



DENTAL BOARD OF CALIFORNIA
2005 Evergreen Street, Suite 1550, Sacramento, CA 95815
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**DENTAL BOARD OF CALIFORNIA MEETING AGENDA
FEBRUARY 8-9, 2018**

Embassy Suites by Hilton San Diego La Jolla
4550 La Jolla Village Drive, Embassy Ballroom
San Diego, CA 92122
(858) 453-0400 (Hotel) or (916) 263-2300 (Board Office)

Members of the Board:

Thomas Stewart, DDS, President
Fran Burton, MSW, Public Member, Vice President
Yvette Chappell-Ingram, Public Member, Secretary

Steven Chan, DDS
Ross Lai, DDS
Huong Le, DDS, MA
Meredith McKenzie, Public Member

Abigail Medina, Public Member
Steven Morrow, DDS, MS
Bruce Witcher, DDS,

During this two-day meeting, the Dental Board of California will consider and may take action on any of the agenda items, unless listed as informational only. It is anticipated that the items of business before the Board on the first day of this meeting will be fully completed on that date. However, should an item not be completed, it may be carried over and heard beginning at 9:00 a.m. on the following day. Anyone wishing to be present when the Board takes action on any item on this agenda must be prepared to attend the two-day meeting in its entirety.

Public comments will be taken on agenda items at the time the specific item is raised. All times are approximate and subject to change. Agenda items may be taken out of order to accommodate speakers and to maintain a quorum. The meeting may be cancelled without notice. Time limitations for discussion and comment will be determined by the President. For verification of the meeting, call (916) 263-2300 or access the Board's website at www.dbc.ca.gov. This Board meeting is open to the public and is accessible to the physically disabled. A person who needs a disability-related accommodation or modification in order to participate in the meeting may make a request by contacting Karen M. Fischer, MPA, Executive Officer, at 2005 Evergreen Street, Suite 1550, Sacramento, CA 95815, or by phone at (916) 263-2300. Providing your request at least five business days before the meeting will help to ensure availability of the requested accommodation.

While the Board intends to webcast this meeting, it may not be possible to webcast the entire open meeting due to limitations on resources or technical difficulties that may arise. To view the Webcast, please visit <https://thedcapage.wordpress.com/webcasts/>.

Thursday, February 8, 2018

9:00 A.M. FULL BOARD MEETING – OPEN SESSION

1. Call to Order/Roll Call/Establishment of Quorum
2. Board President Welcome and Report
3. Approval of the November 2-3, 2017 Board Meeting Minutes
4. Budget Report
 - A. State Dentistry Fund
 - B. State Dental Assisting Fund
 - C. Fi\$CAL
 - D. Breeze
5. Dental Assisting
 - A. Staff Update on Dental Assisting Program
 - B. Update on Dental Assisting Program and Course Applications
 - C. Update on Dental Assisting Examination Statistics
 - i. Registered Dental Assistant (RDA) General Written Examination
 - ii. Registered Dental Assistant (RDA) Law and Ethics Examination
 - iii. Registered Dental Assistant in Extended Functions (RDAEF) Clinical and Practical Examinations
 - iv. Registered Dental Assistant in Extended Functions (RDAEF) General Written Examination
 - v. Orthodontic Assistant (OA) Written Examination
 - vi. Dental Sedation Assistant (DSA) Written Examination
 - D. Update on Dental Assisting Licensing Statistics
 - i. Registered Dental Assistant (RDA)
 - ii. Registered Dental Assistant in Extended Functions (RDAEF)
 - iii. Orthodontic Assistant (OA)
 - iv. Dental Sedation Assistant (DSA)
 - E. Update regarding the Combining of the Registered Dental Assistant (RDA) Law and Ethics and General Written Examinations
 - F. Report on the Results of the Department of Consumer Affairs (DCA) Office of Professional Examination Services (OPES) Review of the Registered Dental Assistant in Extended Functions (RDAEF) Clinical and Practical Examination

