Legislative and Regulatory Subcommittee Agenda

STATE OF CALIFORNIA
DEPARTMENT OF CONSUMER AFFAIRS

STATE AND CONSUMER SERVICES AGENCY • ARNOLD SCHWARZENEGGER, GOVERNOR

Dental Hygiene Committee of California
2005 Evergreen Street, Suite 1050, Sacramento, California 95815
P 916.263 1978 F 916.263.2688 | www.dhcc.ca.gov

Notice is hereby given that a public meeting of the Legislative and Regulatory Subcommittee of the Dental Hygiene Committee of California will be held as follows:

LEGISLATIVE AND REGULATORY SUBCOMMITTEE MEETING

Monday, September 27, 2010
Evergreen Hearing Room
2005 Evergreen Street, 1st Floor
Sacramento, CA 95815

Upon conclusion of Enforcement Subcommittee

Legislative and Regulatory Subcommittee

Chair – Andrew Wong
Alex Calero
Miriam DeLaRoi, RDHAP
Michelle Hurlbutt

AGENDA

LEG 1 – Roll Call/Establishment of Quorum

LEG 2 – Public Comment

LEG 3 – Approval of March 22, 2010 minutes

LEG 4 – Legislative Update
AB 1235 (Hayashi) – Healing arts: peer review
AB 1310 (Hernandez) – Healing arts: database
AB 2699 (Bass) – Healing arts: licensure exemption
SB 294 (Negrete McLeod) - Professions and vocations: regulation
SB 700 (Negrete McLeod) - Healing arts: peer review

Any other bills of interest to the Committee

LEG 5 – Proposed Legislation Regarding Clean Up of Senate Bill 853

LEG 6 – Proposed Fingerprint Regulations

LEG 7 – Proposed Dental Hygiene Regulations Implementing Senate Bill 853

A quorum of the Committee may be present at the subcommittee meeting. However, Committee members who are not on the subcommittee may observe, but may not participate or vote. Public comments will be taken on agenda items at the time the specific item is raised. The subcommittee may take action on any item listed on the agenda, unless listed as informational only. All times are approximate and subject to change. Agenda items may be taken out of order to accommodate speakers and to maintain a quorum. The meeting may be cancelled without notice. For verification of the meeting, call (916) 263-1978 or access the Committee's Web Site at **www.dhcc.ca.gov**.

The meeting facilities are accessible to individuals with physical disabilities. A person who needs a disability-related accommodation or modification in order to participate in the meeting may make a request by contacting Tom Jurach at (916) 576-5002 or e-mail tom.jurach@dca.ca.gov or send a written request to DHCC at 2005 Evergreen Street, Ste. 1050, Sacramento, CA 95815. Providing your request at least five (5) business days before the meeting will help to ensure availability of the requested accommodation.

Legislative and Regulatory Subcommittee Agenda

Tab: LEG 3

STATE OF CALIFORNIA
DEPARTMENT OF CONSUMER AFFAIRS

STATE AND CONSUMER SERVICES AGENCY • ARNOLD SCHWARZENEGGER, GOVERNOR

Dental Hygiene Committee of California
2005 Evergreen Street, Suite 1050, Sacramento, California 95815
Phone 916.263.1978 Fax 916.263.2688 | www.dhcc.ca.gov

Dental Hygiene Committee of California
Legislative & Regulatory Subcommittee

Hilton Hotel, Ontario Airport
700 North Haven Avenue
Ontario, CA 91764

March 22, 2010

Minutes – DRAFT 4-6-10

1. **Roll Call/Establishment of a Quorum**

Members Present

Andrew Wong, Public Member, Chair
Alex Calero, Public Member
Miriam DeLaRoi, RDHAP

2. **Update on contract regarding Legislative Bill Tracking Service**

Traci Napper, DHCC Legislative Analyst, informed the Subcommittee that a contract has been completed with Capital Track which will facilitate the tracking of legislations. The contract is for two years and the cost is $1,416 which would include four users with password protection.

Kathy Mulvaney, DHCC retired annuitant, added that all legislative activities could be viewed online by visiting leg.info.ca.gov but would not be as efficient as using a specified tracking service.

It was asked who would be the receivership of this information and the response was DHCC staff.

3. **Proposed Retroactive Fingerprinting Regulations**

Ms. Napper explained that the regulatory hearing is scheduled for April 26, 2010. Legal counsel suggested that any comments regarding these regulations be compiled and forwarded to the Committee's office in order to have them addressed at the hearing.

Mr. Calero asked that the words “within 30 days” be added to the end of Section 1106-Response to Committee Inquiry. He also would like the word “respond” clarified. Legal counsel answered by saying earlier versions of language had loopholes in it and this language puts the onus on the licensee to provide the required information.

Legal counsel also informed the subcommittee that the penalty for not complying with the fingerprint regulations is possible discipline for unprofessional conduct.

4. Legislative Update

Mr. Wong would like to see more analysis presented with future legislative updates.

AB 583 (Hayashi) Health Professions: disclosure of education and office hours. This bill has been inactive since February 2009. It was m/s/c (Calero/DeLaRoi) to recommend an informal watch on this bill.

AB1310 (Hernandez) Healing arts: database. Legal counsel told the members that this bill has not yet been chaptered into law. This bill allows for the collection of information that is currently not collected, *i.e.,* race, ethnicity, etc. She said much of the information requested is voluntary and there is no adverse action if it is not provided.

Ms. Kirchmeyer added that DCA has been working with OSHPD assisting them in developing their data base identifying underserved areas in California. The information will be used to recognize diversity in education and employment trends to determine supply and demand. She noted that this bill helps other poorer boards pay for costs incurred. At this time the cost per board is unknown and would require additional information to be collected.

It was noted that the Dental Board opposed the bill due to the inclusion of race and ethnicity, but that was prior to the bill specifying that information collected would be optional.

Also, it was noted that COMDA and DHCC already collected such data.

It was m/s/c [Wong/Calero(DeLaRoi nay)] to recommend support of this bill.

SB389 (Negrete McCloud) Regulatory Boards: operations.
This bill requires mandatory retroactive fingerprinting for existing licensees. This bill is inactive was last amended June 2009.

Legal counsel noted the following:

- The Nursing Board already has this in regulation
- To consider the bill a dead issue and not to concern DHCC at this point.

It was m/s/c (Calero/DeLaRoi) to recommend a watch on this bill.

<u>SB 638</u> (Negrete McCloud)Regulatory Boards: operations
Legal counsel informed the Subcommittee that this bill is basically dead because it failed at the first Senate Committee meeting.

<u>SB 1111</u> (Negrete McCloud) Regulatory Boards: operations
Mr. Calero said that Kim Kirchmeyer will be giving a presentation on this bill at the full Committee meeting. He informed the Subcommittee that DCA is a sponsor of this bill and will be recommending support.

Mr. Calero asked how best to support legislation. Legal counsel said sending a letter of support to the author; appropriate legislative committee as well as the governor can be effective.

It was m/s/c [DeLaRoi/Calero(Wong abstained)] to recommend the Committee vote to support this legislation.

Mr. Wong would like to know issues that other boards are having. He would support the bill but wants the opportunity to see future amendments with the understanding that all amendments will have a comprehensive review.

5. Re-Designation of Current Regulations

Ms. Hubble informed the Subcommittee that staff is working on extracting appropriate regulations used by the Dental Board into Hygiene regulations. She suggested appointing an ad hoc committee after staff has completed the first compilation.

Lori Gagliardi asked that RDA educational requirements be included in DHCC's regulations because RDHAP's employ RDA's.

6. Future Agenda Items

Legal counsel suggested working closely with the Dental Board and possibly having DBC regulations a standing item on the Committee's agenda to address any changes which may come up. She also recommended that staff go forward with the 'easy' regulations and identify 'problem' areas which can be dealt with at a later time. She recommended the first phase be to combine and update the procedural administrative functions. The second phase would be to appoint an ad hoc committee to move them out.

7. Public Comment

LaDonna Drury-Klein, RDA, CADAT expressed strong feelings that DHCC should take a position regarding periodontal probing. She stated that her association did not support RDAEF's being educated to perform periodontal probing

There being no further business, the meeting was adjourned.

Legislative and Regulatory

Subcommittee

Agenda

Tab: LEG 4

DENTAL HYGIENE COMMITTEE OF CALIFORNIA

STATUS OF ASSEMBLEY BILLS 2009/2010

SEPTEMBER 2010

BILL	AUTHOR	SUBJECT	COMM. POSITION	BILL STATUS
AB 1235	Hayashi	Healing Arts: peer review		Enrolled
AB 1310	Hernandez	Healing Arts: database	Support	Suspense file as 8/27/09
AB 2699	Bass	Healing Arts: licensure exemption		Withdrawn from Committee

DENTAL HYGIENE COMMITTEE OF CALIFORNIA

STATUS OF SENATE BILLS 2009/2010

SEPTEMBER 2010

BILL	AUTHOR	SUBJECT	COMM. POSITION	BILL STATUS
SB 294	Negrete McLeod	Professions and vocations: regulation	N/A	Enrolled
SB 700	Negrete McLeod	Healing Arts: peer review		Erolled

Legislative and Regulatory Subcommittee Agenda

Tab: LEG 4 – AB 1235

STATE OF CALIFORNIA
DEPARTMENT OF CONSUMER AFFAIRS

STATE AND CONSUMER SERVICES AGENCY • ARNOLD SCHWARZENEGGER, GOVERNOR

Dental Hygiene Committee of California
2005 Evergreen Street, Suite 1050, Sacramento, CA 95815
P (916) 263-1978 F (916) 263-2688 | www.dhcc.ca.gov

AUTHOR	**Negrete McLeod**	**BILL NUMBER AB 1235**
SPONSOR		**BILL STATUS Enrolled**
SUBJECT	**Healing arts: peer review**	**Introduced: Feb, 27, 2009** **Date Last Amended: 08/26/10**
	LEG 4 - Legislative Update AB 1235	

Existing law provides for the professional review of specified healing arts licentiates through a peer review process conducted by peer review bodies, as defined. This bill would encourage a peer review body to obtain external peer review, as defined, for the evaluation or investigation of an applicant, privilege holder, or member of the medical staff in specified circumstances. This bill would require a peer review body to respond to the request of another peer review body and produce the records reasonably requested concerning a licentiate under review, as specified. The bill would specify that the records produced pursuant to this provision are not subject to discovery, as specified, and may only be used for peer review purposes.

Attached:

1) **Language**
2) **Bill Status**
3) **Bill History**

ANALYSIS: This bill would prohibit a member of a medical or professional staff from being required to alter or surrender staff privileges, status or membership solely due to the termination of a contract between that member and a health care facility. The bill will specify that a peer review body is entitled to review and make timely recommendations to the governing body of a health care facility, and its designee if applicable, regarding quality considerations relating to clinical services. The bill would require the governing body to give great weight to those recommendations.

COMMITTEE POSITION:

SUPPORT:

OPPOSE:

NEUTRAL:

WATCH:

HISTORY

AB 1235 Hayashi Healing arts: peer review.

Dates	Actions
08/26/10	Aug. 26 Enrolled and to the Governor at 4:45 p.m.
08/19/10	Aug. 19 Assembly Rule 77 suspended. (Page 6373.) Senate amendments concurred in. To enrollment. (Ayes 74. Noes 0. Page 6379.)
08/18/10	Aug. 18 In Assembly. Concurrence in Senate amendments pending. May be considered on or after August 20 pursuant to Assembly Rule 77.
08/18/10	Aug. 18 Read third time, passed, and to Assembly. (Ayes 33. Noes 0. Page 4602.)
03/23/10	Mar. 23 Read second time. To third reading.
03/22/10	Mar. 22 From committee: Do pass. (Ayes 8. Noes 0.) (March 22).
02/25/10	Feb. 25 Re-referred to Com. on B., P. & E.D.
02/18/10	Feb. 18 Re-referred to Com. on RLS. pursuant to Senate Rule 29.10(c). (Page 2830.)
02/17/10	Feb. 17 Read second time. To third reading.
02/16/10	Feb. 16 From inactive file. To second reading. Read second time and amended. Ordered returned to second reading. (Corrected February 24.)
09/10/09	Sept. 10 To inactive file on motion of Senator Cedillo.
08/19/09	Aug. 19 Read second time. To third reading.
08/18/09	Aug. 18 From committee: Be placed on second reading file pursuant to Senate Rule 28.8.
07/23/09	July 23 From committee: Amend, do pass as amended, and re-refer to Com. on APPR. (Ayes 8. Noes 0.) (July 15). Read second time, amended, and re-referred to Com. on APPR.
07/06/09	July 6 In committee: Hearing postponed by committee.
06/25/09	June 25 Re-referred to Com. on HEALTH.
06/17/09	June 17 In committee: Hearing postponed by committee. Withdrawn from committee. Re-referred to Com. on RLS.
06/16/09	June 16 From committee chair, with author's amendments: Amend, and re-refer to committee. Read second time, amended, and re-referred to Com. on L. & I.R.
06/11/09	June 11 Referred to Com. on L. & I.R.
06/02/09	June 2 In Senate. Read first time. To Com. on RLS. for assignment.
06/01/09	June 1 Read third time, passed, and to Senate. (Ayes 51. Noes 22. Page 1861.)
05/29/09	May 29 From committee: Do pass. (Ayes 13. Noes 4.) (May 28). Read second time. To third reading.
05/19/09	May 19 Read second time. To third reading. Re-referred to Com. on APPR. pursuant to Joint Rule 10.5.
05/18/09	May 18 Read second time and amended. Ordered returned to second reading.
05/14/09	May 14 From committee: Amend, and do pass as amended. (Ayes 5. Noes 0.) (May 13).
05/06/09	May 6 In committee: Hearing postponed by committee.
05/05/09	May 5 Re-referred to Com. on L. & E.
05/04/09	May 4 From committee chair, with author's amendments: Amend, and re-refer to Com. on L. & E. Read second time and amended.
04/20/09	Apr. 20 In committee: Set, first hearing. Hearing canceled at the request of author.
04/16/09	Apr. 16 Re-referred to Com. on L. & E.
04/14/09	Apr. 14 From committee chair, with author's amendments: Amend, and re-refer to Com. on L. & E. Read second time and amended.
04/13/09	Apr. 13 Referred to Com. on L. & E.
03/02/09	Mar. 2 Read first time.
03/01/09	Mar. 1 From printer. May be heard in committee March 30.
02/27/09	Feb. 27 Introduced. To print.

STATUS

AB 1235 **Hayashi** **Healing arts: peer review.**

Current House
Assembly

Long Author
Hayashi (Coauthor: Emmerson).

Status
8/26/2010 Enrolled and to the Governor at 4:45 p.m.

Title
An act to amend Sections 809, 809.2, and 809.3 of, and to add Sections 809.04, 809.07, and 809.08 to, the Business and Professions Code, relating to healing arts.

Relating To
Healing Arts

Current Location
8/26/2010 ENROLLED

Text Version
8/26/2010 Enrollment

Bill Type

Active
Non-Urgency
Non-Appropriations
Majority Vote Required
Non-State-Mandated Local Program
Non-Fiscal
Non-Tax Levy

AB 1235 (Hayashi) Healing arts: peer review. From text dated: 08/24/10 Existing law provides for the professional review of specified healing arts licentiates through a peer review process conducted by peer review bodies, as defined.

This bill would encourage a peer review body to obtain external peer review, as defined, for the evaluation or investigation of an applicant, privilege holder, or member of the medical staff in specified circumstances.

This bill would require a peer review body to respond to the request of another peer review body and produce the records reasonably requested concerning a licentiate under review, as specified. The bill would specify that the records produced pursuant to this provision are not subject to discovery, as specified, and may only be used for peer review purposes.

Existing law requires the governing body of acute care hospitals to give great weight to the actions of peer review bodies and authorizes the governing body to direct the peer review body to investigate in specified instances. Where the peer review body fails to take action in response to that direction, existing law authorizes the governing body to take action against a licentiate.

This bill would prohibit a member of a medical or professional staff from being required to alter or surrender staff privileges, status, or membership solely due to the termination of a contract between that member and a health care facility, except as specified. The bill would specify that a peer review body is entitled to review and make timely recommendations to the governing body of a health care facility, and its designee, if applicable, regarding quality considerations relating to clinical services when the selection, performance evaluation, or any change in the retention or replacement of licensees with whom the facility has a contract occurs. The bill would require the governing body to give great weight to those recommendations.

Existing law provides various due process rights for licentiates who are the subject of a final proposed disciplinary action of a peer review body, including authorizing a licensee to request a hearing concerning that action. Under existing law, the hearing must be held before either an arbitrator selected by a process mutually acceptable to the licensee and the peer review body or a panel of unbiased individuals, as specified. Existing law prohibits a hearing officer presiding at a hearing held before a panel from, among other things, gaining direct financial benefit from the outcome.

This bill would additionally require the hearing officer to be an attorney licensed in California, except as specified, and to disclose all actual and potential conflicts of interest, as specified.

The bill would specify that the hearing officer is entitled to determine the procedure for presenting evidence and argument and would give the hearing officer authority to make all rulings pertaining to law, procedure, or the admissibility of evidence. The bill would authorize the hearing officer to recommend termination of the hearing in certain circumstances.

Existing law requires the peer review body to adopt written provisions governing whether a licensee may be represented by an attorney and prohibits a peer review body from being represented by an attorney where a licensee is not so represented, except as specified.

This bill would give both parties the right to be represented by an attorney but would prohibit a peer review body from being represented if the licensee notifies the peer review body within a specified period of time that he or she has elected to not be represented, except as specified.

Legislative and Regulatory Subcommittee Agenda

Tab: LEG 4 – AB 1310

STATE OF CALIFORNIA
DEPARTMENT OF CONSUMER AFFAIRS

STATE AND CONSUMER SERVICES AGENCY • ARNOLD SCHWARZENEGGER, GOVERNOR

Dental Hygiene Committee of California
2005 Evergreen Street, Suite 1050, Sacramento, CA 95815
P (916) 263-1978 F (916) 263-2688 | www.dhcc.ca.gov

AUTHOR	**Hernandez**	**BILL NUMBER AB 1310**
SPONSOR		**BILL STATUS: Failed deadline Suspense file**
SUBJECT	**Healing Arts: database**	**Introduced: 02/27/09** **Last Date Amended: 06/29/09**
	Agenda Item LEG 4 - Legislative Update AB 1310	

SUMMARY: Existing law provides for the licensure and regulation of various healing arts professions and vocations by boards within the Department of Consumer Affairs. Under existing law, there exists the Healthcare Workforce Development Division within the Office of Statewide Health Planning and Development (OSHPD) that supports health care accessibility through the promotion of a diverse and competent workforce and provides analysis of California's health care infrastructure. Under existing law, there is also the Health Care Workforce Clearinghouse, established by OSHPD that serves as the central source for collection, analysis, and distribution of information on the health care workforce employment and educational data trends for the state. This bill would require certain healing arts boards to collect specified information from their licensees and would require those boards and the Department of Consumer Affairs to, as much as practicable, work with OSHPD to transfer that data to the Health Care Workforce Clearinghouse. The bill would further require OSHPD, in consultation with the division and the department, to select a database and to also add the collected data to the database. The bill would require the clearinghouse to prepare a written report relating to the data and to submit the report annually to the Legislature no later than March 1, commencing March 1, 2012.
.

ATTACHED:
Language
Bill Status
Bill History

ANALYSIS: This bill increases the amount of information that is collected from licensees, and specifies that it shall be collected in a manner that is deemed to be appropriate by the board. This bill states that personally identifiable information collected pursuant to these provisions shall be confidential and not subject to public inspection, and that a board that collects this information must state conspicuously that reporting this information is a condition of license renewal and no adverse action will be taken against any licensee that does not report this information.

This bill further states that collection of the information shall be done in such a manner that minimizes any fiscal impact, which may include sending the request in a renewal notice, a regular newsletter, via email or posting the request on the board's internet website and allowing licensees to provide the information electronically.

COMMITTEES POSITION: DHCC voted to support this bill.
SUPPORT:
OPPOSE:
NEUTRAL:
WATCH:

AB 1310 (Hernandez) Healing arts: database. Text dated: 06/29/09

Existing law provides for the licensure and regulation of various healing arts professions and vocations by boards within the Department of Consumer Affairs. Under existing law, there exists the Healthcare Workforce Development Division within the Office of Statewide Health Planning and Development (OSHPD) that supports health care accessibility through the promotion of a diverse and competent workforce and provides analysis of California's health care infrastructure. Under existing law, there is also the Health Care Workforce Clearinghouse, established by OSHPD, that serves as the central source for collection, analysis, and distribution of information on the health care workforce employment and educational data trends for the state.

This bill would require ~~the Medical Board of California and the Board of Registered Nursing~~ *certain healing arts boards* to ~~add and label as "mandatory" specified fields on an application for initial licensure or a renewal form for applicants applying to those boards~~ *collect specified information from their licensees and would require those boards and the Department of Consumer Affairs to, as much as practicable, work with OSHPD to transfer that data to the Health Care Workforce Clearinghouse* . The bill would *further* require ~~the department~~ *OSHPD* , in consultation with the division and the ~~clearinghouse~~ *department* , to select a database and to *also* add ~~some of~~ the *collected* data ~~collected in these applications and renewal forms~~ to the database ~~and to submit the data to the clearinghouse annually on or before January 1~~ .

The bill would require the clearinghouse to prepare a written report relating to the data and to submit the report annually to the Legislature no later than March 1, commencing March 1, 2012.

Vote: majority.

Appropriation: no.

Fiscal committee: yes.

State-mandated local program: no.

HISTORY

AB 1310 Hernandez Healing arts: database.

