

**DENTAL BOARD OF CALIFORNIA  
ELECTIVE FACIAL COSMETIC SURGERY PERMIT  
CREDENTIALING COMMITTEE**

**NOTICE OF TELECONFERENCE MEETING  
October 8, 2025**

**Committee Members:**

Robert Gramins, DDS, Chair (Remote)  
Andre Guerrero Fernandes, DDS, MD (Remote)  
Louis Gallia, DMD, MD  
Anil Punjabi, MD, DDS (Remote)  
Peter Scheer, DDS (Remote)

**Action may be taken on any item  
listed on the agenda.**

The Elective Facial Cosmetic Surgery Permit Credentialing Committee (Committee) of the Dental Board of California (Board) will meet by teleconference in accordance with Government Code section 11123.5 at

**3:00 p.m., on Wednesday, October 8, 2025,**

with the following physical location available for Committee and public member participation:

Dental Board of California  
Lake Tahoe Room  
2005 Evergreen St., Suite 1290A  
Sacramento, CA 95815

This meeting will be held via Microsoft Teams. Instructions to connect to the meeting can be found at: [Microsoft Teams Quick Guide](#).

To participate in the Microsoft Teams meeting, please log on to this website the day of the meeting:

[Elective Facial Cosmetic Surgery Committee Meeting | Meeting-Join | Microsoft Teams](#)

**Meeting ID: 288 411 756 886 6**  
**Event passcode: JK99Ju6A**

Due to potential technical difficulties, please consider submitting written comments by October 1, 2025, to [DentalBoard@dca.ca.gov](mailto:DentalBoard@dca.ca.gov) for consideration.

Members of the public may, but are not obligated to, provide their names or personal information as a condition of observing or participating in the meeting. When signing into the Microsoft Teams platform, participants may be asked for their name and email address. Participants who choose not to provide their names will need to provide a unique identifier such as their initials or another alternative, so that the meeting moderator can identify individuals who wish to make public comment; participants who choose not to provide their email address may utilize a fictitious email address like in the following sample format: [XXXXXX@mailinator.com](mailto:XXXXXX@mailinator.com).

## **AGENDA**

1. Call to Order/Roll Call/Establishment of Quorum
2. Public Comment on Items Not on the Agenda  
Note: The Committee may not discuss or take action on any matter raised during this Public Comment section, except to decide whether to place the matter on the agenda of a future meeting. (Government Code sections 11125 and 11125.7(a).)
3. Discussion and Possible Action on October 23, 2024 Meeting Minutes
4. Election of Committee Officers
5. 2026 Committee Meeting Dates
6. Recess Open Session
7. Convene Closed Session
8. Consideration of Elective Facial Cosmetic Surgery (EFCS) Permit Application(s)  
– Pursuant to Government Code section 11126(c)(2), the Committee will convene in Closed Session to deliberate on applicant qualifications for EFCS permits.
9. Adjourn Closed Session
10. Reconvene Open Session
11. Chair's Report on Closed Session Items – Recommendation(s) to the Board on EFCS Permit Application(s)
12. Discussion of Recent Amendments to Business and Professions Code Section 1638.1 and Status of Additional Proposed Amendments

### 13. Adjournment

Information regarding the meeting is available by contacting the Board at (916) 263-2300, email: [DentalBoard@dca.ca.gov](mailto:DentalBoard@dca.ca.gov), or send a written request to Dental Board of California, 2005 Evergreen Street, Suite 1550, Sacramento, CA 95815. This notice and agenda can be found on the Dental Board of California website at [dbc.ca.gov](http://dbc.ca.gov).

The time and order of agenda items are subject to change at the discretion of the Committee Chair and may be taken out of order. In accordance with the Bagley-Keene Open Meeting Act, all meetings of the Committee are open to the public. The meeting will not be webcast.

In accordance with Government Code section 11123.2(j)(1), the teleconference locations from which Committee members may participate in the meeting may not be identified in the notice and agenda of the meeting.

