

MINUTES
NC STATE BOARD OF DENTAL EXAMINERS
BOARD MEETING
Morrisville, North Carolina
January 7, 2022

FRIDAY, JANUARY 7, 2022

I. CALL TO ORDER & ESTABLISHMENT OF QUORUM

Dr. Clemons

A. Call to Order

Dr. Edward Clemons, President of the Board, called the business meeting to order at 8:30 a.m., Friday, January 7, 2022, at the Board's offices in Morrisville, North Carolina. Dr. Clemons read the following statement regarding conflicts of interest as a reminder to all Board members:

In accordance with General Statute 138A-15(e), it is the duty of every Board member to avoid both conflicts of interest and appearances of conflict.

Does any Board member have any known conflict of interest or appearance of conflict with respect to any matters coming before the Board today?

If so, please identify the conflict or appearance of conflict and refrain from any undue participation in the particular matter involved.

If, during the discussion, any Board member learns of a conflict or appearance of a conflict, he or she should notify the Chair and take appropriate action to recuse himself or herself.

B. Roll Call

All members of the Board were present at the Board office. The members present included Dr. Edward Clemons, Dr. Raleigh Wright, Dr. William Litaker, Dr. Mark Johnson, Dr. Karen Lanier, Dr. Catherine Watkins, Ms. Nancy St. Onge, RDH and Mr. Dominic Totman, Esq. Mr. Bobby D. White, Chief Executive Officer, Ms. Amanda Carver, Investigator, Ms. Betty Sines, Investigations Coordinator, Ms. Jamie Rivera, Paralegal, Mr. Tyler Henderson, Investigator, Mr. Dirk German, Investigator, and Mr. Douglas Bocker, Legal Counsel for the Board were also present.

C. Declaration of Quorum

With all eight members of the Board present, Dr. Clemons declared a quorum for the purposes of conducting a settlement conference and the business of the Board.

At 8:35 a.m., Dr. Litaker made a motion to move into closed session, pursuant to NCGS §143-318.18(6), in order to conduct a settlement conference. Dr. Watkins seconded the motion. The motion carried. The conference concluded at 2:23 p.m. At 3:00 p.m., Dr. Lanier made the motion to move into open session to resume Board business. Dr. Wright seconded the motion, and the motion passed.

II. APPROVAL & ORDER OF AGENDA

Dr. Clemons

Dr. Litaker moved, which was seconded by Ms. St. Onge, to accept the agenda with permission for the President to add items as necessary and take items out of order to facilitate business. The motion passed by general consent.

Approval of the December 10, 2021 Minutes was delayed until the February 4, 2022 Board Meeting.

III. REPORT FROM PRESIDENT

Dr. Clemons

[No Report]

IV. REPORT FROM CHIEF EXECUTIVE OFFICER

Mr. White

A. Financial Report (December 2021)

[Item #1]

Following a review of the December and year-end 2021 Financial Report, Dr. Wright moved to accept the report for informational purposes. Dr. Litaker seconded the motion which passed by general consent.

B. Personnel Matters

Mr. White announced that Ms. Amanda Carver has resigned as Investigator of the Board effective January 28, 2022.

C. Miscellaneous

a. AADB Meeting April 8-10, 2022

Mr. White announced the AADB Meeting is to be held virtually April 8-10, 2022. Dr. Litaker made a motion for the members of the Board to attend the meeting. Dr. Lanier seconded the motion which passed by general consent.

V. REPORTS OF STANDING COMMITTEES

A. Executive Committee

[No report]

B. Finance Committee

[No report]

C. Sedation/General Anesthesia Committee

Dr. Lanier advised that an open forum will be held Thursday, February 3, 2022, at 6:30 p.m. to discuss sedation and general anesthesia rule updates. The meeting will be streamed online and will be open to the public for questions. Dr. Clemons proposed that an e-mail blast be sent notifying licensees of the meeting two weeks prior.

VI. OLD BUSINESS

Dr. Litaker suggested the October 2022 Board meeting be rescheduled due to the AADB meeting which is to be held at the same time. He moved to reschedule the meeting from October 7-9, 2022, to October 13-14, 2022, which Dr. Lanier seconded. The motion carried.