Dates	Actions
08/27/09	Aug. 27 In committee: Held under submission.
08/17/09	Aug. 17 In committee: Placed on Appropriations suspense file.
07/20/09	July 20 In committee: Hearing postponed by committee.
07/07/09	July 7 From committee: Do pass, and re-refer to Com. on APPR. Re-referred. (Ayes 8. Noes 1.) (July 6).
06/29/09	June 29 From committee chair, with author's amendments: Amend, and re-refer to committee. Read second time, amended, and re-referred to Com. on B., P. & E.D.
06/18/09	June 18 Referred to Com. on B., P. & E.D.
06/03/09	June 3 In Senate. Read first time. To Com. on RLS. for assignment.
06/02/09	June 2 Read second time and amended. Ordered returned to second reading. Read third time, passed, and to Senate. (Ayes 78. Noes 0. Page 1981.)
06/01/09	June 1 From committee: Amend, and do pass as amended. (Ayes 17. Noes 0.) (May 28).
04/29/09	Apr. 29 In committee: Set, first hearing. Referred to APPR. suspense file.
04/15/09	Apr. 15 From committee: Do pass, and re-refer to Com. on APPR. with recommendation: To Consent Calendar. Re-referred. (Ayes 9. Noes 0.) (April 14).
04/13/09	Apr. 13 Re-referred to Com. on B. & P.
04/02/09	Apr. 2 From committee chair, with author's amendments: Amend, and re-refer to Com. on B. & P. Read second time and amended.
03/31/09	Mar. 31 Referred to Com. on B. & P.
03/02/09	Mar. 2 Read first time.
03/01/09	Mar. 1 From printer. May be heard in committee March 30.
02/27/09	Feb. 27 Introduced. To print.

AB 1310 **Hernandez** **Healing arts: database.**

Current House
Senate

Long Author
Hernandez.

Status
8/31/2010 Failed Deadline pursuant to Rule 61(b)(17). (Last location was APPR. SUSPENSE FILE on 8/27/2009)

Title
An act to add Section 857 to the Business and Professions Code, and to add Section 128051.5 to the Health and Safety Code, relating to healing arts.

Relating To
Healing Arts

Current Location
8/31/2010 DEAD

Text Version
6/29/2009 Amended

Bill Type
Active
Non-Urgency
Non-Appropriations
Majority Vote Required
Non-State-Mandated Local Program
Fiscal
Non-Tax Levy

Legislative and Regulatory Subcommittee Agenda

Tab: LEG 4 – AB 2699

STATE OF CALIFORNIA
DEPARTMENT OF CONSUMER AFFAIRS

STATE AND CONSUMER SERVICES AGENCY • ARNOLD SCHWARZENEGGER, GOVERNOR

Dental Hygiene Committee of California
2005 Evergreen Street, Suite 1050, Sacramento, CA 95815
P (916) 263-1978 F (916) 263-2688 | www.dhcc.ca.gov

AUTHOR	**Bass** **BILL NUMBER AB 2699**
SPONSOR	**BILL STATUS Withdrawn from Committee**
SUBJECT	**Healing arts: licensure exemption** **Introduced: 02/19/10** **Last Date Amended: 08/27/10**
	Agenda Item LEG 4- Legislative Update AB 2699

SUMMARY: Existing law provides for the licensure and regulation of various healing arts practitioners by boards within the Department of Consumer Affairs. Existing law provides an exemption from these requirements for a health care practitioner licensed in another state who offers or provides health care for which he or she is licensed during a state of emergency, as defined, and upon request of the Director of the Emergency Medical Services Authority, as specified. This bill would also provide , until January 1, 2014, an exemption from the licensure and regulation requirements for a health care practitioner, as defined, licensed or certified in good standing in another state or states, who offers or provides health care services for which he or she is licensed or certified through a sponsored event, as defined, (1) to uninsured or underinsured persons, (2) on a short-term voluntary basis, (3) in association with a sponsoring entity that registers with the applicable healing arts board, as defined, and provides specified information to the county health department of the county in which the health care services will be provided, and (4) without charge to the recipient or a 3rd party on behalf of the recipient, as specified.

ATTACHED:
1) Language
2) Bill Status
3) Bill History

Analysis: The bill would require the applicable licensing board to notify the sponsoring entity, as defined, of the sponsored event whether the board approves or denies a request for authorization to provide these services within 20 days of receipt of the request.

COMMITTEE POSITION:

SUPPORT:

OPPOSE:

NEUTRAL:

WATCH:

.

AB 2699 (Bass) Healing arts: licensure exemption. From text dated: 08/27/10 Existing law provides for the licensure and regulation of various healing arts practitioners by boards within the Department of Consumer Affairs. Existing law provides an exemption from these requirements for a health care practitioner licensed in another state who offers or provides health care for which he or she is licensed during a state of emergency, as defined, and upon request of the Director of the Emergency Medical Services Authority, as specified.

This bill would also provide *, until January 1, 2014,* an exemption from the licensure and regulation requirements for a health care practitioner, as defined, licensed or certified in *good standing in* another state *or states,* who offers or provides health care services for which he or she is licensed or certified through a sponsored event, as defined, (1) to uninsured or underinsured persons, (2) on a short-term voluntary basis, (3) in association with a sponsoring entity that registers with the applicable healing arts board, as defined, and provides specified information to the county health department of the county in which the health care services will be provided, and (4) without charge to the recipient or a 3rd party on behalf of the recipient, as specified. The bill would also require an exempt health care practitioner to obtain prior authorization to provide these services from the applicable licensing board, as defined, and to satisfy other specified requirements *, including payment of a fee as determined by the applicable licensing board* . The bill would require the applicable licensing board to notify the sponsoring entity, as defined, of the sponsored event whether the board approves or denies a request for authorization to provide these services within 20 days of receipt of the request. The bill would also prohibit a contract of liability insurance issued, amended, or renewed on or after January 1, 2011, from excluding coverage of these practitioners or a sponsoring entity for providing care under these provisions.

~~To because~~

Because this bill would expand the definition of certain crimes, the bill would create a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement. This bill would provide that no reimbursement is required by this act for a specified reason.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: yes.

STATUS

AB 2699 Bass Healing arts: licensure exemption.

Current House
Assembly

Long Author
Bass.

Status
8/31/2010 In Assembly. Concurrence in Senate amendments pending. Senate amendments concurred in. To enrollment.

Title
An act to amend Section 900 of, and to add and repeal Section 901 of, the Business and Professions Code, relating to healing arts.

Relating To
Healing Arts

Current Location
8/31/2010 ENROLLMENT

Text Version
8/31/2010 Enrollment

Bill Type
Active
Non-Urgency
Non-Appropriations
Majority Vote Required
State-Mandated Local Program
Fiscal
Non-Tax Levy

HIstory

AB 2699 BassHealing arts: licensure exemption.

Dates	Actions
08/31/10	Aug. 31 In Assembly. Concurrence in Senate amendments pending. Senate amendments concurred in. To enrollment.
08/30/10	Aug. 30 Withdrawn from committee. Ordered to third reading. Read third time, passed, and to Assembly. (Ayes 31. Noes 2.)
08/27/10	Aug. 27 From committee chair, with author's amendments: Amend, and re-refer to committee. Read second time, amended, and re-referred to Com. on RLS.
08/23/10	Aug. 23 Withdrawn from committee. Re-referred to Com. on RLS.
08/12/10	Aug. 12 In committee: Held under submission.
08/02/10	Aug. 2 In committee: Placed on APPR suspense file. From committee chair, with author's amendments: Amend, and re-refer to committee. Read second time, amended, and re-referred to Com. on APPR.
07/15/10	July 15 Read second time and amended. Re-referred to Com. on APPR.
07/01/10	July 1 From committee: Amend, do pass as amended, and re-refer to Com. on APPR. (Ayes 5. Noes 1.) (June 28).
06/10/10	June 10 Referred to Com. on B., P. & E.D.
06/03/10	June 3 In Senate. Read first time. To Com. on RLS. for assignment.
06/02/10	June 2 Read third time, passed, and to Senate. (Ayes 67. Noes 3. Page 5474.)
05/20/10	May 20 Read second time. To third reading.
05/19/10	May 19 From committee: Do pass. (Ayes 16. Noes 0.) (May 19).
05/13/10	May 13 Re-referred to Com. on APPR.
05/12/10	May 12 From committee chair, with author's amendments: Amend, and re-refer to Com. on APPR. Read second time and amended.
04/27/10	Apr. 27 Re-referred to Com. on APPR.
04/26/10	Apr. 26 Read second time and amended.
04/22/10	Apr. 22 From committee: Amend, and do pass as amended, and re-refer to Com. on APPR. with recommendation: To Consent Calendar. (Ayes 11. Noes 0.) (April 20).
04/15/10	Apr. 15 Re-referred to Com. on B.,P. & C.P.
04/14/10	Apr. 14 From committee chair, with author's amendments: Amend, and re-refer to Com. on B.,P. & C.P. Read second time and amended.
04/08/10	Apr. 8 From committee: Be re-referred to Com. on B.,P. & C.P. Re-referred. (Ayes 11. Noes 0.) (April 8).
04/05/10	Apr. 5 From committee chair, with author's amendments: Amend, and re-refer to Com. on JUD. Read second time and amended. Re-referred to Com. on JUD. Re-referred to Com. on RULES by unanimous consent.
03/31/10	Mar. 31 In committee: Hearing postponed by committee.
03/18/10	Mar. 18 Referred to Com. on JUD.
02/22/10	Feb. 22 Read first time.
02/21/10	Feb. 21 From printer. May be heard in committee March 23.
02/19/10	Feb. 19 Introduced. To print.

Legislative and Regulatory Subcommittee Agenda

Tab: LEG 4 – SB 294

STATE OF CALIFORNIA
DEPARTMENT OF CONSUMER AFFAIRS

STATE AND CONSUMER SERVICES AGENCY • ARNOLD SCHWARZENEGGER, GOVERNOR

Dental Hygiene Committee of California
2005 Evergreen Street, Suite 1050, Sacramento, CA 95815
P (916) 263-1978 F (916) 263-2688 | www.dhcc.ca.gov

AUTHOR	**Negrete McLeod**	**BILL NUMBER SB 294**
SPONSOR		**BILL STATUS Enrolled**
SUBJECT	**Regulatory boards: operations**	**Introduced: 02/25/09** **Date Last Amended:8/23/10**
	Agenda Item LEG 4- Legislative Update SB 294	

SUMMARY: Existing law provides for the licensure and regulation of various healing arts licensees by various boards, as defined, within the Department of Consumer Affairs, including the California Board of Occupational Therapy and the Physician Assistant Committee of the Medical Board of California. Existing law requires the Physician Assistant Committee of the Medical Board of California to appoint an executive officer. Under existing law, those provisions regarding the California Board of Occupational Therapy will become inoperative on July 1, 2013, and will be repealed on January 1, 2014. Those provisions governing the Physician Assistant Committee of the Medical Board of California will become inoperative on July 1, 2011, and will be repealed on January 1, 2012. Under this bill, the provisions relating to the California Board of Occupational Therapy would become inoperative and be repealed on January 1, 2014, and the provisions concerning the Physician Assistant Committee of the Medical Board of California would become inoperative and be repealed on January 1, 2013. This bill contains other related provisions and other existing laws.

Analysis: This law does not pertain to the Dental Hygiene Committee of California. This bill repeals the authority for appointing an Executive Director or Executive Officer at various healing art profession within the Department of Consumer Affairs.

COMMITTEE POSITION:

SUPPORT:

OPPOSE:

NEUTRAL:

WATCH:

.

.

Legislative and Regulatory Subcommittee Agenda

Tab: LEG 4 – SB 700

STATE OF CALIFORNIA
DEPARTMENT OF CONSUMER AFFAIRS

STATE AND CONSUMER SERVICES AGENCY • ARNOLD SCHWARZENEGGER, GOVERNOR

Dental Hygiene Committee of California
2005 Evergreen Street, Suite 1050, Sacramento, CA 95815
P (916) 263-1978 F (916) 263-2688 | www.dhcc.ca.gov

AUTHOR	**Negrete McLeod**	**BILL NUMBER SB 700**
SPONSOR		**BILL STATUS Enrolled**
SUBJECT	**Healing arts: peer review**	**Introduced: 02/27/09** **Date Last Amended: 08/27/2010**
	Agenda Item LEG 4- Legislative Update SB 700	

SUMMARY
Existing law provides for the professional review of specified healing arts licentiates through a peer review process. This bill would define the term "peer review" for purposes of those provisions. Under existing law, specified persons are required to file a report, designated as an "805 report," with a licensing board within 15 days after a specified action is taken against a person licensed by that board. This bill would also require specified persons to file a report with a licensing board within 15 days after a peer review body makes a decision or recommendation regarding the disciplinary action to be taken against a licentiate of that board based on the peer review body's determination, following formal investigation, that the licentiate may have engaged in various acts, including incompetence, substance abuse, excessive prescribing or furnishing of controlled substances, or sexual misconduct, among other things. The bill would authorize the board to inspect and copy certain documents in the record of that investigation.

ATTACHED:
1) Language
2) Bill Status
3) Bill History

Analysis: The bill would require specified persons to file a report to the licensing agency within 15 days after specific disciplinary action is taken and keep an electronic file for 3 years.

COMMITTEE POSITION:

SUPPORT:

OPPOSE:

NEUTRAL:

WATCH:

.

SB 700 (Negrete McLeod) Healing arts: peer review. From text dated: 08/27/10 Existing law provides for the professional review of specified healing arts licentiates through a peer review process. This bill would define the term "peer review" for purposes of those provisions. Under existing law, specified persons are required to file a report, designated as an "805 report," with a licensing board within 15 days after a specified action is taken against a person licensed by that board. This bill would also require specified persons to file a report with a licensing board within 15 days after a peer review body makes a decision or recommendation regarding the disciplinary action to be taken against a licentiate of that board based on the peer review body's determination, following formal investigation, that the licentiate may have engaged in various acts, including incompetence, substance abuse, excessive prescribing or furnishing of controlled substances, or sexual misconduct, among other things. The bill would authorize the board to inspect and copy certain documents in the record of that investigation. Existing law requires the board to maintain an 805 report for a period of 3 years after receipt. This bill would require the board to maintain the report electronically. Existing law authorizes the Medical Board of California, the Osteopathic Medical Board of California, and the Dental Board of California to inspect and copy certain documents in the record of any disciplinary proceeding resulting in action that is required to be reported in an 805 report. This bill would specify that the boards have the authority to also inspect, as permitted by other applicable law, any certified copy of medical records in the record of the disciplinary proceeding. Existing law requires specified healing arts boards to maintain a central file of their licensees containing, among other things, disciplinary information reported through 805 reports. Under this bill, if a court finds, in a final judgment, that the peer review resulting in the 805 report was conducted in bad faith and the licensee who is the subject of the report notifies the board of that finding, the board would be required to include that finding in the licensee's central file. Existing law requires the Medical Board of California, the Osteopathic Medical Board of California, and the California Board of Podiatric Medicine to disclose an 805 report to specified health care entities and to disclose certain hospital disciplinary actions to inquiring members of the public. Existing law also requires the Medical Board of California to post hospital disciplinary actions regarding its licensees on the Internet. This bill would prohibit those disclosures, and would require the Medical Board of California to remove certain information posted on the Internet, if a court finds, in a final judgment, that the peer review resulting in the 805 report or the hospital disciplinary action was conducted in bad faith and the licensee notifies the board of that finding. The bill would also require the Medical Board of California to include certain exculpatory or explanatory statements in those disclosures or postings and would require the board to post on the Internet a factsheet that explains and provides information on the 805 reporting requirements. Existing law also requires the Medical Board of California, the Osteopathic Medical Board of California, and the California Board of Podiatric Medicine to disclose to an inquiring member of the public information regarding enforcement actions taken against a licensee by the board or by another state or jurisdiction. This bill would also require those boards to make those disclosures regarding enforcement actions taken against former licensees. The bill would make related technical and nonsubstantive changes.

STATUS

SB 700 Negrete McLeod Healing arts: peer review.

Current House
Senate

Long Author
Negrete McLeod (Coauthor: Senator Aanestad).

Status
9/3/2010 Enrolled. To Governor at 11:45 a.m.

Title
An act to amend Sections 800, 803.1, 805, 805.1, 805.5, 2027, and 2220 of, and to add Section 805.01 to, the Business and Professions Code, relating to healing arts.

Relating To
Healing Arts

Current Location
9/3/2010 ENROLLED

Text Version
9/3/2010 Enrollment

Bill Type

Active
Non-Urgency
Non-Appropriations
Majority Vote Required
Non-State-Mandated Local Program
Fiscal
Non-Tax Levy

HISTORY

SB 700	Negrete McLeod	Healing arts: peer review.

Dates	**Actions**
09/03/10	Sept. 3 Enrolled. To Governor at 11:45 a.m.
08/25/10	Aug. 25 Senate concurs in Assembly amendments. (Ayes 35. Noes 0. Page 4892.) To enrollment.
08/23/10	Aug. 23 In Senate. To unfinished business.
08/23/10	Aug. 23 Assembly Rule 69(d) suspended. (Page 6463.) Read third time. Passed. (Ayes 76. Noes 0. Page 6498.) To Senate.
08/20/10	Aug. 20 Read third time. Amended. (Page 6428.) To third reading.
08/12/10	Aug. 12 From Consent Calendar to third reading.
08/09/10	Aug. 9 Read second time. To Consent Calendar.
08/05/10	Aug. 5 From committee: Do pass. To Consent Calendar. (Ayes 17. Noes 0.) (Heard in committee on August 4.)
03/23/10	Mar. 23 From committee: Do pass, but first be re-referred to Com. on APPR. (Ayes 11. Noes 0.) Re-referred to Com. on APPR. (Heard in committee on March 23.)
02/11/10	Feb. 11 To Com. on B. & P.
01/28/10	Jan. 28 In Assembly. Read first time. Held at Desk.
01/28/10	Jan. 28 Read third time. Passed. (Ayes 35. Noes 0. Page 2735.) To Assembly.
01/27/10	Jan. 27 Read second time. To third reading.
01/26/10	Jan. 26 From inactive file to second reading file. Read second time. Amended. To second reading.
06/22/09	June 22 Senate Rule 43 suspended. (Ayes 30. Noes 1. Page 1373.) Placed on inactive file on request of Senator Negrete McLeod.
06/16/09	June 16 Withdrawn from committee. Placed on third reading.
06/03/09	June 3 Read third time. Refused passage. (Ayes 17. Noes 16. Page 1198.) Motion to reconsider made by Senator Negrete McLeod. Reconsideration granted. (Ayes 39. Noes 0. Page 1198.) Re-referred to Com. on RLS.
05/21/09	May 21 Read second time. To third reading.
05/20/09	May 20 Read third time. Amended. To second reading.
05/14/09	May 14 Read third time. Refused passage. (Ayes 19. Noes 15. Page 901.) Motion to reconsider made by Senator Negrete McLeod. Reconsideration granted.
05/12/09	May 12 Read second time. To third reading.
05/11/09	May 11 Read third time. Amended. To second reading.
05/05/09	May 5 Read second time. To third reading.
05/04/09	May 4 From committee: Be placed on second reading file pursuant to Senate Rule 28.8.
04/24/09	Apr. 24 Set for hearing May 4.
04/22/09	Apr. 22 Read second time. Amended. Re-referred to Com. on APPR.
04/21/09	Apr. 21 From committee: Do pass as amended, but first amend, and re-

	refer to Com. on APPR. (Ayes 7. Noes 2. Page 581.)
04/13/09	Apr. 13 From committee with author's amendments. Read second time. Amended. Re-referred to Com. on B., P. & E.D.
04/02/09	Apr. 2 Set for hearing April 20.
04/01/09	Apr. 1 Hearing postponed by committee.
03/25/09	Mar. 25 Set for hearing April 13.
03/19/09	Mar. 19 To Coms. on B., P. & E.D. and RLS.
03/02/09	Mar. 2 Read first time.
02/28/09	Feb. 28 From print. May be acted upon on or after March 30.
02/27/09	Feb. 27 Introduced. To Com. on RLS. for assignment. To print.

Legislative and Regulatory Subcommittee Agenda

Tab: LEG 5

STATE OF CALIFORNIA
DEPARTMENT OF CONSUMER AFFAIRS

STATE AND CONSUMER SERVICES AGENCY • ARNOLD SCHWARZENEGGER, GOVERNOR

Dental Hygiene Committee of California
2005 Evergreen Street, Suite 1050, Sacramento, CA 95815
P (916) 263-1978 F (916) 263-2688 | www.dhcc.ca.gov

MEMORANDUM

DATE	September 28, 2010
TO	DHCC Subcommittee Members
FROM	Lori Hubble, Executive Officer Dental Hygiene Committee of California
SUBJECT	**LEG 5 – Proposed Legislation Regarding Clean Up of Senate Bill 853**

Background

Senate Bill 853, 2008 authored by then President pro Tempore of the Senate Don Perata created the Dental Hygiene Committee of California (DHCC) effective July 1, 2009.

Based on interpretive issues that have arisen clarification from the bills author was sought. Former President Pro Tempore, Senator Don Perata (Perata) wrote a letter to Ms. Rhona Lee, President and the DHCC on July 23, 2010 (see attached letter), regarding SB 853 (2008). Perata stated that the intent of the legislation was to create the DHCC as an autonomous committee not a committee under the Dental Board of California (DBC). Perata stated that "The medical model was used, a model which has the medical board with autonomous committees…."

He stated that the bill clearly delineated the responsibilities of the DHCC including its ability to make recommendations regarding issues involving its licensees and their scope of practice. Perata stated that when issues arise the DHCC will only make recommendations to the Dental Board of California (DBC) as they pertain to dental hygienists and their scope of practice.

In reference to interpretation of Section 1905.1 concluding that the DHCC was under the DBC and should consult with or work under the DBC, Perata stated that was not the intent of the bill - nor was it what the bill stipulates.

Perata recommended that Section 1905.2, be removed as it is causing some confusion and based on his investigation he concluded that language which represented the old Committee on Dental Auxiliaries was inadvertently left in, SB 853.

Staff Review and Action

A staff review of existing law has identified some typographical errors and areas within the law that exclude language from a precursor bill (SB 534) that should have been included in existing language but appears to have been inadvertently left out.