Government Code section 11125.7 provides the opportunity for the public to address each agenda item during discussion or consideration by the Committee prior to the Committee taking any action on said item. Members of the public will be provided appropriate opportunities to comment on any issues before the Committee, but the Committee Chair, at his or her discretion, may apportion available time among those who wish to speak. Individuals may appear before the Committee to discuss items not on the agenda; however, the Committee can neither discuss nor take official action on these items at the time of the same meeting (Government Code sections 11125, 11125.7(a)).

This meeting is being held via Microsoft Teams with an available physical location for public or Committee member participation. The meeting location is accessible to the physically disabled. A person who needs a disability-related accommodation or modification to participate in the meeting may make a request by contacting Mirela Taran, Administrative Analyst, at Dental Board of California, 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 ensure availability of the requested accommodation. **Hearing impaired persons: 711 or 1-800-735-2929 (TTY). California Relay service: 1-800-735-2922 (Voice).**

**1638.1.** (a) A dentist shall possess a current license in good standing and an elective facial cosmetic surgery permit to perform elective facial cosmetic surgical procedures authorized by this section.

(b) The board may issue an elective facial cosmetic surgery permit to perform one of the following categories of elective facial cosmetic surgical procedures:

(1) Cosmetic contouring of the osteocartilaginous facial structure, which may include, but is not limited to, rhinoplasty and otoplasty.

(2) Cosmetic contouring or rejuvenation of the facial soft tissue, which may include, but is not limited to, facelift, blepharoplasty, facial skin resurfacing, or lip augmentation.

(3) Procedures under both paragraphs (1) and (2).

(c) A licensee who desires to perform elective facial cosmetic surgery shall apply to the board on an application form prescribed by the board and submit all of the following:

(1) Proof of successful completion of an oral and maxillofacial surgery residency program accredited by the Commission on Dental Accreditation of the American Dental Association.

(2) Proof that the licensee has satisfied all of the criteria specified in either subparagraph (A) or (B):

(A) (i) The licensee is certified, or is a candidate for certification, by the American Board of Oral and Maxillofacial Surgery.

(ii) A letter from the program director of the accredited residency program, or from the director of a postresidency fellowship program accredited by the Commission on Dental Accreditation of the American Dental Association, stating that the licensee has the education, training, and competence necessary to perform the surgical procedures set forth in paragraph (1), (2), or (3) of subdivision (b) that the licensee has notified the board the licensee intends to perform.

(iii) Documentation of at least 10 operative reports from residency training or proctored surgical procedures performed at minimum in the role of surgical first assistant within five years from the date of application for each category of permit set forth in paragraph (1) or (2) of subdivision (b) for which the licensee seeks a permit. If the licensee seeks a permit set forth in paragraph (3) of subdivision (b), the licensee shall submit 10 operative reports for each category specified in paragraphs (1) and (2) of subdivision (b). Each operative report shall indicate all of the following:

(I) Name of the licensee.

(II) Category of procedure and specific type of procedure performed.

(III) Date of the procedure.

(IV) The role in which the licensee participated in the procedure.

(iv) Documentation showing the surgical privileges the licensee possesses at any licensed general acute care hospital and any licensed outpatient surgical facility in this state.

(B) (i) The licensee has been granted privileges by the medical staff at a licensed general acute care hospital to perform the surgical procedures set forth in paragraphs (1) to (3), inclusive, of subdivision (b) at that hospital.

(ii) Documentation described in clause (iii) of subparagraph (A).

(3) Proof that the licensee is on active status on the staff of a general acute care hospital and maintains the necessary privileges based on the bylaws of the hospital to maintain that status.

(d) The application shall be accompanied by an application fee required by the board for an initial permit. The fee to renew a permit shall not exceed the maximum amount prescribed in Section 1724.

(e) (1) The board shall appoint a credentialing committee to review the qualifications of each applicant for a permit. Upon completion of the review of an applicant, the committee shall make a recommendation to the board on whether to issue or not issue a permit to the applicant. The permit may be unqualified, entitling the permitholder to perform any facial cosmetic surgical procedure authorized by this section, or it may contain limitations if the credentialing committee is not satisfied that the applicant has the training or competence to perform certain classes of procedures, or if the applicant has not requested to be permitted for all procedures authorized by this section.

