



DENTAL BOARD OF CALIFORNIA
 1432 HOWE AVENUE, SUITE 85, SACRAMENTO, CA 95825-3241
 TELEPHONE: (916) 263-2300
 FAX: (916) 263-2140
www.dbc.ca.gov



Sheraton San Diego Hotel & Marina
 1380 Harbor Island Drive
 San Diego, CA

**April 3-4, 2003
 Board Meeting
 Minutes**

The meeting was called to order at 9:20 am. All members were present except for Ms. LaDonna Drury-Klein. A quorum was established.

Members Present

David Baron, Public Member
 Newton Gordon, DDS
 Lawrence Hundley, DDS
 Alan Kaye, DDS
 Patricia Osuna, RDH
 Michael Pinkerton, Public Member
 George SooHoo, DDS
 Ariane Terlet, DDS
 Chester Yokoyama, DDS

Staff Present

Cynthia Gatlin, Executive Officer
 Gladys Mitchell, Staff Manager
 Lynn Thornton, Chief of Enforcement
 Norine Marks, Legal Counsel
 Irene Gonzales, Budget Analyst
 Peggy Bagdasarian, Enforcement Coordinator
 Anita Dowty, Enforcement Unit
 La Rita Abdul-Rahman, Executive Secretary
 Traci Napper, CE Coordinator

Agenda Item 3 – Approval of Minutes

It was m/s/c (Pinkerton/Gordon) to approve the minutes of the January 31, 2003 meeting as written.

It was m/s/c (Gordon/Pinkerton) to approve the minutes of the February 20, 2003 teleconference meeting with the following change:

The spelling of Dr. Stan Sarabian should be Surabian.

Agenda Item 4 – President's Report

Dr. Alan Kaye thanked Ms. Tricia Osuna for her efforts in helping coordinate the AADE Annual Meeting to be held in San Francisco, CA in October 2003. Dr. Kaye asked Ms. Osuna to provide the board a brief update on her involvement.

Ms. Tricia Osuna informed the board that members are not expected to accompany spouses on tours. However, the board was asked to get corporate sponsors for the meeting. Ms. Osuna attended the AADE Chicago Meeting and met with about 25 different corporate entities and provided information about sponsorship exhibit space. A letter was sent to Mayor Willie Brown asking him to bring greetings on behalf of the Dental Board and the State of CA. Mr. Brown has not yet

responded. Several board members have volunteered to assist with registration. Ms. Osuna will provide another update at the July board meeting.

Dr. Kaye, as well as Dr. Newton Gordon and Dr. Ariane Terlet attended the Dental Exam held at UOP March 27-30, 2003. Dr. Kaye stated he was very impressed with the quality of the exam and the calibration process. Dr. Chester Yokoyama attended the Dental Exam held at USC February 20-23, 2003 for the first time since taking the boards. He also commended Dr. George SooHoo on the excellent job he is doing with exams.

Dr. Kaye asked Mr. Michael Pinkerton to give a brief report on the Sunset Hearing that was held April 2, 2003. Mr. Pinkerton reported that the hearing was relatively uneventful. The Enforcement Monitor, Mr. Ben Frank, gave a short presentation. Ms. Cynthia Gatlin, Executive Officer, and Ms. Lynn Thornton, Chief of Enforcement were also in attendance and responded to Mr. Frank's remarks. Overall, Mr. Pinkerton felt it was very positive and that the board is on the right track.

Dr. Kaye noted that the board is working with a very sparse budget. As a result, expenditures are being monitored more closely. Dr. Kaye has asked Ms. Irene Gonzales, Budget Analyst, and Ms. Cynthia Gatlin to assist him in picking and choosing what events board members will be going to help control the constant bleed of money out of a very tight budget.

Dr. Kaye addressed his concern with Dental Insurance Companies, such as Delta Dental, dictating treatment for patients. Dr. Kaye would like to invite a representative from Delta Dental to address the issues of coverage and billing practices.

It was m/s/c (Baron/Pinkerton) to direct staff to prepare a letter inviting Delta Dental to attend the next meeting of the board.

Lastly, Dr. Kaye announced his appointment of Drs. George SooHoo and Newton Gordon to CDA's Taskforce to Review the Licensing Examination.

Agenda Item 5 – Executive Officer's Report

Ms. Cynthia Gatlin reported on the following issues:

- Over the past two weeks, she has had meet and greet sessions with Senator Figueroa, Senator Aanestad, and Assemblyman Correra. She is also scheduled to meet with Senator Vincent next week.
- Ms. Gatlin is working with Mr. Travis McCann, Facilitator with the Department of Consumer Affairs, to set up a Strategic Plan Development Session. Possible dates that would not conflict with exams and board meetings were provided for the board's consideration. September 8,9,10, 2003 was tentatively selected to have the Strategic Planning Session. Location to be determined.
- Ms. Gatlin informed the members of two new hires to the board. Ms. Linda Madden is the new Legislation Coordinator for the board and Ms. Karen Davies handles the issuance of permits and the board's newsletter.

A temporary solution has been put into place to correct the inability of consumers to reach board staff.

