

CHAPTER 30

NEW JERSEY BOARD OF DENTISTRY

Authority

N.J.S.A. 45:6-3, 45:6-19.4 and 45:6-50.

Source and Effective Date

R.1995 d.191, effective March 10, 1995.  
See: 27 N.J.R. 293(a), 27 N.J.R. 1424(b).

Executive Order No. 66(1978) Expiration Date

Chapter 30, New Jersey Board of Dentistry, expires on March 10, 2000.

Chapter Historical Note

Chapter 30, New Jersey Board of Dentistry, was filed and became effective prior to September 1, 1969. Chapter 30 was readopted as R.1990 d.205, effective March 12, 1990. See: 22 N.J.R. 149(b), 22 N.J.R. 1145(a).

Pursuant to Executive Order No. 66(1978), Chapter 30 was readopted as R.1995 d.191. See: Source and Effective Date. As a part of R.1995 d.191, old Subchapter 2, Applicants for License to Practice Dental Hygiene, was repealed and a new Subchapter 2 was adopted, effective April 3, 1995. See, also, section annotations.

Public Notice: Receipt of and action on petition for rulemaking. See: 28 N.J.R. 4531(a). Public Notice: Notice of Receipt of and Action on a Petition for Rulemaking. See: 29 N.J.R. 3745(a), 29 N.J.R. 4202(a).

CHAPTER TABLE OF CONTENTS

SUBCHAPTER 1. APPLICANTS FOR LICENSE TO PRACTICE DENTISTRY

- 13:30-1.1 Qualifications of applicants
- 13:30-1.2 Resident permit
- 13:30-1.3 through 13:30-1.16 (Reserved)

SUBCHAPTER 2. APPLICANTS FOR LICENSE AND STANDARDS FOR PRACTICE FOR DENTAL AUXILIARIES

- 13:30-2.1 Qualifications of applicants for license to practice dental hygiene
- 13:30-2.2 Qualifications of registered dental assistants and limited registered dental assistants
- 13:30-2.3 Duties of licensed dental hygienist
- 13:30-2.4 Duties of a registered dental assistant, a limited registered dental assistant, and a dental assistant without registration
- 13:30-2.5 Continuing education requirements; dental hygienists and dental assistants
- 13:30-2.6 Resumption of active practice by inactive dental hygienists

SUBCHAPTER 2A. REGISTERED DENTAL ASSISTANT AND LIMITED REGISTERED DENTAL ASSISTANT THREE-MONTH INTERNSHIP PROGRAMS

- 13:30-2A.1 Purpose and scope
- 13:30-2A.2 Prerequisites for participation in an internship program
- 13:30-2A.3 Six months' work experience; exception
- 13:30-2A.4 Three month internship program; general provisions
- 13:30-2A.5 Three month internship program; required clinical training for a registered dental assistant

- 13:30-2A.6 Three month internship program; required clinical training for a limited registered dental assistant in orthodontics
- 13:30-2A.7 Responsibilities of supervisor
- 13:30-2A.8 Responsibilities of the intern
- 13:30-2A.9 Examination

SUBCHAPTER 3. APPLICANTS FOR LIMITED TEACHING CERTIFICATE IN A DENTAL SCHOOL

- 13:30-3.1 Qualifications of applicants
- 13:30-3.2 Application procedure
- 13:30-3.3 Limitations on certificate
- 13:30-3.4 Educational institutions

SUBCHAPTER 4. INDUSTRIAL OR CORPORATE CLINICS

- 13:30-4.1 Industrial or corporate clinic defined
- 13:30-4.2 Application for permit
- 13:30-4.3 Documents submitted with application for permit
- 13:30-4.4 Permits not transferable
- 13:30-4.5 Annual registration renewal
- 13:30-4.6 Changes require Board approval
- 13:30-4.7 Qualifications
- 13:30-4.8 Crimes involving moral turpitude
- 13:30-4.9 Standards of service and facilities
- 13:30-4.10 Inspection; requirements of Director

SUBCHAPTER 5. STANDARDS FOR APPROVAL OF DENTAL SCHOOLS

- 13:30-5.1 Requisites for dental schools
- 13:30-5.2 through 13:30-5.14 (Reserved)

SUBCHAPTER 6. STANDARDS FOR APPROVAL OF SCHOOLS OF ORAL HYGIENE

- 13:30-6.1 General requirements
- 13:30-6.2 through 13:30-6.10 (Reserved)

SUBCHAPTER 7. FORMS

- 13:30-7.1 (Reserved)