(2) The credentialing committee shall be comprised of five members, as follows:

(A) A physician and surgeon with a specialty in plastic and reconstructive surgery who maintains active status on the staff of a licensed general acute care hospital in this state.

(B) A physician and surgeon with a specialty in otolaryngology who maintains active status on the staff of a licensed general acute care hospital in this state.

(C) Three oral and maxillofacial surgeons licensed by the board who are board certified by the American Board of Oral and Maxillofacial Surgeons, and who maintain active status on the staff of a licensed general acute care hospital in this state, at least one of whom shall be licensed as a physician and surgeon in this state. Two years after the effective date of this section, any oral and maxillofacial surgeon appointed to the committee who is not licensed as a physician and surgeon shall hold a permit pursuant to this section.

(3) The board shall solicit from the following organizations input and recommendations regarding members to be appointed to the credentialing committee:

(A) The Medical Board of California.

(B) The California Dental Association.

(C) The California Association of Oral and Maxillofacial Surgeons.

(D) The California Medical Association.

(E) The California Society of Plastic Surgeons.

(F) Any other source that the board deems appropriate.

(4) The credentialing committee shall meet at a time and place directed by the board to evaluate applicants for permits. A quorum of three members shall be required for the committee to consider applicants and make recommendations to the board.

(f) The board may adopt regulations for the issuance of the permit that it deems necessary to protect the health, safety, and welfare of the public.

(g) A licensee may not perform any elective, facial cosmetic surgical procedure except at a general acute care hospital, a licensed outpatient surgical facility, or an outpatient surgical facility accredited by the Joint Commission, the Accreditation Association for Ambulatory Health Care (AAAHC), the Medicare Program, or an accreditation agency approved by the Medical Board of California pursuant to subdivision (g) of Section 1248.1 of the Health and Safety Code.

(h) For purposes of this section, the following terms shall have the following meanings:

(1) "Elective cosmetic surgery" means any procedure defined as cosmetic surgery in subdivision (d) of Section 1367.63 of the Health and Safety Code, and excludes any procedure that constitutes reconstructive surgery, as defined in subdivision (c) of Section 1367.63 of the Health and Safety Code.

(2) "Facial" means those regions of the human body described in Section 1625 and in any regulations adopted pursuant to that section by the board.

(i) A holder of a permit issued pursuant to this section shall not perform elective facial cosmetic surgical procedures unless the permitholder has malpractice insurance or other financial security protection that would satisfy the requirements of Section 2216.2 and any regulations adopted thereunder.

(j) A holder of a permit shall comply with the requirements of subparagraph (D) of paragraph (2) of subdivision (a) of Section 1248.15 of the Health and Safety Code, and the reporting requirements specified in Section 2240, with respect to any

surgical procedure authorized by this section, in the same manner as a physician and surgeon.

(k) Any violation of this section constitutes unprofessional conduct and is grounds for the revocation or suspension of the person's permit, license, or both, or the person may be reprimanded or placed on probation. Proceedings initiated by the board under this section shall be conducted in accordance with Chapter 5 (commencing with Section 11500) of Part 1 of Division 3 of Title 2 of the Government Code, and the board shall have all the powers granted therein.

(l) A permit issued pursuant to this section shall be valid for a period of two years and must be renewed by the permitholder at the time the dentist license is renewed.

(m) A permitholder shall be required to complete 24 hours of approved courses of study related to elective cosmetic surgery as a condition of renewal of a permit. Those courses of study shall be credited toward the total continuing education hours required by the board pursuant to Section 1645.

(n) Permits issued prior to January 1, 2025, that limit the type of procedure under the general permit category provided under paragraph (1) or (2) of subdivision (b) authorized to be performed by the permitholder shall not be renewed. This subdivision shall not apply to a permit that authorized the permitholder to practice any procedure under the general permit category specified under paragraph (1) or (2) of subdivision (b). The permitholder who seeks to continue performing the procedure previously limited by the permit shall submit an application to the board for issuance of a new permit under paragraphs (1) to (3), inclusive, of subdivision (b) and the board may request the permitholder to submit additional documentation demonstrating the permitholder's competency for issuance of such permit. The application shall be treated as a renewal application for purposes of subdivision (m) of Section 1724.

