

# BoardMatters

An Update from the Dental Board of California



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NOVEMBER 2024

## President's Message

*The Dental Board of California: Who we are, how we got there, and what we do.*



Alan L. Felsenfeld, M.A., DDS

The Dental Board of California is responsible for the licensure and regulation of approximately 35,078 active dentists, 28,711 active registered dental assistants, and 2,082 active registered dental assistants in extended functions. Given that our overarching mission is to protect and promote the health and safety of consumers of California, we have a tremendous responsibility for administering and enforcing the laws and regulations that guide our mission.

The Board is comprised of 15 members, consisting of eight practicing dentists, one of whom shall be a member of a faculty of any California dental college, and one shall be a dentist practicing in a nonprofit community clinic, two registered dental assistants, and five public members. (Bus. & Prof. Code, § 1601.1.)

All Board members are appointed public officials, not elected. The governor is responsible for appointing 13 of the members, with one public member appointed by the speaker of the Assembly and one appointed by the California State Senate Committee on Rules. At present, the Board is short two members, one public member, and one dentist who is a member of a faculty of any California dental college. The Board will be losing a second public member, Meredith McKenzie, and dentist members Sonia Molina and James Yu, after their term grace periods expire on January 1, 2025 (unless reappointed). We are communicating with the Governor's Office to fill these vacancies.

The Governor's Office recently appointed two new public members to the Board. The first is Kevin Cheng, who works in the construction field, and the second is Robert David, who has experience working in governmental agencies. These individuals have hit the ground running and understand what needs to be done as Board members. We look forward to working with them in the future.

If you or anyone you know or work with might be interested in serving on the Board, please apply at [www.gov.ca.gov/join-the-administration/government-appointments/application-for-appointment/](http://www.gov.ca.gov/join-the-administration/government-appointments/application-for-appointment/).

Complete this application, and perhaps you may join us in this worthwhile experience.





## Message From the Chair of the Dental Assisting Council



Cara Miyasaki, RDA, RDHEF, M.S.

In the May 2024 newsletter, I introduced myself as the chair of the Dental Assisting Council (DAC). DAC has been an active participant in the Board's sunset review process this year, making recommendations pertaining to the Board's sunset bill and recommending positions on many legislative proposals to the Board. DAC made these recommendations at the DAC meeting on May 14, 2024.

Details of these recommendations are posted on the Board's website.

DAC meetings are public, and anyone can attend; no special invitation is needed. DAC meetings provide an opportunity for public comment on all agenda items. DAC welcomes public comments from stakeholders, who can be dental assistants, dental hygienists, dentists, students, and the general public. Public comments from dental assistants are especially appreciated during DAC meetings. Also welcome are comments from representatives of various professional organizations.

The following is a link to the schedule of meetings for this year: [www.dbc.ca.gov/about\\_us/meetings/index.shtml](http://www.dbc.ca.gov/about_us/meetings/index.shtml).

Lastly, at the Board meeting on May 14, two new members were appointed to DAC. I would like to welcome them:

### **JESSICA GERLACH, RDA, OA**

Jessica Gerlach was appointed on May 14. Ms. Gerlach is a

lead registered dental assistant and orthodontic assistant at Waikiki Dental, where she has held several positions since 2015. She is a co-instructor at Roseville Dental Academy, where she trains new students in basic dental assistant duties. Ms. Gerlach completed the Dental Assisting Program at Roseville Dental Academy in 2015 and the Orthodontic Permit Course at the FADE Institute in 2018. She has extensive knowledge of basic chairside procedures including chairside economical restoration of esthetic ceramic (CEREC), as well as specialty procedures and front office management. (Term expires: March 20, 2026)

### **CARIE SMITH, RDAEF**

Carie Smith was appointed on May 14, 2024. Ms. Smith is a registered dental assistant in extended functions (RDAEF) at Montecito Dental Group, where she has practiced since 2012. She became a registered dental assistant in 1982 and an RDAEF in 2010. Ms. Smith completed the dental assistant program at Bakersfield College in 1982, the RDAEF program at UCLA in 1996, and the RDAEF2 program at the Expanded Functions Dental Assistant Association in 2010. She was on the Advisory Board for San Joaquin Valley College from 1998 to 2010, on the Board of Directors for Alternative Dental Hygiene Concepts of California from 2003 to 2010, and on the Board of Directors for the Children's Advocate Resource Endowment from 1999 to 2019. Ms. Smith has 42 years of experience in the dental assisting field and a commitment to expanding career opportunities for RDAEFs. (Term Expires: May 14, 2028)

I will see you soon at one of our meetings!

## Executive Officer's Message



Tracy A. Montez, Ph.D

As I reflect on the activities of the past fiscal year, it is important to note significant activities accomplished.

