

# **LEGISLATIVE SUMMARY FOR 2023 LEGISLATIVE SESSION**



**DEPARTMENT OF CONSUMER AFFAIRS  
DENTAL BOARD OF CALIFORNIA**

# **Legislative Summary for 2023 Legislative Session**

Compiled by  
The Dental Board of California  
2005 Evergreen Street, Suite 1550  
Sacramento, California 95815-3831  
(916) 263-2300

## **Board Officers**

Alan Felsenfeld, MA, DDS, President  
Joanne Pacheco, RDH, MAOB, Vice President  
Lilia Larin, DDS, Secretary

## **Board Members**

Steven Chan, DDS  
Joni Forge, DDS  
Meredith M. McKenzie, Esq., Public Member  
Angelita Medina, MHS, Public Member  
Sonia Molina, DMD, MPH  
Rosalinda Olague, RDA, BA  
Yogita Thakur, DDS, MS  
James Yu, DDS, MS

## **Executive Officer**

Tracy Montez

**LEGISLATIVE SUMMARY FOR  
2023 LEGISLATIVE SESSION**

**TABLE OF CONTENTS**

Index of Bills Signed by the Governor in Numeric Order .....4

Summaries of Bills Signed by the Governor in Numeric Order.....5-9

Numeric Index of Enrolled Bills, for 2023 Legislative Session.....10

**INDEX OF BILLS SIGNED BY THE GOVERNOR**  
**IN NUMERIC ORDER**

| <b><u>ASSEMBLY BILLS</u></b> |   |                           |
|------------------------------|---|---------------------------|
| <b><u>BILL NUMBER</u></b>    | <b><u>SUBJECT</u></b>   | <b><u>PAGE NUMBER</u></b> |
| ACR 10                       | Children's Dental Health Month  | 7                         |
| AB 567                       | Criminal Records: Relief  | 7                         |
| AB 883                       | Business licenses: United States Department of Defense SkillBridge program.               | 7                         |
| AB 936                       | Dentistry: Exceptions   | 7                         |
| AB 952                       | Dental coverage disclosures.  | 8                         |
| AB 1048                      | Dental benefits and rate review.  | 8                         |
| AB 1257                      | Dentistry: Dental Hygiene Board of California   | 8                         |
| AB 1395                      | Licensed Physicians and Dentists from Mexico Pilot Program: requirements.                 | 8                         |
| <b><u>SENATE BILLS</u></b>   |   |                           |
| <b><u>BILL NUMBER</u></b>    | <b><u>SUBJECT</u></b>   | <b><u>PAGE NUMBER</u></b> |
| SB 143                       | State government.   | 9                         |
| SB 259                       | Reports submitted to legislative committees.  | 9                         |
| SB 372                       | Department of Consumer Affairs: licensee and registrant records: name and gender changes. | 9                         |
| SB 544                       | Bagley-Keene Open Meeting Act: teleconferencing.  | 10                        |
| SB 815                       | Healing arts.   | 11                        |
| SB 887                       | Consumer affairs.   | 11                        |
|                              |   |                           |
|                              |   |                           |

## **BILL SUMMARY**

[ACR 10](#) (Weber, Chapter 16, Statutes of 2023)  
**CHILDREN'S DENTAL HEALTH MONTH.**

This Resolution, approved March 27, 2023, declared the month of February to be Children's Dental Health Month in the State of California.

[AB 567](#) (Ting, Chapter 444, Statutes of 2023)  
**CRIMINAL RECORDS. RELIEF.**

This law amends Penal Code section 1203.425, which requires the Department of Justice to review the state criminal records database monthly to identify individuals with convictions who would qualify for conviction records relief. The provisions of the law go into effect on July 1, 2024. The law eliminates the requirement that these searches would be done subject to an appropriation by the Legislature. If requested by the subject of the records relief, the Department would have to provide written confirmation that the relief was granted.

[AB 883](#) (Mathis, Chapter 348, Statutes of 2023)  
**BUSINESS LICENSES: UNITED STATES DEPARTMENT OF DEFENSE SKILLBRIDGE PROGRAM.**

This law amends Business and Professions Code section 115.4 to require DCA Boards to expedite processing for applicants who are active-duty service members enrolled in the Department of Defense SkillBridge program.

[AB 936](#) (Wood, Chapter 550, Statutes of 2023)  
**DENTISTRY: EXCEPTIONS.**

This law amends Business and Professions Code section 1626.6 to exempt all dental students from violations of section 1626 (practice of dentistry without a license) for services provided under supervision at a sponsored event. As currently written this exemption only applies to final year students (which includes students of advanced education programs). The law defines dental students as those students who have started clinical training at a dental school approved by the Board. It also requires the supervising dentist to assess the patient being treated and determine if the assigned student has the necessary skill to treat the patient.

