



Dental Board of California Meeting
Thursday, February 24, 2011
San Diego

Members Present:

John Bettinger, DDS, President
Bruce Witcher, DDS, Vice President
Luis Dominicus, DDS, Secretary
Fran Burton, Public Member
Stephen Casagrande, DDS
Rebecca Downing, Public Member
Judith Forsythe, RDA
Huong Le, DDS
Suzanne McCormick, DDS
Steven Morrow, DDS, MS
Thomas Olinger, DDS

Members Absent:

Steven Afriat, Public Member

Staff Present:

Richard DeCuir, Executive Officer
Kim A. Trefry, Enforcement Chief
Jocelyn Campos, Enforcement Coordinator
Donna Kantner, Licensing & Examination Unit Manager
Karen Fischer, Administrative Analyst
Sarah Wallace, Legislative/Regulatory Analyst
Linda Byers, Executive Assistant
Kristy Shellans, DCA Senior Staff Counsel
Greg Salute, Deputy Attorney General

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8:00 a.m. DENTAL BOARD OF CALIFORNIA – FULL BOARD

ROLL CALL: Establishment of a Quorum

President Bettinger called the meeting to order at 8:08 a.m. Secretary Dominicus called the roll and established a quorum. Mr. Afriat was absent. Dr. Bettinger thanked all the Board Members for taking time away from their families and work to be a part of this Board for the purpose of public protection. Dr. Bettinger asked that we observe a moment of silence in remembrance of Dr. Jeanne Savage-Adams the first female President of the Dental Board. The Board immediately went into Committee Meetings.

The Full Board reconvened at 11:20 p.m.

AGENDA ITEM 1: Subcommittee Report on the need to Revise the Dental Restorative Materials Fact Sheet

Dr. Morrow reported that he and Dr. Dominicus were appointed by Dr. Bettinger as a subcommittee to review and make recommendations regarding the Dental Materials Fact Sheet. The subcommittee reviewed the available literature relating to biomaterials and biological effects of materials and at this

time report that there is no scientific evidence to support any change in the Dental Materials Fact Sheet. M/S/C (Dominicis/Forsythe) to accept the subcommittee's report. The motion passed unanimously.

AGENDA ITEM 2: Discussion and Possible Action Regarding:

(A) Report on renewal application of the Universidad De La Salle and Board procedures and options

Dr. Dominicis recused himself and left the dais. Dr. Bettinger stated that the reason that this is on the agenda is that the Universidad De La Salle is up for renewal this year. Dr. Bettinger, Dr. Le and Richard DeCuir met with representatives from the Universidad De LaSalle to discuss their renewal and open direct lines of communication. Dr. Arianna Terlet, former Board member and part of the original certification team gave a verbal report. Just as this was the first foreign Dental School Program to receive approval, it is also the first to apply for renewal. Communication will be the key to making this process work. The Dean brought the renewal application that the Board had mailed to them, to the meeting in February and they reviewed it and went over expectations. Dr. Bettinger stated that we are waiting for them to return the application and documentation. Once we receive this and determine it is adequate, we will hopefully have a site team and try to get a waiver for out of the country travel for a site visit. Dr. Olinger voiced his concern about accrediting a foreign Dental School that we have not regularly visited. He speculated that it may put us at risk for successful litigation especially if we are not doing the required site visits. Kristy Shellans suggested that we wait until we get the renewal application before we start speculating on what may or may not happen. Dr. McCormick asked what the next step is. She asked if a technical advisory group should be formed. Dr. Bettinger stated that the technical advisory group is only necessary for the initial accreditation but is not necessary for the renewal. Dr. McCormick asked if given the Board's scheduled meetings, are we going to be able to meet the November deadline for re-accreditation. Dr. Bettinger stated that that will depend on when they return the application and if the documentation is sufficient. Dr. Le stated that because the Board is ever changing, members come and go, if the school were to seek CODA accreditation there would be set standards to insure that those students who attended the school would be eligible to obtain California licensure instead of ever changing standards due to new Board Members. Dr. McCormick stated that we should wait until we get the application back before we do anything. She stated that transparency and a level playing field are the most important points. Dr. Olinger stated that how can we have a level playing field when we don't accredit any other schools. M/S/C (Burton/Bettinger) to authorize creation of a subcommittee to review renewal documentation from De La Salle upon submittal. The motion passed unanimously. Bill Lewis of CDA publicly commented that we should look at the options given the statute. Kristy Shellans stated that her opinion is that there are only two options and those are to either approve or deny.

(B) Proposed Legislation to Amend Business and Professions Code Section 1636.4 Relative to the Provisional or Full Accreditation Process for Foreign Dental Schools

Dr. Bettinger stated that now that we have International CODA, do we want to require it for Foreign Dental Schools and give the Board authority to accept that accreditation as its own. Dr. McCormick stated that in light of the extensive regulatory packages that we already have she suggested that this item be tabled at this time. M/S/C (Olinger /Morrow) to recommend a statutory change to 1636.4 which would mirror 1024(B). The motion passed with 10 ayes and 1 nay. Bill Lewis publicly commented that by May the Board should have a better picture of where the process is going. You should have the application by then and with Sunset Review still open you may be able to get some of these changes inserted into the Sunset Review Bill. Earl Johnson speaking for himself stated that we should not be in the business of Dental school approval. We are not qualified. We need to pass this off to CODA because that's their line of business. We need to get the statute changed so we don't have to go through this again.

PUBLIC COMMENT - FOR ITEMS NOT ON THE AGENDA

There was no public comment.

Recess - Lunch Break

The Board recessed at 12:23 p.m. for lunch

Dr. Bettinger reconvened the Board at 2:10 p.m. Dr. Dominicis called the roll and established a quorum.

The Board went into closed session to discuss disciplinary matters and litigation.

The Board returned to open session at 6:00 pm.

PUBLIC COMMENT

There was no public comment.

The meeting recessed at 6:05 pm.

DRAFT