### **Sunset Review**

The Board president and executive officer attended and provided testimony for the Board's mandated Joint Sunset Review Oversight Hearing by the California State Assembly Committee on Business and Professions and the Senate Committee

on Business, Professions and Economic Development on

March 12, 2024. The Board's sunset bill, Senate Bill (SB) 1453 (Ashby, Chapter 483, Statutes of 2024), extends the Board's regulatory and enforcement authority for another four years. Over 18 legislative proposals were submitted to the Legislature for consideration of inclusion within the Board's sunset bill. All but one legislative proposal was included in the bill. The legislative proposals included not only technical cleanup of existing Dental Practice Act statutes but also substantive changes in the law to reduce barriers to licensure and improve access to care while maintaining consumer protection for Californians seeking dental services. Consumer protection remains the Board's top priority.

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### **Consumer Protection**

To address increasing complaints of unlicensed practice, the Board submitted a legislative proposal authorizing citations for unlicensed activity to be posted on the Board's website. Another legislative proposal submitted by the Board sought authorization to issue penalties for fraudulent advertising and for distributing misleading information about dental assisting courses or programs. Both proposals were included in the Board's sunset bill. Lastly, additional competency-based educational and experience requirements were added or clarified through the sunset review process and included in the Board's sunset bill.

### **Communications and Outreach**

The Board participated in two outreach events this year to inform consumers and dental professionals. On April 19, Board staff presented at the annual conference of the California Association of Dental Assisting Teachers and the California Dental Assistants Association. Topics included initial licensure application pitfalls and frequent deficiencies; continued license maintenance; and continuing education audits. On June 28, Board staff were interviewed by Univision for a televised segment on how to make an informed decision about dental treatment.

### **Diversity, Equity, and Inclusion**

The Board conducted a supplemental diversity, equity, and inclusion survey and incorporated the feedback as action items

into the Board's current Strategic Plan. Several of these action items are related to the ongoing work of the Board's Access to Care Committee, which was reinstituted last year.

To educate dental professionals on diversity, equity, and inclusion and its impact on the delivery of dental services, the Board successfully proposed inclusion of a legislative proposal in its Sunset bill allowing these courses to count toward fulfilling continuing education requirements.

### **Regulations**

The Board has updated its Disciplinary Guidelines to provide better protection for California consumers, reflect changes in disciplinary statutes, and ensure consistency in the Board's enforcement actions. These guidelines went into effect on October 1, 2024.

In addition, on July 1, regulations went into effect to expedite temporary licenses for qualified spouses or domestic partners of military servicemembers stationed in California. In addition to assisting military families relocating to California, the regulations also aim to improve the delivery of dental services to consumers in California by allowing these qualified dentists and dental auxiliaries to practice while they wait for their California license applications to be processed.

Since the time this article was drafted for publication, numerous other projects have either been initiated or completed. I look forward to updating you at the next Board meeting and in the May 2025 newsletter. Happy holidays!

## **Sunset Review Process Concludes: Changes Coming on January 1, 2025**

The Board's sunset bill, SB 1453 (Ashby, Chapter 483, Statutes of 2024), was signed into law by Governor Gavin Newsom on September 22, 2024. Most of the bill goes into effect on January 1, 2025. The full text of the bill is available at:

[https://leginfo.legislature.ca.gov/faces/billTextClient.xhtml?bill\\_id=202320240SB1453](https://leginfo.legislature.ca.gov/faces/billTextClient.xhtml?bill_id=202320240SB1453)

The recent signing of SB 1453 marks the conclusion of the Board's sunset review process. This process involves the periodic review of a state agency's activities by relevant policy committees of the California Legislature. These reviews determine whether to extend the agency's legislative authority and for how long. The Board's authority

is established in Business and Professions Code section 1601.1, subdivision (d), and SB 1453 extends that authority from January 1, 2025, to January 1, 2029. SB 1453 makes changes based on all the steps of the sunset review process: preparation and submission by the Board of the Sunset Review Report; the sunset hearing; the legislative committee background paper prepared for the hearing; and input received from stakeholders and the public.

The review process started when the Board approved a draft version of its Sunset Review Report at its meeting on October 12, 2023. The finalized version of that report was submitted to the Assembly Committee on Business and Professions and the Senate Committee on Business,

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Professions and Economic Development in December 2023. Both committees held a joint oversight hearing regarding the Board in March 2024, when the Board president and executive officer provided testimony and answered questions. The Committees prepared a background paper before the hearing, and in early April, the Board submitted responses to the questions raised in that paper.

Introduced in February 2024, SB 1453 incorporated the legislative proposals recommended by the Board since the 2019 sunset review through its May 2024 Board meeting. The bill also updated the dental assisting portions of the Dental Practice Act. The dental assisting language resembles legislative language proposed in other bills from the current legislative session, Assembly Bill (AB) 481 (Carrillo, 2023) and AB 2242 (Carrillo, 2024). Neither bill advanced during this two-year session.

The bulk of SB 1453 was introduced through amendments in April 2024, and feedback from the Board and stakeholders was incorporated in amendments made in June. The June amendments also included a provision allowing a pediatric dentistry residency to qualify individuals for adult oral conscious sedation certificates. In July, amendments were made to the requirements for dental licensure by credential, allowing nonclinical experience to count towards applying for licensure through this pathway. August amendments made further clarifying revisions to the licensure by credential non-clinical experience provision and made the new registered dental assistant application pathways and provisions effective on July 1, 2025.