SUBCHAPTER 8. GENERAL PROVISIONS

- 13:30-8.1 Fee schedules
- 13:30-8.2 Parenteral conscious sedation
- 13:30-8.3 Use of general anesthesia
- 13:30-8.4 Announcement of practice in a special area of dentistry
- 13:30-8.5 Complaint review procedures
- 13:30-8.6 Professional advertising
- 13:30-8.7 Patient records
- 13:30-8.8 Reporting of incidents or deaths
- 13:30-8.9 Display of names; identifying badges
- 13:30-8.10 Dental insurance forms; professional misconduct
- 13:30-8.11 Removable prosthesis identification
- 13:30-8.12 Notification of change of address; service of process
- 13:30-8.13 Referral fees
- 13:30-8.14 Dental X-rays; lead shields
- 13:30-8.15 Dentist of record; fee reimbursement
- 13:30-8.16 Right to hearing
- 13:30-8.17 Delegation of physical modalities to unlicensed dental assistants
- 13:30-8.18 Continuing dental education

## SUBCHAPTER 1. APPLICANTS FOR LICENSE TO PRACTICE DENTISTRY

### 13:30-1.1 Qualifications of applicants

(a) All persons desiring to practice dentistry in New Jersey must secure a license from the Board.

(b) To qualify as a candidate for dental licensure, an applicant must present satisfactory evidence that he or she has graduated with a dental degree from a dental school, college or department of a university approved by the Board and the Commission on Dental Accreditation.

(c) To obtain a license to practice dentistry, the candidate must pass the Northeast Regional Board Examination. The Board will recognize successful completion of the Northeast Regional Board examination for up to five years. After five years, the Board will review each request on a case by case basis and may, in its discretion, recognize successful completion of the Northeast Regional Board Examination provided the candidate submits, at a minimum, evidence satisfactory to the Board that the candidate:

1. Holds a license in good standing in every state where currently licensed; and
2. Has successfully completed 40 hours of continuing dental education in the two years immediately preceding the application.

(d) As part of its review of applicants requesting recognition of the Northeast Regional Board Examination after five years as set forth in (c) above, the Board will consider and evaluate any prior record of disciplinary action or pending disciplinary action or investigation in any other state and the applicant's complete professional employment history.

(e) All candidates for licensure in dentistry in the State of New Jersey shall, in addition to any and all other requirements for licensure, be required to take and pass to the satisfaction of the Board an examination which tests the candidate's knowledge of the rules, regulations and statutes pertaining to the practice of dentistry in New Jersey. Such examination shall be offered at least twice each year in the English language, at such time and place as the Board shall determine.

(f) To obtain a license to practice dentistry, the candidate must pass all parts of the National Board Dental Examinations.

Amended by R.1973 d.194, eff. December 11, 1973.  
See: 5 N.J.R. 154(c), 5 N.J.R. 291(c).

Amended by R.1990 d.205, effective April 2, 1990.  
See: 22 N.J.R. 149(b), 22 N.J.R. 1145(a).

Reorganized qualifications to this section.  
Amended by R.1995 d.191, effective April 3, 1995.  
See: 27 N.J.R. 293(a), 27 N.J.R. 1424(b).

### 13:30-1.2 Resident permit

Prior to obtaining licensure, a graduate of an approved dental school who has passed Part I and Part II of the National Board Dental Examination may serve as a resident in an approved hospital upon obtaining a resident permit from the Board. A resident permit shall be renewed annually for the length of the residency program.

Repeal and New Rule: R.1990 d.205, effective April 2, 1990.  
See: 22 N.J.R. 149(b), 22 N.J.R. 1145(a).

The following annotations pertain to N.J.A.C. 13:30-1.2, Application process:

Amended by R.1973 d.194, effective December 11, 1973.

See: 5 N.J.R. 154(c), 5 N.J.R. 291(c).

Amended by R.1989 d.581, effective November 20, 1989.

See: 21 N.J.R. 2466(a), 21 N.J.R. 3670(a).

Deleted (d) regarding fees for simultaneous reexamination.

Amended by R.1995 d.191, effective April 3, 1995.

See: 27 N.J.R. 293(a), 27 N.J.R. 1424(b).

### 13:30-1.3 (Reserved)

Amended by R.1973 d.194, effective December 11, 1973.

See: 5 N.J.R. 154(c), 5 N.J.R. 291(c).

Repealed by R.1990 d.205, effective April 2, 1990.

See: 22 N.J.R. 149(b), 22 N.J.R. 1145(a).