Agenda Item 6 – Budget Report

Budget Analyst, Ms. Irene Gonzales, informed the board of an error on the budget projections provided in their board packets. However, a corrected version was provided to all members and to the public. The projections reflect the loss of revenue associated with the General Fund loans of \$5m in FY 02/03 and \$5m in FY 03/04. This report also included appropriations of \$3m over the next three fiscal years, to fund the Dental Corp Loan Repayment Program to begin in FY 03/04.

Ms. Gonzales provided additional exhibits showing the intended Budget Change Proposals in the amount of \$1,043,519 that will increase the board's spending authority to assist in administering new programs, such as Licensure by Credential, the Loan Repayment Program and the Mexican Dentist Pilot Program. She informed the board of the department-wide implementation of the Professional Licensing and Enforcement Management System (PLEMS) in FY 05/06 that will cost approximately \$206,300.

At the January 2003 meeting, CDA requested an analysis of the board's budget to include how the budget would be affected if the licensing fees were to be reduced. As a result of all of the above-mentioned anticipated activity, it was determined that a reduction in fees would not be feasible at this time.

Mr. Pinkerton requested that staff continue to monitor the budget and to inform the board when the opportunity exists, to ask for additional funds through budget change proposals.

Agenda Item 7 – Proposal of Consumer Friendly Dental Materials Fact Sheet

Dr. Chester Yokoyama, Chair of the Dental Material Fact Sheet Committee, informed the board of his intent to have a proposed Consumer-Friendly Fact Sheet based on the existing Dental Materials Fact Sheet available for this meeting. However, due to differences of opinion between committee members and the controversy over the accuracy of the existing Fact Sheet, that draft is not yet available. Dr. Yokoyama stated he would like to model the Fact Sheet after the existing fact sheet provided by the state of Maine and is hoping to present a draft at the next board meeting.

Public comments were received from Dr. David Kennedy, Ms. Anita Tibau, Mr. Jeff Green, Ms. Collette Galvez, Mr. Charlie Brown, and Dr. Earl Johnson in support of the board reviewing the science and developing an accurate consumer-friendly fact sheet.

Agenda Item 8 – Proposed Regulatory Language on AB 982

Legal Counsel, Ms. Norine Marks informed the board of the following small change to the modified language that was made after the board packets were mailed:

(e) "Full-time status" or "full-time practice" means providing dental services for a minimum of 40 hours per week, for a minimum of 45 weeks per year. The 40 hours per week may not be accrued in less than four days per week. The 40 hours per week may be worked at more than one practice setting (as defined by Section 1971(f) of the code). At least 32 hours per week must be spent

providing direct patient care at the approved practice setting(s), and up to 8 hours in practice-related activities, e.g., chart review, meetings, etc. Time spent "on-call" cannot be counted toward the 40-hour week.

It was m/s/c (Hundley/Gordon) to accept proposed language and set for hearing.

Agenda Item 9 – Recommendation to Adopt Regulation Defining Bachelor’s Degree Equivalency for RDHAP

COMDA Chair, Ms. Rhona Lee, requested the board adopt the modified language of section 1079.2.

It was m/s/c (Osuna/Terlet) to adopt. Dr. Gordon abstained.

Agenda Item 10 – Set Meeting Dates for 2004

Ms. Tricia Osuna suggested that the board establish a system that at each meeting a meeting date for the following year is set.

Legal Counsel, Ms. Norine Marks, suggested that the board consider setting five instead of four meeting dates for 2004. This would alleviate some of the problems that occur in disciplinary cases and the time that passes in between meetings.

It was m/s/c to tentatively set the board meeting for January 29-30, 2004.

Agenda Item 11 – Proposed Language to Amend CCR § 1021(u)

This item was provided as information only to make the board aware that as directed at the January 2003 meeting, staff has prepared a notice to set for hearing in July.

Agenda Item 12 – Diversion Evaluation Committee Liaison Report

In the absence of Committee Chair, Ms. LaDonna Drury-Klein, Ms. Gladys Mitchell provided a brief overview of the Diversion Statistics. This item was provided as information only.

Agenda Item 13 – Continuing Education Committee Chair Report

It was m/s/c (Baron/Gordon) to accept the report as presented by Ms. Osuna.

Agenda Item 14 – Legislative Committee Report

It was m/s/c (Hundley/Gordon) to accept the report as given by Mr. Pinkerton.

Agenda Item 15 – Enforcement Committee Report

It was m/s/c (Baron/Osuna) to accept the report as presented by Mr. Pinkerton.

Agenda Item 16 – Examination Committee Report

It was m/s/c (SooHoo/Hundley) to accept the report as given by Dr. SooHoo.

Agenda Item 17 – Access to Care Subcommittee Report

It was m/s/c (Terlet/Hundley) to accept the report as presented by Dr. Kaye.

Agenda Item 18 - Public Comment

Dr. Peter Scheer of Mirage Surgery Center gave a brief presentation to the board and asked the board to rescind its January 2000 letter on OMS Scope of Practice. Dr. Kaye requested this item be agendaized for the next meeting for more discussion.

The meeting was adjourned at 11:30 am.