SB 1453 made the following changes to the Dental Practice Act:

- **Anesthesia and Sedation:** Technical and clarifying amendments to the anesthesia and sedation sections impacted by SB 501 (Glazer, Chapter 929, Statutes of 2018).
- **Board Membership Composition:** Amended the Board's membership by replacing the registered dental hygienist (RDH) position with a second registered dental assistant position. This change will take effect once the current RDH member's term expires.
- **Annual Meeting Requirements:** Revised the Board's annual meeting requirements to mandate at least one meeting in Northern California and one in Southern California, aligning with the general Department of Consumer Affairs board meeting requirements.
- **Elective Facial Cosmetic Surgery Permit Retirement:** Clarified permit application requirements and restructured permit categories; permits issued prior to January 1, 2025, that limit the type of procedure authorized to perform in category one or category two will no longer be eligible for renewal; those permitholders who seek to continue performing the limited procedures previously authorized by the permit will need to submit an application to the Board for issuance of a new permit, as specified.
- **Probationary Licenses:** Amended statutes regarding Board review and issuance of probationary licenses similar to the Medical Board of California's procedures.
- **Cancelled License for Failure to Renew:** Clarifies that a license not renewed within five years after its expiration shall be cancelled and cannot be renewed, restored, reinstated, or reissued thereafter. The cancelled license holder will need to apply for a new license through one of the current available pathways and must pay delinquency fees due.
- **Licensure by Portfolio:** Eliminated the Licensure by Portfolio pathway for dentists.
- **Licensure by Residency:** Revised the dentist Licensure by Residency failed exam provisions to clarify an applicant who subsequently passed the examination after a prior failure is not made ineligible for licensure.
- **Licensure by Credential:** Clarified work requirements for dentist Licensure by Credential, specified residency credit towards licensure, added a non-clinical practice pathway to licensure, and established documentation requirements for applicants seeking credit through contractual arrangements.
- **Continuing Education:** Authorized continuing education courses for licensure renewal in licensee mental health and wellness and diversity, equity, and inclusion in the actual delivery of dental services.
- **Authorization for Release of Dental Records:** Clarified that a patient's representative, as defined in Health and Safety Code section 123105, may authorize Board staff to request and receive dental records.
- **Display of Licensure:** Updated requirements on who must display a license and the location of the display within an office.

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- **Unlicensed Practice Citations:** Authorized the Board to post on its website citations against non-licensees for unlicensed practice.
- **Authority to Cite and Fine for Unlawful Advertising:** Authorized the Board to issue citations to educational programs and courses that falsely claim to have Board approval.
- **Fictitious Name Permits and Dental Corporation Names:** Expanded and clarified information requirements for permits and established reporting requirements for when a named dentist leaves the business.
- **RDH to RDA License:** Eliminated duplicative requirements for RDHs applying for an RDA license based on their RDH status. Required RDHs applying for an RDA license to pass the RDA Combined Written and Law and Ethics Examination.

SB 1453 made several other revisions to the Dental Practice Act related to unlicensed dental assistants, RDAs, RDHs, orthodontic assistant (OA) permit holders, and dental sedation assistant (DSA) permit holders. These revisions include:

- Adding new definitions to Business and Professions Code section 1741, including terms such as “preceptor,” “continuing education,” “dental assistant,” “registered dental assistant,” “registered dental assistant in extended functions,” and “certified dental assistant.”
- Revising the work experience pathway for licensure as an RDA to require 15 months of experience with a minimum of 1,280 hours.
- Introducing new pathways to licensure as an RDA, including:
  - ◊ A “preceptorship” pathway combining education and training supervised by a preceptor dentist.
  - ◊ Completion of an “alternative dental assisting program.”
  - ◊ Certification as a certified dental assistant issued by the Dental Assisting National Board (DANB).
- Revising the duties of unlicensed dental assistants, as well as the duties of RDA, RDAEF, OA, and DSA permit holders. Unlicensed dental assistants who complete a Board-approved coronal polishing course and obtain a certificate of completion are now permitted to perform coronal polishing.

- Revising mandatory course requirements for unlicensed dental assistants.
- Updating application requirements for OA and DSA permits.
- Specifying when required courses must be taken for OA and DSA permit applicants.
- Adding language detailing the requirements for course approval for radiation safety courses. Radiographs utilizing analog film packets are no longer required.
- Adding language describing the requirements for course approval for infection control courses.

Board staff are busy preparing for bill implementation. Any regulations required to implement provisions of SB 1453 will proceed through the standard rulemaking process and will be reviewed at a Board meeting before the Board starts that process. The public can comment on these proposed regulations at that Board meeting and during the subsequent public comment period that begins once the proposed regulations are officially noticed by the Office of Administrative Law.

The Sunset Review Report can be viewed online in the Reports section of the Board’s website (<https://www.dbc.ca.gov/formspubs/index.shtml>). Volume 1 is the main report, while Volumes 2 and 3 contain the attachments listed in Section 12 of the main report.

