



**DENTAL BOARD OF CALIFORNIA MEETING AGENDA  
MAY 16-17, 2018**

Hyatt Regency Orange County  
11999 Harbor Boulevard, Pacific Room  
Garden Grove, CA 92840  
(844) 219-9515 (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  
Lilia Larin, DDS  
Huong Le, DDS, MA  
Meredith McKenzie, Public Member  
Abigail Medina, Public Member

Steven Morrow, DDS, MS  
Rosalinda Olague, RDA  
Joanne Pacheco, RDH, MA  
James Yu, DDS  
Bruce Whitcher, 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](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 or technical difficulties that may arise. To view the Webcast, please visit <https://thedcapage.wordpress.com/webcasts/>.

## Wednesday, May 16, 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. Introduction of New Board Members
4. Approval of the February 8-9, 2018 Board Meeting Minutes
5. Discussion and Possible Action Regarding Appointment to the Elective Facial Cosmetic Surgery Permit Credentialing Committee
6. Budget Report
  - A. State Dentistry Fund
  - B. State Dental Assisting Fund
7. Discussion and Possible Action Regarding Appointments to the Dental Assisting Council
8. Dental Assisting
  - A. Staff Update on Dental Assisting Program
  - B. Update on Dental Assisting Program and Course Applications
  - C. Update regarding RDA Program Re-evaluations
  - D. 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
  - E. 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)

- F. Update regarding the Combining of the Registered Dental Assistant (RDA) Law and Ethics and General Written Examinations
  
- G. Discussion and Possible Action Regarding the Scope of Practice for the RDAEF2 as submitted by Joan Greenfield, representative of RDAEF Association and J Productions Dental Seminar's Inc
  - i. Placement of Gingival Retraction Cord
  - ii. Removal of the Placement of Gingival Retraction Cord from the RDAEF Clinical Examination as a Separately Graded Item
  - iii. Change the Procedures on the RDAEF Restorative Examination
  - iv. Addition of the Administration of Local Anesthesia
  - v. Addition of the Administration of Nitrous Oxide
  
- 9. Legislation and Regulations
  - A. 2018 Tentative Legislative Calendar – Information Only
  
  - B. Discussion and Possible Action Regarding the Following Legislation:
    - Bills to be reviewed and considered:*
      - i. Assembly Bill 224 (Thurmond) - Dentistry: Anesthesia and Sedation
      - ii. Assembly Bill 2086 (Gallagher) - Controlled Substances: CURES Database
      - iii. Assembly Bill 2138 (Chiu) - Licensing Boards; Denial of Application: Revocation or Suspension of Licensure: Criminal Conviction
      - iv. Assembly Bill 2483 (Voepel) - Indemnification of Public Officers and Employees: Antitrust Awards
      - v. Assembly Bill 2643 (Irwin) - Dentistry: General Anesthesia: Health Coverage
      - vi. Assembly Bill 2789 (Wood) - Health Care Practitioners: Prescriptions: Electronic Data Transmission
      - vii. Senate Bill 392 (Bates) - Dentistry: Report: Access to Care: Pediatric Dental Patients
      - viii. Senate Bill 501 (Glazer) - Dentistry: Anesthesia and Sedation: Report
      - ix. Senate Bill 1148 (Pan) - Medi-Cal: Restorative Dental Services
      - x. Senate Bill 1238 (Roth) - Patient Records; Maintenance and Storage
      - xi. Senate Bill 1298 (Skinner) - Increasing Access to Employment Act
      - xii. Senate Bill 1482 (Hill) - Dental Hygienists
      - xiii. Senate Bill 1491 (Committee on Business Professions and Economic Development/Hill) - Healing Arts
  
    - Bills for information purposes only, no discussion or action:*
      - i. Assembly Bill 1751 (Low) - Controlled Substances: CURES Database
      - ii. Assembly Bill 1752 (Low) - Controlled Substances: CURES Database
      - iii. Assembly Bill 1753 (Low) - Controlled Substances: CURES Database

