

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

MEETING MINUTES –February 2, 2009

The February 2, 2009 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
Charles Post, DMD
Stacy A. Plourde, RDH
Linda M. Seedner, RDH

Absent: Lynn Joslyn, Public Member

The Board approved the minutes of January 5, 2009 as amended.

ADMINISTRATIVE

Note: All votes were unanimous unless otherwise indicated.

1. Statutes and Rules
 - a. Statutory Proposals
 - 1) HB 190 – Professional Assistance Program – this program helps dentists and dental hygienists who have behavioral or substance abuse problems. The Board is seeking to have hygienists contribute to the program’s funding which presently is provided by dentists only. An ED and A subcommittee voted the bill to be inexpedient to legislate.
 - 2) 2009 LSRs – informational. These are medical/dental LSRs being proposed in the 2009 legislative session.
 - 3) SB 64-FN – Board of Dental Hygienists – The Board voted to oppose this bill which would create an independent board of dental hygienists. Pursuant to RSA 317-A, hygienists are required to be supervised by dentists. An independent board of dental hygienists, among other problems, would create a conflicting authority.

b. Rule Proposals

- 1) Rule Package 2008-II – The Board voted to approve amendments submitted by the Office of Legislative Services to its initial proposal.
 - 2) Rule Package 2009-I – The Board voted to reconsider its vote to support a rule change that was designed to meet federal and state oral examination requirements in pre-school dental programs. The Board heard testimony from Dr. Margaret Snow, NH Medicaid Dental Director. She explained that federal law requires a dentist to perform oral examinations in Medicaid. Head Start regulations state that the oral examination must be as defined by Medicaid statutes. Dr. Snow also explained that Medicaid would be unlikely to fund sealants and temporary fillings placed by hygienists since federal matching funds would be lost. Representatives of the NH Dental Society and the NH Dental Hygienists’ Association also testified. The Board voted to withdraw its support for the proposed dental hygienists rule changes. The Board voted to table these issues to allow for further study.
2. Dental Student Program Form – The Board voted to further develop the form. The Board’s intention is to have NH dental education programs provide annual reports to the Board in a format which will show compliance with the Dental Practice Act and the dental administrative rules.
 3. Botox Policy – The Board received an inquiry from another dental board regarding the use of “botox and other like procedures” by dentists. The Board has concluded that 3 conditions would have to be met to perform botox and other like procedures.
 - a. The dentist must have an active NH dental license;
 - b. The procedure constitutes the practice of dentistry as defined in RSA 317-A:20; and
 - c. The relevant educational training was part of the dentist’s:
 - 1) Dental school undergraduate training;
 - 2) Dental specialty training; or
 - 3) Educational and scientific training sponsored or approved by organizations specified in dental administrative rule Den 403.07.
 4. Testing Proctor – The Board has been asked by the Joint Commission on National Dental Examinations to assist in the administration of examinations at the N. H. Technical Institute. The Board voted to consult with the Institute since it usually provides the examination proctor, if one is required.
 5. Continuing Education Extension – The Board voted to give hygienists, upon requests, a 30 day extension during the 2009 registration period to complete their continuing education. The late registration fee must be paid.

6. I.D. Wafers – The Board voted to approve the use of thermoplastic dental impression wafers by hygienists under indirect supervision.
7. Home Addresses – The Board reaffirmed a decision it made in 2008 not to create and provide a list of home addresses of dental hygienists to the NH Dental Hygienists’ Association, even if permission was granted by the hygienist. After consulting with its legal counsel, the Board has privacy and safety concerns. The Hygienists’ Association, a private organization, can readily obtain business addresses of all dental hygienists working in New Hampshire if it wishes to contact hygienists.
8. AAOMR Questions – The American Academy of Oral and Maxillofacial Radiology asked the Board about the regulation of cone beam computed technology. The Board voted to refer the Academy to the “Recommendations in Radiographic Practices” of the American Dental Association which NH dentists and dental auxiliaries are required to follow pursuant to RSA 317-A:17 II (g).
9. Informational
 - a. Biennial Registration
 - b. RSA 317-A
 - c. Joint Commission
 - d. Ethics Course
 - e. DANB Infection Control
 - f. Citizen Advocacy Center
 - g. NHTI Spring Program
 - h. Losing Faith in Medicine
 - i. On-line verification – The Board voted to initiate on-line verification.

QUALIFICATION AND LICENSURE

1. **PUBLIC HEALTH SUMMARY**

The Board voted to accept the report of the following organizations:

- a. Greater Derry Oral Health Collaborative Corporation
- b. APD Memorial Upper Valley Smiles Dental Sealant Program

2. **ACLS REQUIREMENTS**

Robert Alvarenga, DMD – The Board voted to approve the request of Dr. Alvarenga for an extension to complete ACLS training.

3. ANESTHESIA PERMIT

Kimberly Meyer, DMD – The Board voted to seek further information from Dr. Meyer while it arranges an initial evaluation of her facility, equipment and drugs as they relate to sedation.

4. HYGIENIST APPLICATIONS APPROVED

Cynthia K. Carroll, RDH

5. DENTIST APPLICATIONS APPROVED

Michael P. DiMarzio, DMD
Brian L. Karasic, DMD