

**Title 16. DENTAL BOARD OF CALIFORNIA
DEPARTMENT OF CONSUMER AFFAIRS**

PROPOSED LANGUAGE

Adopt Sections 1001.1 and 1001.2 of Division 10 of Title 16 of the California Code of Regulations to read:

§ 1001.1. Discovery.

(a) For purposes of Section 1670.2 of the code, the word “discovers” means, with respect to each act or omission alleged as the ground for disciplinary action:

(1) the date the board received a complaint or report describing the act or omission.

(2) the date, subsequent to the original complaint or report, on which the board became aware of any additional acts or omissions alleged as the ground for disciplinary action against the same individual.

(b) For purposes of this section:

(1) “Complaint” means a written complaint from the public or a written complaint generated by board staff that names a particular licensee.

(2) “Report” means any written report required under the code to be filed with the board, but does not include a notice filed under Code of Civil Procedure Section 364.1.

(c) A notice filed under Code of Civil Procedure Section 364.1 shall be retained, pursuant to that code section, in a potential investigation file. If a complaint or report on the same act or omission is subsequently received by the board, the date the board discovers the act or omission alleged as the ground for disciplinary action is the date the board receives that complaint or report.

Note: Authority cited: Section 1614, Business and Professions Code. Reference: Section 1670.2, Business and Professions Code.

§ 1001.2. Filing Date.

An accusation or petition to revoke probation shall be deemed “filed” on the date it is signed by the executive officer or other person described in section 1001.

Note: Authority cited: Section 1614, Business and Professions Code. Reference: Section 1670.2, Business and Professions Code.