(o) On or before January 1, 2025, and every four years thereafter, the board shall report to the appropriate committees of the Legislature on all of the following:

(1) The number of persons licensed pursuant to Section 1634 who apply to receive a permit to perform elective facial cosmetic surgery from the board pursuant to this section.

(2) The number of persons receiving a permit from the board to perform elective facial cosmetic surgery.

(3) The number of complaints filed by or on behalf of patients who have received elective facial cosmetic surgery by persons who have received a permit from the board to perform elective facial cosmetic surgery.

(4) Action taken by the board resulting from complaints filed by or on behalf of patients who have received elective facial cosmetic surgery by persons who have received a permit from the board to perform elective facial cosmetic surgery.

(p) As used in this section, "good standing" means the license is active and unrestricted by disciplinary action taken pursuant to Chapter 5 (commencing with

Section 11500) of Part 1 of Division 3 of Title 2 of the Government Code, is not the subject of an unresolved complaint or review procedure, and is not the subject of any unresolved disciplinary proceeding.

*(Amended by Stats. 2024, Ch. 483, Sec. 10. (SB 1453) Effective January 1, 2025.)*

**DENTAL BOARD OF CALIFORNIA  
ELECTIVE FACIAL COSMETIC SURGERY PERMIT CREDENTIALING COMMITTEE  
TELECONFERENCE MEETING MINUTES  
Wednesday, October 23, 2024**

NOTE: In accordance with Government Code Section 11123.5, the Elective Facial Cosmetic Surgery Permit Credentialing Committee (Committee) of the Dental Board of California (Board) met by teleconference/WebEx Events on October 23, 2024, with the following primary physical meeting location available for Committee and public member participation:

Dental Board of California  
Conference Room  
2005 Evergreen St., Suite 1550  
Sacramento, CA 95815

**Members Present**

Robert Gramins, DDS, Chair  
Louis Gallia, DMD, MD  
Anil Punjabi, MD, DDS  
Peter Scheer, DDS

**Members Absent**

Andre Guerrero Fernandes, DDS, MD

**Staff Present**

Christy Bell, Assistant Executive Officer  
Jodi Ortiz, Chief of Licensing and Examination Division  
Richard Eaddy, Licensing Manager  
Jessica Donaldson, Licensing Analyst  
Mirela Tiran, Administrative Analyst  
Elizabeth Coronel, Manager, SOLID, Department of Consumer Affairs (DCA)  
Tara Welch, Board Counsel, Attorney IV, Legal Affairs Division, DCA

**Agenda Item 1: Call to Order/Roll Call/Establishment of Quorum**

The Committee Chair, Dr. Robert Gramins, called the meeting to order at 3:19 p.m. Ms. Jessica Donaldson called the roll; four Committee members were present, and a quorum was established. Committee member Dr. Andre Guerrero Fernandes was absent for the meeting.

**Agenda Item 2: Public Comment on Items Not on the Agenda**

Chair Gramins requested public comment on this item. There were no public comments made on items not on the agenda.

**Agenda Item 3: Discussion and Possible Action on July 17, 2024 Meeting Minutes**

Motion/Second (M/S) (Scheer/Gramins) to approve the July 17, 2024 meeting minutes.

Chair Gramins requested public comment before the Committee acted on the motion. There were no public comments made on this item.

Chair Gramins called for the vote on the motion. Ms. Donaldson took a roll call vote on the motion.

Ayes: Gallia, Gramins, Punjabi, Scheer

Noes: None

Abstentions: None

Absent: Fernandes

Recusals: None

The motion passed.

**Agenda Item 4: Recess Open Session**

Open Session was recessed at 3:26 p.m.

**Agenda Item 5: Convene Closed Session**

Closed Session convened at 3:28 p.m.

**Agenda Item 6: Consideration of Elective Facial Cosmetic Surgery (EFCS) Permit Application(s)**

The Committee considered two EFCS permit applications.

**Agenda Item 7: Adjourn Closed Session**

Closed Session was adjourned at 4:04 p.m.

**Agenda Item 8: Reconvene Open Session**

Open Session reconvened at 4:09 p.m.

