



**DENTAL BOARD OF CALIFORNIA**  
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Contractors State License Board  
 9821 Business Park Drive  
 Sacramento, CA

**April 24, 2002**  
**Board Meeting**  
**Minutes**

The meeting was called to order at 9:00 am by the Assistant Executive Officer, Richard DeCuir. Roll was called and a quorum established.

**Members Present**

Newton Gordon, DDS  
 Lawrence Hundley, DDS  
 Alan Kaye, DDS  
 LaDonna Drury-Klein, RDA  
 Patricia Osuna, RDH  
 Michael Pinkerton, Public Member  
 George SooHoo, DDS  
 Ariane Terlet, DDS  
 Chester Yokoyama, DDS

**Staff Present**

Richard DeCuir, Assistant Executive Officer  
 Alan Mangels, Attorney General Liaison  
 Norine Marks, Legal Counsel  
 Anita Scuri, Legal Counsel  
 Peggy Bagdasarian, Enforcement Coordinator  
 Errol Chisom, Legislative Coordinator  
 La Rita Abdul-Rahman, Secretary

**Member Absent**

David Baron, Public Member

**AGENDA ITEM 2** Introduction of Board Members

Assistant Executive Officer, Mr. Richard DeCuir, congratulated the new members on their recent appointments to the Dental Board, and asked that they introduce themselves and give a brief statement about their background. Mr. DeCuir also introduced key departmental personnel that were present at the meeting, as well as the board's Attorney General Liaison.

**AGENDA ITEM 3** Administer Oaths of Office

The Director for the Department of Consumer Affairs, Ms. Kathleen Hamilton administered Oaths of Office to all members of the board.

**AGENDA ITEM 5** Election of Officers

Mr. Richard DeCuir, deferred this item to our legal attorneys, Ms. Norine Marks and Ms. Anita Scuri, for them to explain the process, what is required by statute, which is to appoint a Board President, Vice President and a Secretary. Ms. Scuri informed the board of the history of electing officers. Traditionally, election of officers would take place at the last

board meeting of the year. This was done to allow the incoming President to serve a full year term and to provide that individual an opportunity to figure out which direction he/she wanted to go with the board. Ms. Scuri advised the members of their option to (1) choose officers now; (2) wait until the end of the meeting to give them a chance to get to know each other better; or (3) defer the election of officers until the next meeting of the board.

Ms. Patricia Osuna made a motion to table the election of officers until the end of the meeting. It was 2<sup>nd</sup> by ( ). The motion died.

It was m/s/c (Pinkerton/SooHoo) to elect officers at the present time.

Another issue that had to be taken into consideration with regards to electing officers was whether or not to elect officers just for the remainder of this calendar year or allow the elected officers to serve current year and calendar year 2003.

Ms. Osuna made a motion to elect officers for the remainder of this year only and stay with the tradition of holding elections at the November meeting. It was 2<sup>nd</sup> by ( ). This motion died.

It was m/s/c (SooHoo/Pinkerton) to elect officers for an 18 month term.

Dr. George SooHoo nominated Dr. Alan Kaye for the position of Board President. It was m/s/c to elect Dr. Kaye as board president.

Ms. LaDonna Drury-Klein nominated Mr. Michael Pinkerton for the position of vice president. Dr. Lawrence Hundley nominated Ms Patricia Osuna for vice president. It was m/s/c to elect Mr. Pinkerton as vice president.

Dr. Newton Gordon nominated Ms. LaDonna Drury-Klein for the position of secretary. It was m/s/c to elect Ms. Drury-Klein as secretary.

Dr. Chester Yokoyama commented for the record "that only the members who served on the board previously know each other and are commenting on the qualifications of each other. He has no idea of who or what they have done in the past, but obviously the previous board was not doing what they should have been doing." He requested to go on record as saying that with these elections, he has no way of judging these people, so he is just going along.

**AGENDA ITEM 8** Accept Receipt of 11/30/01 and 12/27/01 minutes of the former Board

Board President, Dr. Alan Kaye, deferred this item to Legal Counsel, Anita Scuri. She advised the board of their option to adopt, accept, modify or reject the minutes from the last meeting of the previous board. She recommended that the board do not reject the minutes.

It was m/s/c ( / ) to adopt the 12/27/01 teleconference meeting minutes.

Ms. LaDonna Drury-Klein made a motion to modify and correct the 11/30/01 minutes prior to the board taking action. She pointed out issues that were excluded from the minutes. Ms. Drury-Klein also requested that the maker of the minutes identify the

makers of the motions.

It was m/s/c ( / ) to table adoption of the 11/30/01 minutes and direct staff to make the requested changes to be presented at the next meeting for adoption.

**AGENDA ITEM 9** Assistant Executive Officer's Report

Mr. Richard DeCuir provided a brief overview of the activities that has taken place since the sunseting of the board in January 2002. He asked the staff members that were present to introduce themselves and give a brief description of their duties and programs handled.

During the overview of the board's budget, Judy Babcock of the California Dental Association (CDA) asked for clarification of the Budget Act Transfers line item in the amount of \$5,000,000. She requested the board provide, to the public, a thorough financial analysis with a substantiated rationale for maintaining the current fee level or alternatively, a proposal to reduce the licensure fee. Ms. Babcock was advised that the \$5,000,000 was a loan to the General Fund in an effort to assist in balancing the State Budget.