VII. NEW BUSINESS

- A. Approval of Nitrous Oxide Course **[Item #2] Ms. Sines**
Ms. Sheila Eames of EduDent School of Dental Assisting requested Board approval to teach a Nitrous Oxide Course. Following review of the documentation submitted, Dr. Wright moved to approve Ms. Eames as an instructor of the course. Dr. Litaker seconded the motion. The motion carried.
- B. Radiology Course Approval **[Item #3] Ms. Sines**
Ms. Lisa Hickman, RDH and Ms. Ginny Dial, CDA from Village Family Dental submitted a radiology certification course for Board approval. Upon review of the documentation, Dr. Wright moved to approve the course and Dr. Lanier seconded. The motion carried.
- C. CODA Virtual Meeting **Mr. White**
Dr. Wright requested to attend the CODA virtual meeting on February 10-11, 2022. There is no Board representation on CODA and the way to become involved is by being one of the three (3) AADB representatives.
- D. LA Course Question **[Item #4] Mr. White**
Alamance Community College has requested permission to hold the clinical component of their dental hygiene local anesthesia course in a private office. The request was approved so long as no patients of the practice are used.
- E. ACE Program **[Item #5] Dr. Clemons**
The AADB requested the Board accept courses that fall under the ACE Certification for continuing education hours. Dr. Wright made a motion to send a statement to AADB showing Board approval of program and Dr. Litaker seconded the motion. The motion carried.

VIII. LICENSURE MATTERS

- A. Approval of Licenses/Permits/Reinstatements **[Item #6] Ms. Sines**
Dr. Wright moved to approve all provisional licenses, licenses issued by credentials, intern permits, sedation permits, CE waivers and reinstatements issued since the last meeting. The motion was seconded by Dr. Litaker and passed by general consent.
- B. Examinations
- a. CDCA/WREB/CITA Membership **[Item #7] Dr. Litaker**
The CDCA invited the Board to join as a CDCA representative. Dr. Litaker moved for the Board to join, and Dr. Lanier seconded. The motion carried.

IX. REPORT FROM LEGAL COUNSEL

Mr. Brocker/Mr. White

- A. Amendments to 21 NCAC 16U .0103 **[Item #8]**
Amendments to 21 NCAC 16U .0103 were presented for permanent adoption. Dr. Wright moved to permanently adopt the amendments. Dr. Litaker seconded and the motion carried by general consent.
- B. Proposed Changes to the DPA **[Item #9]**
The NCDS has created a task force to review and suggest changes to the DPA. Mr. White has been asked to act as a consultant and has been collecting suggested changes. The Board reviewed the suggestions and determined as a group what will be presented to the NCDS taskforce meeting.

The following revisions were not approved:

- Limit terms of service for all elected and appointed members to two terms. [90-22(b)]
- Require all Board members to be actively engaged in “wet fingered” dentistry.

- C. Substance Abuse Proposal **[Item #10]**
The NCCDP has proposed that all licensed dentists and dental hygienists complete at least one hour of continuing education (“CE”) on “Substance Abuse Issues” each year. The one hour of continuing education would be included in the required 15 CE hours for dentists and required six hours of CE for dental hygienists for license renewal. The Board decided to postpone the vote until the next meeting.

X. INVESTIGATIVE MATTERS

- A. Investigative Statistics (December) **[Item #11] Dr. Lanier**
The Board reviewed investigative statistics for the month of December as well as yearly statistics for 2021. The statistics were accepted for informational purposes.
- B. Hearing Panel Decisions
a. Log #11-020 **[Item #12] Dr. Watkins**
- C. Settlement Conferences
The Board conducted one settlement conference throughout the meeting. Mr. Doug Brocker represented the Investigative Panel. Standard protocol was followed.

At 5:21 p.m., Dr. Litaker made a motion to move into closed session, pursuant to NCGS §143-318.18(6), in order to discuss a pending hearing panel decision. Dr. Lanier seconded the motion. The motion carried.

XI. NEXT MEETING

The Board's next regularly scheduled meeting will begin on Friday, February 4, 2022, and will be held at the Board's offices in Morrisville, North Carolina for the purposes of conducting disciplinary conferences and for the consideration of routine business.

XII. ADJOURNMENT

There being no further business, Dr. Lanier made a motion to adjourn the meeting. Dr. Wright seconded the motion, which passed by general consent. The meeting adjourned at 5:31 p.m.

Reported by: Jamie L. Rivera
Jamie L. Rivera
Paralegal

Date of Approval: 2/4/2022

MEMBERS OF THE BOARD

Dr. Edward Clemons, Jr., President
Dr. Karen Lanier, Secretary-Treasurer
Dr. Raleigh Wright, III
Dr. William Litaker
Dr. Mark Johnson
Dr. Catherine Watkins
Ms. Nancy St. Onge, R.D.H., Dental Hygiene Member
Mr. Dominic Totman, Esq., Consumer Member