



BOARD MEETING AGENDA

February 27-28, 2014

Wyndham Bayside San Diego
1355 North Harbor Drive, San Diego, CA, 92101
(619) 232-3861 or (916) 263-2300

Members of the Board

Fran Burton, MSW, Public Member, President
Bruce Whitcher, DDS, Vice President
Judith Forsythe, RDA, Secretary

Steven Afriat, Public Member
Stephen Casagrande, DDS
Yvette Chappell-Ingram, Public Member
Katie Dawson, RDH
Luis Dominicis, DDS
Kathleen King, Public Member

Ross Lai, DDS
Huong Le, DDS, MA
Meredith McKenzie, Public Member
Steven Morrow, DDS, MS
Thomas Stewart, DDS
Debra Woo, DDS

During this two-day meeting, the Dental Board of California will consider and may take action on any of the agenda items. 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 items not be completed, it is possible that it could be carried over and be heard beginning at 8:00 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. The Board may take action on any item listed on the agenda, unless listed as informational only. 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, 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.

Thursday, February 27, 2014

8:30 A.M. FULL BOARD MEETING – OPEN SESSION

1. Call to Order/Roll Call/Establishment of Quorum
2. Approval of the November 21-22, 2013 Board Meeting Minutes
3. President's Report
4. Presentation by Paul Glassman, DDS, Office of Statewide Health Planning and Development (OSHDP), Regarding Health Workforce Pilot Project (HWPP) #172 and Assembly Bill 1174 (Bocanegra)

RECESS

5. Joint Meeting of the Legislative and Regulatory Committee and the Dental Assisting Council for the Purpose of Discussion and Possible Action Relating to Assembly Bill 1174 (Bocanegra)

RECESS

FULL BOARD RECONVENES

6. Discussion and Possible Action Regarding Assembly Bill 1174 (Bocanegra)
7. **COMMITTEE/COUNCIL MEETINGS – SEE ATTACHED AGENDAS**

➤ DENTAL ASSISTING COUNCIL

See attached Dental Assisting Council agenda

➤ ENFORCEMENT COMMITTEE

See attached Enforcement Committee agenda

➤ LEGISLATIVE AND REGULATORY COMMITTEE

See attached Legislative and Regulatory Committee agenda

➤ EXAMINATION COMMITTEE

See attached Examination Committee agenda

➤ ACCESS TO CARE COMMITTEE

See attached Access to Care Committee agenda

➤ LICENSING, CERTIFICATION, AND PERMITS COMMITTEE

See attached Licensing, Certification, and Permits Committee agenda

8. Discussion and Possible Action Regarding:
 - A. Comments Received During the 45-Day Public Comment Period for the Board's Proposed Rulemaking to: Amend §§ 1021, 1028, 1030, 1031, 1032, 1032.1, 1032.2, 1032.3, 1032.4, 1302.5, 1032.6, 1033, 1033.1, 1034, 1034.1, 1035, and 1036; Add §§ 1032.7, 1032.8, 1032.9, 1032.10; and Repeal §§ 1035.1, 1035.2, 1036.1, 1036.2, 1036.3, 1037, 1038, and 1038 of Title 16 of the California Code of Regulations Relating to the Portfolio Examination Requirements
 - B. Adoption of Proposed Amendment of §§ 1021, 1028, 1030, 1031, 1032, 1032.1, 1032.2, 1032.3, 1032.4, 1302.5, 1032.6, 1033, 1033.1, 1034, 1034.1, 1035, and 1036; Proposed Addition of §§ 1032.7, 1032.8, 1032.9, 1032.10; and Proposed Repeal of §§ 1035.1, 1035.2, 1036.1, 1036.2, 1036.3, 1037, 1038, and 1038 of Title 16 of the California Code of Regulations Relating to the Portfolio Examination Requirements
9. Discussion and Possible Action Regarding a Special Teleconference Meeting in April to Consider Any Adverse Comments Received Regarding the Board's Modified Text Relative to the Portfolio Examination Requirements Rulemaking
10. Public Comment of 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)).
11. Recess

