



## **BOARD MEETING AGENDA**

**May 14-15, 2015**

Crowne Plaza San Francisco Airport  
1177 Airport Blvd., Burlingame, CA 94010  
650-342-9200 (Hotel) or 916-263-2300 (Board Office)

### **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 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. 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](http://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.

## **Thursday, May 14, 2015**

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

1. 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).

#### **CLOSED SESSION – LICENSING, CERTIFICATION, AND PERMITS COMMITTEE**

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).

#### **RETURN TO OPEN SESSION – FULL BOARD**

2. Licensing, Certification 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).
3. Approval of the February 26-27, 2015 Board Meeting Minutes and the March 26, 2015 Teleconference Meeting Minutes
4. President's Report
5. Executive Officer's Report
6. Update from the Dental Hygiene Committee of California (DHCC)
7. Discussion and Possible Action Regarding the Dental Hygiene Committee of California (DHCC) Proposed Dental Hygiene Regulations Relative to Definitions (CCR, Title 16, Division 11, §1101)
8. Update Regarding Attorney General Opinion Regarding the Implementation of Uniform Standards for Substance Abusing Licensees, Dated April 8, 2015

#### **COMMITTEE/COUNCIL MEETINGS – SEE ATTACHED AGENDAS**

- LEGISLATIVE AND REGULATORY COMMITTEE  
See attached agenda

- JOINT EXAMINATION COMMITTEE AND DENTAL ASSISTING COUNCIL MEETING  
See attached agenda
- DENTAL ASSISTING COUNCIL MEETING  
See attached agenda
- EXAMINATION COMMITTEE MEETING  
See attached agenda

## **RETURN TO OPEN SESSION – FULL BOARD**

9. 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)).
10. Recess

## **Friday, May 15, 2015**

### **9:00 A.M. OPEN SESSION - FULL BOARD**

11. Call to Order/Roll Call/Establishment of Quorum
12. Discussion and Possible Action Regarding the Following Relating to the Dental Board's Sunset Review:
  - A. Responses to Current Issues Identified in the Legislative Oversight Background Report and March 23, 2015 Legislative Oversight Hearing;
  - B. Assembly Bill 178 and Assembly Bill 179 – Dental Board of California Sunset Review Legislation
  - C. Notification to Patients of Changes to Dental Practice (i.e. Sale, Retirement) and Patient Record Responsibility
  - D. Notice to Patients of Disciplinary Action and Probation
13. Enforcement
  - A. Staff Update Regarding Enforcement Program Status
  - B. Enforcement – Statistics and Trends
  - C. Review of Third Quarter Performance Measures from the Department of Consumer Affairs
  - D. Diversion Program Report and Statistics
14. Prescription Drug Abuse
  - A. Staff Update on California's Controlled Substance Review and Evaluation System (CURES)

- B. Update on Medical Board of California's April 13, 2015 Prescribing Task Force Meeting
  - C. Update on California Dental Association Lecture Titled "Addressing the Epidemic of Prescription Drug Abuse – A New Paradigm for Interprofessionalism Between Prescribers and Dispensers"
15. Subcommittee Report Regarding the Review of the Dental School Application from the Republic of Moldova
  16. Budget Report
  17. Report on the April 8, 2015 Meeting of the Elective Facial Cosmetic Surgery Permit Credentialing Committee; Discussion and Possible Action to Accept Committee Recommendations for Issuance of Permits
  18. Legislative and Regulatory Committee Report  
The Board may take action on any items listed on the attached Legislative and Regulatory Committee agenda.
  19. Joint Examination Committee and Dental Assisting Council Report  
The Board may take action on any items listed on the attached Joint Examination Committee and Dental Assisting Council agenda.
  20. Dental Assisting Council Report  
The Board may take action on any items listed on the attached Dental Assisting Council agenda.
  21. Examination Committee Report  
The Board may take action on any items listed on the attached Examination Committee agenda
  22. 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)).
  23. 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)).
  24. Adjournment



**NOTICE OF LEGISLATIVE AND REGULATORY COMMITTEE MEETING**

**Thursday, May 14, 2015**

*Upon Conclusion of Agenda Item 8*

Crowne Plaza San Francisco Airport  
1177 Airport Blvd., San Francisco, CA 94010  
650-342-9200 (Hotel) or 916-263-2300 (Board Office)