Information about the sunset hearing, which took place on March 12, 2024, is available through the Legislative Committees’ websites:

<https://sbp.senate.ca.gov/hearings/sunset-review-oversight-hearings>

<https://abp.assembly.ca.gov/hearings/joint-sunset-review-oversight-hearings>

Archive video is also available through the California State Senate video archive: [www.senate.ca.gov/media-archive](http://www.senate.ca.gov/media-archive)

The background paper prepared by the Legislative Committees is available here: <https://sbp.senate.ca.gov/sites/sbp.senate.ca.gov/files/Dental%20Board%20of%20California%20Background%20Paper%202024.pdf>



## DBC Regulations Update

The Board's regulations are in the California Code of Regulations (CCR), title 16, division 10, commencing with section 1000. They are available online on the [Board's Laws and Regulations website](#).

### Replacement Licenses and Status Changes

On February 27, 2024, the Office of Administrative Law (OAL) approved the Board's rulemaking package on replacement licenses and status changes. This package amends the processes and forms for obtaining replacement licenses or permits and changing a license status from active to inactive (and vice versa). The fee for replacement licenses or certificates is set at \$111.

These regulatory changes went into effect on April 1, 2024, and affect CCR, title 16, sections 1012, 1017.2, and 1021.

### Temporary Licensure for Military Spouses and Domestic Partners

On March 1, 2024, the OAL approved the Board's rulemaking package to implement [AB 107](#) (Salas, Chapter 693, Statutes of 2021). This law allows qualified spouses or domestic partners of military servicemembers stationed in California to obtain temporary licensure for up to 12 months while they pursue permanent licensure.

These regulations went into effect on **July 1, 2024**, and are incorporated in new CCR, title 16, section 1006.

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## Disciplinary Guidelines Update

On June 20, 2024, the OAL approved the Board's rulemaking package updating the Board's Disciplinary Guidelines and the associated regulations. These guidelines inform licensees, Board members, staff, and others in disciplinary cases. The updated regulations went into effect on **October 1, 2024**, and affect CCR, title 16, section 1018. The new Disciplinary and Denial Guidelines with Model Language are available on the Board's website in the [Forms and Publications](#) section.

## Nonsubstantive Changes

On July 16, 2024, the OAL approved a Section 100 filing by the Board to make nonsubstantive changes to its regulations, repealing CCR, title 16, section 1069 and amending sections 1076 and 1086. These changes remove outdated language related to the repealed Permit Reform Act and Board regulation of registered dental hygienists (now overseen by the Dental Hygiene Board of California).

These changes took immediate effect.

## Substance-Abusing Licensees

On July 16, 2024, the 45-day public comment period closed for a proposed rulemaking to modify regulations concerning Uniform Standards for Substance-Abusing Licensees. Adverse comments were addressed at the August 2024 Board meeting, and OAL approved the rulemaking on September 26, 2024. The regulations, which go into effect on **January 1, 2025**, and updated standards are available on the Board's website in the Laws and Regulations section under [Regulations](#).

## Examination Regulations

On August 27, 2024, the 45-day public comment period closed for a proposed rulemaking to update regulations related to examinations for registered dental assistants, registered dental assistants in extended functions, orthodontic assistant permit holders, and dental sedation assistant permit holders. No adverse comments were received. The rulemaking package was filed with OAL on October 9, 2024.

## State-Required 2-Hour CE Course in Prescribing Schedule II Opioids vs. Federally Required 8-Hour MATE Course: Which One Do I Need?

As of January 1, 2023, California dentist licensees are required to complete a two-hour, Board-approved continuing education (CE) course on the responsibilities and requirements of prescribing Schedule II opioids as part of their license renewal. This course must include the practices for pain management in dentistry, regulatory requirements for prescribers and dispensers, and dental office procedures for managing vulnerable patients or patients with a substance use disorder. This course is required for dentist license renewal even if a dentist does not prescribe medications and/or Schedule II opioids.

This California-required two-hour course is often confused with the federally required eight-hour training in the treatment and management of patients with opioid or other substance use disorders. The eight-hour training is required for all Drug Enforcement Administration (DEA) registered practitioners and was mandated by the DEA Medication Access and Training Expansion (MATE) Act of 2021. This MATE course is NOT required to renew a California license and will NOT be accepted in lieu of the mandatory two-hour Board-approved CE course. For more information regarding CE requirements for renewal of a California dentist license, please visit the Board's website at [www.dbc.ca.gov](http://www.dbc.ca.gov).





## Attention Dental Assisting Educational Programs and Course Providers: New Requirements of SB 1453 Become Effective January 1, 2025

The Board's Sunset Bill, SB 1453 ([Ashby, Chapter 483, Statutes of 2024](#)), makes several changes to the requirements for dental assisting programs and courses. Study the bill and prepare to comply with these changes. The changes include:

### Changes in Allowable Duties

Providers should adjust the content and sequence of their curricula to changes in allowable duties. For example:

- Unlicensed dental assistants may now perform coronal polishing once they successfully complete a Board-approved course.
- Completion of a Board-approved pit and fissure sealants course is now required to apply for RDA licensure.