### 13:30-1.4 (Reserved)

Repealed by R.1990 d.205, effective April 2, 1990.

See: 22 N.J.R. 149(b), 22 N.J.R. 1145(a).

### 13:30-1.5 (Reserved)

Amended by R.1973 d.114, effective April 26, 1973.

See: 5 N.J.R. 51(a), 5 N.J.R. 166(c).

Amended by R.1973 d.194, effective December 11, 1973.

See: 5 N.J.R. 154(c), 5 N.J.R. 291(c).

Administrative correction to (b).

See: 21 N.J.R. 2386(a).

Repealed by R.1990 d.205, effective April 2, 1990.

See: 22 N.J.R. 149(b), 22 N.J.R. 1145(a).

### 13:30-1.6 (Reserved)

Repealed by R.1990 d.205, effective April 2, 1990.

See: 22 N.J.R. 149(b), 22 N.J.R. 1145(a).

### 13:30-1.7 (Reserved)

Amended by R.1973 d.194, eff. December 11, 1973.

See: 5 N.J.R. 154(c), 5 N.J.R. 291(c).

Repealed by R.1990 d.205, effective April 2, 1990.

See: 22 N.J.R. 149(b), 22 N.J.R. 1145(a).

### 13:30-1.8 (Reserved)

Amended by R.1973 d.194, eff. December 11, 1973.

See: 5 N.J.R. 154(c), 5 N.J.R. 291(c).

Repealed by R.1990 d.205, effective April 2, 1990.

See: 22 N.J.R. 149(b), 22 N.J.R. 1145(a).

### 13:30-1.9 (Reserved)

Repealed by R.1990 d.205, effective April 2, 1990.

See: 22 N.J.R. 149(b), 22 N.J.R. 1145(a).

### 13:30-1.10 (Reserved)

Repeal and New Rule, R.1973 d.194, eff. December 11, 1973.

See: 5 N.J.R. 154(c), 5 N.J.R. 291(c).

Repealed by R.1990 d.205, effective April 2, 1990.  
See: 22 N.J.R. 149(b), 22 N.J.R. 1145(a).

**13:30-1.11 (Reserved)**

Repeal and New Rule, R.1973 d.194, effective December 11, 1973.  
See: 5 N.J.R. 154(c), 5 N.J.R. 291(c).  
Repealed by R.1990 d.205, effective April 2, 1990.  
See: 22 N.J.R. 149(b), 22 N.J.R. 1145(a).

**13:30-1.12 (Reserved)**

Repeal and New Rule, R.1973 d.194, effective December 11, 1973.  
See: 5 N.J.R. 154(c), 5 N.J.R. 291(c).

Amended by R.1974 d.110, effective May 3, 1974.

See: 6 N.J.R. 118(c), 6 N.J.R. 246(d).

Amended by R.1989 d.581, effective November 20, 1989.

See: 21 N.J.R. 2466(a), 21 N.J.R. 3670(a).

In (d)3: deleted text regarding fees and increased license fee from \$50.00 to \$100.00.

Repealed by R.1990 d.205, effective April 2, 1990.

See: 22 N.J.R. 149(b), 22 N.J.R. 1145(a).

**13:30-1.13 (Reserved)**

Repealed by R.1973 d.194, effective December 11, 1973.

See: 5 N.J.R. 154(c), 5 N.J.R. 291(c).



16. Placement and removal of dressings utilized following periodontal surgery and other surgical procedures; and

17. Removal of sutures that have been previously placed.

**13:30-2A.6 Three-month internship program; required clinical training for a limited registered dental assistant in orthodontics**

(a) A supervisor shall not commence a three-month internship program until the intern has successfully completed all of the requirements set forth in N.J.A.C. 13:30-2A.2.

(b) For clinical training for a limited registered dental assistant in orthodontics, the supervisor shall use an appropriate teaching module and shall provide a structured learning experience that includes, at a minimum, instruction and experience opportunities in the following functions:

1. Making impressions for study models;
2. Making bite registrations;
3. Preparation of teeth for bonding;
4. Construction of mouthguard appliance;
5. Selection of orthodontic bands;
6. Selection of arch wires;
7. Removal of orthodontic arch wires and ligature wires; and
8. Remove excess cement.

**13:30-2A.7 Responsibilities of supervisor**

(a) A licensed dentist may supervise no more than two interns in an approved program at any one time. A multi-dentist practice shall be limited to two interns under supervision at any one time.

