

**NEW HAMPSHIRE BOARD OF DENTAL EXAMINERS
2 INDUSTRIAL PARK DRIVE
CONCORD, NH 03301**

MEETING MINUTES –December 1, 2008

The December 1, 2008 meeting of the New Hampshire Board of Dental Examiners convened at 3:00 p.m. with the following members present:

Eliot L. Paisner, DMD, President
Neil S. Hiltunen, DMD, Vice President
Gerald A. Smith, DMD
Marshall Baldassarre, DMD
Charles Albee, DMD
Stacy A. Plourde, RDH
Linda M. Seedner, RDH

Absent: Charles Post, DMD and Lynn Joslyn, Public Member

The Board approved the minutes of November 3, 2008 as amended.

Hearing – 4:10 p.m. – Marsha Dunbar, RDH – Adjudicatory proceeding, Docket # 08-01

The President of the Board of Dental Examiners, Dr. Eliot L. Paisner (Presiding Officer) commenced a public hearing pursuant to RSA 317-A: 18-a and dental administrative rule Den 208. The hearing was held at the Board's office at 2 Industrial Park Drive, Concord, NH. Board members Charles F. Post, DMD and Lynn Joslyn were absent. The issues addressed were whether Marsha Dunbar, RDH on or between May 30, 2007 and June 21, 2008 was convicted of one or more misdemeanor crimes in violation of the NH Criminal Code and which constitute a violation of RSA 317-A:17, II (b); and whether on or between February 15, 2008 and November 3, 2008 Ms. Dunbar failed to notify the Board of a change of business or residential address in violation of RSA 317-A:13 and/or Den 301.07 (b). Ms. Dunbar failed to appear at the time and place specified above, consequently the hearing was held in absentia. Hearing Counsel presented 2 witnesses and 13 exhibits.

The Presiding Officer closed the hearing at 5:15 p.m.

ADMINISTRATIVE

Note: All votes were unanimous unless otherwise indicated.

1. Statutes and Rules
 - a. Statutory Proposals

1) HB 1487 (Advanced Dental Hygiene Practitioner) – This bill sought to increase access to oral health care. The House Committee established to study ways to increase access has submitted a final report to the legislature and Governor. The Committee recommended further study at the stakeholder level. A task force is being put together for this purpose.

When discussing the Committee report, the Board noted the following statement: “Recent legislative changes to the Dental Practice Act allow for externships and residencies; since this was adopted, four extern sites have been established in the state and two residency sites are in the planning stages.”

The legislative change referred to is found in RSA 317-A:20, III (b) and was proposed by the Board to facilitate the establishment of dental externships and residencies. At this Board meeting Dr. Smith was assigned the task of developing a reporting form to enable the Board to better monitor such programs by having yearly reports submitted to the Board.

2) HB 1208 (Independent Dental Hygiene Practitioner) – The bill is dead.

3) Professional Assistance Program – This proposal by the Board addresses program funding. The bill is being sponsored by Representative David Borden.

b. Rule Proposals

1) Rule Package 2008-II – These proposed rule amendments are in the rulemaking process. The amendments address Board committees, anonymous complaints, retention of complaints, copying fees, reinstatement of inactive licenses, qualifications, anesthesia/sedation permits and the reporting of sanctions received by licensees from other jurisdictions.

One amendment which may be questioned is the \$50 fee for a current list of dentists or dental hygienists. These lists are updated daily and entail significant time and effort by the Board’s staff as well as expenses paid to the Office of Information Technology – hence the fee. Individuals rarely, if ever, request the list since they are interested in local information which can be obtained from the “yellow pages” at no cost.

2) Rule Package 2009-I – The New Hampshire Dental Hygienists’ Association submitted several proposals regarding public health supervision for possible inclusion.

The Board voted to create an ad hoc committee to address the proposals. The committee will be composed of Dr. Hiltunen (Chair), Dr. Albee, Stacy Plourde, RDH, and a member of the NH Dental Hygienists’ Association and the NH Dental Society. The committee will meet on December 4, 2008.

2. Hygienists and Botox – The Board voted to inform a hygienist who asked the Board whether hygienists could deliver cosmetic injectables that such procedure are not authorized, pursuant to RSA 317-A:21-c Practice of Dental Hygiene and Boards Administrative Rules.

3. Anesthesia/Sedation Permit Application Form – The Board voted to direct dentists with permits to administer moderate sedation to choose between unrestricted and restricted permits pursuant to the Board’s recently amended sedation rule, Den 304.02 (c).
4. Anesthesia Reversal Product – The Board voted to inform Novalar Pharmaceuticals that dental hygienists in New Hampshire are not authorized to administer dental anesthesia reversal agents, pursuant to RSA 317-A:21-c and the Board’s administrative rules.
5. Uniform National Examination – The American Association of Dental Administrators (AADA) has asked the Board if it favors a uniform national clinical and case based written dental examination, just as medicine, nursing, pharmacy and other professions have established national exams. The Board voted to inform the AADA that the Board for many years has strongly supported the establishment of a national examination. Such an examination would make it easier for dental school graduates and graduates of schools of dental hygiene to move about the country to meet the country’s oral health needs.
6. Hygienists Information Letter – The Board reviewed a draft of the information letter which is to be sent to dental hygienists with their biennial registration and renewal materials.
7. Informational
 - a. Records Cost (Kentucky)
 - b. Records Disposal (Kentucky)
 - c. Infection Control (Kentucky)
 - d. Registration Forms
 - e. National Board Vacancies
 - f. WREB Scoring Change
 - g. ADEX Testing
 - h. CITA Testing
 - i. DANB
 - j. AADE Council
 - k. National Examination
 - l. Professional Assistance Program

QUALIFICATION AND LICENSURE

1. **PUBLIC HEALTH SUMMARY**

The Board approved an annual report submitted by the Rock Dental Clinic.

2. ANESTHESIA/SEDATION CONSULTANTS

The Board approved the appointment of Dr. Robert Provencher and Dr. Robert Kuepper as consultant evaluators to the Board's anesthesia/sedation committee.

3. ANESTHESIA/SEDATION PERMIT

The Board voted to approve the application of Shivani Patel, DMD to perform dentistry on outpatients while general anesthesia or deep sedation is administered by an anesthesiologist staff physician or certified nurse anesthetist of a NH licensed health care facility.

4. ANESTHESIA/SEDATION EVALUATIONS

The Board voted to approve the evaluations of the following dentists to administer moderate sedation:

Albert St. Germaine, DDS
Roger England, DDS

5. HYGIENIST APPLICATIONS APPROVED

Alice O'Leary, RDH

6. DENTIST APPLICATIONS APPROVED

Mark D. Abel, DMD
Pasquale P. Nappo, DMD
Emad Abdallah, DMD