G. Update on Dental Assisting Council Member Recruitment

6. Legislation and Regulations

A. 2018 Tentative Legislative Calendar – Information Only

B. Discussion and Possible Action Regarding the Following Legislation:

- i. Assembly Bill 12 (Cooley) - State Government: Administrative Regulations: Review
- ii. Assembly Bill 224 (Thurmond) - Dentistry: Anesthesia and Sedation
- iii. Senate Bill 392 (Bates) - Dentistry: Report: Access to Care: Pediatric Dental Patients
- iv. Senate Bill 501 (Glazer) - Dentistry: Anesthesia and Sedation: Report
- v. Senate Bill 641 (Lara) – Controlled Substance Utilization Review and Evaluation System: Privacy
- vi. Update on Healing Arts Omnibus Bill

C. Discussion and Possible Action Regarding Additional Amendments to the Board's Proposal for the 2018 Healing Arts Omnibus Bill (WITHDRAWN)

D. Discussion of Prospective Legislative Proposals

Stakeholders are Encouraged to Submit Proposals In Writing to the Board Before or During the Meeting for Possible Consideration by the Board at a Future Meeting

E. Update on Pending Regulatory Packages

- i. Continuing Education Requirements and Basic Life Support Equivalency Standards (Cal. Code of Regs., Title 16, Sections 1016 and 1017)
- ii. Dental Assisting Comprehensive Rulemaking (Cal. Code of Regs., Title 16, Division 10, Chapter 3)
- iii. Determination of Radiographs and Placement of Interim Therapeutic Restorations (New Regulation)
- iv. Elective Facial Cosmetic Surgery Permit Application and Renewal Requirements (Cal. Code of Regs., Title 16, Sections 1044.6, 1044.7, and 1044.8)
- v. Institutional Standards (Cal. Code of Regs., Title 16, Section 1024.1)
- vi. Licensure by Credential Application Requirements (Cal. Code of Regs., Title 16, Section 1028.6)
- vii. Mobile Dental Clinic and Portable Dental Unit Registration Requirements (Cal. Code of Regs., Title 16, Section 1049)
- viii. Citation and Fine (Cal. Code of Regs., Title 16, Sections 1023.2 and 1023.7)

- ix. Minimum Standards for Infection Control (Cal. Code of Regs., Title 16, Section 1005)
- F. Discussion and Possible Action Regarding Decreasing the Licensure by Residency Fee
- G. Discussion and Possible Action Regarding a Regular Rulemaking to Amend California Code of Regulations, Title 16, Section 1049 Relating to Mobile and Portable Dental Units
- H. Discussion and Possible Action Regarding an Emergency Rulemaking to Amend California Code of Regulations, Title 16, Section 1005 Relating to Minimum Standards for Infection Control
- 7. Update Regarding Status of Two-year Provisional Approval of the State University of Medicine and Pharmacy “Nicolae Testemitanu” of the Republic of Moldova’s Faculty (School) of Dentistry- Schools Response to Deficiencies Outlined by the Dental Board of California
- 8. Presentation from Linda Schneider, Senior Assistant Attorney General regarding the *Attorney General’s Annual Report on Accusations Prosecuted for Department of Consumer Affairs Client Agencies*

CLOSED SESSION – FULL BOARD

If the Board is unable to deliberate and take action on all disciplinary matters due to time constraints, it will also meet in closed session on February 9, 2018.

Disciplinary Matters and Litigation

A. Action on Disciplinary Matters

The Board will meet in closed session as authorized by Government Code §11126(c)(3).

B. Michael Leizerovitz v. Dental Board of CA, Superior Court of the State of California County of Los Angeles, Case BC626166

The Board will meet in closed session as authorized by Government Code §11126(e).

CLOSED SESSION – LICENSING, CERTIFICATION, AND PERMITS COMMITTEE

A. Issuance of New License(s) to Replace Cancelled License(s)

The Committee will meet in closed session as authorized by Government Code §11126(c)(2) to deliberate on applications for issuance of new license(s) to replace cancelled license(s).