### Stricter Requirement to Complete Infection Control Course

All dental assistants must now complete a Board-approved eight-hour course in infection control prior to performing any basic supportive dental procedures involving potential exposure to blood, saliva, or other potentially infectious materials.

### New Content Required on Student Certificates of Completion

In addition to existing content, student certificates of completion must now include:

- The name of the course or program provider.
- The Board-issued approval number.
- The date of completion of the course or program or the date range of completion of the course or program (NEW).
- The number of completed hours of the course or program (NEW).
- The signature of one of the following:
  - ◇ The course or program director.
  - ◇ The course or program provider (NEW).
  - ◇ The course or program administrator (NEW).
  - ◇ Their designee.

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### **New Infection Control (IC) Course Requirements**

- Eight-hour IC courses are now six hours of didactic instruction and two hours of laboratory instruction.
- Laboratory instruction may be delivered by video or video training tools.
- Course content (curriculum) requirements have been modified.

### **New Radiation Safety (RS) Course Requirements**

- Use of analog film is no longer required.
- Course content (curriculum) requirements have been modified.
- Laboratory experience and clinical experience requirements have been modified.
- Before a student performs procedures on patients, the student must show they have completed a Board-approved Eight-hour infection control course and possess current, valid certification in basic life support (BLS).
- Course providers no longer have to provide the Board with lists of students who have completed the course.

### **Change to Prerequisites to Enroll in Coronal Polishing Course**

To enroll in a coronal polishing course, students must show they have completed a Board-approved eight-hour IC course and possess current, valid certification in BLS.

### **No Work Experience Needed to Enroll in Orthodontic Assistant Course**

Students no longer need six months of work experience as a dental assistant to enroll in an orthodontic assistant course. Nor do they need 12 months of work experience to apply for a permit.

### **Penalties for Falsely Claiming Board Approval**

The Board may now cite and fine programs and courses that falsely claim to have Board approval.

New applications for dental assisting programs and course providers will be available on the Board's [Educators](#) webpage on January 1, 2025. In the meantime, for more information on the changes made by SB 1453, contact the Board's License and Program Compliance Unit at [LPCU.DBC@dca.ca.gov](mailto:LPCU.DBC@dca.ca.gov).



## **Keep Your Continuing Education Certificates**

**You've completed your continuing education (CE) units for license renewal; now what?**

All Board licensees are required to continue their education after receiving a license, except for first-time license renewals. The

Board does not receive confirmation of a licensee's course completion or maintain records of any CE certificates of completion. Tracking or logging your CE courses with any third-party servicer does not transmit your CE information to the Board. This includes, but is not limited to, local dental societies, the Academy of General Dentistry (AGD), and the American Dental Association (ADA). Licensees are responsible for maintaining copies of their CE certificates of completion. These certificates must be retained for a period of three renewal cycles or six years. Once a licensee has completed the CE requirements for their specific license or permit type, the CE certificates should be stored in a safe, accessible location.

Only courses offered by Board-approved course providers will satisfy the mandatory CE requirements for Infection Control, California Dental Practice Act, and the responsibilities and requirements of prescribing Schedule II opioids. Only courses offered by the American Heart Association (AHA), American Red Cross (ARC), providers approved the American Dental Association's Continuing Education Recognition Program (CERP), the Academy of General Dentistry's Program Approval for Continuing Education (PACE), or a provider approved by the American Safety and Health Institute (ASHI) will satisfy the basic life support certification requirement. [CCR, tit. 16, § 1016; subs. \(b\)\(1\).](#)

### **Why Do I Have to Keep Them?**

It is the law (see CCR, tit. 16, § 1017, subs. (n)), and the Board may require you to submit your CE certificates for an audit. The Board conducts random CE audits every month.

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If a licensee or permit holder is chosen for an audit, the licensee or permit holder will have 30 days from the date of the notice to respond with all requested CE documentation.

### **What If I Lost My CE Certificates of Completion?**

If your CE certificates are lost or damaged, do not worry. Board-approved CE providers must maintain records of course attendance for three renewal cycles or six years. This includes CE providers who are registered with the AGD and ADA. These providers must maintain records of course

completion for six and seven years, respectively. Upon request, providers approved through the Board, AGD, and ADA will issue a duplicate copy of the certificate to the attendee.

For more information on CE requirements, providers, and audits, visit the CE webpages for dentists or dental assistants on the Board's website.

The License Program and Compliance Unit can be reached by phone at (916) 263-2300 or by email at [LPCU.DBC@dca.ca.gov](mailto:LPCU.DBC@dca.ca.gov).

## **Did You Know?—Notes from the Enforcement Program**

**The Enforcement Division would like to pass on some important information to licensed dentists and individuals working in a dental office:**

### **Accurate and Detailed Patient Records**

Every dentist, dental health professional, or other licensed health professional who performs a service on a patient in a dental office shall identify themselves in the patient record by signing their name or an identification number and initials, next to the service performed, and shall date those treatment entries in the record. Any Board licensee who owns, operates, or manages a dental office shall ensure compliance with the requirements. Not following the requirements will constitute a violation of the Dental Practice Act.

