

MINUTES
NC STATE BOARD OF DENTAL EXAMINERS
BOARD MEETING
ZOOM MEETING
Morrisville, North Carolina
May 13, 2020

I. CALL TO ORDER & ESTABLISHMENT OF QUORUM

Dr. Young

A. Call to Order

Dr. Merlin Young, President of the Board, called the business meeting to order at 6:00 p.m., Wednesday, May 13, 2020, at the Board's offices in Morrisville, North Carolina. Dr. Young 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. The members included Dr. Merlin W. Young, Dr. Millard Wester, III, Dr. Catherine Watkins, Dr. Edward Clemons, Dr. Karen Lanier, Dr. Raleigh Wright, III, Ms. Nancy St. Onge, RDH and Mr. Dominic Totman. Mr. Bobby D. White, Chief Executive Officer, Ms. Casie Goode, Deputy Operations Officer, Amanda Carver, Investigator, and Mr. Douglas Brocker, Legal Counsel for the Board was also present.

C. Declaration of Quorum

With all eight members of the Board present, Dr. Young declared a quorum for the purposes of conducting the business of the Board.

II. APPROVAL & ORDER OF AGENDA

Dr. Young

Dr. Wester moved, which was seconded by Dr. Watkins, to accept the agenda as presented. The motion passed by general consent.

III. APPROVAL OF MINUTES

A. Minutes of April 8, 2020

[Item #1]

Dr. Young

Following a review of the April 8, 2020 Minutes, Dr. Wester moved to approve the Minutes as amended. Dr. Watkins seconded the motion which passed by general consent.

- B. Minutes of April 20, 2020 **[Item #2]**
Following a review of the April 20, 2020 Minutes, Dr. Wester moved to approve the Minutes as amended. Ms. St. Onge seconded the motion which passed by general consent.
- C. Minutes of April 28, 2020 **[Item #3]**
Following a review of the April 28, 2020 Minutes, Dr. Watkins moved to approve the Minutes as amended. Dr. Wester seconded the motion which passed by general consent.
- D. Minutes of May 8, 2020 **[Item #4]**
Following a review of the May 8, 2020 Minutes, Dr. Wester moved to approve the Minutes as amended. Dr. Clemons seconded the motion which passed by general consent.


IV. REPORT FROM PRESIDENT

Dr. Young

Dr. Young welcomed the members of the public watching and expressed his appreciation for the input we have received.

V. REPORT FROM CHIEF EXECUTIVE OFFICER

Mr. White

- A. Financial Report (April) **[Item #5]**
Following a review of the April Financial Report, Dr. Wester moved to accept the report for informational purposes. Dr. Wright seconded the motion which passed by general consent.
- B. Personnel Matters
[None]
- C. Miscellaneous
 -  Board of Elections
Mr. Totman was nominated and will serve as election chair for this year's election.

VI. REPORTS OF STANDING COMMITTEES

- A. Executive Committee
[None]
- B. Finance Committee
[None]
- C. Sedation/General Anesthesia Committee
Dr. Lanier announced that a statement regarding the use of Ketamine is being finalized. She further reported the intention to hold another meeting of the Sedation Advisory Committee in late Fall of 2020.

VII. OLD BUSINESS

Mr. White/Mr. Brocker

- A. Emergency actions necessary for licensees and applicants during the current COVID-19 State of Emergency after Governor Cooper signed into law Senate Bill 704, the COVID-19 Relief Act

- a. Licensing **[Item #6]**

Dr. Wright made a motion to rewrite the proposed amendments to 16B .0318 to include provision for specialty licenses. The motion was not seconded, therefore the motion dies.

Approved to allow a dentist with a temporary license to be supervised by multiple dentists.

Dr. Wester made a motion to approve 16B .0318 for publication after adding the provision allowing the dental temporary licensees to work at multiple locations. Dr. Watkins seconded the motion. Dr. Wright abstained from the vote. Motion carried.

Dr. Watkins made a motion to approve 16C .0312 for publication. Dr. Lanier seconded the motion. The motion carried.

- b. Examinations **[Item #7]**

Ms. St. Onge made a motion to approve the amended North Carolina State Board of Dental Examiners Order waiving human subject requirement and accepting the ADEX manikin restorative examination for dental candidates during the current state of emergency. Dr. Lanier seconded the motion, which passed by general consent.

- c. Dentist to Dental Hygienist Ratio

Requests to waive the 2:1 ratio for the supervision of dental hygienists by dentists was tabled and will be revisited at a future Dental Board meeting if North Carolina remains in a state of emergency.

