

Resolution No.	12	New <input checked="" type="checkbox"/>	Substitute <input type="checkbox"/>	Amendment <input type="checkbox"/>
Submitted By:	Council on Peer Review and Quality Assurance			
Date Submitted:	April 5, 2024	Reference Committee <input checked="" type="checkbox"/>	Direct to House <input type="checkbox"/>	
Total Financial Implication:	\$ none			
Amount One-time	\$ none	Amount On-going	Approx. \$ none	

Peer Review and Quality Assurance Term Limits

1 **Background Statement:** Peer review is a binding arbitration process that requires
 2 administration by experienced, skilled arbitrators to function effectively. The Council on
 3 Peer Review and Quality Assurance is the body that administers the peer review
 4 system and that decides appeals based on procedural errors or new evidence. The
 5 members of the Council must also be their component Peer Review chairs. Term limits
 6 do not help the oversight of due process in the peer review system and, instead, result
 7 in turning out the most experienced and competent arbitrators for people who need to
 8 be newly trained. While Peer Review does periodically train component Peer Review
 9 Committee members, none has the service and expertise of sitting Council members or
 10 even former Council members who were removed due to term limits. The current term-
 11 limit rules compel eliminating these people from service on the Council and as
 12 component chairs, limiting their overall service in an unhelpful and unwise way. Put
 13 simply, eliminating that expertise at the critical Council level, does not benefit proper
 14 administration of the peer review program. The proposed amendment would leave it up
 15 to the components to decide when to change their Peer Review chairs by
 16 recommending new Council nominees instead of forcing changes every eight years.
 17 The Council on Peer Review and Quality Assurance does not wish to make arguments
 18 about term limits in general or for any other councils, but only for the unique arbitration
 19 program that peer review is – which clearly does not benefit from enforced turnover of
 20 its most experienced arbitrators. An appropriate resolution follows.

21
 22 **Resolved**, that the sixth unlettered Subparagraph of Paragraph A of Section 20
 23 of Chapter VIII of the NYSDA Bylaws be amended to read as follows: (underlined
 24 material is new: ~~struck through~~ material is deleted):

25
 26 The Council on Peer Review and Quality Assurance shall be composed of one
 27 (1) member from each component society whose terms of office shall be
 28 staggered in such a manner that three (3) members will complete their terms
 29 each year except every fourth year when four (4) members shall complete their
 30 terms, and who shall serve as the chair of the Committee on Peer Review and
 31 Quality Assurance for the component society; and one (1) new dentist member of
 32 the Association. In addition, the President shall appoint a lay observer for a
 33 concurrent term of office, who is not a dentist or directly involved with the dental

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34 profession, to participate in the deliberations of the Council making available the
 35 opinions and concerns of the public sector. Notwithstanding any other provisions
 36 of the Bylaws, there shall be no limits to the number of terms for any component
 37 society members of the Council on Peer Review and Quality Assurance.
 38
 39

40 **Board Comments:** The Board recommends the term limits for the Council on Peer
 41 Review and Quality Assurance be removed to ensure the members of the Council have
 42 more experience to become skilled arbitrators and to provide the component Peer
 43 Review Committees more control over the appointment of their Peer Review chairs.
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45 **BOARD RECOMMENDATION: VOTE YES**

name	yes	no	abstai n	abse nt	name	yes	no	abstai n	abse nt	name	yes	no	abstai n	abse nt
Casper-Klock	x				Galati	x				Krishnan	x			
Cloidt	x				Greenberg	x				Korkosz	x			
Cuomo	x				Hills	x				Miller	X			
Demas	x				Jackson	x				Mauleon	x			
Edwards	x				Jacobo	x				Scharoff	x			
Essig	x				Jonke	x				Stacy	X			
										Res #12				

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