**Agenda Item 9: Chair's Report on Closed Session Items – Recommendation(s) to the Board on EFCS Permit Application(s)**

Chair Gramins provided a report on the EFCS permit applications considered by the Committee in Closed Session, as follows.

Applicant Dr. T.S.: Dr. T.S. applied for an unlimited Category II permit under Business and Professions Code (BPC) section 1638.1, subdivision (c)(2)(A)(iii)(II).

The Committee approved a recommendation to the Board to grant the EFCS permit application of Dr. T.S. for limited Category II procedures.

Applicant Dr. H.S.: Dr. H.S. applied for an unlimited Categories I and II permit under BPC section 1638.1, subdivision (c)(2)(A)(iii)(I) and (II).

The Committee approved a recommendation to the Board to grant the EFCS permit application of Dr. H.S., for unlimited privileges in Category I procedures, and limited privileges in Category II procedures.

Chair Gramins requested public comment on this item. There were no public comments made on this item.

**Agenda Item 10: Adjournment**

Chair Gramins adjourned the meeting at 4:09 p.m.

MINUTES FOR THIS MEETING WERE PREPARED BY JESSICA DONALDSON, EFCS PERMIT PROGRAM COORDINATOR

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## MEMORANDUM

<b>DATE</b>	October 8, 2025
<b>TO</b>	Members of the Elective Facial Cosmetic Surgery Permit Credentialing Committee (Committee)
<b>FROM</b>	Jodi Ortiz, Chief of Licensing and Examination Division Dental Board of California (Board)
<b>SUBJECT</b>	<b>Agenda Item 5: 2026 Committee Meeting Dates</b>

### Background

The Committee is responsible for reviewing and submitting to the Board recommendations on applications for Elective Facial Cosmetic Surgery (EFCS) Permits. (Business and Professions Code, § 1638.1, subd. (e).) The Committee's recommendation on each application is submitted to the Board for final action to grant or deny the application.

The Board holds public meetings on a quarterly basis. Committee meetings typically are scheduled three (3) weeks before each quarterly Board meeting to ensure sufficient time for Board staff to prepare the EFCS Permit application and Committee recommendation materials for presentation to the Board. Committee meetings are held only when the Board has received an EFCS Permit application; if no application is received by the Board between its quarterly meetings, the Committee does not have a permit application to review and, therefore, does not meet.

### Discussion

The 2026 quarterly Board meeting dates are provided in the chart below, along with the corresponding proposed Committee meeting dates.

2026 Quarterly Board Meeting Dates	PROPOSED 2026 Committee Meeting Dates
February 5-6, 2026	January 14, 2026
May 14-13, 2026	April 8, 2026
August 13-14, 2026	July 8, 2026
November 5-6, 2026	October 7, 2026

**Action Requested**

The Committee is asked to review the proposed 2026 Committee meeting dates and determine any potential scheduling conflicts with the proposed meeting dates.

## MEMORANDUM

<b>DATE</b>	October 8, 2025
<b>TO</b>	Members of the Elective Facial Cosmetic Surgery Permit Credentialing Committee (Committee)
<b>FROM</b>	Jodi Ortiz, Chief of Licensing and Examination Division Dental Board of California (Board)
<b>SUBJECT</b>	<b>Agenda Item 12.:</b> Discussion of Recent Amendments to Business and Professions Code Section 1638.1 and Status of Additional Proposed Amendments

This memorandum is intended to make the Committee aware of recent statutory amendments regarding Elective Facial Cosmetic Surgery (EFCS) permits and additional proposed amendments.

### **Background**

**Permit Limitations.** Business and Professions Code (BPC) section 1638.1 was originally enacted through Senate Bill (SB) 438 (Migden, Chapter 909, Statutes of 2006) to require dentists, who are not physicians and surgeons, to obtain an EFCS permit to perform elective facial cosmetic surgery. The statute responded to concerns that qualified oral and maxillofacial surgeons were restricted from performing procedures outside trauma cases despite their extensive hospital-based training. The law established two categories of EFCS procedures:

1. Osteocartilaginous contouring (e.g., rhinoplasty, otoplasty).
2. Soft tissue contouring/rejuvenation (e.g., facelift, blepharoplasty).