- d. Online CPR

The American Heart Association has extended CPR certification expiration for 120 days; therefore, no action is needed at this time.

- e. Extending or Waiving Certain Deadlines

Dr. Wester made a motion to allow the Board's Secretary-Treasurer the authority to waive deadlines for provisional license holders on a case by case basis. Dr. Clemons seconded the motion which passed by general consent.

VIII. NEW BUSINESS

- A. Approval of Nitrous Oxide Course **[Item #8]** **Ms. Goode**

Ms. Erika Spring, RDH with Coastal Carolina Community College submitted an online nitrous-oxide conscious sedation and monitoring course for approval. Upon review of the documentation submitted, Dr. Wester made a motion to approve the course and to approve

Ms. Spring as the course instructor; however, following the COVID-19 pandemic, and when the clinics reopen, a hands on component of this course must be completed by each student. Dr. Lanier seconded the motion. The motion carried.

- B. Approval of Radiology Course and Instructors **[Item #9] Ms. Goode**
[Tabled] Dr. Cynthia Leigh of The Dental Zone submitted a dental assistant radiology course for the Board's approval. Upon review, it was the Board's decision to table this discussion and request that the course be updated to include instruction in digital imaging, 3D imaging, and hand-held devices.
- C. Approval of Radiology Course **[Item #10] Ms. Goode**
[Tabled] Ms. Robyn Klose of NC Dental U submitted a modified version of their dental assistant radiology course for the Board's approval. Upon review, it was the Board's decision to table this discussion and request that the course be updated to include instruction in digital imaging, 3D imaging, and hand-held devices.
- D. ECU – Request to Modify IOR program **[Item #11] Ms. Goode**
Dr. JoAnne Murray with the East Carolina University School of Dental Medicine requested approval to utilize local dental practices for students to complete the clinical component of the radiology course. The Board is of the opinion that as long as the students are enrolled in ECU's CODA accredited program, they may utilize off site clinics.
- E. COVID-19 testing **Mr. White**
No action was needed regarding COVID-19 testing. SB 704 as ratified into law gives dentists the authority to administer FDA approved COVID-19 tests.

IX. LICENSURE MATTERS

- A. Approval of Licenses/Permits/Reinstatements **[Item #12] Ms. Goode**
Dr. Wester 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. Watkins and passed by general consent.
- B. Examinations **[Item #13] Dr. Wester**
Dr. Wester gave an exam overview of all current regional exams that are available to applicants and discussed the differences between these exams.

X. REPORT FROM LEGAL COUNSEL

Mr. Brocker

- A. Revisions to Example Compliant MSA **[Item #14]**
Dr. Wester made a motion to approve the revisions to the example compliant management agreement. Dr. Wright seconded the motion which passed by general consent.

XI. INVESTIGATIVE MATTERS

- A. Investigative Statistics (April) **[Item #15] Dr. Watkins**
The Board reviewed investigative statistics for the month of April as well as year to date. The statistics were accepted for informational purposes.

B. Hearing Panel Decisions

At 9:40 p.m., and during open session, and without conducting other business, Dr. Lanier made a motion to move into closed session, pursuant to NCGS §143-318.18(6) and §90-41(g), in order to rule on Hearing Panel Decisions and other investigative matters. The motion was seconded by Dr. Watkins and passed by general consent.

- a. Log #18-141 [Item #16] Dr. Watkins
- b. Log #11-020 & 16-080 [Item #17] Dr. Wester

C. Settlement Conferences
[None]

XII. NEXT MEETING

The Board's next regularly scheduled meeting will begin on Thursday, June 11, 2020 at 6:30 p.m. to conduct a rulemaking hearing and will resume on Friday, June 12, 2020 at 8:30 a.m. The meeting on Friday, June 12, 2020 will be conducted via Zoom and will be live streamed via Facebook for the consideration of routine business.

XIII. ADJOURNMENT

There being no further business, Dr. Wright made a motion to adjourn the meeting. Dr. Lanier seconded the motion which passed by general consent. The meeting adjourned at 10:06 p.m.

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

Date of Approval: June 12, 2020

MEMBERS OF THE BOARD

Dr. Merhn W. Young, President
Dr. Catherine Watkins, Secretary-Treasurer
Dr. Millard W. Wester, III, Past-President
Dr. Edward Clemons, Jr.
Dr. Karen Lanier
Dr. Raleigh Wright, III
Ms. Nancy St. Onge, R.D.H., Dental Hygiene Member
Mr. Dominic Totman, Esq., Consumer Member