Language identified as pertaining to the Committee on Dental Auxiliaries (COMDA) that was not modified to apply to the DHCC is present in existing law and is confusing. An example of the language pertaining to the COMDA instead of the DHCC was identified by Perata in his letter regarding Business and Professions Code Section 1902.2.

Proposed revised language by staff will be presented at the December 2010 DHCC meeting for consideration. If the language by staff is adopted an author and sponsor for legislation will need to be found.

Timeline

Legislative bill requests must be submitted to the Office of Legislative Counsel in January 2011. Bills are to be introduced by their author in February 2011*.

*Exact dates for bill requests and bill introduction by authors will be published November 1, 2011, by the Office of Legislative Counsel.

Former President Pro Tempore, Senator Don Perata

July 23, 2010

Ms. Rhona Lee, President
Dental Hygiene Committee of California
2005 Evergreen Street, Suite 1050
Sacramento, CA 95815

Ms. Lori Hubble, Executive Officer
RDH Examinations, Licensure by Credential, and RDHAP Licensure
2005 Evergreen Street, Suite 1050
Sacramento, CA 95815

Dear President Lee and Executive Officer Hubble:

I spent a considerable amount of time in both the Assembly and Senate and specifically as President pro Tempore of the Senate, working on dental care issues. Most importantly, I am the author of the legislation that created the Dental Hygiene Committee of California (DHCC) (SB 853, 2008).

I am writing this letter to clarify the intent of the legislation. It was agreed by all parties involved in the negotiations surrounding this bill, that the bill would create an autonomous committee. The medical model was used, a model which has the medical board with autonomous committees such as the Physician's Assistance Committee, that function as a "board."

The legislation clearly delineates the responsibilities of the DHCC. In terms of recommendations, the DHCC will only make recommendations to the Board regarding scope of practice issues as they relate to the practice of dental hygiene.

Section 1905.01, I have been told, is being interpreted to mean that the DHCC is "under" the DBC and therefore the DHCC should be consulting with or working under the direction of the DBC. As I have stated above, this was not the intent of the bill-nor is it what the bill stipulates.

I have been made aware that Section 1905.02 is also causing some confusion. In my investigation of this section I realized that, inadvertently, this language, which represents old committee on Dental Auxiliaries language, was left in, SB 853.

4096 Piedmont Avenue, #337 | Oakland, CA 94611

It is my recommendation that it be removed, as the sections immediately preceding Section 1905.2, as well as the sections after 1905.2, clearly delineate the charge of the DHCC, which includes setting regulations, licensure and enforcement for dental hygienists. The DHCC is to carry out these functions autonomously.

The DHCC is the first self-regulating dental hygiene committee in the country. So, I understand that there may be some confusion as to how the committee is to function. However, the DHCC should continue to fulfill its charge without being hindered by the DBC's perception that the DHCC is under the DBC's rule.

A great deal of work went into the process of creating the DHCC. I appreciated very much the dental community and the hygiene community coming together. Please allow the DHCC to act autonomously, except on scope of practice, as it was agreed upon. No one wants to go back to old battles when there is so much good that can be done.

Sincerely,

DON PERATA

cc: Dr. John Bettinger, President
Dental Board of California
2005 Evergreen Street, Suite 1550
Sacramento, CA 95815

Terry McHale
Aaron Read & Associates, LLC
1415 L Street, Suite 1100
Sacramento, CA 95814

Legislative and Regulatory Subcommittee Agenda

Tab: LEG 6

STATE OF CALIFORNIA
DEPARTMENT OF CONSUMER AFFAIRS

STATE AND CONSUMER SERVICES AGENCY • ARNOLD SCHWARZENEGGER, GOVERNOR

Dental Hygiene Committee of California
2005 Evergreen Street, Suite 1050, Sacramento, CA 95815
P (916) 263-1978 F (916) 263-2688 | www.dhcc.ca.gov

MEMORANDUM

DATE	September 27, 2010
TO	DHCC Subcommittee Members
FROM	Traci Napper, Legislation and Regulations Analyst Dental Hygiene Committee of California
SUBJECT	**LEG 6 – Proposed Language for Fingerprint Regulations**

Background

At its June 8, 2010 meeting, the Committee accepted the amendments to the fingerprint regulations to revise the traffic infraction fee from $300 to $1000 and the changed the word Board to Committee. There was a 15-day public comment period from June 17 - July 1, 2010. No comments were received.

As this language was going through the regulatory process, DHCC learned that the process could not be completed without an effective date (insert date). Staff recommends that the regulations become effective on April 1, 2011. The proposed effective date is based on the approval from the Office of Administrative Law and the processing time for the Information Technology Team which sends out the Renewal Notices 90 days prior to the licensee's expiration.

It was also noted that other Boards experienced enforcement challenges in enforcing subsection (d) therefore legal counsel recommends deleting (d).

(~~d) Failure to furnish a full set of fingerprints to the Department of Justice as required by this section on or before the date required for renewal of a license is grounds for discipline by the Board Committee.~~

Once the effective date has been established and language is accepted, staff will post another 15-day notice on the DHCC web site. Then the final package will be submitted to the Office of Administrative Law if no comments are received.

Action Request

Staff recommends accepting the attached language.

DENTAL HYGIENE COMMITTEE OF CALIFORNIA

Proposed Language

(1) Adopt Sections ~~1106~~ 1131and ~~1107~~ 1132 of Division 11 of Title 16 of the California Code of Regulations, to read as follows:

Article 2. General Rules Regarding Fingerprint Requirement for Renewal of License

Section ~~1106~~1131. Response to Committee Inquiry.

If the committee or its designee asks a licensee to provide criminal history information, a licensee shall respond to that request within 30 days. The licensee shall make available all documents and other records requested and shall respond with accurate information.

NOTE: Authority cited: Section 1906, Business and Professions Code. Reference: Sections 1916, 1950 Business and Professions Code, and Section 11105 Penal Code

~~1107~~1132. Fingerprint and Disclosure Requirements for Renewal of License.

(a) As a condition of renewal for a license that expires on or after (~~INSERT DATE~~April 1, 2011) a licensee who was initially licensed prior to January 1, 1994, or for whom an electronic record of the submission of fingerprints no longer exists, shall furnish to the Department of Justice a full set of fingerprints for the purpose of conducting a criminal history record check and to undergo a state and federal level criminal offender record information search conducted through the Department of Justice.
(1) The licensee shall pay any costs for furnishing the fingerprints and conducting the searches.
(2) As a condition of renewal, a licensee shall certify whether his or her fingerprints have been furnished to the Department of Justice in compliance with this section.
(3) This requirement is waived if the licensee is actively serving in the military outside the country.
(4) A licensee shall retain, for at least three years from the renewal date, either a receipt showing the electronic transmission of his or her fingerprints to the Department of Justice or a receipt evidencing that the licensee's fingerprints were taken.

(b) As a condition of renewal, a licensee shall disclose whether, in the prior renewal cycle, he or she has been convicted of any violation of the law in this or any other state, the United States, or other country, omitting traffic infractions under $~~300~~ $1000 not involving alcohol, dangerous drugs, or controlled substances. In addition, a licensee shall disclose any disciplinary actions against any other license he or she may hold.

(c) Failure to comply with the requirements of this section renders any renewal incomplete and the license will not be renewed until the licensee demonstrates compliance with all requirements.

~~(d) Failure to furnish a full set of fingerprints to the Department of Justice as required by this section on or before the date required for renewal of a license is grounds for discipline by the Board Committee.~~

NOTE: Authority cited: Section 1906, Business and Professions Code. Reference: Sections 1916, 1950 Business and Professions Code, and Section 11105 Penal Code.

Legislative and Regulatory Subcommittee Agenda

Tab: LEG 7

DIVISION 11. DENTAL HYGIENE COMMITTEE OF CALIFORNIA

Article 1. Definitions
- **§ 1100. Definitions.**

Article 2. Administration
- **§ 1101. Delegation to Committee's Executive Officer.**
- **§ 1102. Rules of Order.**

Article 3. Educational Programs
- **§ 1103. Definitions.**
- **§ 1104. Approval of RDH Educational Programs.**
- **§ 1105. Requirements for RDH Educational Programs.**
- **§ 1106. Radiation Safety Certificate.**
- **§ 1107. Approval of RDH Expanded Duties Courses.**
- **§ 1108. Requirements for RDH Expanded Duties Courses.**
- **§ 1109. Approval of RDHAP Educational Programs.**
- **§ 1110. Requirements for RDHAP Educational Programs.**
- **§ 1111. Approval of RDHEF Educational Programs.**
- **§ 1112. Requirements for RDHEF Educational Programs.**
- **§ 1113. Extramural Facility.**
- **§ 1114. List of Approved Schools.**
- **§ 1115. Posting of Notice-Experimental Dental Health Programs.**

Article 4. Duties
- **§ 1116. RDH Duties.**

Article 5. Licensure
- **§ 1117. General Application Requirements.**
- **§ 1118. RDH Applications.**
- **§ 1119. RDHAP Applications.**
- **§ 1120. RDHEF Applications.**

Article 6. Examinations
- **§ 1121. Dental Hygiene Written Examinations.**
- **§ 1122. General Procedures for the Dental Hygiene Committee of California Written Examinations.**
- **§ 1123. Dental Hygiene Clinical Examinations.**
- **§ 1124. General Procedures for the Dental Hygiene Committee of California Examinations.**
- **§ 1125. DHCC Clinical Examination Requirements.**
- **§ 1126. Conduct of DHCC Clinical Examination.**
- **§ 1127. DHCC Clinical Examination Review Procedures; Appeals.**
- **§1128. Western Regional Examination Board Clinical Dental Hygiene Examination.**
- **§ 1129. Remedial Education.**
- **§ 1130. Dental Hygiene in Extended Functions Examination Requirements.**

Article 7. Fingerprint Requirements
- **§ 1131. Response to Committee Inquiry.**
- **§ 1132. Fingerprint and Disclosure Requirements for Renewal of Licenses**

Article 8. Minimum Standards for Infection Control
- **§ 1133. Minimum Standards for Infection Control.**

Article 9. Continuing Education
- **§ 1134. Purposes.**
- **§ 1135. Continuing Education Providers and Courses.**
- **§ 1136. Units Required for Renewal of License.**
- **§ 1137. Inactive Licenses.**

Article 10. Disciplinary Guidelines
- **§ 1138. Disciplinary Guidelines.**

Article 11. Citations and Fines
- **§ 1139. Issuance of Citations and Fines.**
- **§ 1140. Criteria to be Considered.**
- **§ 1141. Citation for Unlicensed Practice.**
- **§ 1142. Contested Citations.**
- **§ 1143. Compliance with Citation/Order of Abatement.**
- **§ 1144. Notification to Other Boards and Agencies.**

Article 12. Dental Hygiene Corporations
- **§ 1145. Professional Relationships, Responsibilities, and Conduct Not Affected.**
- **§ 1146. Security for Claims Against a Dental Hygiene Corporation.**
- **§ 1147. Shares: Ownership and Transfer**

TITLE 16
California Code of Regulations
Professional and Vocational Regulations
Division 11
Dental Hygiene Committee of California

ARTICLE 1. DEFINITIONS

§~~1000~~ **1100**. **Definitions.**

For purposes of this division:
(a)~~(b)~~ "Act" means the Dental Practice Act.
(b) ~~(d)~~ **"**~~Board office"~~**"Committee office means the** ~~board~~ **committee office located in Sacramento, California.**
(c) ~~(e)~~ ~~Board's~~ **Committee's** Executive Officer**" means the executive officer appointed by the** ~~Board~~ **Committee**~~.~~
(d)~~(f)~~ "Code" means the Business and Professions Code.
(e) ~~(g)~~ "Committee," unless otherwise indicated, means the ~~Committee on Dental Auxiliaries.~~ **Dental Hygiene Committee of California or DHCC.**
(f) ~~(p)~~ "Licentiate" means any individual or corporation licensed or registered by the ~~board~~ **Committee**.
~~**§.1067. Definitions.**~~
~~(a) "Dental auxiliary" means a person who may perform dental supportive procedures authorized by the provisions of these regulations under the specified supervision of a licensed dentist.~~
(g) ~~(d)~~"Registered dental hygienist" or "RDH" means a licensed person who may perform all procedures authorized by the provisions of these regulations and in addition may perform all functions which may be performed by a dental assistant and registered dental assistant, **1907. (a)(b) of the Code,** under the designated **level of** supervision. ~~of a licensed dentist~~ .
(h) "Registered dental hygienist in alternative practice or "RDHAP" means a person licensed as a registered dental hygienist who has completed post-licensure training approved by the Committee and satisfactorily performed on an examination designated by the Committee for registered dental hygienist in alternative practice applicants.
(i) ~~(f)~~"Registered dental hygienist in extended functions" or "RDHEF" means a person licensed as a registered dental hygienist who has completed post-licensure clinical and didactic training approved by the Committee and satisfactorily performed on an examination designated by the Committee for registered dental hygienist in extended functions applicants.
(j) ~~(b)~~"Dental assistant" means an unlicensed person who may perform basic supportive dental procedures specified by these regulations under the supervision of a licensed dentist.
(k) ~~(c)~~"Registered dental assistant" or "RDA" means a licensed person who may perform all procedures authorized by the provisions of these regulations and in addition

may perform all functions which may be performed by a dental assistant under the designated supervision of a licensed dentist.
(l) ~~(e)~~"Registered dental assistant in extended functions" or "RDAEF" means a person licensed as a registered dental assistant who has completed post-licensure clinical and didactic training approved by the Dental Board of California and satisfactorily performed on an examination designated by the Dental Board of California for registered dental assistant in extended function applicants.
(m)~~(h)~~ "Coronal polishing" means a procedure limited to the removal of plaque on stain from exposed tooth surfaces, utilizing an appropriate rotary instrument with rubber cup or brush and a polishing agent.
(n) "Periodontal debridement" means the process by which hard and soft deposits are removed from the supragingival and subgingival surfaces of the teeth, including the disruption of bacterial cell walls of nonadherent plaque.
(o)~~(m)~~**"**Root planing" means the process of instrumentation by which removal of all residual calculus and toxic materials from the root to produce a clean, smooth tooth surface**.** ~~the unattached surfaces of the root are made smooth by the removal of calculus and/or cementum.~~
(p) "Periodontal scaling" means the removal of calculus and dental biofilm from the supragingival and subgingival exposed tooth surfaces.
(q)~~(n)~~ "Periodontal soft tissue curettage" means the closed removal of tissue lining the periodontal pocket, not involving the reflection of a flap.
(r) ~~(l)~~ "Basic supportive dental procedures" means fundamental duties or functions which may be performed by an unlicensed dental assistant under the supervision of a licensed dentist **or dental hygienist** because of the technically elementary characteristics, complete reversibility and inability to precipitate potentially hazardous conditions for the patient being treated.
(s) ~~(o)~~ "Gingival" means pertaining to the gingivae, the mucous membrane with the supporting fibrous tissue.
(t) "Periodontal evaluation record" means the clinical observations of the gingiva, periodontal pocket probe depths, measurement of the location of the free gingival margin/recession, calculation of attachment loss, measurement of keratinized/attached gingiva, detection of marginal and deep bleeding on probing, detection of suppuration, detection of furcation involvement, detection of fremitus and mobility, and assessment of plaque and calculus accumulations.
(u) "Dental hygiene diagnosis" is a component of the overall dental diagnosis. It is the identification of an existing or potential oral health problem that a dental hygienist is educationally qualified and licensed to treat. The dental hygiene diagnosis utilizes critical decision making skills to reach conclusions about the patient's dental hygiene needs based on all available assessment data.
(v) "Dental hygiene care plan" means an organized presentation or list of interventions to promote health or prevent disease of the patient's oral condition; plan is designed by the dental hygienist based on assessment data and consists of services that the dental hygienist is educated and licensed to provide.
(w) "Dental hygiene preventive services" means those services provided by the dental hygienist that prevent oral disease or pathology, promote oral health and improve the patient's quality of life.

(x)"Dental hygiene therapeutic interventions" means specific procedure or set of procedures designed to intervene in the disease process to produce a therapeutic benefit.
(y) "Refer" means through assessment, diagnosis, or treatment, it is determined that services are needed beyond the practitioner's competence or area of expertise. It assumes that the patient understands and consents to the referral and that some form of evaluation will be accomplished through cooperation with professionals to whom the patient has been referred.
(z) "Unethical practice" means an act or acts which violate the California Dental Hygienists' Association (CDHA) and/or the American Dental Hygienists' Association (ADHA) Code of Ethics.
(aa) "Unsupervised" or "Without supervision" means no supervision of dental procedures.
(bb) " Public health program" means any program offering any kind of oral health services that is created by federal, state, or local law or administered by a federal, state, county, or local governmental entity or foundation.
(cc) "Treatment facility" means any place where oral health services are provided.
§~~1000.~~
(dd)~~(q)~~ The masculine gender includes the feminine, and the feminine, the masculine.

Note: Authority cited: Sections ~~1614~~ **1905** ~~and 1636.4~~, Business and Professions Code. Reference: Sections ~~1611 and 1614~~ **1905**, Business and Professions Code.

ARTICLE 2: ADMINISTRATION

§~~1001~~ 1101. Delegation to ~~Board's~~ Committee's Executive Officer.

(a) It shall be the duty of the ~~Board's~~ **Committee's** executive officer to plan, direct and organize the work of the staff; attend ~~Board~~ **Committee** meetings and hearings; consult with and make recommendations to the ~~Board~~ **Committee**; dictate correspondence; attend committee meetings of various organizations and associations; assist in compiling examination material; attend examinations and assist in conducting the examinations; notify applicants of their success or failure on examinations; and prepare reports and direct and supervise the field investigators concerning enforcement of the Act.
(b) The power and discretion conferred by law upon the ~~board~~ **Committee** to initiate, review and prosecute accusations and statements of issues pursuant to Sections 11500 through 11528 of the Government Code are hereby delegated to and conferred upon the ~~board's~~ **Committee's** executive officer or in the absence thereof~~, the assistant executive officer~~ **a designee.**

Note: Authority cited: Section ~~1614~~ **1903**, Business and Professions Code. Reference: Sections ~~1614~~ **1905** and ~~1670~~ **1950**, Business and Professions Code; and Sections 11500-11528, Government Code.

§~~1002~~ 1102. Rules of Order.

The most recent edition of Robert's Rules of Order shall be used for all meetings to the extent such rules are not in conflict with law.Note:

Authority cited: Section ~~1614~~ **1905**, Business and Professions Code. Reference: Section ~~1614~~ **1905** Business and Professions Code.

ARTICLE 3. EDUCATIONAL PROGRAMS

§~~1000~~ **1103.** **Definitions.**

For purposes of this division:
(a) "Academic year" means a period of education consisting of 45 quarter units, 30 semester units, or a duration deemed equivalent thereto by the Committee.
(b)~~(h)~~ "Competencies" means statements describing the abilities needed to begin the ~~independent~~ practice ~~of~~ ~~dentistry~~ **dental hygiene**, including skills, understanding, and professional values, that are performed independently in realistic settings.
(c)~~(i)~~ "Curriculum" means an organized set of courses ~~or discrete modules~~ of learning which are prerequisite to the award of a certificate, degree or diploma.
(d)~~(j)~~ "Educational outcomes" mean intended results of a process on those who experience the process, such as new skills for those in educational programs.
(e)~~(k)~~ "Educational program" means a progressive or planned system of training, instruction or study.
~~(l) "Examining Committee" means the Examining Committee appointed by the board.~~
(f)~~(n)~~ "Goal" means an intention or expectation that requires several tasks to produce the desired result, and generally involves the accomplishment of two or more objectives.
(g)~~(o)~~ "Institution" means any school, either within the United States or outside the United States that offers a program leading to a degree in ~~dentistry~~ **dental hygiene**.
(h)~~(r)~~ "Mission/purpose" means an institution's stated educational reasons to exist. The mission/purpose shall have all of the following characteristics:

(1) It shall include the institution's broad expectations concerning the education which students will receive, including the acquisition of the body of knowledge presented in the educational program, the development of intellectual, analytical, and critical abilities, and the fostering of values such as a commitment to pursue lifelong learning;

(2) It shall relate to the educational expectations of the institution's students and faculty and the community, which the institution serves.

(i) ~~(s)~~ "Objectives" mean statements of the intended actions or results of a program and are either measurable or specific enough so that qualified individuals would agree on whether they have been met.
(j)~~(t)~~ "Outcomes assessment" means a profile of measures evaluating the effectiveness of programs in meeting their goals as reflected in tangible results such as student test scores.
(k)~~u)~~ "Quarter" means at least 10 weeks of instruction.
(l) **"Term" means at least 9 weeks of instruction**.
(m)~~(v)~~ "Quarter unit" means at least ten (10) hours of college or university level instruction during a quarter plus a reasonable period of time outside of instruction which an institution requires a student to devote to preparation for planned learning experiences, such as preparation for instruction, study of course material, or completion of educational projects.

(n) "Term unit" means at least nine (9) hours of college or university level instruction during a term plus a reasonable period of time outside of instruction which an institution requires a student to devote to preparation for planned learning experiences, such as preparation for instruction, study of course material, or completion of educational projects.

(o)~~(w)~~ "Semester" means at least 15 weeks of instruction.

(p)~~(x)~~ "Semester unit" means at least fifteen (15) hours of college or university level instruction during a semester plus a reasonable period of time outside of instruction which an institution requires a student to devote to preparation for planned learning experiences, such as preparation for instruction, study of course material, or completion of educational projects.

(q)~~(m)~~ "Faculty member" or "qualified faculty" means a person who satisfies both of the following: The person possesses either:

1. A credential generally recognized in the field of instruction; or
2. A degree, professional license, or credential at least equivalent to the level of instruction being taught or evaluated.

The person has entered into an agreement with the institution whereby the person is obliged to conduct one or more of the courses in the institution's curriculum, advise and consult with individual students or facilitate and evaluate student learning outcomes and progress.