DENTAL BOARD OF CALIFORNIA
1432 HOWE AVENUE, SUITE 85, SACRAMENTO, CA 95825-3241
TELEPHONE: (916) 263-2300
FAX: (916) 263-2140



Examination Committee Meeting
April 3, 2003
San Diego, CA

Minutes

Members Present:

George SooHoo, DDS, Chair
Newton Gordon, DDS
Patricia Osuna, RDH
Ariane Terlet, DDS
Chester Yokoyama, DDS

Staff Present:

Cynthia Gatlin, Executive Officer
Gladys Mitchell, Staff Manager
La Rita Abdul-Rahman, Secretary
Norine Marks, Legal Counsel

The meeting was called to order at 3:55 pm. All members of the committee were present and a quorum was established.

AGENDA ITEM 3 – Approval of Minutes

The minutes of the January 30, 2003 meeting were approved as written.

AGENDA ITEM 4 – Update on Use of Ultrasonic Scalers on RDH Exam

Dr. Yokoyama reported he has been in contact with several different people at USC on this issue, but more clarification was needed. This issue was tabled until additional information is received.

AGENDA ITEM 5 – Recommendation to Adopt Regulations Requiring Exams in Law & Ethics for RDHs

It was m/s/c to set for hearing the regulations that would require RDHs to take exams in Law & Ethics as recommended by COMDA Chair, Ms. Rhona Lee.

AGENDA ITEM 6 – Request for Extension of Remedial Education

It was m/s/c to deny Ms. Erica Denley's request to extend completion of a Remedial Education Program.

AGENDA ITEM 7 – Auxiliary Examination Statistics

The Auxiliary Exam Statistics were provided as information only. The Committee would like the statistics from the dental exams included in future board packets.

AGENDA ITEM 8 – Approval of Observers for the May Exam at USC

It was m/s/c to allow Ms. Shanda Wallace, former Chief Examiner of the Dental Hygiene Boards, and Ms. Mary Turner, Dean of Allied Health Science at Sacramento City College, to observe the May 22-25, 2003 Dental Exams at USC.

The Committee will be developing a security agreement and specific criteria for individuals wishing to observe the exams.

AGENDA ITEM 9 – Discussion of Computer Based Training

The Committee discussed the possibility of moving to computer based testing. This issue will be discussed in further detail in the future once more information is gathered.

AGENDA ITEM 10 – Public Comment

No public comment was given.

AGENDA ITEM 11 – Closed Session – Approval of Proposed RDHAP Written Examination

The Committee went into closed session to review and approve the proposed RDHAP Written Exam as requested by COMDA.

The meeting was adjourned at 5:30 pm.



DENTAL BOARD OF CALIFORNIA
1432 HOWE AVENUE, SUITE 85, SACRAMENTO, CA 95825-3241
TELEPHONE: (916) 263-2300
FAX: (916) 263-2140



Continuing Education Committee Meeting
April 4, 2003
San Diego, CA

Minutes

Members Present:

Patricia Osuna, RDH, Chair
Newton Gordon, DDS
Ariane Terlet, DDS

Staff Present:

Cynthia Gatlin, Executive Officer
Gladys Mitchell, Staff Manager
La Rita Abdul-Rahman, Executive Secretary
Traci Napper, CE Coordinator
Norine Marks, Legal Counsel

The meeting was called to order at 1:20 pm. All members of the committee were present and a quorum was established.

AGENDA ITEM 3 – Approval of Minutes

It was m/s/c to approve the January 30, 2003 minutes as written.

AGENDA ITEM 4 – Consideration of Amendment to 16 CCR § 1016

It was m/s/c to re-establish categories I and II and to direct staff to draft proposed language for the next board meeting.

Committee Chair, Ms. Tricia Osuna asked Mr. John Galbraith of CDA to provide a list of specific courses offered through TDIC. Ms. Christie Menage-Bernie of CDHA gave the following examples of courses she would like to see included:

- Ergonomics
- Instrumentation Skills
- Patient Compliance
- Practice Management

Dr. Earl Johnson stated he would like the language to be more specific with the percentages from each category. Dr. Newton Gordon suggested 80/20%.

AGENDA ITEM 5 - Consideration of Amendment to 16 CCR § 1017 – CE via internet, tape, correspondence

This item is a continuation from the January meeting. Business and Profession Code 1017 list 25 and 50 CE units respectively for Hygienists and Dentists. There are definitions about the percentage or how many of those units can be done in certain modes of education.

Ms. Osuna stated the committee will be looking into the difference between a tape versus a textbook and internet versus attending courses. Dr. Terlet would also like the committee to review internet courses. She also requested staff to inquire with similar boards on their internet courses.

AGENDA ITEM 6 – Proposed Regulatory Change to 16 CCR § 1017(b) – CE Language for General Anesthesia

Currently, the law references the April 1983 American Heart Association Guidelines.

Dr. Newton Gordon directed staff to amend 1017(b) to remove the April 1983 published date for the American Heart Association and submit the proposed language for the next meeting.

AGENDA ITEM 7 – Public Comment

No further public comment was given.

The meeting adjourned at 2:05 pm.