Authority: Business and Professions Code (BPC) section 1683.

### **Required Language for Written Informed Consent for General Anesthesia**

The written informed consent for administration of general anesthesia (GA) to a minor patient, shall be obtained from the child's parent or guardian, and shall include, but not be limited to, the following information: "The administration and monitoring of deep sedation or general anesthesia may vary depending on the type of procedure, the type of practitioner, the age and health of the patient, and the setting in which anesthesia is provided. Risks may vary with each specific situation. You are encouraged to explore all the options available for your child's anesthesia for their dental treatment,

and consult with your dentist, family physician, or pediatrician as needed." Failure to obtain written informed consent that includes this information prior to administration of GA on a minor patient will constitute a violation of the Dental Practice Act.

Authority: BPC section 1682.

### **Deadline to Provide Copies of Patient Records to the Patient**

Any adult patient of a health care provider, any minor patient authorized by law to consent to medical treatment, or any patient's personal representative is entitled to inspect patient records upon presenting a request for the patient records and at a reasonable cost. Upon presenting a request specifying the records to be copied, any patient or patient's personal representative shall be entitled to a paper or electronic copy of all or any portion of the patient records that they have a right to inspect. The health care provider shall ensure that the copies are transmitted within 15 days of receiving the request. Failure to provide the copies to the patient or their representative within 15 days is a violation of the Health and Safety Code (HSC) and the Dental Practice Act and is enforceable by the Board as unprofessional conduct.

Authority: HSC section 123110 and BPC section 1684.1.





## Anesthesia and Sedation Permit Changes Effective January 1, 2022

The Board reminds licensed dentists that SB 501 (Glazer, Chapter 929, Statutes of 2018) significantly changed the requirements to obtain Board-issued general anesthesia and sedation permits. The Board implemented these statutory changes through the [SB 501 Anesthesia and Sedation Regulatory Action](#), which took effect on August 2022. Significant changes to the general anesthesia and sedation permits include:

### General Anesthesia (GA) and Medical General Anesthesia (MGA):

- A Pediatric Endorsement of a GA or MGA permit is required to administer or order the administration of deep sedation or GA to patients under 7 years of age.

### Moderate Sedation (MS):

- Conscious Sedation (CS) permits are no longer issued or renewed. MS permits have replaced CS permits.
- A Pediatric Endorsement of an MS permit is required to administer or order the administration of MS to patients under 13 years of age. There are two options for the Pediatric Endorsement for MS permits: for patients ages 7–12 and for patients under the age of 7.

### Oral Conscious Sedation for Adult Patients (OCS-A):

- SB 501 did not make substantive changes to OCS-A certificate requirements. OCS-A certificates are required to administer oral conscious sedation on an outpatient

basis to adult patients unless the dentist possesses a GA or MS permit. SB 1453 amended the OCS-A statutes to conform and update those statutes for consistency with the GA and MS permit statutes.

### Pediatric Minimal Sedation (PMS):

- Oral Conscious Sedation for Minors (OCS-M) certificates are no longer issued, and dentists who desire to administer pediatric minimal sedation to patients under 13 years of age must obtain a GA permit, MS permit with Pediatric Endorsement, or the new PMS permit.
- It is important to note that, according to [BPC section 1647.32, subdivision \(d\)](#), a PMS permitholder “shall be limited to administering a single drug whose primary purpose is sedative via the oral route, either singly or in divided doses, not to exceed the manufacturer’s maximum recommended dose, plus a mix of nitrous oxide and oxygen and adjunctive agents such that the drugs either singly or in combination are unlikely to produce a state of unintended moderate sedation. This section shall not be construed to restrict the administration of adjunctive medication intended to relieve pain, affect the onset or duration of the primary sedative agent, or to reduce the side effects of sedation, including nausea or emesis.”

For applications and information on the anesthesia and sedation permits available, please visit our [website](#). If you have additional questions, please contact the Anesthesia Unit staff at (916) 263-2300 or [AU.Program@dca.ca.gov](mailto:AU.Program@dca.ca.gov).





## MARK YOUR CALENDARS

### Upcoming Board Meetings

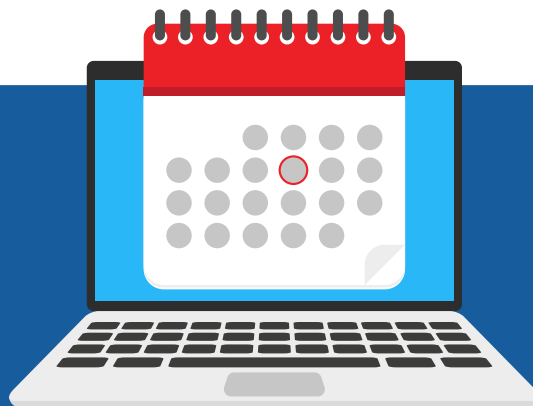
- February 6–7, 2025
- August 14–15, 2025
- May 14–15, 2025
- November 6–7, 2025

*Locations will be listed on the agenda for each Board meeting.*

Board meetings provide updates on licensing, examinations, enforcement statistics, and legislative and regulatory work. They will be held onsite where the public can attend and participate. Additionally, the public can watch the meetings (except for the May meeting) in real time via DCA webcasts.