(r) "Graduate" means a dental hygiene student who has completed all required studies and has obtained a degree.

(s)~~(y)~~ "Staff" means professional, technical, and clerical employees funded by the educational institution to support its educational program.

Note: Authority cited: Sections ~~1614~~ **1905** ~~and 1636.4~~, Business and Professions Code. Reference: Sections ~~1611~~ and ~~1614~~ **1905**, Business and Professions Code.

§~~1072~~ **1104**. Approval of RDH Educational Programs.

(a) It is the intent of this ~~board~~ **Committee** to approve only those educational programs for dental hygienists which continuously maintain a high quality standard of instruction. The requirements contained in this article are designed to that end and govern the approval of educational programs for dental hygienists. Continuation of approval will be contingent upon compliance with these requirements.

(b) An educational program for registered dental hygienists is one which has as its primary purpose providing college level programs leading to an associate or higher degree, which is either affiliated with or conducted by an approved dental school, or which is accredited to offer college level or college parallel programs by the American Dental Association Commission on Dental Accreditation or an equivalent body.

(c) A new RDH educational program ~~shall apply for approval prior to operation.~~ **must submit a feasibility study demonstrating a need for a new program and apply for approval from this Committee prior to seeking approval for Initial Accreditation from the Commission on Dental Accreditation. The** ~~board~~ **Committee may approve, provisionally approve, or deny approval to any such program.** ~~The board may, in lieu of conducting its own investigation, accept the findings of any commission or accreditation agency approved by the board and adopt those findings as its own.~~

§~~1072.1~~ 1105. Requirements for RDH Educational Programs.

An educational program for dental hygienists shall comply with the requirements set forth below in order to secure and maintain approval by the ~~board~~ **Committee**.

(a) Physical Plant. The physical plant and equipment shall be maintained and replaced in a manner designed to provide students with the most modern or educationally optimal environment.

(b) Library. The library resources of an educational program for dental hygienists shall be broad enough to meet the teaching and research needs of the institution.

(c) Admission.

(1) The minimum basis for admission to an approved educational program for dental hygienists shall be the successful completion of an accredited high school course, or the recognized equivalent, which will permit entrance to an accredited college of liberal arts.

(2) An accredited college of liberal arts shall mean an institution approved by the Association of American Universities or by one of the regional accrediting agencies.

(3) The selection of students for admission to a hygiene educational program shall be based on estimates of their capacity for success in the study of dental hygiene as determined by evaluation of all available and significant information including information regarding background, knowledge aptitude for and interest in the study and practice of dental hygiene, and the range of subject matter and quality of their scholastic record.

(d) Instruction.

(1) Instruction upon all levels in an educational program for dental hygienists shall be conducted upon the premise that dental hygiene education must meet the test of a true university discipline and shall include lectures, laboratory experiments and exercises and clinical practice under supervision.

(2) The term "university discipline" shall be interpreted as a level of instruction at least equivalent to that level of instruction represented by college courses in the basic sciences commonly offered in approved dental schools.

(e) Standards of ~~Proficiency~~**Competency**. Each school shall establish and maintain standards of ~~proficiency~~ **competency** and accomplishment of a qualitative nature, emphasizing thoroughness of didactic and laboratory requirements and precision in manual skills. Such standards shall be available to each student, and shall be used to ascertain periodic progress or achievement in the curriculum.

(f) Faculty. An educational program for dental hygienists shall employ an adequate staff of competent full-time **and part-time** faculty members having general education, professional training and teaching experience.

(g) Curriculum.

(1) The organization of the curriculum for dental hygienists shall be flexible, creating opportunities for adjustments to and research of, advances in the practice of dentistry and dental hygiene.

(2) The following factors should be considered in establishing and maintaining a balanced curriculum in the sense that it shall not over-emphasize any level or area of instruction:

(A) Respective contribution to the practice of dental hygiene;

(B) Effectiveness of instruction;

(C) Time necessary for student independent study.

(3) The general content of the curriculum shall include four subject areas: general **education** studies, biomedical sciences, dental sciences and **dental hygiene** ~~clinical~~ sciences and practice. It shall also include didactic and laboratory instruction of those registered dental assistant duties specifically delegable by a licensed dentist to a registered dental hygienist. (The following guidelines are not to be interpreted as requiring specific courses in each, but rather as areas of instruction which shall be included in the curriculum.)

General ~~Subject Matter~~ ***Education***
~~Speech~~ **Oral communications**
~~English~~ **Written communications**
Sociology
Psychology
Cultural diversity
(General education courses necessary as a foundation for the instruction of General education content shall be included in, or be a prerequisite to, the curriculum of approved RDH programs)

Biomedical Sciences
~~General and Microscopic~~
Anatomy
Physiology
Chemistry
Biochemistry
Microbiology
Immunology
General Pathology **and/or Pathophysiology**
Nutrition
Pharmacology
(Basic sciences necessary as a foundation for the instruction of Biomedical Sciences shall be included in, or be a prerequisite to, the curriculum of approved RDH programs)

Dental Sciences
~~Anesthesia~~
~~Dental and Medical Emergencies~~
Tooth Morphology
Head, Neck and Oral Anatomy
Oral Pathology
Oral Embryology and Histology
Radiography
Cariology
Periodontology

Pain management
Dental Materials

~~*Clinical*~~ ***Dental Hygiene*** *Sciences and Practice*
~~Periodontology~~
Health Promotion
Patient Management
Clinical Dental Hygiene
Provision of Services for and Management of Patients with Special Needs
Provision of Oral Health Care Services to Patients with Blood-Borne Infectious Diseases
Legal and Ethical Aspects of ~~Dentistry~~ **Dental Hygiene**
Oral Health Education **and Preventive Counseling**
Community Dental**/Oral** Health
Medical and Dental Emergencies
Infection and Hazard Control Management

(4) Content of the curriculum for approved dental hygiene educational programs shall specifically include instruction in:

(A) periodontal soft tissue curettage;

(B) administration of local anesthetic agents, infiltration and conductive, limited to the oral cavity;

(C) administration of nitrous oxide and oxygen when used as an analgesic, utilizing fail-safe type machines containing no other general anesthetic agents; provided, however, that a graduate of a nonresident program which meets all the requirements of Section **1105** ~~1072~~ and ~~1072.1~~ except those contained in Section **1105** ~~1072.1~~(g)(4), shall be deemed to have completed an approved program if such person has successfully completed a ~~board~~ **Committee** approved course of instruction in each of the functions described in Section**1105** ~~1072.1~~(g)(4) which were not taught to clinical ~~proficiency~~ **competency** in the nonresident dental hygiene program.

(h) Length of Program. A dental hygienist educational program shall be two academic years, not less than 1,600 clock hours, and lead to a ~~certificate~~ **degree**.

§~~**1014.**~~ **1106.** ~~Approval of Radiation Safety Courses.~~ **Radiation Safety Certificate**

~~(a) A radiation safety course is one which has as its primary purpose providing theory and clinical application in radiographic techniques. A single standard of care shall be maintained and the board shall approve only those courses which continuously maintain a high quality standard of instruction.~~
~~(b) A radiation safety course applying for approval shall submit to the board an application and other required documents and information on forms prescribed by the board. .The board may approve or deny approval of any such course. Approval may be granted after evaluation of all components of the course has been performed and the report of such evaluation indicates that the course meets the board's requirements. The board may, in lieu of conducting its own investigation, accept the findings of any~~

~~commission or accreditation agency approved by the board and adopt those findings as its own.~~
~~(c) The board may withdraw its approval of a course at any time, after giving the course provider written notice setting forth its reason for withdrawal and after affording a reasonable opportunity to respond. Approval may be withdrawn for failure to comply with the board's standards or for fraud, misrepresentation or violation of any applicable federal or state laws relating to the operation of radiographic equipment.~~
~~(d) The processing times for radiation safety course approval are set forth in Section 1061.~~
~~Note: Authority cited: Sections 1614 1905 and 1656, Business and Professions Code. Reference: Section 1656 Business and Professions Code; and Section 106975, Health and Safety Code.~~
~~Section 1014.1.Requirements for Radiation Safety Courses.~~
~~A radiation safety course shall comply with the requirements set forth below in order to secure and maintain approval by the board. The course of instruction in radiation safety and radiography techniques offered by a school or program approved by the board for instruction in dentistry, dental hygiene or dental assisting shall be deemed to be an approved radiation safety course if the school or program has submitted evidence satisfactory to the board that it meets all the requirements set forth below.~~
~~(a) Educational Level. The course shall be established at the postsecondary educational level or a level deemed equivalent thereto by the board.~~
~~(b) Program Director. The program director, who may also be an instructor, shall actively participate in and be responsible for at least all of the following:~~
~~(1) Providing daily guidance of didactic, laboratory and clinical assignments;~~
~~(2) Maintaining all necessary records, including but not limited to the following:~~
~~(A) Copies of current curriculum, course outline and objectives;~~
~~(B) Faculty credentials;~~
~~(C) Individual student records, which shall include pre-clinical and clinical evaluations, examinations and copies of all successfully completed radiographic series used toward course completion. Records shall be maintained for at least five years from the date of course completion.~~
~~(3) Issuing certificates to each student who has successfully completed the course and maintaining a record of each certificate for at least five years from the date of its issuance;~~
~~(4) Transmitting to the board on a form prescribed by the board the name, last four digits of the social security number and, where applicable, license number of each student who has successfully completed the course;~~
~~(5) Informing the board of any significant revisions to the curriculum or course outlines.~~
~~(c) Faculty. The faculty shall be adequate in number, qualifications and composition and shall be suitably qualified through academic preparation, professional expertise, and/or appropriate training, as provided herein. Each faculty member shall possess the following qualifications:~~
~~(1) Hold a valid special permit or valid license as a dentist, registered dental hygienist, registered dental assistant, registered dental assistant in extended functions, registered dental hygienist in extended functions, or registered dental hygienists in alternative practice issued by the board;~~
~~2) All faculty shall have been licensed for a minimum of two years. All faculty shall have the education, background, and occupational experience and/or teaching expertise~~

~~necessary to perform, teach, and evaluate dental radiographs. All faculty responsible for clinical evaluation shall have completed a two hour methodology course which shall include clinical evaluation criteria, course outline development, process evaluation, and product evaluation;~~

~~(3) Shall have either passed the radiation safety examination administered by the board or equivalent licensing examination as a dentist, registered dental hygienist, registered dental assistant, registered dental assistant in extended functions, registered dental hygienist in extended functions, or registered dental hygienists in alternative practice or, on or after January 1, 1985, shall have successfully completed a board- approved radiation safety course.~~

~~(d) Facilities. There shall be a sufficient number of safe, adequate, and educationally conducive lecture classrooms, radiography operatories, developing or processing facilities, and viewing spaces for mounting, viewing and evaluating radiographs. Adequate sterilizing facilities shall be provided and all disinfection and sterilization procedures specified by board regulations shall be followed.~~

~~(1) A radiographic operatory shall be deemed adequate if it fully complies with the California Radiation Control Regulations (Title 17, Cal. Code Regs., commencing with section 30100), is properly equipped with supplies and equipment for practical work and includes for every seven students at least one functioning radiography machine which is adequately filtered and collimated in compliance with Department of Health Services regulations and which is equipped with the appropriate position-indicating devices for each technique being taught.~~

~~(2) The developing or processing facility shall be deemed adequate if it is of sufficient size, based upon the number of students, to accommodate students' needs in learning processing procedures and is properly equipped with supplies and equipment for practical work using either manual or automatic equipment.~~

~~(3) X-ray areas shall provide protection to patients, students, faculty and observers in full compliance with applicable statutes and regulations.~~

~~(e) Program Content. Sufficient time shall be available for all students to obtain laboratory and clinical experience to achieve minimum competence in the various protocols used in the application of dental radiographic techniques.~~

~~(1) A detailed course outline shall be provided to the board which clearly states curriculum subject matter and specific instructional hours in the individual areas of didactic, laboratory, and clinical instruction.~~

~~(2) General program objectives and specific instructional unit objectives shall be stated in writing, and shall include theoretical aspects of each subject as well as practical application. The theoretical aspects of the program shall provide the content necessary for students to make judgments regarding dental radiation exposure. The course shall assure that students who successfully complete the course can expose, process and evaluate dental radiographs with minimum competence.~~

~~(3) Objective evaluation criteria shall be used for measuring student progress toward attainment of specific course objectives. Students shall be provided with specific unit objectives and the evaluation criteria that will be used for all aspects of the curriculum including written, practical and clinical examinations.~~

~~(4) Areas of instruction shall include at least the following as they relate to exposure, processing and evaluations of dental radiographs:~~

~~(A) Radiation physics and biology~~

~~(B) Radiation protection and safety~~

~~(C) Recognition of normal anatomical landmarks and abnormal conditions of the oral cavity as they relate to dental radiographs~~
~~(D) Radiograph exposure and processing techniques using either manual or automatic methods~~
~~(E) Radiograph mounting or sequencing, and viewing, including anatomical landmarks of the oral cavity~~
~~(F) Intraoral techniques and dental radiograph armamentaria, including holding devices~~
~~(G) Interproximal examination including principles of exposure, methods of retention and evaluation~~
~~(H) Intraoral examination including, principles of exposure, methods of retention and evaluation~~
~~(I) Identification and correction of faulty radiographs~~
~~(J) Supplemental techniques including the optional use of computerized digital radiography~~
~~(K) Infection control in dental radiographic procedures~~
~~(L) Radiographic record management.~~
~~Students may be given the opportunity to obtain credit by the use of challenge examinations and other methods of evaluation.~~
~~(f) Laboratory Instruction. Sufficient hours of laboratory instruction shall be provided to ensure that a student successfully completes on an x-ray manikin at least the procedures set forth below. A procedure has been successfully completed only if each radiograph is of diagnostic quality. There shall be no more than 6 students per instructor during laboratory instruction.~~
~~(1) Two full mouth periapical series, consisting of at least 18 radiographs each, 4 of which must be bitewings; no more than one series may be completed using computer digital radiographic equipment;~~
~~(2) Two bitewing series, consisting of at least 4 radiographs each;~~
~~(3) Developing or processing, and mounting or sequencing of exposed radiographs;~~
~~(4) Student and instructor written evaluation of radiographs.~~
~~(g) Clinical Experience. The course of instruction shall include sufficient clinical experience, as part of an organized program of instruction, to obtain clinical competency in radiographic techniques. There shall be no more than 6 students per instructor during clinical instruction. Clinical instruction shall include clinical experience on four patients with one of the four patients used for the clinical examination. Clinical experience shall include:~~
~~(1) Successful completion of a minimum of four full mouth periapical series, consisting of at least 18 radiographs each, 4 of which must be bitewings. Traditional film packets must be double film. No more than three series may be completed using computer digital radiographic equipment. Such radiographs shall be of diagnostic quality. All exposures made on human subjects shall only be made for diagnostic purposes, and shall in no event exceed three (3) exposures per subject. All clinical procedures on human subjects shall be performed under the supervision of a licensed dentist in accordance with section 106975 of the Health and Safety Code.~~
~~(2) Developing or processing, and mounting or sequencing of exposed human subject radiographs;~~
~~(3) Student and instructor written evaluation of radiographs.~~
~~(h) Clinical Facilities. There shall be a written contract of affiliation with each clinical facility utilized by a course. Such contract shall describe the settings in which the clinical~~

~~training will be received and shall provide that the clinical facility has the necessary equipment and accessories appropriate for the procedures to be performed and that such equipment and accessories are in safe operating condition. Such clinical facilities shall be subject to the same requirements as those specified in subdivision (g).~~
~~(i) Length of Course. The program shall be of sufficient duration for the student to develop minimum competence in the radiation safety techniques, but shall in no event be less than 32 clock hours, including at least 8 hours of didactic instruction, at least 12 hours of laboratory instruction, and at least 12 hours of clinical instruction.~~
(a) ~~(j)~~ Certificates. A certificate shall be issued to each **dental hygiene** student **or graduate** who successfully completes the **radiation safety** course **during their hygiene program.** The certificate shall specify the number of course hours completed. A **dental hygiene** student **or graduate** shall be deemed to have successfully completed the course if the student has met all the course requirements and has obtained passing scores on both written and clinical examinations **that includes theory and clinical application in radiographic techniques.**

(1) A dental hygiene student or graduate who has received certification from an accredited dental hygiene program shall be allowed to operate dental radiographic equipment for the purpose of oral radiography.

Note: Authority cited: Section~~s~~ **1905** ~~1614 and 1656,~~ Business and Professions Code. Reference: Section ~~1656~~,**1905** Business and Professions Code; and Section 106975, Health and Safety Code.

§ 1107. Approval of RDH Expanded Duties Courses

§ 1108. Requirements for RDH Expanded Duties Courses

§~~1073.2~~1109. Approval of RDHAP Educational Programs.

(a) The ~~Board~~ **Committee** shall approve only those educational programs for registered dental hygienists in alternative practice (RDHAPs) which continuously maintain a high quality standard of instruction. The requirements contained in this article are designated to that end and govern the approval of educational programs for RDHAPs. Continuation of approval will be contingent upon compliance with these requirements.
(b) An educational program for RDHAPs is one which has as its primary purpose providing college level education including, but not limited to, dental hygiene technique and theory, which shall include gerontology, medical emergencies, business administration and practice management as they pertain to RDHAPs. The program shall be given by a college or institution of higher education that is accredited by a national agency recognized by the Council for Higher Education Accreditation.
(c) Any program for RDHAPs shall apply for and receive approval prior to operation. The ~~Board~~ **Committee** may approve, provisionally approve, or deny approval of any such program. Provisional approval shall not be granted for a period which exceeds the length of the program and in no event for more than 30 days. When the ~~Board~~ **Committee** provisionally approves a program, it shall state the reasons therefore. Provisional approval shall be limited to those programs which substantially comply with all existing standards for full approval. A program given provisional approval shall immediately notify each student of such status. The ~~Board's~~ **Committee's** maximum processing time for an application for an RDHAP educational program shall not exceed

ten days to notify the applicant in writing that the application is complete and accepted for consideration by the ~~Board~~ **Committee** or, that the application is deficient and what specific information is required. The ~~Board~~ **Committee's** maximum time to approve, provisionally approve, or deny approval of the RDHAP educational program shall not exceed 90 days upon the filing of a completed application.
~~The Board may, in lieu of conducting its own investigation, accept the findings of any national agency recognized by the Council for Higher Education Accreditation and adopt those findings as its own.~~ If the ~~Board~~ **Committee** denies approval of a program, the specific reasons therefor**e** shall be provided by the ~~Board~~ **Committee** in writing within 90 days after denial.

§~~1073.3~~. 1110. Requirements for ~~Approval of~~ RDHAP Educational Programs

(a) Requirements of Students: All students must possess a valid, active registered dental hygienist license issued by the ~~Board~~ **Committee** and hold a current CPR certification in order to be eligible for admission to the program.
(b) Administration. Each program shall provide the resources necessary to accomplish education of RDHAPs as specified in this section.
(c) Facilities and Equipment. Physical facilities and equipment shall be maintained and replaced in a manner designed to provide students with an educationally optimal environment.
(d) Curriculum Organization/Learning Resources.

(1) The organization for the curriculum for RDHAPs shall be flexible, creating opportunities for adjustments to and research of advances in the practices of registered dental hygiene in alternative practice. In addition each program shall establish and maintain qualitative standards for proficiency and accomplishment.
(2) Students shall have access to dental/medical reference texts, current journals, audiovisual materials and other relevant resources to ensure they achieve and maintain the proficiency standards established by the program.

(e) Curriculum Content. Curriculum must include content designed to prepare the student to assess, plan, implement, and evaluate dental hygiene services as an independent practitioner as specified and in accordance with Business and Professions Code Section ~~1770~~ **1922**. The curriculum content shall include, at least the following:

(1) Dental Hygiene Technique and Theory, including:
- (A) Oral pathology;
- (B) Pharmacology;
- (C) Sociology, psychology, and treatment of special populations, including:
  1. Geriatric
  2. Medically compromised
  3. Developmentally disabled
  4. Pediatric
- (D) Evaluation of Dental Hygiene status and Dental Hygiene treatment planning;
- (E) Medical histories/terminology;
- (F) Dental/Medical emergencies.
- (G) Apply pit, resin or composite fissure sealants

At least 75% of instructional hours shall be devoted to the subjects specified in this subsection.

(2) Business Administration and Practice Management.

(f) Length of Program. The program shall be not less than 150 hours in length.

(g) Application. The program must complete a Committee-approved application.

§~~1073~~**1111.** **Approval of RDHEF Educational Programs.**

(a) A single standard of care shall be maintained and the ~~Board~~ **Committee** shall approve only those educational programs for extended functions in dental hygiene which continuously maintain a high quality standard of instruction. The requirements contained in this article are designed to that end and govern the approval of educational programs for RDHEF's. Continuation of approval will be contingent upon compliance with these requirements.

(b) An educational program for RDHEFs is one which has as its primary purpose providing college level education in extended function dental hygiene and which encompasses educational training in the settings, foundation and application of all duties, functions and responsibilities assignable under these regulations to registered dental hygienists in extended functions.

(c) A new educational program for RDHEFs shall apply for approval prior to operation. The ~~Board~~ **Committee** may approve, provisionally approve, or deny approval of any such program. Provisional approval shall not be granted for a period which exceeds the length of the program and, in no event, for more than 30 days. When the ~~Board~~ **Committee** provisionally approves a program, it shall state the reasons therefore. Provisional approval shall be limited to those programs which substantially comply with all existing standards for full approval. A program given provisional approval shall immediately notify each student of such status. The ~~Board's~~ **Committee's** maximum processing time for an application for an RDHEF Educational Program shall not exceed ten days to notify the applicant in writing that the application is complete and accepted for consideration of the ~~Board~~ **Committee** or, that the application is deficient and what specific information is required. The ~~Board's~~ **Committee's** maximum time to approve, provisionally approve, or deny approval of the RDHEF Educational Program shall not exceed 90 days upon the filing of a completed application.