(b) The supervisor shall at all times be responsible for, and shall provide direct supervision of, the work performed by the intern. For purposes of this subsection, "direct supervision" means:

1. When direct patient services are being provided, the supervisor shall be chairside at all times and readily available to provide advice, instruction and assistance to the intern and the patient; and
2. In all other instances, the supervisor shall be in the same facility as, and in proximity to, the location where the intern renders services.

(c) The supervisor shall ensure that before an intern performs any direct patient services, the patient receives an oral explanation regarding the intern's status. The supervisor shall also ensure that the intern wears a badge which identifies himself or herself as an intern whenever rendering services or otherwise engaging in professional activity.

(d) The supervisor shall at all times be personally responsible for ensuring that the intern complies with accepted standards of practice, this subchapter, and applicable statutory requirements.

(e) The supervisor shall assign only those patient treatments which are within the scope of practice of the supervisor and the intern; which the intern can perform safely and effectively; and which are consistent with the level of training of the intern.

(f) The supervisor shall notify the Board in writing within 10 days of the termination of any internship agreement for any reason.

(g) The supervisor shall file a final report with the Board, on a form to be provided, within 30 days after the intern completes the internship program. The final report shall include at least the following information:

1. The name, address and current telephone number of the intern;
2. An itemized list and description of the functions which the supervisor included in the teaching module and whether the intern demonstrated proficiency in each function;
3. A description of any deficiency which the intern demonstrated during the program, an outline of any steps which the supervisor employed to address the deficiency, and whether the intern ultimately corrected the deficiency; and
4. A detailed description of any extraordinary circumstances or significant information which arose throughout the course of the internship.

**13:30-2A.8 Responsibilities of the intern**

(a) The intern shall wear a badge which identifies himself or herself as an intern when rendering services or otherwise engaging in professional activity.

(b) The intern shall not provide services independently or without the required supervision and shall not provide any services for which he or she is not trained or being trained to competently perform.

(c) The intern shall comply with the standards of practice set forth in these rules as well as all applicable statutory requirements.

**13:30-2A.9 Examination**

(a) An intern who has completed a three-month internship program shall be permitted to continue to work under direct supervision pending the results of the Dental Assisting National Board certification examination.

(b) An intern who fails the certification examination shall be permitted to continue to work as an intern under direct supervision provided the intern registers for the next scheduled examination.

(c) An intern who fails the examination for the second time shall be required to repeat the internship program.

**SUBCHAPTER 3. APPLICANTS FOR LIMITED  
TEACHING CERTIFICATE IN A DENTAL  
SCHOOL**

**13:30-3.1 Qualifications of applicants**

(a) All dentists desiring to teach dentistry in any of its branches, in this State, must hold a regularly issued license in dentistry, in the State of New Jersey, or must have procured a Limited Teaching Certificate from the New Jersey State Board of Dentistry, renewable annually prior to October 1.

(d) If the facilities of the clinic are used in any way in the illegal practice of dentistry and offenders are found guilty, the Director shall be held equally responsible and liable to prosecution.

(e) All names of persons employed and titles of employment are to be furnished to the Board at the time of request for annual renewal permit. Branch office or main office registration information shall be included with each name.

(f) Dental hygienists shall be limited by State Laws and statutes regarding the type of services and supervision.

(g) Director shall furnish to the Board the method of operation as to control, direction and authority in dental matters including:

1. To whom the Director is responsible; and
2. Type of service rendered.

(h) All matters pertaining to the operation of a dental clinic shall be determined by the Dental Director.

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## SUBCHAPTER 5. STANDARDS FOR APPROVAL OF DENTAL SCHOOLS

### 13:30-5.1 Requisites for dental schools

(a) The Board will accept for licensure only graduates of dental schools approved by the Commission on Dental Accreditation.

(b) For purposes of granting limited teaching certificates, the Board will accept graduates of dental schools approved by the Commission on Dental Accreditation or graduates of dental schools approved at the discretion of the Board.

Repeal and New Rule: R.1990 d.205, effective April 2, 1990.  
See: 22 N.J.R. 149(b), 22 N.J.R. 1145(a).

### 13:30-5.2 (Reserved)

Repealed by R.1990 d.205, effective April 2, 1990.  
See: 22 N.J.R. 149(b), 22 N.J.R. 1145(a).

### 13:30-5.3 (Reserved)

Repealed by R.1990 d.205, effective April 2, 1990.  
See: 22 N.J.R. 149(b), 22 N.J.R. 1145(a).