Permits could be issued without limitation or with limitations on the procedures that could be performed under each category depending on an applicant's qualifications and requested scope.

**Committee Members.** The Board is authorized to issue an EFCS permit to individuals who meet specific qualifications. BPC section 1638.1, subdivision (e)(1), requires the Board to appoint a credentialing committee (EFCS Permit Credentialing Committee or "Committee") to review the qualifications of each applicant for an EFCS permit. Upon completion of the review of an application, the Committee shall make a recommendation to the Board on whether to issue or not issue a permit to the applicant.

## **Recent Amendments**

Amendments to BPC section 1638.1 were approved by the Board in August 2023 and included in the Board's Sunset bill, SB 1453 (Ashby, Chapter 483, Statutes of 2024). These amendments clarified EFCS permit application requirements and were developed through public Board meetings, legislative committee review, and stakeholder input.

SB 1453 reorganized EFCS permits into three categories:

1. Osteocartilaginous contouring.
2. Soft tissue contouring/rejuvenation.
3. Both categories (1) and (2).

Further, new subdivision (n) of BPC section 1638.1 requires previously issued limited permits to be phased out and replaced with the new category-based permits, except for permitholders already authorized for a full category.

## **Additional Proposed Amendments**

Since SB 1453 was signed into law, Board staff have identified several additional issues with BPC section 1638.1 and recommended to the Board proposed amendments to resolve those issues as follows.

**Committee Member Removal.** At the Board's November 2024 meeting, Board staff presented recommended, and the Board approved, proposed amendments to BPC section 1638.1 to add new paragraph (5) to subdivision (e). (Nov. 2024 Board Meeting Materials, [Agenda Item 27.c.](#)) Specifically, the legislative proposal would establish statutory authority of the Board to remove a Committee member for continued neglect of duties required by law, or for incompetence, or unprofessional or dishonorable conduct. This language is modeled on BPC sections 106 and 1605 applicable to Board members.

The legislative proposal also would authorize the Board to convene in closed session to consider any evidence relating to the removal of a member of the Committee, and limit convening such closed session to the extent that it is necessary to protect the privacy of the Committee member. This language is intended to provide appropriate limitations on closed session discussion of the Committee member's misconduct and reasons for removal and is modeled on BPC section 1696 applicable to Diversion Program participants.

**Clarifying EFCS Permit Categories.** At the February 2025 meeting, Board staff identified additional permit category issues. (Feb. 2025 Board Meeting Materials, [Agenda Item 25.a.](#)) Although SB 1453 clarified the categories of permits that can be issued, conforming amendments were not also made to subdivision (e) of BPC section 1638.1, Agenda Item 12: Discussion of Recent Amendments to Business and Professions Code Section 1638.1 and Status of Additional Proposed Amendments  
October 8, 2025

which still authorizes issuance of an EFCS permit that contains permit classification limitations if the Committee is not satisfied that the applicant has the training or competence to perform certain classes of procedures. The term “classes of procedures” is ambiguous in the context of the new EFCS permit categories.

To resolve those issues, Board staff recommended, and the Board approved, additional proposed amendments to BPC section 1638.1 to clarify the types of permits that may be recommended by the Committee to be issued to EFCS permit applicants. For consistency with the three categories of EFCS permits that may be issued, the additional amendments to BPC section 1638.1, subdivision (e)(1), would remove unnecessary language regarding issuance of an unqualified permit and clarify the permit category limitation. This clarification would allow the Committee to recommend issuance of a permit limited to procedures of one category, if the applicant has applied for a permit but the Committee is not satisfied that the applicant has the training or competence to perform certain classes of both categories of procedures. This would allow for applicants to be approved to perform categories of EFCS rather than being restricted to performing only specific procedures within a category.

The additional proposed amendments will be submitted to the California State Legislature for inclusion in a clean up bill, as a stand alone bill, or in the Board’s next Sunset bill.

### **No Action Requested**

This item is informational only. Although the Committee’s authority remains limited to reviewing EFCS permit applications and making recommendations thereon to the Board, individual Committee members may provide individual public comment on legislative matters during public Board meetings, by submitting written comments to the Board, or through public comment submitted to the California State Legislature.