~~The Board may, in lieu of conducting its own investigation, accept the findings of any commission or accreditation agency approved by the Committee and adopt those findings as its own~~. If the ~~Board~~ **Committee** denies approval of a program, the specific reasons therefore shall be provided to the program by the ~~Board~~ **Committee** in writing within 90 days after such action.

§~~1073~~ **1112.** **Requirements for ~~Approval of~~ RDHEF Educational Programs**

(a) Licensure Requirements for Students. All students must possess valid, active licenses as registered dental hygienists issued by the ~~Board~~ **Committee** and current CPR certification **with Automated External Defibrillator (AED) training** and must have satisfactorily completed a ~~Board~~ **Committee**-approved course of instruction in periodontal soft tissue curettage, administration of local anesthesia, and administration of nitrous oxide and oxygen in order to be eligible for admission to the program.

(b) Administration/Clinical Training. The clinical training shall be given at a dental school

or facility which has a written contract of affiliation for such training with a dental school. An extension program of a university shall not be considered a dental school. Such written contract of affiliation shall include a description of the settings in which the clinical training may be received and shall provide for direct supervision of such training by faculty designated by the dental school. An affiliated facility shall not include a private dental office unless such office is a site approved by the ~~Board~~ **Committee** on recommendation of a dental school. Each RDHEF Educational Program shall provide the clinical facilities and clinical resources necessary to accomplish training of duties assigned to the RDHEF.

(c) Facilities.

(1) There shall be lecture classrooms, operatories, X-ray operatories, and laboratories for use by the students.

(2) All students shall have access to modern equipment in order to develop extended function dental hygiene skills.

(3) Adequate sterilizing facilities shall be provided.

(d) Curriculum Organization/Learning Resources.

(1) The organization of the curriculum for RDHEF shall be flexible, creating opportunities for adjustments to and research of advances in the practice of registered dental hygiene in extended functions.

(2) Students shall have reasonable access to dental/medical reference texts, current journals, audio visual materials and other relevant resources.

(3) Curriculum shall provide students with a basic understanding of extended function dental hygiene procedures and an ability to perform procedures with competence and judgment.

(g) Curriculum Content.

1) Areas of didactic and laboratory instruction shall include at least the following areas and shall be related specifically to extended functions:

(A) Biomedical sciences: anatomy and physiology; microbiology; oral pathology; periodontology; histology; morphology; and pharmacology.

(B) Dental sciences: anesthesia/analgesia; dental materials; occlusion; and dental morphology.

(C) Emergency procedures.

(2) Students shall be provided, as part of an organized program of instruction, with sufficient clinical experience to attain competence in all functions approved by the ~~Board~~ **Committee** for performance by an RDHEF.

(D) Instrumentation.

(h) Length of Program. The program shall be not less than 90 hours in length and shall be of sufficient length, as determined by the dental school faculty and approved by the ~~Board~~ **Committee** to ensure that all students will possess the necessary skills to consistently perform extended functions safely on a patient. The ~~Board~~ **Committee** shall reevaluate the minimum length of the program one year after the effective date of this rule.

§~~1074.~~ 1113. Extramural Facility.

(a) As used in this article "extramural dental **hygiene** facility" means any clinical facility employed by an approved dental hygiene educational program for instruction in dental hygiene which exists outside or beyond the walls, boundaries, or precincts of the

primary campus of the approved program and in which dental hygiene services are rendered.
(b) An approved dental hygiene educational program shall register extramural dental **hygiene** facilities with the ~~board~~ **Committee**. Such registration shall be accompanied by information supplied by the dental hygiene program pertaining to faculty supervision, scope of treatment to be rendered, name and location of the facility, date operation will commence, discipline of which such instruction is a part, and a brief description of the equipment and facilities available. The foregoing information shall be supplemented with a copy of the agreement between the approved dental hygiene program or parent university, and the affiliated institution establishing the contractual relationship. Any change in the information initially provided to the ~~board~~ **Committee** shall be communicated to the ~~board~~ **Committee.**

§~~1075.~~ **1114.** List of Approved Schools.

The ~~board~~ **Committee's** executive officer shall maintain on file a current listing of educational programs approved by the ~~board~~ **Committee** for the giving of resident professional instruction for registered dental ~~auxiliaries~~ **hygienists.** The list of approved dental hygiene educational programs may include those educational programs approved for such instruction by a commission or accreditation agency approved by the ~~board~~ **Committee.**

Note: Authority cited: Section ~~1614.~~ **1905.** Business and Professions Code. Reference: Section ~~1614, 1753, 1758,~~ **1905**. Business and Professions Code.

§~~1003~~**1115.** Posting of Notice –Experimental Dental Health Programs.

Prior to the undertaking of any dental health experimental program utilizing members of the public as patients, a notice approved by the ~~board~~ **Committee** that is written in English, as well as a second language if warranted by the needs of the local community, shall be posted in a conspicuous and publicly accessible area within the treatment facility and shall be maintained in such area for the life of the program. Such a notice shall clearly state the nature and intent of said experimental dental health program.

Note: Authority cited: Section ~~1614~~ **1905**, Business and Professions Code. Reference: Section ~~1614~~ **1905**, Business and Professions Code; and Section 429.77. Health and Safety Code.

ARTICLE 4. DUTIES

§~~1088.~~ **1116.** RDH Duties ~~and Settings.~~

No person other than a registered dental hygienist, registered dental hygienist in alternative practice, or registered dental hygienist in extended functions or a licensed dentist may engage in the practice of dental hygiene or perform dental hygiene procedures on patients, including, but not limited to:
(a) Periodontal debridement;
(b) Periodontal scaling;
(c) Periodontal record evaluation;
(d) Dental hygiene diagnosis;
(e) Formation of a dental hygiene care plan;

(f) Delivery of dental hygiene preventive services;
(g) Delivery of dental hygiene therapeutic interventions

Note: Authority cited: Section 1906 and 1913, Business and Professions Code. Reference: Section 1905 and 1913.

ARTICLE 5. LICENSURE

§~~1076.~~ 1117. General Application Requirements.

(a) Application for **initial** licensure as a ~~registered~~ dental ~~auxiliary~~ **hygienist** shall be made on a form**(s)** prescribed by the ~~board~~ **Committee** and shall be accompanied by the following:

(1) The fees fixed by the ~~board~~ **Committee;**

(2) Two classifiable sets of fingerprints on forms provided by the ~~board;~~ **Committee with applicable fee or a LiveScan form;**

(3) Where applicable, a record of any previous dental ~~assisting or~~ hygiene practice and verification of license status in another jurisdiction.

(b) Completed applications shall be filed with the ~~board~~ **Committee** not later than the following number of days prior to the date set for the examination for which application is made;

RDH - 45 days
~~RDA - 60 days~~
~~RDAEF and~~ RDHEF - 45 days
RDHAP -45 days

An incomplete application shall be returned to the applicant together with a statement setting forth the reason for returning the application and indicating the amount of money, if any, which will be refunded.

An application shall not be deemed incomplete for failure to establish compliance with educational requirements if the application is accompanied by a certification from an approved program that the applicant is expected to meet all educational requirements established for the license for which application has been made and if the approved program certifies not less than 30 days prior to examination that the applicant has in fact met such educational requirements.

Permission to take an examination shall be granted to those applicants who have paid the necessary fees and whose credentials have been approved by the executive officer. Nothing contained herein shall be construed to limit the ~~board's~~ **Committee's** authority to seek from an applicant such other information as may be deemed necessary to evaluate the applicant's qualifications.

~~1004. Abandonment of Applications~~

(c)~~(a)~~ An application shall be deemed to have been abandoned in any of the following circumstances:

(1) The applicant fails to submit the application, examination, or reexamination fee within 180 days after notification by the ~~board~~ **Committee** that such fee is due and unpaid.

(2) The applicant fails to take the licensing examination within two years after the date ~~his~~ the application was received by the ~~board~~ **Committee.**

(3) The applicant, after failing the examination, fails to take a reexamination within two years after the date applicant was notified of such failure.

(d)~~(b)~~An application submitted subsequent to the abandonment of a former application shall be treated as a new application.

(e) Application for renewal licensure as a dental hygienist shall be made on a form(s) prescribed by the Committee and shall be accompanied by the following:

§~~1062.~~**(3)** Submission of Information as a Requirement for License Renewal

(A) To permit maintenance of current information regarding availability of dental **hygiene** care to the citizens of California, and in conjunction with efforts extended by the State Department of Health, the ~~board~~ **Committee** may require submission of basic practice information as part of license renewal under Section ~~1717~~ **1905** of the Code. Statistical summation of such data will be compiled on a confidential basis as to individual sources of information received.

Note: Authority cited: Section ~~1614~~ **1905,** Business and Professions Code and Section 429.993, Health and Safety Code. Reference: Section ~~1614~~ **1905**, Business and Professions Code. Sections 429.97 through 429.993, Health and Safety Code.

§~~1079.~~ **1118.** RDH Applications.

(a) In addition to the requirements set forth in Section ~~1076~~ **1117**, an application for licensure as a registered dental hygienist shall be accompanied by satisfactory evidence that the applicant has been granted a diploma or certificate in dental hygiene from an approved dental hygiene educational program **and satisfactory evidence that the applicant completed a Committee-approved expanded functions course in local anesthesia administration, soft tissue curettage and nitrous oxide and oxygen analgesia (proof of completion of expanded functions course not required for California graduates).**

(b) Satisfactory evidence of liability insurance or a financial responsibility in accordance of 1917 of the Code. For purposes of that subsection:

(1) Liability insurance shall be deemed satisfactory if it is either occurrence-type liability insurance or claims-made type liability insurance with a minimum five year reporting endorsement, issued by an insurance carrier authorized by the Insurance Commissioner to transact business in this State, in the amount of $100,000 for a single occurrence and $300,00 for multiple occurrences , and which covers injuries sustained or claimed to be sustained by a dental hygiene patient in the course of the licensing examination as a result of the applicant's actions.

(2) Satisfactory evidence of financial responsibility means posting with the Committee a $100,000 surety bond.

(c) An applicant applying for licensure by credential shall be engaged in the practice of dental hygiene in a clinical, education or public health setting for at least five years immediately preceding the date of his or her application as described in 1917.1 (5) of Code.

(d) An applicant applying for initial licensure application for licensure as a dental hygienist using successful passage of the WREB clinical examination shall be made on a form prescribed by the Committee.

§ ~~1079.2.~~ 1119. ~~Registered Dental Hygienist in Alternative Practice (~~RDHAP~~)~~ Applications.

In addition to the requirements, including the processing times, set forth in Section 1117, an application for licensure as an RDHAP shall be on a License Application for Registered Dental Hygienist in Alternative Practice form (Rev. 3/07), which is incorporated herein by reference.

Note: Authority cited: Section 1922, Business and Professions Code.

§~~1079.1~~.1120. RDHEF Applications.

In addition to the requirements, including the processing times, set forth in Section ~~1076~~ **1117**, an application for licensure as an RDHEF shall be accompanied by satisfactory evidence that the applicant has successfully completed an approved RDHEF program.

ARTICLE 6. EXAMINATIONS

§~~1082~~ 1121. ~~RDH~~ Dental Hygiene Written Examinations

(a) Each applicant for licensure as an RDH shall successfully complete the ~~National Board of Dental Examiner's examination~~ **National Dental Hygiene Board Exam** and shall submit confirmation thereof to the ~~board~~ **Committee** in sufficient time for the ~~board~~ **Committee** to receive it prior to the date set for the ~~practical~~ **clinical** examination.

~~§1082.3 Supplemental Examinations in California Law and Ethics.~~
(b) Prior to issuance of a license, an applicant for licensure as a**n** ~~registered dental hygienist~~ **RDH** shall successfully complete a supplemental written examination in California Law and Ethics.
§~~1079.3~~
(c) Prior to issuance of a license, ~~A~~**a**n applicant for licensure as an RDHAP shall successfully complete a supplemental written examination in California Law and Ethics.
(d) Prior to issuance of a license, an applicant for licensure as an RDHEF shall successfully complete a supplemental written examination in California Law and Ethics.
~~(a) The examination on California law shall test the applicant's knowledge of California law as it relates to the practice of dental hygiene~~.
~~(b) The examination on ethics shall test the applicant's ability to recognize and apply ethical principles as they relate to the practice of dental hygiene.~~
(e) The examination shall be specific for either the RDH, RDHAP or RDHEF license and shall test the applicant's knowledge of California law as it relates to the specific dental hygiene practice and the applicant's ability to recognize and apply ethical principles as they relate to the specific dental hygiene practice.

(1)(~~c)~~An examiner shall be deemed to have passed the examination ~~if his/her~~ with a minimum score ~~is of at least~~ 75%. ~~in each examination.~~

.

NOTE: Authority cited: Section ~~1614~~ **1905,** Business and Professions Code. Reference: Sections **1917, 1918,** ~~1749.1~~ and **1922** ~~1766,~~ Business and Professions Code.

§~~1080.~~1122. General Procedures for the Dental ~~Auxiliary~~ Hygiene Committee of California Written ~~and Practical~~ Examinations.

The following rules, which are in addition to any other examination rules set forth elsewhere in this chapter, are adopted for the uniform conduct of all dental ~~auxiliary~~ **hygiene** written ~~and practical~~ examinations**.**

(a) The ability of an examinee to read and interpret instructions and examination material is a part of the examination.

(b) No person shall be admitted to an examination room or laboratory unless he or she is wearing the appropriate badge.

(c) An examinee may be dismissed from the entire examination, and a statement of issues may be filed against the examinee, for acts which interfere with the ~~Board's~~ **Committee's** objective of evaluating professional competence. Such acts include, but are not limited to the following:

(1) Allowing another person to take the examination in the place of, and under the identity of, the examinee.

(2) Copying or otherwise obtaining examination answers from other persons during the course of an examination.

(3) Bringing any notes, books, pictures, tape recorders**, pagers, digital audio players, personal digital assistants(PDAs), cell phones,** or other unauthorized materials into the examination area.

(4) Assisting another examinee during the examination process.

(5) Using the equipment, instruments, or materials belonging to another examinee.

(6) Copying, photographing or in any way reproducing or recording examination questions or answers, **including publishing electronically.**

~~(7) Bringing a previously prepared procedure or any portion thereof into a laboratory examination~~.

(7)~~(8)~~ Leaving the assigned examination area without the permission of an exam administrator.

(8)~~(9)~~ Failing to follow directions relative to the conduct of the examination, including termination of the examination at the scheduled or announced time.

§1123. Dental Hygiene Clinical Examinations

Each applicant for initial licensure as an RDH shall successfully complete the Dental Hygiene Committee of California clinical examination or the Western Regional Examining Board dental hygiene clinical examination.

Applicants who satisfactorily passed the WREB dental hygiene clinical examination pursuant to Section 1129 shall submit confirmation thereof to the Committee with their application for licensure.

~~§ 1080.1.~~1124. General Procedures for the Dental ~~Auxiliary~~ Hygiene Committee of California Clinical Examination~~s~~.

The following rules, which are in addition to any other examination rules set forth elsewhere in this chapter, are adopted for the uniform conduct of ~~all dental auxiliary~~ **DHCC** clinical examinations.

(a) Each examinee shall furnish patients, instruments, ~~engines~~ and materials necessary to carry the procedures to completion. The ~~board~~ **Committee** will provide **treatment** chairs.

(b) A patient provided by an examinee must be at least 18 years of age and shall be in a health condition acceptable for dental treatment. If conditions indicate a need to consult the patient's physician or for the patient to be premedicated ~~(e.g. high blood pressure, heart murmur, rheumatic fever, heart condition, prosthesis~~), the examinee must obtain the necessary written medical clearance and/or evidence of premedication before the patient will be accepted. The examiners may, in their discretion, reject a patient who in the opinion of at least two examiners has a condition which interferes with evaluation or which may be hazardous to the patient, other patients, examinees or examiners. A hazardous condition includes, but is not limited to, acute symptomatic hepatitis, active herpetic lesions, acute periodontal or periapical abscesses, or necrotizing ulcerative gingivitis. Whenever a patient is rejected, the reason for such rejection shall be noted on the examination record and shall be signed by both rejecting examiners.

(c) It is the examinee's responsibility to provide an interpreter, if necessary, to complete the medical history and consent form for non-English speaking patients. An interpreter will be allowed in the grading area only if requested by an examiner,

(d) It is the examinee's responsibility to ensure that the patient does not bring any notes, books, pictures, tape recorders, pagers, digital audio players, personal digital assistants(PDAs), cell phones, or other unauthorized materials into the examination area.

(e) ~~(c)~~ No person shall be admitted to an examination clinic unless he or she is wearing the appropriate identification badge.

(f)~~(d)~~ An examinee may be dismissed from the entire examination, and a statement of issues may be filed against the examinee, for acts which interfere the ~~Board's~~ **Committee's** objective of evaluating professional competence. Such acts include, but are not limited to the following:

(1) Allowing another person to take the examination in the place of, and under the identity of, the examinee.

(2) Bringing any notes, books, pictures, tape recorders**, pagers, digital audio players, personal digital assistants(PDAs), cell phones,** or other unauthorized materials into the examination area.

(3) Assisting another examinee during the examination process.

(4) Using the equipment, instruments, or materials belonging to another examinee.

(5) Presenting radiographs which have been altered, or contrived to represent other than the patient's true condition, whether or not the misleading radiograph was created by the examinee.

(6) Failing to comply with the ~~board's~~ **Committee's** infection control regulations.

(7) Failing to use an aspirating syringe for administering local anesthesia.

(8) Premedicating a patient for purposes of sedation.

(9) Dismissing a patient without the approval and signature of an examiner.

(10) Leaving the assigned examination area without the permission of an exam administrator.
(11) Leaving the assigned examination area prior to the patient returning from the grading area.
(12)~~(11)~~ Failing to follow directions relative to the conduct of the examination, including termination of the examination at the scheduled or announced time.
(g)~~(e)~~ An examinee may be declared by the ~~board~~ **Committee** to have failed the entire examination for demonstration of gross incompetence in treating a patient~~.~~ **as determined by the DHCC.**

~~§1082.1~~ 1125. ~~RDH~~ DHCC Dental Hygiene Clinical Examination Requirements.
(a) Every applicant shall be given a clinical examination which shall consist of the examination of a patient, ~~complete~~ scaling of **teeth in** one or two quadrants (depending upon patient selection), and root planing. ~~Scaling and root planing includes but is not limited to the complete removal of calculus, soft deposits and plaque, and smoothing of the unattached tooth surfaces. Unattached tooth surface means the portion of the crown and root surface to which no tissue is attached. Ultrasonic, sonic, handpiece or other mechanical scaling devices may be used only at the direction of the Board. If so permitted, an applicant who chooses to use an ultrasonic or sonic scaling device shall bring to the exam and use the services of an assistant to perform high volume evacuation at all times when the ultrasonic or sonic scaling device is being used. Only the services of a dental assistant or registered dental assistant shall be permitted.~~
(b) The clinical examination shall be completed within a two hour period. Such period shall commence with the acceptance or rejection of the initial patient presented by the applicant.
(c)~~(b)~~One patient, **18 years or older,** shall be provided by the applicant. If a patient is deemed unacceptable by the examiners, it is the applicant's responsibility to provide another patient who is acceptable. The applicant's ability to select an appropriate patient is considered part of the examination. An acceptable patient shall meet the criteria set forth in Section ~~1080.1~~ **1124** and the following additional criteria:
(1) Does not have extreme tissue or tooth sensitivity which would interfere with proper probing and exploring by examiners.
(2) Has at least one quadrant with the following:
(A) At least 6 natural teeth which are free of conditions which would interfere with evaluation, class 3 furcation, class 3 mobility, gross ~~decay~~ **carious lesions**, faulty restorations, or full or partial veneer crowns. Crowns with smooth margins are acceptable. A patient will not be rejected because he/she has **two teeth** ~~tooth~~ with ~~a~~ probing ~~depth~~ **surfaces** greater than 6mm **in the quadrant(s) submitted**.
(B) At least 3 of the natural teeth in the quadrant **submitted** must be posterior teeth with interproximal pocket depths of 4 to 6mm. Two of these posterior teeth must be molars.
(C) Demonstrable, explorer-detectable moderate to heavy subgingival calculus must be present on a majority of the subgingival tooth surfaces and there must be some subgingival calculus on every tooth. Explorer-detectable moderate to heavy interproximal ledges must be present.
(d)~~(c)~~ If an ~~applicant~~ **examinee** is unable to find a patient with one quadrant which meets the requirements of subsection (c)(2) above, the ~~applicant~~ **examinee** may ~~provide a~~ **submit up to four additional teeth if necessary to fulfill the submission criteria for subgingival calclulus.** ~~patient in which those requirements can be found in~~

~~two quadrants.~~ An applicant who presents such a patient shall be required to scale all teeth **submitted** ~~in both quadrants~~ in the same time allotted for scaling one quadrant.
(e)~~(d)~~ The ~~applicant~~ **examinee** shall provide full mouth radiographs of the patient, which shall consist of 18 radiographs at least 4 of which must be bite-wing and the radiographs must be of diagnostic quality. All radiographs shall have been taken not more than one year prior to the examination at which they are presented.
(f)~~(e)~~The ~~applicant~~ **examinee** shall provide the following instruments:

(1) ~~Color coded Marquis type~~ **P**eriodontal probe.
(2) Sharp explorers.
(3) ~~Clear-plane~~ **Front surface** mouth mirror.
~~(4) Saliva ejector.~~
(4)~~(5)~~All necessary armamentarium for **administration of** local anesthesia, including an aspirating syringe.
(5) Ultrasonic, sonic, handpiece or other mechanical scaling devices may be used ~~only~~ at the direction of the ~~Board~~ **Committee.** If so permitted, an applicant who chooses to use an ultrasonic or sonic scaling device shall bring to the exam and **follow manufacturer's direction for** use**. T**~~t~~he services of an assistant **or registered dental assistant** to perform high volume evacuation at all times when the ultrasonic or sonic scaling device is in operation **may be required**. Only the services of a dental assistant or registered dental assistant shall be permitted.
(6) Any other scaling or root planing instruments which he/she intends to use.