You will have an opportunity for public comment on items not on the agenda and on future agenda items. Board meetings allow all participants to voice their concerns, issues, and ideas and allow networking opportunities. Participating in these meetings will help you become aware of issues pertaining to the dental field and of changes taking place. If you have any questions or comments, please email us at [DentalBoard@dca.ca.gov](mailto:DentalBoard@dca.ca.gov).

For information about a meeting and the webcast link, go to **Board Meetings** on the Board's website and click on the meeting agenda.



The Board has learned that scam artists posing as Board staff are calling California licensees as part of an attempted fraud scheme. The callers identify themselves as Board staff members or investigators, notify the licensee that they are under investigation for drug trafficking by the Board and other entities, including local police, the Drug Enforcement Agency (DEA), and/or the FBI, and demand money.

The callers may be “spoofing” the Board's phone numbers to make the calls appear to be coming from the Board.

**Board staff members or investigators will never contact licensees demanding money or payment of any form without conducting an official investigation or inquiry. If you receive such a call, please refuse the demand for payment.**

### Please also consider the following:

- If you receive a call, contact the Board directly at (877) 729-7789 or (916) 263-2300, or via email at [Dentalboard@dca.ca.gov](mailto:Dentalboard@dca.ca.gov), to inquire if an official investigation is being conducted.
- If the caller states they are from the DEA, report the scam using the DEA's Extortion Scam online reporting form.
- If the phone number of the caller appears to be the Board phone number, it is recommended that you submit an online complaint with the Federal Communications Commissions (FCC) using the [FCC's Consumer Complaint form](#) or contacting the Board, so it can provide the information to the FCC.
- Do not disclose any personal information, such as social security numbers, dates of birth, or credit/debit card numbers.

# The Hot Sheet

## Board Enforcement Actions January–June 2024



The Board's Enforcement Unit investigates reported criminal and administrative violations in the dental profession. If violations are substantiated, suspected violators are referred for administrative disciplinary proceedings or prosecution.

Note: The table below shows administrative disciplinary actions taken in the most recently completed half of the fiscal year. To see current actions taken, visit the Board's [Hot Sheets](#) webpage.

Licensee Name	License No.	Action	Effective Date
Amores, Arlene	DDS 56164	Public Reproval	2/07/2024
Anguiano, Charlene	RDA 92229	Accusation Filed	3/07/2024
Bae, Michael	DDS 27952	Accusation and Petition to Revoke Probation Filed	2/03/2024
Barajas, Eva	RDA 38924	5 Years Probation	3/14/2024
Barkhordar, Omid	DDS 58536	First Amended Accusation Filed	5/16/2024
Benavides, Yadira	RDA 80497	Revocation	3/14/2024
Betz, Julie	RDA 72212	3 Years Probation	5/15/2024
Billedo, Princesita	DDS 43420	Accusation Filed	3/14/2024
Binafard, Behzad	DDS 37388	Petition for Early Termination of Probation	6/05/2024
Boghawala, Jesmine	DDS 61513	Accusation Filed	2/03/2024
Boval, Diane	DDS 48630	Accusation Filed	4/22/2024
Cameron, Mikaela	RDA 102402	3 Years Probation	4/17/2024
Chan, Susan	DDS 41003	Accusation Filed	3/19/2024
Costa, Lora	DDS 47733	Accusation Filed	3/18/2024
Covarrubias, Rossana	RDA 84416	4 Years Probation	2/02/2024
Cruz, Adrieanna	RDA 84273	Accusation Filed	3/14/2024
Cuestas, Luz-Marina	DDS 102302	Accusation Filed	6/04/2024
Daley, Timothy	DDS 46374	Accusation and Petition to Revoke Probation Filed	5/06/2024
Dean, Terrecita	DDS 37095	Accusation Filed	2/12/2024
Do, William	DDS 43527	Revocation	3/14/2024
Duarte, Jesse	RDA 101975	3 Years Probation	2/02/2024
Elhussiny, Naeil	DDS 48255	Public Reproval	4/17/2024
Failaev, Itzhak	DDS 105829	First Amended Accusation Filed	5/02/2024
Gabi, Tzur	DDS 62192	Accusation Filed	2/13/2024