B. Grant, Deny or Request Further Evaluation for General Anesthesia Permit Onsite Inspection and Evaluation Failure, pursuant to Title 16 CCR Section 1043.6

The Committee will meet in closed session as authorized by Government Code Section 11126(c)(2) to deliberate whether or not to grant, deny or request further evaluation for

a General Anesthesia Permit as it Relates to an Onsite Inspection and Evaluation Failure

C. Grant, Deny or Request Further Evaluation for Conscious Sedation Permit Onsite Inspection and Evaluation Failure, pursuant to Title 16 CCR Section 1043.6
The Committee will meet in closed session as authorized by Government Code Section 11126(c)(2) to deliberate whether or not to grant, deny or request further evaluation for a Conscious Sedation Permit as it Relates to an Onsite Inspection and Evaluation Failure

RETURN TO FULL BOARD OPEN SESSION

RECESS

Friday, February 9, 2018

8:00 A.M. CLOSED SESSION – FULL BOARD (IF NECESSARY)

Deliberate and Take Action on Disciplinary Matters

The Board will meet in closed session as authorized by Government Code §11126(c)(3).

If the Board is unable to deliberate and take action on all disciplinary matters due to time constraints on Thursday, February 8, 2018, it will also meet in closed session on February 9, 2018.

RETURN TO OPEN SESSION – FULL BOARD

9:00 A.M. FULL BOARD MEETING – OPEN SESSION

9. Call to Order/Roll Call/Establishment of Quorum
10. Executive Officer's Report
 - A. Staffing Update – Vacancies and New Hires
 - B. Board Vacancies
 - C. Form 700
 - D. National Board Update
 - E. Dental Therapist/Mid-Level Providers
 - F. ADEA Statistics
 - G. Committee Assignments
 - H. Sunset Review
 - I. Update regarding Renewal of Board Approval for University DeLaSalle Bajio School of Dentistry in Mexico
 - J. DHCC Sunset Review

- K. AB 508, Chapter 195, Statutes of 2017 - Health Care Practitioners; Student Loans
 - L. SB 796, Chapter 600, Statutes of 2017- Uniform Standards; Naturopathic Doctors Act: Respiratory Care Practice Act
11. Report of Dental Hygiene Committee of California (DHCC) Activities
 12. Report of Department of Consumer Affairs (DCA) Staffing and Activities
 13. Report on the December 13, 2017, California Department of Public Health Oral Health Program Advisory Committee Partnership
 14. Licensing, Certifications, and Permits
 - A. Review of Dental Licensure and Permit Statistics
 15. Examinations
 - A. Update on the Portfolio Pathway to Licensure
 - B. Western Regional Examination Board (WREB) Report
 - C. Status of Occupational Analysis for Dentists and the Implementation of AB 2331 (Chapter 572, Statutes of 2016) – ADEX Examination as an Additional Pathway to Licensure
 16. Enforcement
 - A. Review of Enforcement Statistics and Trends
 - B. Review of Fiscal Year 2017-2018 First Quarter Performance Measures from the Department of Consumer Affairs
 - C. Update Regarding Utilization of Correct Prescription Pads
 17. Substance Use Awareness
 - A. Diversion Program Report and Statistics
 - B. Update Regarding Controlled Substance Utilization Review and Evaluation System (CURES 2.0) Registration
 18. Anesthesia
 - A. General Anesthesia and Conscious Sedation Evaluation Statistics
 19. Licensing, Certifications, and Permits Committee Report on Closed Session
The Board may take action on recommendations regarding applications for issuance of new license(s) to replace cancelled license(s) and whether or not to grant, deny, or request further evaluation for a Conscious Sedation Permit as it relates to an onsite inspection and evaluation failure.

20. **Public Comment on Items Not on the Agenda**
The Board may not discuss or take action on any matter raised during the Public Comment section that is not included on this agenda, except whether to decide to place the matter on the agenda of a future meeting (Government Code §§ 11125 and 11125.7(a)).

21. **Board Member Comments on Items Not on the Agenda**
The Board may not discuss or take action on any matter raised during the Board Member Comments section that is not included on this agenda, except whether to decide to place the matter on the agenda of a future meeting (Government Code §§ 11125 and 11125.7(a)).

22. **Adjournment**