**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

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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 February 26, 2015 Legislative and Regulatory Committee Meeting Minutes
3. 2015 Tentative Legislative Calendar – Information Only
4. Discussion and Possible Action on the Following Legislation:
  - AB 85 (Wilk) Open meetings
  - AB 178 (Bonilla) Board of Vocational Nursing and Psychiatric Technicians of the State of California

- AB 179 (Bonilla) Healing Arts
  - AB 502 (Chau) Dental Hygiene
  - AB 507 (Olsen) Department of Consumer Affairs: BreEZe system: annual report
  - AB 611 (Dahle) Controlled substances: prescriptions: reporting.
  - AB 648 (Low) Community – Based services: Virtual Dental Home Program
  - AB 880 (Ridley-Thomas) Dentistry: licensure: exempt
  - SB 800 (Senate Committee on Business, Professions and Economic Development) Healing Arts
5. Update on 2015 Pending Regulatory Packages:
    - Abandonment of Applications (California Code of Regulations, Title 16, § 1004);
    - Delegation of Authority to the Executive Officer Regarding Stipulated Settlements to Revoke or Surrender a License;
    - Dental Assisting Educational Program and Course Requirements (California Code of Regulations, Title 16, Division 10, Chapter 3, Article 2);
    - Elective Facial Cosmetic Surgery Permit Application and Renewal Requirements (New Regulation);
    - Licensure By Credential Application Requirements;
    - Mobile and Portable Dental Unit Registration Requirements (Cal. Code of Regs., Title 16, Section 1049); and
    - Update of Continuing Education Requirements (Cal. Code of Regs., Title 16, Sections 1016 and 1017)
  6. 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
  7. 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)).
  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  
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)).
  10. Adjournment



**NOTICE OF JOINT MEETING OF THE EXAMINATION COMMITTEE AND  
THE DENTAL ASSISTING COUNCIL**

**Thursday, May 14, 2015**

*Upon Conclusion of Legislative and Regulatory Committee Meeting*  
Crowne Plaza San Francisco Airport  
1177 Airport Blvd., Burlingame, CA 94010  
650-342-9200 (Hotel) or 916-263-2300 (Board Office)

**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

**DENTAL ASSISTING COUNCIL**

Chair – Judith Forsythe, RDA  
Vice Chair - Anne Contreras, RDA  
Pamela Davis-Washington, RDA  
Teresa Lua, RDAEF  
Tamara McNealy, RDA  
Emma Ramos, RDA  
Bruce Whitcher, DDS

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](http://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.

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 November 6, 2014 Joint Examination Committee and Dental Assisting Council Minutes
3. Discussion and Possible Action Regarding the Registered Dental Assistant Practical Examination
  - Stakeholder Meeting with Senate Business and Professions and Assembly Business and Professions Committee Staff

- AB 178 (Bonilla) Board of Vocational Nursing and Psychiatric Technicians of the State of California
  - AB 179 (Bonilla) Healing Arts
  - March 30, 2015 Townhall Meeting
  - RDA Practical Examination Locations
4. Dental Assisting Program Examination Statistics
  5. Update on the Registered Dental Assistant (RDA) and Registered Dental Assistant in Extended Functions (RDAEF) Occupational Analysis
  6. Discussion and Possible Action Regarding Prep Tooth Placement Prior to 90 Minute Start Time on the RDA Practical Examination
  7. Discussion and Possible Action Regarding the Following Agenda Items Requested by the California Association of Dental Assisting Teachers (CADAT):
    - A. Discussion and Possible Action Regarding the Processing of Formal Education Candidate Applications Specific to Program Director Verification of Graduation
    - B. Discussion and Possible Action to Modify all Registered Dental Assisting (RDA) Examination Application Filing Periods to Meet the Needs of the June Graduates Annually
    - C. Discussion and Possible Action Regarding the Development and Distribution of the RDA Practical Examination Evaluation Criteria to the Educators as Requested During the August, November, and December 2014 and February 2015 Meetings
  8. Discussion and Possible Action Regarding the Following Agenda Items Requested by Joan Greenfield of J. Productions:
    - A. Discussion and Possible Action Regarding Separation of the Clinical and Restorative Portions of the RDAEF2 Examinations
    - B. Discussion and Possible Action Regarding Consideration of having the RDAEF examination given at each of the provider's classroom sites on the last day of the course. And possibly given on two days in a row so that a candidate who may fail a part of the examination may repeat it the following day.
    - C. Discussion and Possible Action Regarding Having at least two RDAEF2s on the examination committee.
  9. 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)).
  10. Future Agenda Items  
Stakeholders are encouraged to propose items for possible consideration by the Committee at a future meeting.