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Licensee Name	License No.	Action	Effective Date
Garcia, Danielle	RDA 72048	Accusation Filed	3/14/2024
Ghassemi-Aval, Ali Reza	DDS 40595	Public Reproval	1/17/2024
Gonzales, Maria	RDA	3 Years Probation	2/07/2024
Gonzalez, Lizeth	RDA 81253	Accusation Filed	5/06/2024
Green, Jennifer	RDA 50968	Accusation Filed	4/15/2024
Grivas, Andrew	DDS 52726	4 Years Probation	2/02/2024
Guardado, Carla	RDA 102881	3 Years Probation	6/27/2024
Hernandez, Suhan	RDA 77705	4 Years Probation	4/17/2024
Hlavaty, Shawn	DDS 58895	Accusation Filed	2/15/2024
Jang, Yi Kwon	DDS 102686	First Amended Accusation Filed	1/09/2024
Jennings, Dwight	DDS 25914	5 Years Probation	2/21/2024
Judd, Christine	RDA 51084	Accusation Filed	1/23/2024
Kamel, Marko	DDS 65352	Accusation Filed	6/27/2024
Kao, Eddie	DDS 56773	3 Years Probation	1/05/2024
Kim, Chanyul	DDS 50763	Accusation Filed	5/16/2024
Kiraj, Leon	DDS 56744	Accusation Filed	4/04/2024
Kunkle, Lawrence	DDS 23336	Accusation Filed	4/22/2024
LaPierre, Jamie	DDS 63588	Public Reproval	1/05/2024
Larios, Richard	RDA 102735	3 Years Probation	6/05/2024
Layton, Christopher	DDS 52746	Accusation Filed	4/22/2024
Ledesma, Johnna	RDA 89752	Accusation Filed	4/04/2024
Lee, Mary	DDS 101362	Accusation Filed	4/15/2024
Linnsen, Pieter	DDS 45139	Public Reproval	2/21/2024
Lopez, Trina	RDA 64456	Accusation Filed	6/20/2024
Lotuaco, Raymond	DDS 48744	4 Years Probation	2/02/2024
Mcewan, Robin	DDS 35431	Accusation Filed	2/12/2024
Mehrvarzi, Shahriar	DDS 52432	Accusation Filed	6/24/2024
Mirzoyan, Yeghisheh	DDS 63761	Accusation Filed	5/10/2024

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Licensee Name	License No.	Action	Effective Date
Nguyen, Brian	DDS 58907	Accusation Filed	2/12/2024
Nigoghosian, Harry	DDS 63486	First Amended Accusation Filed	6/18/2024
Nuno, Isaiah	RDA 86327	Accusation Filed	5/30/2024
Ogata, Frank	DDS 22704	Early Termination of Probation Granted	3/14/2024
Ontiveros, Luis	RDA 87697	Revocation	66/27/2024
Orcutt, Madyson	RDA 99103	Accusation Filed	3/05/2024
Ortiz, Aurora	RDA 59191	Accusation Filed	3/19/2024
Overley, Bryn	RDA 54223	First Amended Accusation Filed	1/16/2024
Park, Charles	DDS 50087	Accusation Filed	1/18/2024
Park, Tae Hoon	DDS 48659	5 Years Probation	1/05/2024
Perez, Maria	RDA 97101	5 Years Probation	6/27/2024
Poksay, Thomas	DDS 33831	Accusation Filed	1/23/2024
Powell, James	DDS 34889	Accusation Filed	6/07/2024
Ramsey, Victoria	RDA 99676	Petition to Revoke Probation Filed	2/22/2024
Ramsey, Victoria	RDA 99676	Revocation	6/27/2024
Rees, Robert	DDS 42695	Public Reprimand	5/15/2024
Refoa, Janet	DDS 29656	Accusation Filed	2/12/2024
Rodas, Ana	RDA 84796	Accusation Filed	2/07/2024
Rodriguez, Raul	DDS 38357	Accusation Filed	2/26/2024
Saidara, Kamran	DDS 38911	Accusation Filed	4/22/2024
Sanchez, Paul	DDS 49662	Accusation Filed	4/29/2024
Shahoveisi, Hesam	DDS 47798	30 Months Probation	2/21/2024
Smith, Craig	DDS 35552	5 Years Probation	1/05/2024
Somani, Amit	DDS 59454	1 Year Probation	6/27/2024
Styron, Caitlin	RDA 95461	Accusation Filed	3/19/2024
Tom, Stephen	DDS 29503	Accusation Filed	5/16/2024
Tran, Jana	DDS 44107	Voluntary Surrender	3/22/2024

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Licensee Name	License No.	Action	Effective Date
Vega, Maribel	RDA 56224	Accusation Filed	3/14/2024
Vela, Andrew	RDA 83291	Accusation Filed	4/18/2024
Villalobos, Martha	RDA 67458	Accusation Filed	2/12/2024
Villanueva, Jimmy	RDA 62577	Accusation Filed	6/24/2024
Wahab, Aamir	DDS 59024	Voluntary Surrender	4/19/2024
Wei, Roger	DDS 63196	5 Years Probation	4/17/2024
Wright, David	DDS 48201	Accusation Filed	3/01/2024
Wright, Rhonda	RDA 28236	Accusation Filed	5/28/2024
Zahedi, Charles	DDS 56825	3 Years Probation	2/21/2024
Zambrano, Margarita	RDA 49809	3 Years Probation	2/02/2024
Zeidler, Alina	DDS 36831	Voluntary Surrender	2/29/2024
Zhang, Jin	DDS 52136	Accusation Filed	4/18/2024
Zuiderveld, Ellie	DDS 46451	Public Repeval	2/07/2024

## Full Groan Comic

The creator of Full Groan Comics is a member of Board staff.