The law is an urgency statute and took effect on October 8, 2023.

[AB 952](#) (Wood, Chapter 125, Statutes of 2023)  
**DENTAL COVERAGE DISCLOSURES.**

The law adds new sections to the Health and Safety Code and to the Insurance Code requiring that in communications from a health care provider to a health care service provider or an insurer it must be disclosed whether or not the enrollee's or insured's dental coverage is subject to regulation. This disclosure can be made through an online portal or by request. Any coverage cards or similar documents showing evidence of coverage must contain this disclosure.

[AB 1048](#) (Wicks, Chapter 557, Statutes of 2023)  
**DENTAL BENEFITS AND RATE REVIEWS.**

This law includes insurance policies and health care service plans that provide dental services in the rate increase review processes administered by the Department of Insurance and the Department of Health Care Access and Information. Starting January 1, 2024, such plans cannot have a waiting period for dental services or a pre-existing conditions provision. Providers of those plans must file annual disclosures of specified information, beginning January 1, 2025 with the Department of Health Care Access and Information or the Department of Insurance (as appropriate).

[AB 1257](#) (Committee on Business and Professions, Chapter 677, Statutes of 2023)  
**DENTISTRY: DENTAL HYGIENE BOARD OF CALIFORNIA.**

This law extends the authority of the Dental Hygiene Board of California to January 1, 2028. It amends Section 1903 of the Business and Professions Code to allow for any Dental Hygiene Board member to be removed by their appointing authority per Code section 106. It would also amend the requirements for RDH licensure to include certification in basic life support, and would allow graduation from a California approved dental hygiene college in lieu of passing the WREB or another examination approved by the DHBC (the National Board Dental Hygiene Examination is still required). The law also raises the cap on mandatory continuing education hours to 10. The law amends Health and Safety Code section 1315 to permit registered dental hygienists to provide dental hygiene training to staff at long-term health care facilities.

[AB 1395](#) (Garcia, Chapter 205, Statutes of 2023)  
**LICENSED PHYSICIANS AND DENTISTS FROM MEXICO PILOT PROGRAM: REQUIREMENTS.**

This law amends Section 853 of the Business and Professions Code to require the Medical Board to issue a 3-year nonrenewable license to an applicant who has not yet provided a taxpayer identification number or social security number and can only qualify for a license under the Licensed Physicians and Dentists

from Mexico Pilot Program, if the applicant meets other conditions. The bill also makes some nonsubstantive changes to other portions of this section.

The law is an urgency statute, and took effect on signing, which was September 22, 2023.

[SB 143](#) (Committee on Budget and Fiscal Review, Chapter 196, Statutes of 2023)  
**STATE GOVERNMENT.**

This law reinstates the provisions of the Bagley Keene Open Meetings Act that permitted additional flexibility for meetings held by teleconference. They would remain in effect for the remainder of 2023. The law also adds language for Boards and Bureaus seeking to comply with recent changes to the federal Servicemembers Civil Relief Act concerning license portability. This federal law was amended to permit qualified spouses of servicemembers to use a license granted in one state to practice in another state for the duration of the servicemember's orders in that other state. The new language in SB 143 mirrors the federal language, providing specifics about what evidence must be submitted to the California Board in order to be 'registered' with the out of state license, and how such licensees should be noted on the Board's website. No fee is to be collected for such registration, but the out of state licensee would be subject to the Board's laws concerning standards of practice, discipline, and continuing education. The registration is tied to the servicemembers orders, and would expire when those orders expire. The Board would have enforcement authority over such a licensee.

This law was a budget trailer bill, and took effect on signing, which was on September 13, 2023.

[SB 259](#) (Seyarto, Chapter 148, Statutes of 2023)  
**REPORTS SUBMITTED TO LEGISLATIVE COMMITTEES.**

The law amends the Government Code to require a state agency to post on its website any report it submits to a committee of the Legislature, as well as members of either house of the Legislature, or the Legislature as a whole. The law also covers reports identified in the Supplemental Report of the Budget Act put out by the Legislative Analyst's Office.

[SB 372](#) (Menjivar, Chapter 225, Statutes of 2023)  
**DEPARTMENT OF CONSUMER AFFAIRS: LICENSEE AND REGISTRANT RECORDS: NAME AND GENDER CHANGES.**

The law adds Business and Professions Code section 27.5, which requires Department of Consumer Affairs boards to update their licensee and/or registrant records, on request from the licensee and/or registrant, to reflect name and/or gender changes by licensees and/or registrants. Barring any other provision of

law, if licensees or registrants provide appropriate government-issued identification as detailed in the law, then boards would need to update their records, including any records maintained in an online records system. If licensees and/or registrants request it, boards must reissue requested documents bearing the licensee's or registrant's updated legal name or gender information. A board may charge a fee for reissuing these documents, but that fee cannot be higher than what it charges for reissuing documents with other updated information.