11. Committee Comments for Items Not on the Agenda

The Joint 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)).

12. Adjournment



## **NOTICE OF DENTAL ASSISTING COUNCIL MEETING AGENDA**

**Thursday, May 14, 2015**

*Upon Conclusion of Joint Dental Assisting Council and Examination Committee Meeting*

Crowne Plaza San Francisco Airport  
1177 Airport Blvd., Burlingame, CA 94010  
650-342-9200 (Hotel) or 916-263-2300 (Board Office)

### **Members of the Dental Assisting Council**

Chair - Judith Forsythe, RDA  
Vice Chair - Anne Contreras, RDA  
Pamela Davis-Washington, RDA  
Teresa Lua, RDAEF  
Tamara McNealy, RDA  
Emma Ramos, RDA  
Bruce Whitcher, DDS

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1. Call to Order/Roll Call/Establishment of Quorum
2. Approval of the February 26, 2015 Dental Assisting Council Meeting Minutes
3. Dental Assisting Program Licensure and Permit Statistics
4. Update Regarding Dental Board Sunset Review
  - Board Responses to Current Issues Identified in 2015 Legislative Overview Hearings

- Stakeholder Meeting with Senate Business and Professions and Assembly Business and Professions Committee Staff
  - Responses to Current Issues Identified in the Legislative Oversight Background Report and March 23, 2015 Legislative Oversight Hearing;
  - Assembly Bill 178 and Assembly Bill 179 – Dental Board of California Sunset Review Legislation
5. Discussion and Possible Action Regarding Students of Registered Dental Assisting Educational Programs that Close and Whether Other Board-Approved Registered Dental Assisting Educational Programs May Integrate those Students into their Curriculum
  6. Discussion and Possible Action Regarding the Side-by Side Comparison of the Commission on Dental Accreditation (CODA) Accreditation Standards for Dental Assisting Educational Programs and the California Code of Regulations, Title 16, Division 10, Chapter 3, Article 2, Regarding Dental Assisting Educational Programs
  7. Discussion and Possible Action Regarding Streamlining the Program Application Process for Registered Dental Assisting Educational Programs with Multiple Campuses
  8. Discussion and Possible Action Regarding Ultrasonic Scaling Requirements and the Orthodontic Assistant Permit Course Requirements
  9. Update on the June 19, 2015 Dental Assisting Council Regulatory Workshop and Draft Regulatory Language for the Dental Assisting Comprehensive Rulemaking Package
  10. Update on the Dental Assisting Program Re-Evaluations and Site Visits
  11. Discussion and Possible Action Regarding the Issuance of Course Completion Certificates to Students Who Fail to Graduate from a Board-Approved Registered Dental Assistant Program that Does Not Have Stand-Alone Course Approval
  12. Discussion and Possible Action Regarding the Implementation of AB 1174 (Bocanegra, Chapter 662, Statutes of 2014)
  13. Discussion and Possible Action Regarding the Applicability of:
    - Health and Safety Code, Division 104, Part 1, Chapter 4, Article 5 Regarding Radiologic Technologists,
    - California Code of Regulations, Title 17, Division 1, Chapter 5, Subchapter 4, Group 3, Article 4 Relating to Special Requirements for the Use of X-Ray in the Healing Arts
    - California Code of Regulations, Title 16, Sections 1014 and 1014.1 Relating to Radiation Safety Course Requirements for the Dental Board of California

14. 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)).
15. 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)).
16. Adjournment



**NOTICE OF EXAMINATION COMMITTEE MEETING**

**Thursday, May 14, 2015**

*Upon Conclusion of the Dental Assisting Council Meeting*

Crowne Plaza San Francisco Airport

1177 Airport Blvd., Burlingame, CA 94010

650-342-9200 (Hotel) or 916-263-2300 (Board Office)

**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 26, 2015 Examination Committee Meeting Minutes
3. Western Regional Examination Board (WREB) Update
4. American Dental Licensing Examination (ADEX) Report
5. Staff Update on Portfolio Pathway to Licensure
6. Public Comment of Items Not on the Agenda

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7. Future Agenda Items

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

8. 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)).

9. Adjournment