### 13:30-5.4 (Reserved)

Repealed by R.1990 d.205, effective April 2, 1990.  
See: 22 N.J.R. 149(b), 22 N.J.R. 1145(a).

### 13:30-5.5 (Reserved)

Repealed by R.1990 d.205, effective April 2, 1990.  
See: 22 N.J.R. 149(b), 22 N.J.R. 1145(a).

### 13:30-5.6 (Reserved)

Repealed by R.1990 d.205, effective April 2, 1990.  
See: 22 N.J.R. 149(b), 22 N.J.R. 1145(a).

### 13:30-5.7 (Reserved)

Repealed by R.1990 d.205, effective April 2, 1990.  
See: 22 N.J.R. 149(b), 22 N.J.R. 1145(a).

### 13:30-5.8 (Reserved)

Repealed by R.1990 d.205, effective April 2, 1990.  
See: 22 N.J.R. 149(b), 22 N.J.R. 1145(a).

### 13:30-5.9 (Reserved)

Repealed by R.1990 d.205, effective April 2, 1990.  
See: 22 N.J.R. 149(b), 22 N.J.R. 1145(a).

### 13:30-5.10 (Reserved)

Repealed by R.1990 d.205, effective April 2, 1990.  
See: 22 N.J.R. 149(b), 22 N.J.R. 1145(a).

### 13:30-5.11 (Reserved)

Repealed by R.1990 d.205, effective April 2, 1990.  
See: 22 N.J.R. 149(b), 22 N.J.R. 1145(a).

### 13:30-5.12 (Reserved)

Repealed by R.1990 d.205, effective April 2, 1990.  
See: 22 N.J.R. 149(b), 22 N.J.R. 1145(a).

### 13:30-5.13 (Reserved)

Repealed by R.1990 d.205, effective April 2, 1990.  
See: 22 N.J.R. 149(b), 22 N.J.R. 1145(a).

### 13:30-5.14 (Reserved)

Repealed by R.1990 d.205, effective April 2, 1990.  
See: 22 N.J.R. 149(b), 22 N.J.R. 1145(a).

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## SUBCHAPTER 6. STANDARDS FOR APPROVAL OF SCHOOLS OF ORAL HYGIENE

### 13:30-6.1 General requirements

All dental hygiene schools must be approved by the Commission on Dental Accreditation.

Repeal and New Rule: R.1990 d.205, effective April 2, 1990.  
See: 22 N.J.R. 149(b), 22 N.J.R. 1145(a).

### 13:30-6.2 (Reserved)

Petition for Rulemaking: Amend section.  
See: 18 N.J.R. 1844(a).  
Amended by R.1987 d.419, effective October 19, 1987.  
See: 19 N.J.R. 849(a), 19 N.J.R. 1909(b).  
Substantially amended.  
Repealed by R.1990 d.205, effective April 2, 1990.  
See: 22 N.J.R. 149(b), 22 N.J.R. 1145(a).

### 13:30-6.3 (Reserved)

Repealed by R.1990 d.205, effective April 2, 1990.

See: 22 N.J.R. 149(b), 22 N.J.R. 1145(a).

**13:30-6.4 (Reserved)**

Repealed by R.1990 d.205, effective April 2, 1990.  
See: 22 N.J.R. 149(b), 22 N.J.R. 1145(a).

**13:30-6.5 (Reserved)**

Amended by R.1987 d.419, effective October 19, 1987.  
See: 19 N.J.R. 849(a), 19 N.J.R. 1909(b).  
Substantially amended.  
Repealed by R.1990 d.205, effective April 2, 1990.  
See: 22 N.J.R. 149(b), 22 N.J.R. 1145(a).

**13:30-6.6 (Reserved)**

Repealed by R.1987 d.419, effective October 19, 1987.  
See: 19 N.J.R. 849(a), 19 N.J.R. 1909(b).  
Section was dormitories.

**13:30-6.7 (Reserved)**

Repealed by R.1990 d.205, effective April 2, 1990.  
See: 22 N.J.R. 149(b), 22 N.J.R. 1145(a).

**13:30-6.8 (Reserved)**

Repealed by R.1990 d.205, effective April 2, 1990.  
See: 22 N.J.R. 149(b), 22 N.J.R. 1145(a).

