

**MINUTES**  
**NC STATE BOARD OF DENTAL EXAMINERS**  
**BOARD MEETING**  
**Morrisville, North Carolina**  
**June 6-7, 2024**

**I. CALL TO ORDER & ESTABLISHMENT OF QUORUM**

**Dr. Watkins**

A. Call to Order

Dr. Catherine Watkins, President of the Board, called the business meeting to order at 8:31 a.m., Friday, June 7, 2024, at the Board's offices in Morrisville, North Carolina. Dr. Watkins 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 the 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 meeting. The members physically present at the Board office included Dr. Stan Hardesty, Dr. William Litaker, Dr. Mark Johnson, Dr. Karen Lanier, Dr. Catherine Watkins, Dr. Edward Clemons, and Ms. Lori Hendrick, RDH, PhD. Mr. Dominic Totman, Esq. joined the meeting virtually. Mr. Bobby D. White, Chief Executive Officer, Ms. Casie Goode, Deputy Operations Officer, Rick Hetzel, Investigator, Tyler Henderson, Investigator, Betty Sines, Assistant Director of Investigations, Jamie Rivera, Investigator/Paralegal, Kevin Snead, Investigator, and Mr. Douglas Brocker, Legal Counsel for the Board were also present.

C. Declaration of Quorum

With all eight members of the Board present, Dr. Watkins declared a quorum for the purposes of conducting a disciplinary hearing and the business of the Board.

**II. APPROVAL & ORDER OF AGENDA**

**Dr. Watkins**

Dr. Hardesty moved, which was seconded by Dr. Litaker, to accept the agenda with permission for the President to take items out of order to facilitate business. The motion passed by general consent.

**III. APPROVAL OF MINUTES**

- A. Minutes of May 15-16, 2024 **[Item #1] Dr. Watkins**  
Following a review of the May 15-16, 2024, Minutes, Dr. Hardesty moved to approve the Minutes as presented. Dr. Litaker seconded the motion which passed by general consent.

**IV. REPORT FROM PRESIDENT**

- ❖ CDEL Report  
Dr. Watkins gave a report regarding the recent Council on Dental Education and Licensure (CDEL) virtual meeting where they discussed state and national issues pertaining to dental education and licensure.

**V. REPORT FROM CHIEF EXECUTIVE OFFICER**

**Mr. White**

- A. Financial Report (May) **[Item #2]**  
Following a review of the May Financial Report, Dr. Johnson moved to accept the report for informational purposes. Dr. Hardesty seconded the motion which passed by general consent.
- B. Personnel Matters  
[None]
- C. Miscellaneous  
[None]

**VI. REPORTS OF STANDING COMMITTEES**

- A. Executive Committee  
[None]
- B. Finance Committee  
[None]
- C. Sedation/General Anesthesia Committee  
a. General Anesthesia/Sedation Exams **[Item #3] Dr. Lanier**  
Dr. Hardesty made a motion to replace the current online examination questions with the newly drafted questions. Dr. Litaker seconded the motion, the motion carried.
- D. Radiology Committee  
[None]

**VII. OLD BUSINESS**

[None]

**VIII. NEW BUSINESS**

- A. Public Health Hygiene **Dr. Hardesty**  
Legal Counsel will research supervision requirements for public health dental hygienists and report back at the July meeting.
- B. New Board Member Mentor  
Drs. Litaker and Hardesty will serve as mentors to the newly elected Board Member, Dr. Vincent Allison.

**IX. LICENSURE MATTERS**

- A. Approval of Licenses/Permits/Reinstatements **[Item #4] Ms. Goode**  
Dr. Clemons 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. Hardesty and passed by general consent.
- B. Examinations  
Board Members were reminded to register for the upcoming CWC/ADEX/AADB Meeting being held on September 25-29, 2024, in Louisville, Kentucky.

**X. REPORT FROM LEGAL COUNSEL**

- A. Rules for Adoption **[Item #5] Mr. Brocker/Mr. White**  
**Mr. Brocker**  
Dr. Hardesty made a motion to approve the adoption of the following rule amendments: 16A .0101, 16A .0107, 16B .0303, 16C .0303, 16N .0202, 16N .0501, 16N .0502, 16N .0503, 16N .0504, and 16U .0104. Dr. Clemons seconded the motion. The motion carried.
- B. 21 NCAC 16H .0104 **[Item #6] Mr. Brocker**  
Dr. Litaker made a motion to approve amendments of 21 NCAC 16H .0401 for adoption. Dr. Hardesty seconded the motion. The motion carried.
- C. Pediatric Sedation Monitoring  
Legal counsel will draft an interpretive statement regarding the expectations for monitoring all levels of general anesthesia and sedation, except for minimal, to provide clarification to permit holders.
- D. Potential Injunction – Log #24-178 **Mr. Brocker**  
Mr. Brocker informed the Board of an ongoing investigation into the unlicensed practice of dentistry. Dr. Litaker made a motion to allow the investigative panel to initiate a lawsuit through the NC Court System. Dr. Johnson seconded the motion. The motion carried.