(g)~~(f)~~ The applicant shall offer to the patient the option of the administration of local anesthetic in the area(s) to be scaled, except that anesthesia shall not be administered to both mandibular quadrants of a patient during the same day.
(h) No more than 3 different patient submissions will be allowed during a clinical examination by the examinee.
~~**§1083. Passing Grades (a) Registered Dental Hygienist**~~
(i) Each ~~applicant~~ **examinee** ~~for licensure as a registered dental hygienist~~ who attains a grade of 75% in the ~~practical~~ **DHCC clinical** examination ~~designated by the Board~~ shall be considered as having passed the examination.

~~§1080.2.~~ 1126. Conduct of ~~Dental Auxiliary~~ DHCC Clinical Examinations.
Examinations shall be anonymous. An anonymous examination is one conducted in accordance with procedures, including but not limited to those set forth below, which ensure and preserve anonymity of applicants.
(a) The ~~board~~ **Committee** shall randomly assign each applicant a number, and said applicant shall be known by that number throughout the entire examination.
(b) Grading examiners shall not view examinees during the performance of the examination assignments.

(1) A grading examiner shall be a California licensed RDH, RDHAP or RDHEF appointed by the DHCC.

(c) There shall be no communications between grading examiners and floor examiners except for oral communications conducted in the presence of ~~board~~ **Committee** staff. There shall be no communication between grading examiners and examinees except written communications on ~~board~~ **Committee** approved forms.

NOTE: Authority cited: Section ~~1614~~ **1905,** Business and Professions Code. Reference: Section~~s~~ **1905,**~~1753, 1756~~, ~~1758 and~~ ~~1761~~, Business and Professions Code.

§ ~~**1080.3.**~~ **1127. DHCC Clinical** ~~**Dental Auxiliary Licensure**~~ **Examination Review Procedures; Appeals.**

(a) An examinee who has failed an examination shall be provided with notice, upon written request, of those areas in which he/she is deficient**.** ~~in the practical or clinical phases of such examination~~.

(b) An unsuccessful examinee who has been informed of the areas of deficiency in his/her performance on the ~~practical or clinical phases of the~~ examination and who has determined that one or more of the following errors was made during the course of his/her examination and grading may appeal to the ~~board~~ **Committee** within sixty (60) days following receipt of his/her examination results:

(1) Significant procedural error in the examination process;

(2) Evidence of adverse discrimination;

(3) Evidence of substantial disadvantage to the examinee. Such appeal shall be made by means of a written letter specifying the grounds upon which the appeal is based. The ~~Board~~ **Committee** shall respond to the appeal in writing and may request a personal appearance by the examinee. The ~~Board~~ **Committee** shall thereafter take such action as it deems appropriate.

§1128. Western Regional Examination Board Clinical Dental Hygiene Examination.

§~~1036.~~ 1129. Remedial Education.

An applicant **for an RDH license,** who fails to pass **either or any combination of** the **DHCC clinical** examination **or the WREB clinical dental hygiene examination or any other clinical dental hygiene examination approved by the Committee** after three **total** attempts shall not be eligible for further re-examination until the applicant has successfully completed the required additional education.

(a) The course work shall be taken at a dental **hygiene** program approved by the Commission on Dental Accreditation or a comparable organization approved by the ~~Board~~ **Committee**, and shall be completed within a period of one year from the date of notification of the applicant's third failure.

(1) The course of study must include didactic, laboratory and clinical instruction. Use of patients is ~~optional~~ **mandatory**.

(2) Instruction must be provided by a faculty member of a dental **hygiene** program approved by the Commission on Dental Accreditation or a comparable organization approved by the ~~Board~~ **Committee**.

(3) Pre-testing and post-testing must be part of the course of study.

(b) When an applicant applies for re-examination, he or she shall furnish evidence of successful completion of the remedial education requirements for re-examination.

(1) Evidence of successful completion must be on the **C**~~c~~ertification of **S**~~s~~uccessful **C**~~c~~ompletion of **R**~~r~~emedial **E**~~e~~ducation **R**~~r~~equirement for **R**~~r~~e-examination **E**~~e~~ligibility form that is provided by the ~~board~~ **Committee** and submitted prior to the examination.

(2) The form must be signed and sealed by the ~~Dean~~ **Director** of the dental **hygiene program** ~~school~~ providing the remedial education course.

§~~1082.2~~ **1130**. ~~RDHEF~~ **Dental Hygiene in Extended Functions Examination Requirements.**

(a) Each applicant for licensure as an RDHEF shall successfully complete an examination on a patient consisting of the procedures set forth below.

(1) Cord retraction of gingiva~~e~~ for impression procedures;

(2) Taking impressions for cast restorations.

The total examination period shall not exceed two and one-half hours.

(b) Each applicant shall provide one patient upon whom the retraction and impression procedures shall be performed. If a patient is deemed unacceptable by the examiners, it is the applicant's responsibility to provide another patient who is acceptable. The applicant's ability to select an appropriate patient is considered part of the examination. An acceptable patient shall meet the criteria set forth in Section ~~1080.1~~ **1124** and the following additional criteria:

(1) Must have a minimum of ten teeth per arch.

(2) Must have a prepared tooth, which is bicuspid or molar and which, prior to preparation, had mesial and distal contact. The preparation performed shall have margins at or below the free gingival crest and shall be one of the following:7/8 crown,3/4 crown, or full crown, including porcelain fused to metal. Alginate impression materials alone are not acceptable.

(c) These procedures shall be graded by examiners appointed by the ~~Board~~ **Committee**. These procedures may be tested, at the ~~Board's~~ **Committee's** discretion, in a ~~Board~~ **Committee**-approved dental office or other facilities, by examiners appointed by the **Committee.**

~~**§1083 Registered Dental Hygienist in Extended Functions**~~

(d) Each applicant for licensure as an RDHEF who attains a grade of at least 75% on each procedure in the examination shall be deemed to have passed the required examination. A registered dental hygienist who has passed the RDAEF examination prior to December 31, 1991 shall be eligible for licensure as an RDHEF without further examination.

ARTICLE 7. FINGERPRINT REQUIREMENTS

§1131. Response to Committee Inquiry.

If the Committee or its designee asks a licensee to provide criminal history information, a licensee shall respond to that request within 30 days. The licensee shall make available all documents and other records requested and shall respond with accurate information.

NOTE: Authority cited: Section 1906, Business and Professions Code. Reference: Sections 1916, 1950 Business and Professions Code, and Section 11105 Penal Code

§1132. Fingerprint and Disclosure Requirements for Renewal of License.

(a) As a condition of renewal for a license that expires on or after April 1, 2011 a licensee who was initially licensed prior to January 1, 1994, or for whom an electronic record of the submission of fingerprints no longer exists, shall furnish to the Department of Justice a full set of fingerprints for the purpose of conducting a criminal history record check and to undergo a state and federal level criminal offender record information search conducted through the Department of Justice.

(1) The licensee shall pay any costs for furnishing the fingerprints and conducting the searches.

(2) As a condition of renewal, a licensee shall certify whether his or her fingerprints have been furnished to the Department of Justice in compliance with this section.

(3)This requirement is waived if the licensee is actively serving in the military outside the country.

(4) A licensee shall retain, for at least three years from the renewal date, either a receipt showing the electronic transmission of his or her fingerprints to the Department of Justice or a receipt evidencing that the licensee's fingerprints were taken.

(b) As a condition of renewal, a licensee shall disclose whether, in the prior renewal cycle, he or she has been convicted of any violation of the law in this or any other state, the United States, or other country, omitting traffic infractions under $1000 not involving alcohol, dangerous drugs, or controlled substances. In addition, a licensee shall disclose any disciplinary actions against any other license he or she may hold.

(c) Failure to comply with the requirements of this section renders any renewal incomplete and the license will not be renewed until the licensee demonstrates compliance with all requirements.

~~**(d) Failure to furnish a full set of fingerprints to the Department of Justice as required by this section on or before the date required for renewal of a license is grounds for discipline by the Committee.**~~

NOTE: Authority cited: Section 1906, Business and Professions Code. Reference: Sections 1916, 1950 Business and Professions Code, and Section 11105 Penal Code

ARTICLE 8. MINIMUM STANDARDS FOR INFECTION CONTROL

§~~1005~~ **1133. Minimum Standards for Infection Control.**

ARTICLE 9. CONTINUING EDUCATION

§~~**1015**~~. **1134.** **Purposes.**

The **B**~~b~~oard **or Committee** has determined that the public health and safety will be served by requiring all holders of licenses granted by the **B**~~b~~oard **or Committee** under the Code to continue their education after receiving such licenses.

Note: Authority cited: Sections 1614**,** ~~and~~ 1645, **and 1905,** Business and Professions Code. Reference: Section 1645 **and 1905**, Business and Professions Code.

§~~1016~~**.** **1135.** **Continuing Education Providers and Courses**.

(a) Definition of Terms:

(1) ~~Course of Study Defined.~~ "Course of study" means an orderly learning experience in an area of study pertaining to dental and medical health, preventive dental services, diagnosis and treatment planning, clinical procedures, basic health sciences, dental practice management and administration, communication, ethics, patient management or the Dental Practice Act and other laws specifically related to dental practice.

(2) ~~Coursework Defined.~~ ~~The term~~ "Coursework" used herein refers to materials presented or used for continuing education and shall be designed and delivered in a manner that serves to directly enhance the licensee's knowledge, skill and competence in the provision of service to patients or the community.

(3) "Lecture" typically means one lecturer speaking on a topic or topics and the participants typically spend most of the time listening and taking notes. There may or may not be time included for a question and answer period.

(4) "Seminar" typically means one educator or lecturer speaking on a topic or topics with time included for discussion between lecturer and participants. Some demonstrations may be available.

(5) "Workshop" typically means one educator or facilitator teaching a topic or topics via hands-on interaction and participants spend most of the time in small group experiential activities.

(b) Courses of study for continuing education credit shall include:

(1) Mandatory courses required by the Board **or Committee** for license renewal to include a Board **or Committee**-approved course in Infection Control, a Board **or Committee**-approved course in the California Dental Practice Act and completion of certification in Basic Life Support.

(A) At a minimum, course content for a Board **or Committee**-approved course in Infection Control shall include all content of Section ~~1005~~ **1133** and the application of the regulations in the dental **and dental hygiene** environment.

(B) At a minimum, course content for the Dental Practice Act [Division 2, Chapter 4 of the Code (beginning with §~~1600~~**1900**)] shall instruct on acts in violation of the Dental Practice Act and attending regulations, and other statutory mandates relating to ~~the~~ dental and **dental hygiene** practice. This includes utilization and scope of practice for auxiliaries and dentists; laws governing the prescribing of drugs; citations, fines, revocation and suspension of a license, and license renewal; and the mandatory reporter obligations set forth in the Child Abuse and Neglect Reporting Act (Penal Code Section 11164 et seq.) and the Elder Abuse and Dependent Adult Civil Protection Act (Welfare and Institutions Code Section 15600 et seq.) and the clinical signs to look for in identifying abuse.

(C) The mandatory requirement for certification in Basic Life Support shall be met by completion of either:

(i) An American Heart Association (AHA) or American Red Cross (ARC) course in Basic Life Support (BLS) **Healthcare Provider** or,

(ii) A BLS course**,** taught by a provider approved by the American Dental Association's Continuing Education Recognition Program (CERP) or the Academy of General Dentistry's Program Approval for Continuing Education (PACE).

For the purposes of this section, a Basic Life Support course shall include all of the following:

1. Instruction in both adult and pediatric CPR, including 2-rescuer scenarios;
2. Instruction in foreign-body airway obstruction;
3. Instruction in relief of choking for adults, child and infant;
4. Instruction in the use of automated external defibrillation with CPR; and;
5. A live, in-person skills practice session, a skills test and a written examination;

The course provider shall ensure that the course meets the required criteria.

(2) Courses in the actual delivery of dental **or dental hygiene** services to the patient or the community, such as:

(A) Courses in preventive services, diagnostic protocols and procedures (including physical evaluation, radiography, dental photography) comprehensive treatment planning, charting of the oral conditions, informed consent protocols and recordkeeping.

(B) Courses dealing primarily with nutrition and nutrition counseling of the patient.

(C) Courses in esthetic, corrective and restorative oral health diagnosis and treatment.

(D) Courses in dentistry's **or dental hygiene's** role in individual and community health emergencies, disasters, and disaster recovery.

(E) Courses that pertain to the legal requirement governing the licensee in the areas of auxiliary employment and delegation of responsibilities; the Health Insurance Portability and Accountability Act (HIPAA); actual delivery of care.

(F) Courses pertaining to federal, state and local regulations, guidelines or statutes regarding workplace safety, fire and emergency, environmental safety, waste disposal and management, general office safety, and all training requirements set forth by the California Division of Occupational Safety and Health (Cal-DOSH) including the Bloodborne Pathogens Standard.

(G) Courses pertaining to the administration of general anesthesia, conscious sedation, oral conscious sedation or medical emergencies.

(H) Courses pertaining to the evaluation, selection, use and care of dental instruments, sterilization equipment, operatory equipment, and personal protective attire.

(I) Courses in dependency issues and substance abuse such as alcohol and drug use as it relates to patient safety, professional misconduct, ethical considerations or malpractice.

(J) Courses in behavioral sciences, behavior guidance, and patient management in the delivery of care to all populations including special needs, pediatric and sedation patients when oriented specifically to the clinical care of the patient.

(K) Courses in the selection, incorporation, and use of current and emerging technologies.

(L) Courses in cultural competencies such as bilingual dental terminology, cross-cultural communication, provision of public health dentistry, and the dental professional's role in provision of care in non-traditional settings when oriented specifically to the needs of the dental patient and will serve to enhance the patient experience.

(M) Courses in dentistry's **or dental hygiene's** role in individual and community health programs.

(N) Courses pertaining to the legal and ethical aspects of the insurance industry, to include management of third party payer issues, dental billing practices, patient and provider appeals of payment disputes and patient management of billing matters.

(3) Courses in the following areas are considered to be primarily of benefit to the licensee and shall be limited to a maximum of 20% of a licensee's total required course unit credits for each license or permit renewal period:

(A) Courses to improve recall and scheduling systems, production flow, communication systems and data management.

(B) Courses in organization and management of the dental **or dental hygiene** practice including office computerization and design, ergonomics, and the improvement of practice administration and office operations.

(C) Courses in leadership development and team development.

(D) Coursework in teaching methodology and curricula development.

(E) Coursework in peer evaluation and case studies that include reviewing clinical evaluation procedures, reviewing diagnostic methods, studying radiographic data, study models and treatment planning procedures.

(F) Courses in human resource management and employee benefits.

(4) Courses considered to be of direct benefit to the licensee or outside the scope of dental **or dental hygiene** practice in California include the following, and shall not be recognized for continuing education credit:

(A) Courses in money management, the licensee's personal finances or personal business matters such as financial planning, estate planning, and personal investments.

(B) Courses in general physical fitness, weight management or the licensee's personal health.

(C) Presentations by political or public figures or other persons that do not deal primarily with dental practice or issues impacting the dental **or dental hygiene** profession

(D) Courses designed to make the licensee a better business person or designed to improve licensee personal profitability, including motivation and marketing.

(E) Courses pertaining to the purchase or sale of a dental **or dental hygiene** practice, business or office; courses in transfer of practice ownership, acquisition of partners and associates, practice valuation, practice transitions, or retirement.

~~(F) Courses pertaining to the provision of elective facial cosmetic surgery as defined by the Dental Practice Act in Section 1638.1, unless the licensee has a special permit obtained from the Board to perform such procedures pursuant to Section 1638.1 of the Code.~~

(5) Completion of a course does not constitute authorization for the attendee to perform any services that he or she is not legally authorized to perform based on his or her license or permit type.

(c) Registered Provider Application and Renewal

(1) An applicant for registration as a provider shall submit an "Application for Continuing Education Provider" ~~(Rev. 05/09)"~~ that is hereby incorporated by reference. The application shall be accompanied by the fee required by ~~section 1021~~**1944(11) of the Code** . The applicant or, if the applicant is not an individual but acting on behalf of a business entity, the individual authorized by the business to act on its behalf shall certify that he or she will only offer courses and issue certificates for courses that meet the requirements in this section.

(2) To renew its registration, a provider shall submit a "Continuing Education Registered Provider Permit Renewal Application" ~~(12/15/08)"~~ that is hereby incorporated by reference. The application shall be accompanied by the fee required by ~~section 1021~~ **1944(11) of the Code** and a biennial report listing each of the course titles offered, the 11-digit registration number issued to each course, the number of units issued for each course, the dates of all courses offered, the name and qualifications of each instructor, a summary of the content of each course of study, and a sample of the provider's written certification issued to participants during the last renewal period.

(d) Standards for Registration as an Approved Provider

(1) Each course of study shall be conducted on the same educational standards of scholarship and teaching as that required of a true university discipline and shall be supported by those facilities and educational resources necessary to comply with this requirement. Every instructor or presenter of a continuing

education course shall possess education or experience for at least two years in the subject area being taught. Each course of study shall clearly state educational objectives that can realistically be accomplished within the framework of the course. Teaching methods for each course of study shall be described (e.g., lecture, seminar, **workshop,** audiovisual, clinical, simulation, etc.) on all provider reports.

(2) The topic of instruction and course content shall conform to this section.

(3) An opportunity to enroll in such courses of study shall be made available to all dental licensee.

(e) Enforcement, Provider Records Retention and Availability of Provider Records

(1) The **B**~~b~~oard **or Committee** may not grant prior approval to individual courses unless a course is required as a mandatory license renewal course. The minimum course content of all mandatory continuing education courses for all registered providers is set out in subsections (b)(1)(A-C). Providers shall be expected to adhere to these minimum course content requirements or risk registered provider status. Beginning [INSERT DATE], all registered **dental hygiene** providers shall submit their course content outlines for Infection Control and California Dental Practice Act to the **B**~~b~~oard **or Committee** staff for review and approval. If a provider wishes to make any significant changes to the content of a previously approved mandatory course, the provider shall submit a new course content outline to the Board **or Committee**. A provider may not offer the mandatory course until the Board **or Committee** approves the new course outline. All new applicants for provider status shall submit course content outlines for mandatory education courses at the time of application and prior to instruction of mandatory education courses.

(2) Providers must possess and maintain the following:

(A) Speaker curriculum vitae;

(B) Course content outline;

(C) Educational objectives or outcomes;

(D) Teaching methods utilized;

(E) Evidence of registration numbers and units issued to each course;

(F) Attendance records and rosters

(3) The **B**~~b~~oard **or Committee** may randomly audit a provider for any course submitted for credit by a licensee in addition to any course for which a complaint is received. If an audit is conducted, the provider shall submit to the Board **or Committee** the following information and documentation:

(A) Speaker curriculum vitae;

(B) Course content outline;

(C) Educational objectives or outcomes;

(D) Teaching methods utilized;

(E) Evidence of registration numbers and units issued to each course; and

(F) Attendance records and rosters.

(4) All provider records described in this article shall be retained for a period of no less than three provider renewal periods.

(f) Withdrawal of Provider Registration

(1) The **B**~~b~~oard **or Committee** retains the right and authority to audit or monitor courses given by any provider. The **B**~~b~~oard **or Committee** may withdraw or place restrictions on a provider's registration if the provider has disseminated any false or misleading information in connection with the continuing education program, fails to comply with regulations, misrepresents the course offered, makes any false statement on its application or otherwise violates any provision of the Dental Practice Act or the regulations adopted thereunder.

(2) Any provider whose registration is withdrawn or restricted shall be granted a hearing before the executive officer or his or her designee prior to the effective date of such action. The provider shall be given at least ten days notice of the grounds for the proposed action and the time and place of such hearing.

(g) Provider Issuance of Units of Credit for Attendance
One unit of credit shall be granted for every hour of contact instruction and may be issued in half-hour increments. Such increments shall be represented by the use of a decimal point in between the first two numbers of the 11-digit registration number of the course. This credit shall apply to either academic or clinical instruction. Eight units shall be the maximum continuing education credits granted in one day.
(h) Additional Provider Responsibilities

(1) A provider shall furnish a written certification of course completion to each licensee certifying that the licensee has met the attendance requirements of the

course. Such certification shall not be issued until completion of the course and shall contain the following:

(A) The licensee's, name and license or permit number, the provider's name, the 11-digit course registration number in the upper left hand corner of the certificate, date or dates attended, the number of units earned, and a place for the licensee to sign and date verifying attendance.

(B) An authorizing signature of the provider or the providing entity and a statement that reads: "All of the information contained on this certificate is truthful and accurate."

(C) A statement on each certification that reads: "Completion of this course does not constitute authorization for the attendee to perform any services that he or she is not legally authorized to perform based on his or her license or permit type."

(2) If an individual whose license or permit has been cancelled, revoked, or voluntarily surrendered attends and completes a continuing education course, the provider or attendee may document on the certificate of course completion the license or permit number the individual held before the license or permit was cancelled, revoked, or voluntarily surrendered.

(3) When two or more registered providers co-sponsor a course, only one provider number shall be used for that course and that provider must assume full responsibility for compliance with the requirements of this article.

(4) Only Board **or Committee**-approved providers whose course content outlines for Infection Control and California Dental Practice Act have been submitted and approved by the Board **or Committee** may issue continuing education certifications to participants of these courses.

(5) The instructor of a course who holds a current and active license or permit to practice issued by the Board **or Committee** may receive continuing education credit for up to 20% of their total required units per renewal period for the course or courses they teach for a provider other than themselves.

(6) Upon request, a provider shall issue a duplicate certification to a licensee whose name appears on the provider's original roster of course attendees. A provider may not issue a duplicate certification to a licensee whose name is not on the original roster of course attendees. The provider, not the licensee shall clearly mark on the certificate the word "duplicate."