Boards must also establish processes for disclosing a licensee's former name and gender in connection with a complaint against a licensee. Boards will remove a licensee's former name and/or gender from an online license verification system. Records with the former name and/or gender process will not be posted online, but a search of the online system that would result in such records would simply note that the individual was previously subject to disciplinary action and include a notice to contact the relevant board for additional information about those enforcement actions. Requests for that additional disciplinary information will be handled in a way consistent with the California Public Records Act, but any documents connected to a request for updating records pursuant to this bill confidential and not subject to public inspection or disclosure.

[SB 544](#)

(Laird, Chapter 216, Statutes of 2023)

**BAGLEY-KEENE OPEN MEETING ACT: TELECONFERENCING.**

The law amends the Bagley-Keene Open Meeting Act (which covers state agencies like the Board) with respect to meetings held by teleconference. The changes add additional tools for this kind of meeting, incorporating most of the teleconferencing procedures permitted during the COVID-19 pandemic. The bill would remove the requirement that all teleconference locations must be noticed in the agenda and available to the public. Meetings held by teleconference would have to provide to the public a means to access the meeting by audio, by video, and at least one in-person location. At least one member or staff must be physically present at the location specified in the meeting notice. There must be a process in place for addressing requests for reasonable accommodations pursuant to the federal Americans with Disabilities Act, and that process must be advertised any time a meeting is noticed. The law requires one staff member to be physically present at each teleconference location, and a quorum of the agency members must be physically present at the same teleconference location (exceptions must qualify as specified in the law). If any member is participating remotely, that fact must be noticed no later than 24 hours before the meeting. If a member is participating remotely, they must disclose if anyone 18 or older is in the room with them and the general nature of the relationship between that person or persons and the member.



The law provides an additional set of procedures for teleconference meetings that would be in effect from January 1, 2024 until January 1, 2026.

Requirements specific to this section include that:

- A member participating remotely must be visible on camera
- One member of the agency must be physically present at each teleconference location.
- A majority of the agency members must be present at the same physical location, unless a member or members meet certain conditions..

[SB 815](#)

(Roth, 2023):

**HEALING ARTS.**

This law is the sunset bill for the Medical Board of California. It revises certain requirements for postgraduate training for physicians and surgeons who are trained in oral and maxillofacial surgery. Previously applicants with 12 months of oral and maxillofacial surgery postgraduate training from a combined medical and dental degree program approved by CODA were permitted to sit for licensure. The law now requires licensees who have received credit for 24 months of postgraduate training in oral and maxillofacial surgery to provide evidence of this training prior to license renewal. This law also includes modifications to the Licensed Physicians and Dentists from Mexico program that permit extension of the otherwise nonrenewable physician's and surgeon's licenses issued to individuals under certain specified circumstances.

[SB 887](#)

(Business, Professions and Economic Development Committee, 2023):

**CONSUMER AFFAIRS.**

Among other things, the law amends BPC section 115.8 to change the Department of Consumer Affairs reporting requirements on military and spouse licensure. Most of the changes are to the reporting period, which would be on the fiscal year rather than the calendar year.

## 2023 CHAPTERED BILLS

| <b>BILL</b> | <b>AUTHOR</b>   | <b>STATUS</b> | <b>CHAPTER NUMBER</b> | <b>STATUTE YEAR</b> |
|-------------|---|---------------|-----------------------|---------------------|
| ACR 10      | Weber   | Chaptered     | 16                    | 2023                |
| AB 567      | Ting  | Chaptered     | 443                   | 2023                |
| AB 883      | Mathis  | Chaptered     | 348                   | 2023                |
| AB 936      | Wood  | Chaptered     | 550                   | 2023                |
| AB 952      | Wood  | Chaptered     | 125                   | 2023                |
| AB 1048     | Wicks   | Chaptered     | 555                   | 2023                |
| AB 1257     | Committee on<br>Business and<br>Professions                             | Chaptered     | 677                   | 2023                |
| AB 1395     | Garcia  | Chaptered     | 205                   | 2023                |
| SB 143      | Committee on<br>Budget and<br>Fiscal Review                             | Chaptered     | 196                   | 2023                |
| SB 279      | Seyarto   | Chaptered     | 148                   | 2023                |
| SB 372      | Menjivar  | Chaptered     | 225                   | 2023                |
| SB 544      | Laird   | Chaptered     | 216                   | 2023                |
| SB 815      | Roth  | Chaptered     | 294                   | 2023                |
| SB 887      | Committee on<br>Business,<br>Professions<br>and Economic<br>Development | Chaptered     | 510                   | 2023                |