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At 10:14 a.m., Dr. Hardesty made a motion to move into closed session, pursuant to NCGS §143-318.18(6), in order to conduct a settlement conference. Dr. Litaker seconded the motion. The motion carried. The conference concluded at 11:37 a.m., at which time Dr. Hardesty made a motion to move into open session to resume Board business. Dr. Clemons seconded the motion, and the motion passed.

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- E. 42 CFR Rules **[Item #7] Mr. Brocker**  
Recently adopted amendments to 42 CFR require additional language in consents for disclosure and release of information forms pertaining to substance abuse records. Dr. Hardesty made a motion to endorse the use of the newly drafted forms. Dr. Litaker seconded the motion. The motion carried.
- F. Proposed Teledentistry Response **[Item #8] Mr. Brocker**  
Dr. Litaker made a motion to approve the response regarding the teledentistry inquiry as drafted. Dr. Hendrick seconded the motion. The motion carried.
- G. Legislative Review Update **Mr. Brocker**  
Mr. Brocker updated the Board regarding the General Anesthesia/Sedation Rules currently before the Legislature. Unless a bill is introduced and passed in the next week, these rules will go into effect as drafted.
- H. Institute for Justice Request **[Item #9] Mr. White**  
Mr. White informed the Board that we recently received a predetermination request from a dental hygienist regarding her eligibility for licensure by credentials in light of several past felony drug convictions. North Carolina General Statutes state that for an applicant to qualify for licensure by credentials, he/she must “have no felony convictions.” The applicant for predetermination was informed that she would not qualify for licensure by credentials, but she was eligible for licensure by examination. The Institute for Justice is challenging this law which was established by the General Assembly. Dr. Hardesty made a motion to allow staff to contact the Attorney General’s office for an official opinion if needed. Dr. Litaker seconded the motion. The motion carried.

## XI. INVESTIGATIVE MATTERS

- A. Investigative Statistics (May) **[Item #10] Dr. Johnson**  
The Board reviewed investigative statistics for the month of May. The statistics were accepted for informational purposes.

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Dr. Lanier announced the results of the dental Board election. She reported that Dr. Catherine Watkins had been successful in her bid for re-election to the Board. She further reported that Dr. F. Vincent Allison, III had won the open seat as the new dental Board member.

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- B. Hearing Panel Decisions  
During open session, and without conducting other business, Dr. Hardesty made a motion to move into closed session, pursuant to NCGS §143-318.18(6) and §90-41(g), in order to rule on several Hearing Panel Decisions and other investigative matters. The motion was seconded by Dr. Clemons and passed by general consent.
- a. Log #24-158 **[Item #11] Dr. Lanier**

C. Settlement Conferences

The Board conducted a settlement conference, during the meeting. Mr. Douglas Brocker represented the Investigative Panel. Standard protocol was followed.

**XII. NEXT MEETING**

The Board's next regularly scheduled meeting will begin on Friday, July 12, 2024, and will be held at the Board's offices in Morrisville, North Carolina for the purposes of conducting a Formal Hearing in the Dr. Robert Kreashko matters and to conduct routine Board business.

**XIII. ADJOURNMENT**

There being no further business, Dr. Hardesty made a motion to adjourn the meeting. Dr. Litaker seconded the motion which passed by general consent. The meeting was adjourned at 1:54 p.m.

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

Date of Approval: July 12, 2024

**MEMBERS OF THE BOARD**

*Dr. Catherine Watkins, President*  
*Dr. Mark Johnson, Secretary-Treasurer*  
*Dr. Karen Lanier, Immediate Past President*  
*Dr. William Litaker*  
*Dr. Edward Clemons, Jr*  
*Dr. W. Stan Hardesty*  
*Ms. Lori Hendrick, R.D.H., Dental Hygiene Member*  
*Mr. Dominic Totman, Esq., Consumer Member*