

MINUTES
NC STATE BOARD OF DENTAL EXAMINERS
BOARD MEETING
ZOOM MEETING
Morrisville, North Carolina
October 1, 2021

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 8:36 a.m., Friday, October 1, 2021, at the Board's offices in Morrisville, North Carolina. The meeting was streamed live via Facebook. 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 with the exception of Mr. Dominic Totman, Esq. The members present at the Board office included Dr. Edward Clemons, Dr. Raleigh Wright, Dr. William Litaker, Dr. Mark Johnson, Dr. Karen Lanier, Dr. Catherine Watkins, and Ms. Nancy St. Onge, RDH. Mr. Bobby D. White, Chief Executive Officer, Ms. Casie Goode, Deputy Operations Officer, Amanda Carver, Investigator, Betty Sines, Investigations Coordinator, Ms. Jamie Rivera, Paralegal, Mr. Douglas Brocker and Ms. Dauna Bartley, Legal Counsel for the Board were also present.

C. Declaration of Quorum

With seven members of the Board present, Dr. Clemons declared a quorum for the purposes of conducting settlement conferences and the business of the Board.

At 8:40 a.m., Dr. Litaker made a motion to move into closed session, pursuant to NCGS §143-318.18(6), in order to conduct settlement conferences. Dr. Wright seconded the motion. The motion carried. The conferences concluded at 2:00 p.m. at which time Dr. Litaker made the motion to move into open session to resume Board business. Ms. St. Onge seconded the motion, and the motion passed. Mr. Totman joined the meeting via Zoom and meeting was streamed live via Facebook.

II. APPROVAL & ORDER OF AGENDA

Dr. Clemons

Dr. Litaker moved, which was seconded by Dr. Wright, to accept the agenda as presented with permission for the President to take items out of order to facilitate business. The motion carried.

III. APPROVAL OF MINUTES

A. Minutes of September 9-10, 2021

[Item #1]

Dr. Clemons

Following a review of the September 9-10, 2021 Minutes, Dr. Litaker moved to approve the Minutes as amended. Dr. Lanier seconded the motion. The motion carried.

IV. REPORT FROM PRESIDENT

Dr. Clemons

[No Report]

V. REPORT FROM CHIEF EXECUTIVE OFFICER

Mr. White

A. Financial Report (September)

[Item #2]

Following a review of the September Financial Report, Dr. Wright moved to accept the report for informational purposes. Dr. Litaker seconded the motion. The motion carried.

B. Personnel Matters

[None]

VI. REPORTS OF STANDING COMMITTEES

A. Executive Committee

[No Report]

B. Finance Committee

[No Report]

C. Sedation/General Anesthesia Committee

Dr. Lanier informed the Board that staff is in the process of coordinating a meeting time with Senator Michael Lee to discuss potential amendments to general anesthesia and sedation rules.

VII. OLD BUSINESS

A. Radiology Instructors Course Review

[Item #3]

Dr. Watkins

Ms. St. Onge

Ms. Angie LeBlanc, Licensing Coordinator, for Accelerated Dental Assisting Academy (ADAA) submitted a proposed Radiology Methodology Course for instructors for approval. The course will be offered to ADAA Instructors in lieu of the current UNC course requirement. Instructors must score 90% or higher in the course to teach ADAA's already approved radiology course. Following a review of the course materials, Dr. Watkins and Ms. St. Onge found that the course was a course on radiology concepts that a potential instructor should already be familiar with, and it did not cover proper foundational skills, instructional skills and knowledge to train others in radiology. Ms. St. Onge made a motion to deny the approval of the course. Dr. Watkins seconded the motion. The motion carried.

VIII. NEW BUSINESS

- A. Approve Rotation Sites - CPCC [Item #4] Ms. Goode
Central Piedmont Community College requested Board approval of the Cabarrus Health Alliance as a rotation site for dental hygiene students currently enrolled in the dental hygiene program at CPCC. Upon review of the documentation, Dr. Johnson made a motion to approve the proposed rotation sites. Dr. Wright seconded the motion. The motion carried.
- B. Approve Radiology Course – WTCC [Item #5] Ms. Goode
Ms. Trudy Clark, Department Head, of the Wake Technical Community College Dental Assisting Program submitted a radiology course for on-the-job trained dental assistants to be offered by WTCC via the Continuing Education Division for Board approval. Following a review, Dr. Litaker made a motion to approve the course. Dr. Lanier seconded the motion. The motion carried.

IX. LICENSURE MATTERS

- A. Approval of Licenses/Permits/Reinstatements [Item #6] Ms. Goode
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. Lanier. The motion carried.
- B. Examinations
- a. Qualifying carious lesions [Item #7] Dr. Wright
The Board discussed the current criteria for determining if a carious lesion is acceptable in patient-based examination requirements. Any changes to current ADEX criteria would have to be made through ADEX, not CITA.

X. REPORT FROM LEGAL COUNSEL

Mr. Bocker/Mr. White

- A. Adoption of Temporary Rules [Item #8]
21 NCAC 16G .0109 was presented for Adoption under Temporary Procedures. The rule addresses the process for a dental hygienist to become certified in administering local anesthetics. Dr. Johnson made a motion to approve the rule for Adoption under Temporary Procedures. Dr. Wright seconded the motion. The motion carried.

Any course that would qualify a dental hygienist to administer local anesthetics must be a self-contained course and cannot be taught in sections throughout the curriculum.

- B. Attorney General Opinion [Item #9]
Dr. Wright made a motion to approve sending the language addressing the Board's opinion on elective cosmetic procedures to the Attorney General's office for their approval. Dr. Johnson seconded the motion. The motion carried.

XI. INVESTIGATIVE MATTERS

- A. Investigative Statistics (September) [Item #10] Dr. Lanier

The Board reviewed investigative statistics for the month of September as well as year-to-date. The statistics were accepted for informational purposes.

B. Hearing Panel Decisions

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| a. | Log #21-029 | [Item #11] | Dr. Lanier |
| b. | Log #18-122 | [Item #12] | Dr. Wester |
| c. | Log #20-177 | [Item #13] | Dr. Litaker |

C. Settlement Conferences

The Board conducted two settlement conferences throughout the meeting. Mr. Doug Brocker represented the Investigative Panel. Both respondents were represented by Mr. Kenny Jones. Standard protocol was followed.

XII. NEXT MEETING

The Board's next regularly scheduled meeting will begin on Thursday, November 11, 2021 and will be held at the Board's offices in Morrisville, North Carolina for the purposes of conducting a rulemaking hearing and for the consideration of routine business.

XIII. 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 4:13 p.m.

Reported by: Casie S. Goode
Casie S. Goode
Deputy Operations Officer

Date of Approval: November 12, 2021

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