(7) Providers shall place the following statement on all certifications, course advertisements, brochures and other publications relating to all course offerings: "This course meets the ~~Dental Board of California's~~ **Dental Hygiene Committee of California's** requirements for _(number of)_units of continuing education."

(i) Out of State Courses and Courses Offered by Other Authorized and Non-Authorized Providers

(1) Notwithstanding subdivision (b) of Section ~~1016~~**1135**, licensees who attend continuing education courses given by providers approved by the American Dental Association's Continuing Education Recognition Program (CERP), ~~or~~ the Academy of General Dentistry's Program Approval for Continuing Education (PACE) **or the American Dental Hygienists' Association Center for Lifelong Learning** and who obtain a certification of attendance from the provider or sponsor shall be given credit towards his or her total continuing education requirement for renewal of his or her license with the exception of mandatory continuing education courses, if the course meets the requirements of continuing education set forth in this section.
(2)~~(b)~~ A licensee who attends a course or program that meets all content requirements for continuing education pursuant to these regulations, but was presented outside California by a provider not approved by the Board **or Committee**, may petition the Board **or Committee** for consideration of the course by submitting information on course content, course duration and evidence from the provider of course completion. When the necessary requirements have been fulfilled, the **B**~~b~~oard **or Committee** may issue a written certificate of course completion for the approved number of units, which the licensee may then use for documentation of continuing education credits.

Note: Authority cited: Sections ~~1614~~ **1905** and 1645, Business and Professions Code. Reference: Section 1645 **and 1905**, Business and Professions Code.

§~~1017~~. **1136. Units Required for Renewal of License.**

(a) As a condition of renewal, all licensees are required to complete continuing education as follows:

(1) Two units of continuing education in Infection Control specific to California regulations as defined in section ~~1016~~**1135**(b)(1)(A).

(2) Two units of continuing education in the California Dental Practice Act and its related regulations as defined in section ~~1016~~**1135**(b)(1)(B).

(3) A maximum of four units of a course in Basic Life Support as specified in section ~~1016~~**1135**(b)(1)(C).

(b) Mandatory continuing education units count toward the total units required to renew a license or permit; however, failure to complete the mandatory courses will result in non-renewal of a license or permit. Any continuing education units accumulated before April 8, 2010 that meet the requirements in effect on the date the units were accumulated will be accepted by the Board **or Committee** for license or permit renewals taking place on or after April 8, 2010.
(c) All licensees shall accumulate the continuing education units equal to the number of units indicated below during the biennial license or permit renewal period assigned by the Board **or Committee** on each license or permit. All licensees shall verify to the Board **or Committee** that he or she who has been issued a license or permit to practice for a period less than two years shall begin accumulating continuing education credits within the next biennial renewal period occurring after the issuance of a new license or permit to practice.

~~(1) Dentists: 50 units.~~

(1)(~~2~~) Registered dental hygienists: 25 units.

~~(3) Registered dental assistants: 25 units.~~

~~(4) Dental Sedation Assistant Permit Holders: 25 units.~~

~~(5) Orthodontic Assistant Permit Holders: 25 units.~~

(2)(~~6~~) Registered dental hygienists in extended functions: 35 units.

~~(7) Registered dental assistants in extended functions: 25 units.~~

(3)(~~8~~) Registered dental hygienists in alternative practice: 35 units.

~~(d) Each dentist licensee who holds a general anesthesia permit shall complete, as a condition of permit renewal, continuing education requirements pursuant to Section 1646.5 of the Business and Professions Code at least once every two years, and either (1) an advanced cardiac life support course which is approved by the American Heart Association and which includes an examination on the materials presented in the course or (2) any other advanced cardiac life support course which is identical in all respects, except for the omission of materials that relate solely to hospital emergencies or neonatology, to the course entitled "2005 American Heart Association Guidelines for Cardiopulmonary Resuscitation and Emergency Cardiovascular Care" published by the American Heart Association December 13, 2005 which is incorporated herein by reference.~~
~~(e) Each dentist licensee who holds a conscious sedation permit shall complete at least once every two years a minimum of 15 total units of coursework related to the~~

~~administration of conscious sedation and to medical emergencies, as a condition of permit renewal, in continuing education requirements pursuant to Section 1647.5 of the of the Business and Professions Code. Refusal to execute the required assurance shall result in non-renewal of the permit.~~
~~(f) Each dentist licensee who holds an oral conscious sedation permit for minors, as a condition of permit renewal, shall complete at least once every two years a minimum of 7 total units of coursework related to the subject area in continuing education requirements pursuant to Section 1647.13 of the Business and Professions Code.~~
~~(g) Each dentist licensee who holds an oral conscious sedation permit for adults, as a condition of permit renewal, shall complete at least once every two years a minimum of 7 total units of coursework related to the subject area in continuing education requirements pursuant to Section 1647.21 of the of the Business and Professions Code.~~

(d)(~~h~~) Notwithstanding any other provisions of this code, tape recorded courses, home study materials, video courses, and computer courses are considered correspondence courses, and will be accepted for credit up to, but not exceeding, 50% of the licensee's total required units.
(e)(~~i~~) In the event that a portion of a licensee's units have been obtained through non-live instruction, as described in Section **(d)**(~~h~~) above, all remaining units shall be obtained through live interactive course study with the option to obtain 100% of the total required units by way of interactive instruction courses. Such courses are defined as live lecture, live telephone conferencing, live video conferencing, live workshop demonstration, or live classroom study.
(f)(~~j~~) Licensees who participate in the following activities shall be issued continuing education credit for up to 20% of their total continuing education unit requirements for license renewal:

(1) Participation in any Dental ~~Board of California~~ **Hygiene Committee of California** or Western Regional Examination Board (WREB) administered examination including attendance at calibration training, examiner orientation sessions, and examinations.

(~~2) Participation in any site visit or evaluation relating to issuance and maintenance of a general anesthesia, conscious sedation or oral conscious sedation permit.~~

~~(3) Participation in any calibration training and site evaluation training session relating to general anesthesia, conscious sedation or oral conscious sedation permits.~~

(2)(~~4~~) Participation in any site visit or evaluation of an approved dental ~~auxiliary~~ **hygiene** program or dental ~~auxiliary~~ **hygiene** course.

(g)(~~k~~) The ~~Board~~ **Committee** shall issue to participants in the activities listed in subdivision **(f)** (~~j~~) a certificate that contains the date, time, location, authorizing signature, 11-digit course registration number, and number of units conferred for each activity consistent with all certificate requirements herein required for the purposes of records retention and auditing.

(h)(~~l~~) The license or permit of any person who fails to accumulate the continuing education units set forth in this section or to assure the ~~board~~ **Committee** that he or she will accumulate such units, shall not be renewed until such time as the licensee complies with those requirements.

(i)(~~m~~) A licensee who has not practiced in California for more than one year because the licensee is disabled need not comply with the continuing education requirements of this article during the renewal period within which such disability falls. Such licensee shall certify in writing that he or she is eligible for waiver of the continuing education requirements. A licensee who ceases to be eligible for such waiver shall notify the ~~Board~~ **Committee** of such and shall comply with the continuing education requirements for subsequent renewal periods.

(j)(~~n~~) A licensee shall retain, for a period of three renewal periods, the certificates of course completion issued to him or her at the time he or she attended a continuing education course and shall forward such certifications to the ~~Board~~ **Committee** only upon request by the ~~Board~~ **Committee** for audit purposes. A licensee who fails to retain a certification shall contact the provider and obtain a duplicate certification.

(k)(~~o~~) Any licensee who furnishes false or misleading information to the ~~Board~~ **Committee** regarding his or her continuing education units may be subject to disciplinary action. The ~~Board~~ **Committee** may audit a licensee continuing education records as it deems necessary to ensure that the continuing education requirements are met.

~~(p) A licensee who also holds a special permit for general anesthesia, conscious sedation, oral conscious sedation of a minor or of an adult, may apply the continuing education units required in the specific subject areas to their dental license renewal requirements.~~

~~(q) A registered dental assistant or registered dental assistant in extended functions who holds a permit as an orthodontic assistant or a dental sedation assistant shall not be required to complete additional continuing education requirements beyond that which is required for licensure renewal in order to renew either permit.~~

(l)(~~r~~) Pertaining to licen~~c~~**s**ees holding more than one license or permit, the license or permit that requires the largest number of continuing education units for renewal shall equal the lice**n**see's full renewal requirement. Dual licensure, or licensure with permit, shall not require duplication of continuing education requirements.

(m)(~~s~~) Current and active licensees enrolled in a full-time educational program in the field of dentistry, including dental school program, residency program, postdoctoral specialty program, dental hygiene school program, dental hygiene in alternative practice

program, or ~~registered~~ dental ~~assisting~~ **hygiene** in extended functions program approved by the Board **or Committee** or the ADA Commission on Dental Accreditation shall be granted continuing education credits for completed curriculum during that renewal period. In the event of audit, licensees shall be required to present school transcripts to the ~~Board~~ **Committee** as evidence of enrollment and course completion. ~~(t) Current and active dental sedation assistant and orthodontic assistant permit holders enrolled in a full-time dental hygiene school program, dental assisting program, or registered dental assisting in extended functions program approved by the Board, or the ADA Commission on Dental Accreditation shall be granted continuing education credits for completed curriculum during that renewal period. In the event of audit, assisting permit holders shall be required to present school transcripts to the committee or Board as evidence of enrollment and course completion.~~

Note: Authority cited: Sections ~~1614~~ **1905** and **1935** ~~1645~~, Business and Professions Code. Reference: Sections ~~1645~~ **1935**, ~~1646.5~~ and ~~1647.5,~~ **1950.5** Business and Professions Code.

§~~1017.2.~~ 1137. Inactive Licenses.

(a) A licensee who desires an inactive license shall submit an application to the ~~board~~ **Committee** on a form provided by the ~~board~~**Committee**.
(b) In order to restore an inactive license to active status, the licensee shall submit an application to the ~~board~~ **Committee** on a form provided by the ~~board~~**Committee**, accompanied by evidence that the licensee has completed the required number of hours of approved continuing education in compliance with this article within the last two years preceding such application.
(c) The holder of an inactive license shall continue to pay to the ~~board~~ **Committee** the required biennial renewal fee.
(d) The ~~board~~ **Committee** shall inform an applicant who wishes to activate/inactivate his/her license in writing with 30 days whether the application is complete and accepted for filing or is deficient and what specific information is required. The ~~board~~ **Committee** shall decide within 30 days after the filing of a completed application whether the applicant meets the requirements.

Note: Authority cited: Section ~~1614~~ **1905,** Business and Professions Code; and Section 15376, Government Code. Reference: Sections 700-704, Business and Professions Code; and Sections 15347 et seq., Government Code.

ARTICLE 10. Disciplinary Guidelines

§~~1018~~. 1138. Disciplinary Guidelines.

In reaching a decision on a disciplinary action under the Administrative Procedures Act (Government Code Section 11400 et seq.), the ~~Board of Dental Examiners~~ **Committee** shall consider the disciplinary guidelines entitled **DHCC** "~~Board of Dental Examiners~~ Disciplinary Guidelines With Model Language", ~~revised 11/8/96~~ **established 09/28/2010** which are hereby incorporated by reference. Deviation from these guidelines and orders, including the standard terms of probation, is appropriate where the ~~Board of~~

~~Dental Examiners~~ **Committee** in its sole discretion determines that the facts of the particular case warrant such deviation; for example: the presence of mitigating factors; the age of the case; evidentiary problems.

Note: Authority cited: Section ~~1614 1905~~ **1905**, Business and Professions Code; and Section 11400.20 and 11400.21, Government Code. Reference: Sections 114020 and 11425.50(e), Government Code.

ARTICLE 11. CITATIONS AND FINES

§1139. Issuance of Citations and Fines. This language may change based on the recommendation of the Enforcement Subcommittee.

(a) The Executive Officer of the Committee or his or her designee may issue a citation containing an order to pay a fine between $100 and $5,000 and an order of abatement against a licensee for any violation of the Act or the California Code of Regulations or any laws governing the practice of dental hygiene. A citation may be issued without the assessment of a fine, when determined by the Executive Officer or his or her designee.
(b) Each citation shall be in writing and shall describe with particularity the nature and facts of each violation specified in the citation, including a reference to the law or regulation alleged to have been violated.
(c) The citation shall be served upon the cited person either personally or by certified United States mail.

§1140. Criteria to be Considered. This language may change based on the recommendation of the Enforcement Subcommittee.

In the issuance of any citation, the following factors shall be considered:
(a) Nature and severity of the violation.
(b) Length of time that has passed since the date of the violation.
(c) Consequences of the violation, including potential or actual patient harm.
(d) History of previous violations of the same or similar nature.
(e) Evidence that the violation was willful.
(f) Gravity of the violation.
(g) The extent to which the cited person has remediated any knowledge and/or skill deficiencies which could have injured a patient.

§1141. Citations for Unlicensed Practice. This language may change based on the recommendation of the Enforcement Subcommittee.

The Executive Officer or his/her designee may issue a citation against any unlicensed person who is acting in the capacity of a licensee under the jurisdiction of the Committee and who is not otherwise exempt from licensure. Each citation may contain an order of abatement fixing a reasonable period of time for an abatement and an order to pay a fine not to exceed $5,000 for each

violation. Any sanction authorized for activity under this section shall be separate from and in addition to any other civil or criminal remedies.

§1142. Contested Citations. This language may change based on the recommendation of the Enforcement Subcommittee.

(a) The citation shall inform the licensee that if he/she desires a hearing to contest the finding of a violation, that hearing shall be requested by written notice to the Committee within 30 calendar days of the date of issuance of the citation. Hearings shall be held pursuant to the provisions of Chapter 5 (commencing with Section 11500) of Part 1 of Division 3 of Title 2 of the Government Code.
(b) In addition to requesting a hearing provided for in subdivision (a) of this section, the cited person may, within 14 calendar days after service of the citation, submit a written request for an informal conference with the Executive Officer.
(c) The Executive Officer or his/her designee shall, within 30 calendar days from receipt of the written request, hold an informal conference with the person cited and/or his/her legal counsel or authorized representative.
(d) The Executive Officer or his/her designee may affirm, modify or dismiss the citation, at the conclusion of the informal conference. A written decision stating the reasons for the decision shall be mailed to the cited person and his/her legal counsel, if any, within 14 calendar days from the date of the informal conference. This decision shall be deemed to be a final order with regard to the citation issued.
(e) If the citation is dismissed, the request for a hearing shall be deemed withdrawn. If the citation is affirmed or modified, the cited person may, in his/her discretion, withdraw the request for a hearing or proceed with the administrative hearing process.

§1143. Compliance with Citation/Order of Abatement. This language may change based on the recommendation of the Enforcement Subcommittee.

(a) Orders of abatement may be extended for good cause. If a cited person who has been issued an order of abatement is unable to complete the correction within the time set forth in the citation because of conditions beyond his/her control after the exercise of reasonable diligence, the person cited may request an extension of time from the Executive Officer or his/her designee in which to complete the correction. Such a request shall be in writing and shall be made within the time set forth for abatement.
(b) When a citation or order of abatement is not contested or if the order is appealed and the person cited does not prevail, failure to abate the violation within the time allowed or pay the fine that is imposed, if one was, shall constitute a violation and a failure to comply with the citation or order of abatement. 49 (c) Failure to timely comply with an order of abatement or pay a fine that is imposed is unprofessional conduct and may result in disciplinary action being taken by the Committee.

§1144. Notification to Other Boards and Agencies. **This language may change based on the recommendation of the Enforcement Subcommittee.**

The issuance and disposition of a citation shall be reported to other regulatory agencies. A licensee's compliance with an order of abatement or payment of a fine based on the finding of a violation may only be disclosed to the public as satisfactory resolution of the matter.

Note: Authority cited: Section 1906, Business and Professions Code. Reference: Sections 125.9 and 148, Business and Professions Code.

ARTICLE 12. DENTAL HYGIENE CORPORATIONS

§~~1055.~~ 1145. Professional Relationships, Responsibilities, and Conduct Not Affected.

Nothing in the laws or rules relating to dental corporations alters the ~~dentist's~~ **registered dental hygienist's** duties and responsibilities to and professional relationships with ~~his~~ patients. Nor do such laws or rules in any way impair the disciplinary powers of the board over its licentiates or impair any other law or rule pertaining to the standards of professional conduct of ~~dentists~~ **registered dental hygienists.**

Note: Authority cited: Sections ~~1614~~ **1905 and 1808**, Business and Professions Code. Reference: Sections **1807 and 1808,** Business and Professions Code.

~~**Section 1057. Additional Offices**.~~
~~A dental corporation is subject to the additional office requirements of Article 3.5, Chapter 4 of Division 2 of the Code. A dental corporation which desires to have more than one place of practice shall, prior to opening any additional office, apply for and receive permission in writing from the board.~~
~~Note: Authority cited: Sections 1614 1905 and 1808, Business and Professions Code. Reference: Sections 1658, 1807 and 1808, Business and Professions Code.~~

§ ~~1059~~. 1146. Security for Claims Against a Dental Hygiene Corporation.

(a) When a dental **hygiene** corporation provides security by means of insurance for claims against it by its patients, the security shall consist of a policy or policies of insurance insuring either the corporation or all the employed licensed persons rendering such dental **hygiene** services against liability imposed by law for damages arising out of the rendering of, or failure to render, dental **hygiene** services by the corporation in an amount for each claim of at least $50,000 multiplied by the number of employed licensed persons rendering such dental **hygiene** services and an aggregate maximum

limit of liability per policy year of at least $150,000 multiplied by the number of such employees; provided that the maximum coverage shall not be required to exceed $150,000 for each claim and $450,000 for all claims during the policy year, and provided further that the deductible portion of such insurance shall not exceed $5,000 multiplied by the number of such employees.
(b) All shareholders of the corporation shall be jointly and severally liable for all claims established against the corporation by its patients arising out of the rendering of, or failure to render, dental **hygiene** services up to the minimum amounts specified for insurance under subsection (a) hereof except during periods of time when either the corporation or all the employed licensed persons rendering dental **hygiene** services provide and maintain insurance for claims by its patients arising out of the rendering of, or failure to render dental **hygiene** services. Said insurance when provided shall meet the minimum standards established in subsection (a) above.

Note: Authority cited: Sections ~~1614~~ **1950.5** and **1962,** ~~1808~~, Business and Professions Code. Reference: Section**s 1950.5 and 1962,** ~~1808~~, Business and Professions Code.

§ ~~1060~~. 1147. Shares: Ownership and Transfer.

(a) The shares of a dental **hygiene** corporation may be owned only by a dental **hygiene** corporation or by licensed ~~dentists~~ **dental hygienists**, hereinafter referred to as eligible shareholders; provided, however, that no issuance or transfer of shares may be made which violates the provisions of ~~Article 3.5, Chapter 4 of~~ Division **11** ~~**2**~~ of the Code **(Section~~s~~ 1962** ~~1658 through 1658.7 of the Code~~).
(b) Where there are two or more shareholders in a dental **hygiene** corporation and one of the shareholders:

(1) Dies;
(2) Ceases to be an eligible shareholder; or
(3) Becomes a disqualified person as defined in Section 13401(d) of the Corporations Code, for a period exceeding 90 days; his shares shall be sold and transferred to the corporation, its shareholders, or other eligible persons on such terms as are agreed upon. Such sale or transfer shall be not later than six months after any such death and not later than 90 days after the date he ceases to be an eligible shareholder, or 90 days after the date he becomes a disqualified person. The requirements of subsections (a) and (b) of this section shall be set forth in the dental **hygiene** corporation's articles of incorporation or bylaws, except that the terms of the sale or transfer provided for in said subsection need not be set forth in said articles or bylaws if they are set forth in a written agreement.

(c) A corporation and its shareholders may, but need not, agree that shares sold to it by a person who becomes a disqualified person may be resold to such person if and when he again becomes an eligible shareholder.
(d) The share certificates of a dental **hygiene** corporation shall contain an appropriate legend setting forth the restrictions of section (a) and, where applicable, the restrictions

of sections (b) and (c).

(e) The income of a dental **hygiene** corporation attributable to dental **hygiene** services rendered while a shareholder is a disqualified person shall not in any manner accrue to the benefit of such shareholder or his shares.

Note: Authority cited: Sections ~~1614~~ **1950.5** and **1962,** ~~1808~~, Business and Professions Code. Reference: Section**s 1950.5 and** **1962,** ~~1808~~, Business and Professions Code.

Note: Authority cited: Sections ~~1614~~ **1950.5** and **1962** ~~1608~~, Business and Professions Code. Reference: Sections **1950.5** ~~1806~~ and **1962** ~~1808~~, Business and Professions Code.

STATE OF CALIFORNIA
DEPARTMENT OF CONSUMER AFFAIRS

STATE AND CONSUMER SERVICES AGENCY • ARNOLD SCHWARZENEGGER, GOVERNOR

Dental Hygiene Committee of California
2005 Evergreen Street, Suite 1050, Sacramento, CA 95815
P (916) 263-1978 F (916) 263-2688 | www.dhcc.ca.gov

EXTRAMURAL DENTAL FACILITY REGISTRATION

REQUEST FOR APPROVAL

In accordance with Section 1113 of the California Code of Regulations, and Extramural Dental Hygiene facility means any clinical facility employed by an approved dental hygiene educational program for instruction in dental hygiene which exists outside or beyond the walls, boundaries or precincts of the primary campus of the approved program and in which dental hygiene services are rendered.

Please Print or Type

Name of Dental Hygiene School Requesting Extramural Hygiene Facility		
Name of Extramural Hygiene Facility		
Address of Extramural Hygiene Facility		
List Name(s) of faculty responsible for supervision	Hygiene License	Telephone Number
1. _____	_____	_____
2. _____	_____	_____
3. _____	_____	_____
State scope of treatment(s) to be rendered		
Date facility will open		
List of discipline of which instruction is a part of:		
Arrangement for post-operative care:		
Signature	Date	

Submit the above requested information with a copy of the agreement between the approved hygiene school or parent university and affiliated institution establishing the contractual relationship.