**13:30-6.9 (Reserved)**

Petition for Rulemaking: Amend section.  
See: 18 N.J.R. 1844(a).  
Amended by R.1987 d.419, effective October 19, 1987.  
See: 19 N.J.R. 849(a), 19 N.J.R. 1909(b).  
Deleted (a), renumbered (b)-(c) to (a)-(b).  
Administrative correction to (b)5.  
See: 21 N.J.R. 2386(a).  
Repealed by R.1990 d.205, effective April 2, 1990.  
See: 22 N.J.R. 149(b), 22 N.J.R. 1145(a).

**13:30-6.10 (Reserved)**

Administrative correction to (a).  
See: 21 N.J.R. 2386(a).  
Repealed by R.1990 d.205, effective April 2, 1990.  
See: 22 N.J.R. 149(b), 22 N.J.R. 1145(a).

**SUBCHAPTER 7. FORMS**

**13:30-7.1 (Reserved)**

Repealed by R.1987 d.12, effective January 5, 1987.  
See: 17 N.J.R. 2851(b), 19 N.J.R. 131(a).  
Section was "Uniform penalty letter".

**SUBCHAPTER 8. GENERAL PROVISIONS**

**13:30-8.1 Fee schedules**

(a) The application fees charged by the Board of Dentistry shall be the following:

- 1. Dentists ..... \$125.00
- 2. Dentists Hygienists ..... \$ 75.00
- 3. Registered Dental Assistants and Limited Registered Dental Assistants ..... \$ 35.00

(b) The Biennial Registration fees charged by the Board of Dentistry shall be the following:

- 1. Dentists:
  - i. Initial registration fee:
    - (1) If paid during the first year of a biennial renewal period ..... \$220.00
    - (2) If paid during the second year of a biennial renewal period ..... \$110.00
  - ii. Active registration renewal ..... \$220.00
  - iii. Inactive registration renewal ..... \$100.00
  - iv. Initial branch office registration, dentist:
    - (1) If paid during the first year of a biennial renewal period ..... \$ 60.00
    - (2) If paid during the second year of a biennial renewal period ..... \$ 30.00
  - v. Branch office registration renewal, dentist ..... \$ 60.00
- 2. Dental Hygienists:
  - i. Initial registration fee:
    - (1) If paid during the first year of a biennial renewal period ..... \$ 70.00
    - (2) If paid during the second year of a biennial renewal period ..... \$ 35.00
  - ii. Active registration renewal ..... \$ 70.00
  - iii. Inactive registration renewal ..... \$ 30.00
  - iv. Initial branch office registration, dental hygienists:
    - (1) If paid during the first year of a biennial renewal period ..... \$ 30.00
    - (2) If paid during the second year of a biennial renewal period ..... \$ 15.00
  - v. Branch office renewal registration, dental hygienists ..... \$ 30.00
- 3. Registered Dental Assistants and Limited Registered Dental Assistants:
  - i. Initial registration fee:
    - (1) If paid during the first year of a biennial renewal period ..... \$ 70.00
    - (2) If paid during the second year of a biennial renewal period ..... \$ 35.00
  - ii. Active registration renewal ..... \$ 70.00
- (c) Late fee for dentists, dental hygienists, registered dental assistants and limited registered dental assistants ..... \$100.00
- (d) Reinstatement fee for dentists, dental hygienists, registered dental assistants and limited registered dental assistants ..... \$200.00
- (e) Other fees:
  - 1. Limited teaching certificate
    - i. Application ..... \$125.00
    - ii. Annual renewal ..... \$ 80.00
  - 2. Resident permit ..... \$ 10.00
  - 3. Registration of dentists by reciprocity—application fee ..... \$250.00
  - 4. Registration of dental hygienists by credentials—application fee ..... \$125.00
  - 5. Verification of licensure ..... \$ 25.00
  - 6. Duplicate wall certificate ..... \$ 50.00
  - 7. Duplicate license ..... \$ 50.00

(f) Except for the fee herein established, other fees prescribed by statute shall continue to be assessed by the Board in the lawful amount.

New Rule, R.1975 d.259, effective August 25, 1975.

See: 7 N.J.R. 482(b).

Amended by R.1976 d.11, effective January 14, 1976.

See: 7 N.J.R. 508(a), 8 N.J.R. 84(a).

Repeal and New Rule, R.1980 d.527, effective December 4, 1980.

See: 11 N.J.R. 453(a), 13 N.J.R. 41(d).

Section was "Fee schedule".

Amended by R.1985 d.196, effective April 15, 1985.

See: 17 N.J.R. 378(a), 17 N.J.R. 972(a).

Amended by R.1986 d.168, effective May 5, 1986.

See: 18 N.J.R. 398(a), 18 N.J.R. 995(b).