- iv. Assembly Bill 2174 (Waldron) - Heroin and Opioid Public Education (HOPE) Act
- v. Assembly Bill 2783 (O'Donnell) - Controlled Substances; Hydrocodone Combination Products: Schedules
- vi. Senate Bill 641 (Lara) - Controlled Substance Utilization Review and Evaluation System: Privacy
- vii. Senate Bill 984 (Skinner) - State Boards and Commissions: Representation: Women
- viii. Senate Bill 1125 (Atkins) - Federally Qualified Health Center and Rural Health Clinic Services
- ix. Senate Bill 1240 (Stone) - Prescription Drugs: CURES Database

C. Discussion and Possible Action Regarding Draft Statutory Language to Update Definitions for General Anesthesia, Conscious Sedation, and Oral Sedation for Pediatrics and Adults

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)

10. Discussion and Possible Action Regarding Rulemaking to Amend California Code of Regulations, Title 16, Section 1005 Relating to Minimum Standards for Infection Control

11. Discussion and Possible Action 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
12. Examinations
  - A. Update on the Portfolio Pathway to Licensure
  - B. Western Regional Examination Board (WREB) Report
13. Licensing, Certifications, and Permits
  - A. Review of Dental Licensure and Permit Statistics
  - B. General Anesthesia and Conscious Sedation Evaluation Statistics
  - C. Discussion and Possible Action Regarding Evaluators for On-Site Inspections and Evaluations
14. Presentation regarding Dental Anesthesia Data Collection Tool

#### **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**

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

**Thursday, May 17, 2018**

### **8:00 A.M. FULL BOARD MEETING – OPEN SESSION**

15. Call to Order/Roll Call/Establishment of Quorum
16. Ethics Training Presentation by Michael Santiago, Dental Board Legal Counsel
17. Executive Officer's Report
  - A. Staffing Update – Vacancies and New Hires
  - B. Update Substance Abuse Coordination Committee in Response to SB 796 - Review Uniform Standard #4 Relating to Frequency of Test
  - C. DCA Licensing/Enforcement Performance Measures Workgroups
  - D. Diversion Program Contract Update
  - E. Establishment of a Dental Public Health Training and Technical Assistance Center
  - F. BreEZE Maintenance Contract Update
  - G. Update regarding the American Association of Dental Board (AADB) Meeting
  - H. Sexual Harassment Prevention Training (SHPT) Compliance Update
  - I. Update on University DeLaSalle Dental School Graduates
18. Report of Dental Hygiene Committee of California (DHCC) Activities
19. Report of Department of Consumer Affairs (DCA) Staffing and Activities
20. Discussion and Possible Action Regarding Renewal of Board's Approval of the University of DeLaSalle Bajio School of Dentistry
21. Substance Use Awareness
  - A. Diversion Program Report and Statistics
  - B. Update Regarding Controlled Substance Utilization Review and Evaluation System (CURES 2.0) Registration
  - C. Update Regarding the February 27, 2018, Statewide Opioid Safety Workgroup Meeting
  - D. Discussion and Possible Action Regarding Senate Bill 1109 (Bates) - Controlled Substances: Schedule II Drugs: Opioids
22. Dental Board of California Sunset Review Report 2018
  - A. Review of Issues Identified During 2015 Legislative Oversight Hearing

- B. Discussion and Possible Action Regarding New Issues for 2019 Legislative Oversight Hearing
  - i. Licensure by Credential
  - ii. Licensure by Residency
  - iii. Licensure by WREB
  - iv. New License to Replace Cancelled License
  - v. Certification of Proof of Graduation for Dental Education – Dean or Dean Delegate Signature Authority
  
- 23. Enforcement
  - A. Review of Enforcement Statistics and Trends
  
  - B. Review of Fiscal Year 2017-2018 First/Second/Third Quarters Performance Measures from the Department of Consumer Affairs
  
- 24. 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.
  
- 25. 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)).
  
- 26. 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)).
  
- 27. Adjournment