

“Advanced training in anesthesiology and related academic subjects beyond the undergraduate dental school level in a training program as described in Part III C. of the American Dental Association “Guidelines

for the Use of Sedation and General Anesthesia by Dentists”, revised 2016, as specified in Appendix II; or An advanced dental education program in either dental anesthesiology or oral and maxillofacial surgery as described in the Commission”

C. Richard Neal, DMD

Provided written testimony, he testified to mainlining and expanding the guidelines that allow pediatric dentists to utilize moderate sedation for patients under nine. Further in the letter Neal testified that,

“Currently, the proposed guidelines would prohibit pediatric dentists from using moderate sedation on patients aged eight and under. This restriction not only undermines the capabilities of trained professionals but also goes against current best practices as outlined by the American Academy of Pediatric Dentistry (AAPD) and the American Academy of Pediatrics (AAP). The guidelines must be updated to reflect these standards, which recognize moderate sedation as an essential tool in providing safe and effective care.”

D. Tommy Burke DMD, MD

Spoke to PALS certification and would like guidance from the Board and encourages the Board to listen to the comments brought before the Board.

V. Required Reporting

A. Anesthetists Performing in Dental Offices

Motion: Upon a motion by PK a second by JP the Board voted to accept; unanimous.

VI. DEN 300 Various Public Hearing 9:00AM

A. Initial Proposal

B. Rulemaking Notice

C. Statement of Professional Character

D. Addendums

The Board opened the public hearing at 9:04 AM. The Board closed the public hearing at 9:22 AM. There were no public comments provided.

VII. Rules Review with Tina Kelley- 9:00AM

A. DEN 304

1. Final Proposal

Motion: Upon a motion by HL a second by PK the Board voted to file as amended; unanimous.

2. Public Comment with Board Responses

3. Applications Related to DEN 304

B. DEN 400 Various

1. New CE Requirement Proposal from Dr. Kochhar DEN 406

Motion: Upon a motion by PK a second by RA the Board voted to accept the proposal to 406; the motion carried. The Board continued to work with Tina Kelley on the draft rules.

MA and VM opposed.

2. Initial Proposal

C. Rules Tracker

Board Noted.

D. DEN 302

MA is going to send Tina a markup of what he would like to see in DEN 302, Tina is going to see if they are editorial changes she can make or if the Board needs to open the rule to rule making.

VIII. CRDT CARE Program 9:30AM via Zoom

Catrice talked to the Board about the CRDT CARE Program with the Board.

IX. Legislative Topics

A. Legislative Update - Board Counsel, Elizabeth Eaton

1. Hygiene Anesthesia Permit- RSA Change
2. DMD or DDS for Dentist Initial Licensure- RSA Change

Board Counsel talked about the status of these bills; more will be known after the election.

X. OPLC and/or Board Administration Update

A. Communication sent out around X-Ray requirements

The Board would like it to be known that this rule will be strictly enforced moving forward and urges all offices to comply.

B. 2025 Meeting Dates Proposal

Motion: Upon a motion by HL a second by PK the Board voted to accept as written; unanimous.

XI. Licensure

A. Active Licenses 9.27.24 through 10.21.24

Informational No Action Needed

Board Noted

XII. Committee Reports

A. ASEC

MA talked about what is going on with ASEC.

B. Hygiene

XIII. Non-Public Session

Motion: Upon a motion by PK and a second by JP, the Board voted 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 via roll call. *Roll Call: 9-0-0.*

XIV. Seal the Minutes of the Non-Public Session

Motion: Upon a motion by PK and a second by MA, the Board voted 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."

XV. Adjourn Meeting -

The Board adjourned at 2:14PM