Friday, February 28, 2014

8:00 A.M. OPEN SESSION - FULL BOARD

12. Call to Order/Roll Call/Establishment of Quorum

CLOSED SESSION – FULL BOARD

Deliberate and Take Action on Disciplinary Matters

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

RETURN TO OPEN SESSION – FULL BOARD

13. Executive Officer's Report
14. Budget Report
15. Update from the Department of Consumer Affairs' Executive Office
16. Update from the Dental Hygiene Committee of California (DHCC)
17. Presentation by Representative from the California Dental Association (CDA) Regarding "Give Kids a Smile"
18. Staff Presentation Regarding Pathways to Licensure for Dentists and Dental Assistants
19. Discussion and Possible Action Regarding Adoption of the Revisions to the Board Member Administrative Procedure Manual
20. Discussion and Possible Action Regarding the Appointment of One Member and Reappointment of Four Members to the Diversion Evaluation Committee
21. Discussion and Possible Action Regarding an Appointment to the Dental Assisting Council
22. Discussion and Possible Action To:
 - (A) Reconsider Promulgation of a Regulation to Require an Administrative Law Judge Who has Ordered a Decision Finding that a Licensee Engaged in Sexual Misconduct to Order Revocation Which May Not be Stayed
 - (B) Initiation of a Rulemaking to Amend California Code of Regulations, Title 16, Section 1018 Relating to Revocation for Sexual Misconduct

23. Dental Assisting Council Report
The Board may take action on any items listed on the attached Dental Assisting Council agenda.
24. Enforcement Committee Report
The Board may take action on any items listed on the attached Enforcement Committee agenda.
25. Legislative and Regulatory Committee Report
The Board may take action on any items listed on the attached Legislative and Regulatory Committee agenda.
26. Examination Committee Report
The Board may take action on any items listed on the attached Examination Committee agenda.
27. Access to Care Committee Report
The Board may take action on any items listed on the attached Access to Care Committee agenda.
28. Licensing, Certification & Permits Committee Report
The Board may take action on any items listed on the attached Licensing, Certification & Permits Committee agenda.
29. Public Comment of 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)).
30. Future Agenda Items
Stakeholders are encouraged to propose items for possible consideration by the Board at a future meeting.
31. Board Member Comments for 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)).
32. Adjournment



NOTICE OF DENTAL ASSISTING COUNCIL MEETING AGENDA

Thursday, February 27, 2014

Upon Conclusion of Board Meeting Agenda Item 6

Wyndham Bayside San Diego

1355 North Harbor Drive, San Diego, CA, 92101

(619) 232-3861 or (916) 263-2300

Members of the Dental Assisting Council

Chair - Teresa Lua, RDAEF,

Vice Chair - Anne Contreras, RDA,

Pamela Davis-Washington, RDA

Judith Forsythe, RDA

Michele Jawad, RDA

Emma Ramos, RDA

Bruce Whitcher, DDS

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While the Board intends to webcast this meeting, it may not be possible to webcast the entire open meeting due to limitations on resources.

1. Call to Order/Roll Call/Establishment of Quorum
2. Approval of the August 26 and November 21, 2013 Dental Assisting Council Meeting Minutes
3. Status of Dental Assisting Program and Course Applications
4. Dental Assisting Program Licensure and Permit Statistics
5. Dental Assisting Program Examination Statistics

6. Discussion and Possible Action Regarding Appointing a Subcommittee to Work with Staff to Review the Registered Dental Assistant (RDA) and Registered Dental Assistant in Extended Functions (RDAEF) Examination Process in Order to Identify Improvements
7. Update Regarding Dental Assisting Educational Program and Course Requirements Regulatory Proposal
8. Public Comment for Items Not on the Agenda
The Council 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)).
9. Future Agenda Items
Stakeholders are encouraged to propose items for possible consideration by the Council at a future meeting.
10. Council Member Comments for Items Not on the Agenda
The Council may not discuss or take action on any matter raised during the Council 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)).
11. Adjournment



NOTICE OF ENFORCEMENT COMMITTEE MEETING
Thursday, February 27, 2014

Upon Conclusion of the Dental Assisting Council meeting
Wyndham Bayside San Diego
1355 North Harbor Drive, San Diego, CA, 92101
(619) 232-3861 or (916) 263-2300