Fees raised; new (b); old (b) recodified to (c).

Amended by R.1989 d.581, effective November 20, 1989.

See: 21 N.J.R. 2466(a), 21 N.J.R. 3670(a).

Fees increased throughout. Added new (a); relettered old (a)-(c) as new (b)-(d), with new (b)2ii and (c)2ii.

Amended by R.1990 d.205, effective April 2, 1990.

See: 22 N.J.R. 149(b), 22 N.J.R. 1145(a).

New (d) added regarding other fees, (d) recodified to (e).

Amended by R.1993 d.598, effective November 15, 1993.

See: 25 N.J.R. 3927(a), 25 N.J.R. 5352(d).

Amended by R.1995 d.502, effective September 5, 1995.

See: 27 N.J.R. 2369(a), 27 N.J.R. 3363(a).

Amended by R.1995 d.504, effective September 5, 1995.

See: 27 N.J.R. 2367(a), 27 N.J.R. 3362(a).

Amended by R.1997 d.44, effective January 21, 1997.

See: 28 N.J.R. 4719(a), 29 N.J.R. 367(a).

#### Case Notes

Board obligated to refund monies collected in excess of statutory authority pursuant to former fee regulation judicially invalidated. In Re Fees of the State Bd. of Dentistry, 84 N.J. 582, 423 A.2d 640 (1980).

Former rule held invalid as establishing fees in excess of those required to defray Board's proper expenses. In re Increase in Fees by the New Jersey State Bd. of Dentistry, 166 N.J. Super. 219, 399 A.2d 665 (App.Div.1979), reversed on other grounds 84 N.J. 582, 423 A.2d 640 (1980).

#### 13:30-8.2 Parenteral conscious sedation

(a) The use of parenteral conscious sedation (hereinafter referred to as "PCS") by a dentist without first having met the minimum standards of training and procedure as stated herein shall constitute a deviation from the normal standards of practice required of a licensee.

(b) Parenteral conscious sedation is defined as a depressed level of consciousness produced by the parenteral administration of pharmacologic substances that retains the patient's ability to independently and continuously maintain an airway and respond appropriately to physical stimulation or verbal command. This modality includes administration of medications via all parenteral routes, that is, intravenous, intramuscular, subcutaneous, submucosal, or inhalation, but does not include nitrous-oxide inhalation analgesia.

(c) No dentist shall use PCS for dental patients unless such dentist possesses a PCS permit issued by the State Board of Dentistry. The dentist holding such permit shall be subject to review, and such permit shall be renewed biennially.

(d) Any dentist who wishes to obtain a Board permit to employ PCS shall complete an application as provided by the Board office and shall provide certified or verifiable proof that the dentist has completed a minimum of 100 hours of continuing education in didactic training and 100 hours in clinical training in PCS within three years preceding the application.

(e) Every applicant for a permit to use PCS shall obtain emergency training by completing "Basic Life Support: Course C" of the American Heart Association or its equivalent and shall maintain current certification in the course. The applicant shall furnish proof of this training and certification to the Board upon application for a permit and proof of recertification upon biennial renewal of the permit.

(f) Every applicant for a permit to use PCS additionally shall certify to the Board that the dentist employs no fewer than two persons who will be present in the office, at least one of whom will assist in monitoring the patient whenever PCS is employed. The applicant shall further certify that these persons are trained in and capable of monitoring vital signs and of assisting in emergency procedures and that they maintain current certification in "Basic Life Support: Course C" or its equivalent.

(g) Every applicant for a permit to use PCS shall certify as part of the application that he or she possesses basic equipment and supplies to deal with emergency situations. The permit holder's facility shall contain the following readily accessible and properly operating equipment: emergency drug kit; positive pressure oxygen; stethoscope; suction; nasopharyngeal tubes; oropharyngeal tubes; and a blood pressure monitoring device.

(h) Any licensee who holds a current general anesthesia permit issued by the Board of Dentistry shall be authorized to use PCS and shall not be required to make application for a permit pursuant to this section.

(i) Any dentist who utilizes the services of a PCS permit holder or an M.D. or D.O. who is a member of the anesthesiology staff of an accredited hospital shall not be deemed to be practicing PCS, provided that such permit holder or anesthesiologist must remain present and bears full responsibility during the entire procedure and until any patient has recovered fully and has been dismissed. Any permit holder invited by a dentist to provide PCS services shall bear full responsibility for compliance with all terms and conditions of this rule including, but not limited to, the minimum requirements for equipment and assisting staff.