**AGENDA ITEM 10** Appointment of Members to Statutory Committees

Ms. Anita Scuri advised the board that they be required by law to make appointments to the Enforcement and Examination Committees. All other standing committees have been at the discretion of the board president. Board President, Dr. Alan Kaye, asked each member to express their interest in the committees they would like to be a part of. Richard DeCuir provided a brief description of the responsibilities of each committee.

**AGENDA ITEM 11** Establishment of Additional Committees

Based on the committees established by previous boards, Dr. Kaye asked each member to express what committees they were interested in. As in the past, the board president will make the final appointments to the committees. The committee assignments will be announced at the next meeting of the board.

**AGENDA ITEM 12** Determination of Process to Select an Executive Officer

Legal Counsel, Anita Scuri, advised the board of several options for this process. Mr. Pinkerton recommended that the board president appoint a selection committee consisting of three people, that would screen the candidates and bring to the full board a specified number of candidates that they believe are qualified to fulfill the role of Executive Officer. Dr. Terlet recommended that the committee consist of 3 board members, 1 DCA representative and 1 dental board staff person.

It was m/s/c (Gordon/Pinkerton) for the board to constitute a committee consisting of 3 board members plus two others to make recommendations to the full board for an executive officer.

It was m/s/c (Pinkerton/SooHoo) for the board president to appoint the search sub-

committee.

Ms. Sandra Mayorga, Personnel Officer for the Department of Consumer Affairs, informed the board members that there were approximately 17 applications on file for the executive officer position.

As a result of this information, it was m/s/c (Osuna/Gordon) that 3 applicants be recommended to the board at the next meeting of the board, 1<sup>st</sup>, 2<sup>nd</sup>, and 3<sup>rd</sup> choice.

**AGENDA ITEM 13** Foreign Dental School Evaluation Process

Legislative Coordinator, Mr. Errol Chisom, informed the board that this legislation is over 5 years old and has not been implemented yet. The regulations were approved October 15, 2001. As a result, he advised the board of the urgency to appoint an On-Site Evaluation Team to visit the one applicant that is pending. By regulation, the board has until July 15, 2002 to actually visit this school. Mr. Chisom asked the board to defer the authority to appoint the On-Site Evaluation Team and a Technical Advisory Group to the Assistant Executive Officer of the board or in an effort to expedite this process.

It was m/s/c (Pinkerton/SooHoo) that the board president be the designee for the On-Site Evaluation Team.

**AGENDA ITEM 14** Approval of Extramural Facilities

There were 3 application submitted for approval by the board:

City College of San Francisco – Dental Clinic  
San Joaquin General Hospital – Dental Clinic  
Yolanda Mangrum, DDS

It was m/s/c (Pinkerton/SooHoo) to approve the above facilities.

**AGENDA ITEM 15** Approval of Special Permits

There were 2 applications submitted for approval:

Dr. Deborah Greenspan – UCSF in Oral Medicine  
Dr. Stanley F. Malamed – USC in General Anesthesiology

Ms. LaDonna Drury-Klein requested that staff verify the official school seals on these applications by initialing, since the seal does not appear on photocopies.

It was m/s/c (Klein/Osuna) to approve the applications for Special Permits pending verification of the school seals.

**AGENDA ITEM 16** Issuance of New Licenses to Replace a Cancelled Licenses

There were 3 applications submitted for board approval:

Allan P. Lamont, DDS  
Bernard Levin, DDS  
Oscar Holtzclaw, DDS

Ms. LaDonna Drury-Klein pointed out some inconsistencies with Dr. Lamont's continuing education verification slips. As a result, she directed staff to verify the legitimacy of the courses.

It was m/s/c to grant a replacement license for Dr. Lamont based on the verification of his continuing education courses.

It was m/s/c to issue a new license to Dr. Bernard Levin based on the verification of his continuing education courses.

It was m/s/c to deny a replacement license for Dr. Holtzclaw.

**AGENDA ITEM 17** – Public Comment

Fred Reynolds, DDS questioned the legitimacy of the board since all the appointments have not been made. This issue was referred to Legal for further clarification.

David Kennedy, DDS asked the board to consider for a future agenda item to address the utilization of amalgam as part of the Clinical Licensure Exam.

Ms. Donna Russell, representing CA Citizens for Health Choices commented on the many grammatical errors and inconsistencies of the Dental Materials Fact Sheet approved by the board.

**AGENDA ITEM 18**           Determination of Future Meeting Dates and Priority Items for Future Agendas

It was m/s/c ( / ) to approve the following tentative meeting dates:

May 16-17, 2002 in San Diego

August 8-9, 2002 in Bay Area

November 7-8, 2002 in Los Angeles

The following items were requested as future agenda items:

1. Ms. Osuna requested to set meeting dates for 2003.
2. Ms. Drury-Klein requested COMDA have an opportunity to make a presentation to the board.
3. Dr. Terlet would like to discuss the verification of continuing education.
4. Dr. Gordon would like the board to establish a Pro-Active Committee to address Access to Care issues.

Open Session adjourned at 12:40 pm. The board entered into closed session at 1:00 pm and adjourned at 3:30pm.