MEMBERS OF THE ENFORCEMENT COMMITTEE

Chair – Steven Afriat, Public Member
Vice Chair – Ross Lai, DDS
Katie Dawson, RDH
Luis Dominicis, DDS
Thomas Stewart, DDS

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1. Call to Order/Roll Call/Establishment of Quorum
2. Approval of the February 28, 2013 Enforcement Committee Meeting Minutes
3. Define the 2014 Mission of the Enforcement Committee
4. Staff Update Regarding Enforcement Unit Status
5. Enforcement Program – Statistics and Trends
6. Review of Second Quarter Performance Measures from the Department of Consumer Affairs
7. Diversion Statistics

8. **Public Comment of Items Not on the Agenda**
The Committee 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)).
9. **Future Agenda Items**
Stakeholders are encouraged to propose items for possible consideration by the Committee at a future meeting.
10. **Committee Member Comments for Items Not on the Agenda**
The Committee may not discuss or take action on any matter raised during the Committee 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)).
11. **Adjournment**



NOTICE OF LEGISLATIVE AND REGULATORY COMMITTEE MEETING

Thursday, February 27, 2014

Upon Conclusion of the Enforcement Committee meeting

Wyndham Bayside San Diego

1355 North Harbor Drive, San Diego, CA, 92101

(619) 232-3861 or (916) 263-2300

MEMBERS OF THE LEGISLATIVE & REGULATORY COMMITTEE

Chair – Fran Burton, MSW, Public Member

Vice Chair – Thomas Stewart, DDS

Huong Le, DDS, MA

Meredith McKenzie, Public Member

Steven Morrow, DDS, MS

Public comments will be taken on agenda items at the time the specific item is raised. The Committee may take action on any item listed on the agenda, unless listed as informational only. 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 Committee Chair. For verification of the meeting, call (916) 263-2300 or access the Board's website at www.dbc.ca.gov. This Committee 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.

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1. Call to Order/Roll Call/Establishment of Quorum
2. Approval of the February 28, 2013 Legislative and Regulatory Committee Meeting Minutes
3. Define the 2014 Mission of the Legislative and Regulatory Committee
4. 2014 Tentative Legislative Calendar – Information Only
5. Discussion and Possible Action on the Following Legislation:
 - AB 318 (Logue) Dental Care: Telehealth
 - AB 809 (Logue) Healing Arts: Telehealth
 - AB 1174 (Bocanegra) Oral Health: Virtual Dental Homes
 - Any additional legislation impacting the Board that staff becomes aware of between the time the meeting notice is posted and the Board meeting

6. Update on Pending Regulatory Packages:

- (A) Uniform Standards for Substance Abusing Licensees (California Code of Regulations, Title 16, Sections 1018 and 1018.01);
- (B) Dentistry Fee Increase (California Code of Regulations, Title 16, Section 1021);
- (C) Portfolio Examination Requirements (California Code of Regulations, Title 16, Sections 1021, 1028, 1030, 1031, 1032, 1032.1, 1032.2, 1032.3, 1032.4, 1032.5, 1032.6, 1032.7, 1032.8, 1032.9, 1032.10, 1033, 1033.1, 1034, 1034.1, 1035, 1035.1, 1035.2, 1036, 1036.1, 1036.2, 1036.3, 1037, 1038, and 1039);
- (D) Abandonment of Applications (California Code of Regulations, Title 16, Section 1004);
- (E) Dental Assisting Educational Program and Course Requirements (California Code of Regulations, Title 16, Division 10, Chapter 3, Article 2); and,
- (F) Licensure by Credential Application Requirements

7. 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

8. Public Comment of Items Not on the Agenda

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9. Future Agenda Items

Stakeholders are encouraged to propose items for possible consideration by the Committee at a future meeting.

10. Committee Member Comments for Items Not on the Agenda

The Committee may not discuss or take action on any matter raised during the Committee 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)).