(j) Prior to the administration of a PCS agent for the purpose of controlling pain, a physical evaluation shall be made by the permit holder and a complete medical history shall be obtained which shall include previous medications, allergies and sensitivities. Said history shall be maintained in the files of each dentist for a period of not less than seven years. Specific records on the use of PCS shall be kept as

part of every patient chart and shall include the type of agent, the dosage and the duration of sedation.

(k) Every licensee who holds a PCS permit shall present satisfactory proof to the Board upon biennial renewal that the holder has completed at least 20 credit hours during the previous two year period in continuing education courses devoted to PCS and presented by an accepted program in a suitable institution. Satisfactory credit hours to fulfill this continuing education requirement may be obtained from the following:

1. Professional service review organizations;
2. Teaching;
3. Lectures;
4. Seminars; or
5. Other methods approved by the Board.

(l) Any designee of the Board shall be authorized during ordinary business hours to enter and inspect any dental office for the purpose of enforcing the provisions of this rule.

(m) Any licensee who administers PCS without first having obtained a permit from the Board or any licensee who fails to comply with the rules set forth herein, shall be deemed to have engaged in professional misconduct and/or gross malpractice or negligence and may be subjected to appropriate disciplinary action including an action for the suspension or revocation of the licensee's license to practice dentistry in the State of New Jersey.

New Rule, R.1976 d.353, eff. November 10, 1976.  
See: 8 N.J.R. 199(a), 8 N.J.R. 561(a).  
Repealed by R.1987 d.419, effective October 19, 1987.  
See: 19 N.J.R. 849(a), 19 N.J.R. 1909(b).  
Section was "Additional dental hygiene functions".  
New Rule, R.1990 d.174, effective March 19, 1990.  
See: 21 N.J.R. 3060(a), 22 N.J.R. 976(a).  
Amended by R.1995 d.191, effective April 3, 1995.  
See: 27 N.J.R. 293(a), 27 N.J.R. 1424(b).

### 13:30-8.3 Use of general anesthesia

(a) The use or employment of general anesthesia by a dentist without first having met the minimum standards of training and procedure as stated herein shall constitute a deviation from the normal standards of practice required of a licensee.

(b) General anesthesia consists of the deliberate use of any drug, combination of drugs, element or other material with the specified intent to induce a loss of sensation and consciousness.

(c) No dentist shall employ or use general anesthesia on an outpatient basis for dental patients unless such dentist possesses a permit or authorization issued by the State Board of Dentistry. The dentist holding such permit shall be subject to review, and such permit shall be renewed biennially.

(d) In order to receive such a permit, the dentist shall apply on an official application form and submit certified or verifiable proof that he or she:

- i. Has completed a minimum of three years post-doctoral training in oral surgery, or a minimum one-year training course in anesthesiology; or
- ii. Is a diplomate in oral surgery or is Board-eligible in oral surgery; or
- iii. Is a fellow of the American Dental Society of Anesthesiology, or is a member of the American Society of Oral Surgeons and/or is a member of the New Jersey Society of Oral Surgeons.

(e) Every applicant for a general anesthesia permit must certify that he or she employs no fewer than two persons who must be present in the office, at least one of whom shall assist in monitoring the patient under general anesthesia. Such personnel shall be certified by the permit holder as being trained in and capable of monitoring vital signs, and of assisting in emergency procedures.

(f) Every applicant for a general anesthesia permit must certify that he or she possesses basic equipment and supplies to deal with emergency situations, which equipment and supplies shall be readily accessible and in good order. This shall consist of no less than the list that shall be supplied by the Board.

(g) The dental facility of any permit holder shall be inspected and approved by the State Board of Dentistry or its designee, once every six years.

(h) This permit shall be renewed biennially upon satisfactory proof being submitted to the Board that the holder has completed at least 20 hours during the previous two year period in continuing education courses devoted to general anesthesia and approved by the Board.

(i) Satisfactory credit hours to fulfill the continuing education requirement may be obtained in any one of the following areas:

1. Professional service review organizations;
2. Teaching;
3. Lectures;
4. Seminars; or
5. Other methods approved by the Board.

(j) Prior to the administration of an anesthetic agent for the purpose of controlling pain, a physical evaluation shall be made by the permit holder and a complete medical history which shall include previous medications, allergies and sensitivities shall be obtained. Said history shall be maintained in the files of each dentist for a period of not less than seven years succeeding the taking of same. Specific records on use of general anesthesia shall be kept and shall include type of agent, dosage and duration.