11. Adjournment



NOTICE OF EXAMINATION COMMITTEE MEETING

Thursday, February 27, 2014

Upon Conclusion of the Legislative and Regulatory Committee meeting

Wyndham Bayside San Diego

1355 North Harbor Drive, San Diego, CA, 92101

(619) 232-3861 or (916) 263-2300

MEMBERS OF THE EXAMINATION COMMITTEE

Chair – Stephen Casagrande, DDS

Vice Chair – Steven Morrow, DDS

Yvette Chappell-Ingram, Public Member

Judith Forsythe, RDA

Ross Lai, DDS

Huong Le, DDS, MA

Debra Woo, DDS

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1. Call to Order/Roll Call/Establishment of Quorum
2. Approval of the February 28, 2013 Examination Committee Meeting Minutes
3. Define the 2014 Mission of the Examination Committee
4. Update on Western Regional Examining Board (WREB) Activities
5. Staff Report on the WREB Occupational Analysis Performed by the Department of Consumer Affairs' (DCA) Office of Professional Examination Services (OPES)

6. Update on the Implementation of the Portfolio Licensure Examination for Dentistry
7. Public Comment of Items Not on the Agenda
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8. Future Agenda Items
Stakeholders are encouraged to propose items for possible consideration by the Committee at a future meeting.
9. Committee Member Comments for Items Not on the Agenda
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10. Adjournment



NOTICE OF ACCESS TO CARE COMMITTEE MEETING

Thursday, February 27, 2014

Upon Conclusion of the Examination Committee meeting

Wyndham Bayside San Diego

1355 North Harbor Drive, San Diego, CA, 92101

(619) 232-3861 or (916) 263-2300

MEMBERS OF THE ACCESS TO CARE COMMITTEE

Chair – Huong Le, DDS

Vice Chair – Meredith McKenzie, Public Member

Fran Burton, MSW, Public Member

Katie Dawson, RDH

Kathleen King, Public Member

Thomas Stewart, DDS

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1. Call to Order/Roll Call/Establishment of Quorum
2. Define the 2014 Mission of the Access to Care Committee
3. Report on Governor's Budget Funding for Dental Awareness Programs - Information Item Only
4. Report on the Dental Board's Workforce Data Collection – Cultural and Linguistic Competency Survey (Assembly Bill 269, Chapter 262, Statutes of 2007) and Office of Statewide Health Planning and Development's (OSHPD) Healthcare Workforce Clearinghouse Project (Senate Bill 139, Chapter 522, Statutes of 2007)
5. Presentation by Conrado Barzaga, MD, Executive Director of the Center for Oral Health Regarding Access to Care – Discussion to Follow

6. **Public Comment of Items Not on the Agenda**
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7. **Future Agenda Items**
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8. **Committee Member Comments for Items Not on the Agenda**
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9. **Adjournment**



NOTICE OF LICENSING, CERTIFICATION, AND PERMITS COMMITTEE MEETING

Thursday, February 27, 2014

Upon Conclusion of the Access to Care Committee meeting

Wyndham Bayside San Diego
1355 North Harbor Drive, San Diego, CA, 92101
(619) 232-3861 or (916) 263-2300

MEMBERS OF THE LICENSING, CERTIFICATION, AND PERMITS COMMITTEE

Chair – Bruce Whitcher, DDS
Vice Chair – Yvette Chappell-Ingram, Public Member
Steven Afriat, Public Member
Luis Dominicus, DDS
Judith Forsythe, RDA

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1. Call To Order/Roll Call/Establishment Of Quorum
2. Approval of the February 28, 2013 Licensing, Certification, and Permits Committee Meeting Minutes
3. Define the 2014 Mission of the Licensing, Certification, and Permits Committee
4. Dental and Dental Assisting Program Licensure and Permit Statistics
5. General Anesthesia/Conscious Sedation Permit Evaluation Statistics
6. Discussion and Possible Action Regarding the Board's General Anesthesia and Conscious Sedation Evaluation Program
7. Update on General Anesthesia/Conscious Sedation Calibration Course Webinar Dates

8. Discussion and Possible Action Regarding Future Proposal to Amend Business and Professions Code §§1646 to 1647.26 Relating to General Anesthesia, Conscious Sedation, and Oral Conscious Sedation
9. Public Comment of Items Not on the Agenda
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10. Future Agenda Items
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12. Adjournment