ANY CHANGES IN INFORMATION MUST BE SUBMITTED IN WRITING TO THE DENTAL HYGIENE COMMITTEE OF CALIFORNIA.

DRAFT

STATE OF CALIFORNIA
DEPARTMENT OF CONSUMER AFFAIRS

STATE AND CONSUMER SERVICES AGENCY • ARNOLD SCHWARZENEGGER, GOVERNOR

Dental Hygiene Committee of California
2005 Evergreen Street, Suite 1050, Sacramento, California 95815
Phone 916.263.1978 Fax 916.263.2688 | www.dhcc.ca.gov

MEMORANDUM

DATE	September 28, 2010
TO	DHCC Subcommittee Members
FROM	Traci Napper, Legislation and Regulations Analyst Dental Hygiene Committee of California
SUBJECT	**LEG 7 - Application Forms**

Attached are the application forms that are incorporated by reference in the regulations;

- Extramural Dental Facility Registration, Section 1113
- Application for Registered Dental Hygienist Examination and Licensure, Section 1117 (a)
- Application to Practice Dental Hygiene through Licensure by Credential, Section 1118 (c)
- Application to Practice Dental Hygiene through Western Regional Examination Board (WREB), Section 1118 (d)
- RDHAP Application for Licensure, Section 1119
- Application to become an RDHEF, Section 1120
- Certification of Successful Completion of Remedial Education Requirements for Re-Examination Eligibility, Section 1129
- Application for Continuing Education Provider, Section 1135 (c)
- Application to Activate/Inactivate License, Section 1137
- Request for Livescan Service, RDH, RDHAP & RDHEF, Section 1117 (2)

STATE OF CALIFORNIA
DEPARTMENT OF CONSUMER AFFAIRS

STATE AND CONSUMER SERVICES AGENCY • ARNOLD SCHWARZENEGGER, GOVERNOR

Dental Hygiene Committee of California
2005 Evergreen Street, Suite 1050 Sacramento, CA 95815
T (916) 263-1978 F (916) 263-2688 www.dhcc.ca.gov

Application for Registered Dental Hygienist Examination and Licensure

First-Time Applicants

Previously-Qualified Applicants Only

ALL APPLICANTS – Write in month and check which exam location you are applying for:

_____ ☐ San Francisco
Month/Year ☐ Los Angeles

FOR OFFICE USE ONLY ☐ FP Card Fee

Rec. #_____File #_____QM_____

Sign: _____ Seal: _____Dean: _____ Pic: _____

School:_____ Grad dt: _____ SS: _____

O/S: _____ _____ _____ _____ _____ _____

STC: _____ LA: _____ NO: _____ Xray:_____ NB:_____

Spec Accom: _____

Clearance received: DOJ:_____ FBI: _____

Type or Print the following neatly - Answer ALL Questions

1. ***SOCIAL SECURITY #** _____-_____-_____ **BIRTHDATE** _____/ _____/ _____
Month Day Year

2. **LAST NAME**_____

3. **FIRST NAME** _____ **MIDDLE NAME** _____

Other Names used_____
You must provide legal documentation in order to change your name. Acceptable forms of legal documentation are marriage certificate, birth certificate, divorce decree, naturalization paper or court order.

4. **ADDRESS** _____**Apt. or Unit#**:_____

5. **CITY** _____ **STATE**_____ **ZIP** _____

EMAIL ADDRESS:_____

6. **TELEPHONE NUMBERS**: Home (_____)_____-_____ Work (_____)_____-_____

7. **RE-APPLICATION**. I last took the examination on :_____
Month/Year

Name at time of previous application_____
(if not same as above) Last Name First Name Middle Name

8. The following MUST BE COMPLETED BY THE DENTAL HYGIENE PROGRAM DIRECTOR:

I HEREBY DECLARE under penalty of perjury under the laws of the State of California that

_____ matriculated in the below-named dental hygiene
(name of applicant)

program on _____day of _____20_____, and attended _____ years, graduating with a.

☐ Degree ☐ Diploma ☐ Certificate in Dental Hygiene on _____
Month/Day/Year

Stamped seal of college or institution)))

_____
SIGNATURE OF DEAN OR AUTHORIZED OFFICIAL **Date of Signature**

SCHOOL NAME: _____

SCHOOL ADDRESS: _____

YOU MUST ANSWER ALL OF THE FOLLOWING QUESTIONS, AND PROVIDE ANY DETAILS REQUESTED, OR YOUR APPLICATION WILL BE REJECTED AND RETURNED.

9. Are you currently, or have you in the last two years, engaged in the illegal use of controlled dangerous substances? ☐ YES ☐ NO

(If the answer is "Yes", you MUST provide complete details on the last page.)

10. Have you ever been convicted of, pled guilty, or pled nolo contendere to any criminal, offense, other than a minor traffic violation in any state, the United States, or a foreign country? Applicants must report any convictions or pleas of nolo contendere even if a subsequent order was issued which expunged or dismissed the criminal record under the provisions of section 1203.4 of the Penal Code. Applications may be denied for knowingly falsifying an application pursuant to section 480(c) of the Business and Professions Code. ☐ YES ☐ NO

(If the answer is "Yes", on the last page you MUST provide the section of law violated, the nature/circumstances relating to the violation, the location and date of the violation, the penalty or disposition including a certified copy of the Judgment of conviction, and any evidence of rehabilitation.)

11. Have you ever applied for or been licensed to practice dental assisting, dental hygiene, dentistry, or any other health profession in any state or foreign country? ☐ YES ☐ NO

(If the answer is "Yes", you MUST complete all of the following. If you have held more than one license, copy this page and complete for each license.)

a. Type of Practice: _____ License Number:_____
State/Country:_____

b. Was your application ever denied? ☐ YES ☐ NO
(If "Yes", you MUST give complete details on next page.)

c. Was your license ever revoked or otherwise disciplined? ☐ YES ☐ NO
(If "Yes", you MUST give complete details on next page.)

d. Is the license presently valid? ☐ YES ☐ NO
(If "No", you MUST give complete details on next page.)

12. EXECUTION OF APPLICATION -- ALL APPLICANTS MUST READ, SIGN AND DATE

I am the applicant for examination for licensure as a Registered Dental Hygienist. I have carefully read the questions in the foregoing application and have answered them truthfully, fully and completely.

I certify under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Signed in _____ on the _____of_____, 20_____.
(City and state) day month year

_____
SIGNATURE OF APPLICANT

13. Space for additional answers to Application questions (list the number of the question being answered):

_____
_____
_____
_____
_____
_____
_____
_____
_____
_____
_____
_____
_____
_____
_____
_____
_____
_____
_____
_____
_____ (Attach a separate page if needed)

Notice on Collection of Personal Information

Collection and Use of Personal Information. The Dental Hygiene Committee of California of the Department of Consumer Affairs collects the personal information requested on this form as authorized by Business and Professions Code Sections 1742 and 1753, and California Code of Regulations Sections 1076 and 1077. The Committee uses this information principally to identify and evaluate applicants for licensure, issue and renew licenses, enforce licensing standards set by law and regulation.

Mandatory Submission. Submission of the requested information is mandatory. The Committee cannot consider your application for licensure unless you provide all of the requested information.

Access to Personal Information. You may review the records maintained by the Committee that contain your personal information, as permitted by the Information Practices Act. See below for contact information.

Possible Disclosure of Personal Information. We make every effort to protect the personal information you provide us. The information you provide, however, may be disclosed in the following circumstances:

- In response to a Public Records Act request (Government Code Section 6250 and following);
- To another government agency as allowed or required by state or federal law; or
- In response to a court or administrative order, subpoena, or search warrant.

*Disclosure of your social security number is mandatory. Section 30 of the Business and Professions Code and Public Law 94-455 (42 U.S.C.A. 405 (c)(2)(c) authorize collection of your social security number. Your social security number will be used exclusively for tax enforcement purposes, and for purposes of compliance with any judgment or order for family support in accordance with section 11350.6 of the Welfare and Institutions Code, or for verification of licensure or examination status by a licensing or examination entity which utilizes a national examination and where licensure is reciprocal with the requesting state. If you fail to disclose your social security number, your application for initial or renewal license will not be processed AND you will be reported to the Franchise Tax Board, which may assess a $100.00 penalty against you.

Contact Information. For questions about this notice or access to your records, you may contact the Dental Hygiene Committee of California 2005 Evergreen Street, Suite 1050, Sacramento, CA 95815, 916-263-1978. For questions about the Department of Consumer Affairs' privacy policy or the

Information Practices Act, you may contact the Office of Privacy Protection in the Department of Consumer Affairs, 1625 North Market Street, Sacramento, CA 95834, (866) 785-9663 or email dca@dca.ca.gov.

STATE OF CALIFORNIA
DEPARTMENT OF CONSUMER AFFAIRS

STATE AND CONSUMER SERVICES AGENCY • ARNOLD SCHWARZENEGGER, GOVERNOR

Dental Hygiene Committee of California
2005 Evergreen Street, Suite 1050, Sacramento, California 95815
P 916.263.1978 F 916.263.2688 | www.dhcc.ca.gov

APPLICATION TO PRACTICE DENTAL HYGIENE through LICENSURE BY CREDENTIAL

OFFICIAL USE ONLY

Rec#_____ File#_____ { }11a { }11b { }11c

State/Regional Exam:_____ NB:_____

School:_____ Grad Date:_____

{ } STC { } LA { } NO { } Xray { } CE

{ } Sig { } Notary { }DOJ { } FBI

FEES ARE NON-REFUNDABLE

Please type or print clearly

1. APPLICANT NAME: Last First Middle	**2. Social Security Number:**
List other names you have ever used:	**3. Birthdate** (mo/day/yr):
4. Address: City State Zip	**5. Telephone Numbers:** Work ( ) Home( )

6. Dental Hygiene School Graduation Requirement. List the date on which you graduated from a dental hygiene school that is accredited by the Commission on Dental Accreditation (you must submit a copy of your diploma):

7. Licensure in Other State(s) Requirement. List state(s) in which you are, or have ever been, licensed to practice dental hygiene:

State	License Number	Date of Issue	Dates of practice	
			From (Mo/Yr)	To (Mo/Yr)

NOTE: *Each state in which you are, or have ever been, licensed must provide certification of licensure on form provided.*

8. EXAMINATION REQUIREMENTS

8a. California Clinical Examination. List the dates, if any, on which you previously took the California dental hygiene clinical licensure examination:

8b. Passage of Dental Hygiene National Board Required. List the date on which you passed the Dental Hygiene National Board (you must submit original documentation of your National Board scores with this Application):

8c. Passage of State or Regional Clinical Licensure Exam Required. List the date(s) on which you completed a state or regional clinical licensure examination (you must submit proof of passage with this Application, or it may be included on the license certification required under Section 7 above – see License Certification form):

9. CONTINUING EDUCATION REQUIREMENT. Provide **original** documentation showing you have completed 25 units of continuing education within two years prior to the date of this application, which must include Basic Life Support, 2 hours California Dental Law and 2 hours Infection Control.

10. COMPLETION OF SPECIFIED COURSES REQUIRED. You must provide proof of passing California Dental Board-approved courses in: (1) soft tissue curettage, (2) the administration of nitrous oxide/oxygen, and (3) the administration of local anesthesia. You must provide certification of acceptable radiation safety instruction or you will not be allowed to expose dental radiographs in California.

11. CLINICAL PRACTICE AND/OR FULL-TIME FACULTY EXPERIENCE REQUIREMENT

11a. Clinical Practice Experience

☐ I certify that I have been in clinical practice as a dental hygienist for a minimum of 750 hours per year for at least five (5) years preceding the date of this application. (Note: Less than five years is required if in combination with 11b or 11c below.) A separate Certification of Dental Hygiene Clinical Practice form must be submitted with the application.

11b. Full-Time Faculty

☐ I certify that I have been a full-time faculty member in an accredited dental hygiene educational program for a minimum of 750 hours per year for at least five (5) years preceding the date of this application. (Note: Less than five years is required if in combination with 11a above.) A copy of each pertinent employment contract, showing the number of hours performed per year, must be submitted with the application.

11c. Pending Contract to Practice in a Clinic

☐ I certify that I have been in clinical practice as a dental hygienist (see 11a above) for a minimum of 750 hours per year for at least three (3) years preceding the date of this application. A Certification of Dental Hygiene Clinical Practice is attached. I further certify that in lieu of two (2) years of the 5-year clinical practice experience, I have committed to practice in certain settings/locations in California. A copy of the applicant's pending contract to practice in such settings/locations must be provided.

12. DISCIPLINARY ACTIONS

12a. Have you ever been charged with, or been found to have committed, unprofessional conduct, incompetence, gross negligence, or repeated negligent acts or malpractice by any dental or dental hygiene licensing board or agency? ☐ Yes ☐ No

12b. Has any disciplinary action ever been filed or taken, including but not limited to, informal or confidential discipline, consent orders or letters of warning regarding any healing arts license which you now hold or have ever held? ☐ Yes ☐ No

12c. Have you ever been denied a license, or permission to practice dental hygiene, or permission to take an examination in any state, region, country, or U.S. Federal jurisdiction? ☐ Yes ☐ No

12d. In lieu of discipline or with charges pending, have you ever voluntarily surrendered a license to practice any form of dentistry, including hygiene or assisting, in another state or country? ☐ Yes ☐ No

If Yes to any of the above questions, give details on page 4 under Section 15, or on a separate attachment.

13. CRIMINAL CONVICTIONS

With the exception of traffic laws resulting in fines of $300.00 or less, have you ever been convicted of, or pled nolo contendere to any offense, misdemeanor, or felony in any state of the United States or in a foreign country? ☐Yes ☐ No

Note: Under the provisions of Penal Code Section 1203.4, applicants must report any convictions or pleas of nolo contendere irrespective of a subsequent order that expunges the criminal record. Penal Code Section 1203.4 requires that applicants for licensure must report any conviction to any state or local licensing agency even if the conviction is dismissed. Applicants who answer "No" to the question, when there is a previous conviction or plea, may have their application denied for knowingly falsifying the application pursuant to section 480(c) of the Business and Professions Code.

If Yes to the above, give details below, or on page 4 under Section 15, or on a separate attachment.

Violation and Location	Date	Disposition of Case

14. EXECUTION OF APPLICATION

I declare that I am the applicant for Licensure by Credential referred to in this application. I have carefully read the questions in the foregoing application and have answered them truthfully, fully, and completely. I hereby authorize educational and other institutions, employers (past and present), business and professional associates (past and present) and all governmental agencies and instrumentalities (local, state, federal or foreign) to release to the Dental Hygiene Committee of California any information, files or records requested by the Dental Hygiene Committee of California in connection with the processing of this application.

I certify under penalty of perjury under the laws of the State of California that the foregoing and any Attachments hereto are true and correct.

_____ _____

Date Signature of Applicant

NOTE: An applicant who signs this Application OUTSIDE the State of California shall swear to the truth of the statements contained herein before a notary public or other person authorized by law to administer oaths.

Notary Seal

Place of Signing:_____

15. Space for additional answers to Application questions (list the number of the question being answered.)

Notice of Collection of Personal Information

Collection and Use of Personal Information. The Dental Hygiene Committee of California of the Department of Consumer Affairs collects the personal information requested on this form as authorized by Business and Professions Code Sections 1742 and 1753, and California Code of Regulations Sections 1076 and 1077. The Committee uses this information principally to identify and evaluate applicants for licensure, issue and renew licenses, enforce licensing standards set by law and regulation.

Mandatory Submission. Submission of the requested information is mandatory. The Committee cannot consider your application for licensure unless you provide all of the requested information.

Access to Personal Information. You may review the records maintained by the Committee that contain your personal information, as permitted by the Information Practices Act. See below for contact information.

Possible Disclosure of Personal Information. We make every effort to protect the personal information you provide us. The information you provide, however, may be disclosed in the following circumstances:

- In response to a Public Records Act request (Government Code Section 6250 and following), as allowed by the Information Practices Act (Civil Code Section 1798 and following);
- To another government agency as required by State or Federal law ; or
- In response to a court or administrative order, a subpoena, or a search warrant.

Disclosure of your Social Security number is mandatory. Section 30 of the Business and Professions Code and Public Law 94-455 (42 U.S.C.A. 405(c)(2)(c) authorizes collection of your Social Security number. Your Social Security number will be used exclusively for tax enforcement purposes, and for purposes of compliance with any judgment or order for family support in accordance with Section 11350.6 of the Welfare and Institutions Code, or for verification of licensure or examination status by a licensing or examination entity which utilizes a national examination and where licensure is reciprocal with the requesting state. If you fail to disclose your Social Security number, your application for initial or renewal license will not be processed AND you will be reported to the Franchise Tax Board, which may assess $100 penalty against you.

Contact Information. For questions about this notice or access to your records, you may contact the Dental Hygiene Committee of California, 2005 Evergreen Street, Suite 1050 Sacramento, CA 95815, 916-263-1978. For questions about Department of Consumer Affairs' privacy policy or the Information Practices Act, you may contact the Office of Privacy Protection in the Department of Consumer Affairs, 1625 N. Market Street, Sacramento, CA 95834, (866) 785-9663 or email dca@dca.ca.gov

STATE OF CALIFORNIA
DEPARTMENT OF CONSUMER AFFAIRS

STATE AND CONSUMER SERVICES AGENCY • ARNOLD SCHWARZENEGGER, GOVERNOR

Dental Hygiene Committee of California
2005 Evergreen Street, Suite 1050, Sacramento, California 95815
P 916.263.1978 F 916.263.2688 | www.dhcc.ca.gov

APPLICATION TO PRACTICE DENTAL HYGIENE through Western Regional Examination Board (WREB)

OFFICIAL USE ONLY

Rec #_____ File #_____ ☐ FP Card Fee

WREB Exam:_____ NB:_____

School:_____ Grad Date:_____

{ } STC { } LA { } NO { } Xray O/S: ____ ____ ____

{ } Sig { }DOJ { } FBI

FEES ARE NON-REFUNDABLE

Law and Ethics Exam fee payable to PSI at a later date

Please type or print clearly

1. APPLICANT NAME: Last First Middle	**2. Social Security Number:**
List other names you have ever used:	**3. Birthdate** (mo/day/yr):
4. *Address of Record: City State Zip	**5. Telephone Numbers:** Work ( ) Home( )

6. Email Address (Optional):

7. Do you have a certified disability or condition that requires special accommodations for testing?

☐ Yes ☐ No

If yes, please contact the Committee for a "Special Accommodation" packet.

8. Have you previously taken the Dental Hygiene California Law and Ethics Examination?

☐ Yes ☐ No

9. Dental Hygiene School Graduation Requirement. List the name and date on which you graduated from a dental hygiene school that is accredited by the Commission on Dental Accreditation. (you must submit a copy of your diploma) Name:_____ Date:_____

Pursuant to B&P Code section 1917a

10. Licensure in Other State(s) Requirement. If you are or were previously licensed in another State please list state(s) in which you are, or have ever been, licensed to practice dental hygiene:

1

State License No. Date License Issued License Expiration Date

2

State License No. Date License Issued License Expiration Date

3

State License No. Date License Issued License Expiration Date

4

State License No. Date License Issued License Expiration Date

NOTE: *Each state in which you are, or have ever been, licensed must provide certification of licensure on form provided*

(You may copy this page if more space is needed) *Pursuant to* CCR Section *1076a3*

11. EXAMINATION REQUIREMENTS

*Once licensed, address of record will be posted on the internet and disclosed to the public upon request.

11a. Passage of Western Regional Examination Board (WREB) REQUIRED.
List the date on which you passed the WREB examination (you must submit proof of successful completion of the WREB)
Date: _____

Pursuant to B&P Code section 1917b

11b. Passage of Dental Hygiene National Board REQUIRED.
List the date on which you passed the Dental Hygiene National Board (you must submit original documentation of your National Board scores with this Application)
Date: _____

Pursuant to B&P Code section 1917c

12. Completion of Specified Courses REQUIRED.
You must provide proof of passing California Dental Board-approved courses in: (1) soft tissue curettage, (2) the administration of nitrous oxide/oxygen, and (3) the administration of local anesthesia. Proof of completion to be provided by your hygiene program on enclosed form.
(Proof of Completion not required for California Graduates) *Pursuant to* CCR Section *1072.1g4C*

13. Completion of an Approved Radiation Safety Course REQUIRED.
You must provide certification of acceptable radiation safety instruction on the form provided or you will not be allowed to expose dental radiographs in California.

Pursuant to B&P Code section 1656

14. Are there any pending investigations by any State or Federal agencies against you?

☐ Yes ☐ No

If yes, please provide details on page 3 under Section 19, or on a separate attachment

15. LICENSE DISCIPLINE

Have you ever had any professional license disciplined by a government agency or other disciplinary body?

Check the box next to "**YES**" if, you have ever had any professional license disciplined by a government agency. "Discipline" includes, but is not limited to, suspension, revocation, voluntary surrender, probation, or any other restriction. "License" includes permits, registrations and certificates.
Check the box next to "**NO**" if you have not had a license disciplined by another government agency.

☐ Yes ☐ No

. If yes, please provide details on page 3 under Section 19, or on a separate attachment

16. CRIMINAL CONVICTIONS

Have you been convicted of any crime in any state, the USA and its territories, military court or foreign country?

Check the box next to "**YES**" if, you have ever been convicted or plead quilty to any crime. "Conviction" includes a plea of no contest and any conviction that has been set aside or deferred pursuant to Sections 1000 or 1203.4 of the Penal Code, including infractions, misdemeanor, and felonies. You do not need to report a conviction for an infraction with a fine of less than $300 unless the infraction involved alchohol or controlled substances. You must, however, disclose any convictions in which you entered a plea of no contest and any convictions that were subsequently set aside pursuant or deferred pursuant to sections 1000 or 1203.4 of the Penal Code.
Check the box next to "**NO**" if you have not been convicted of a crime.

☐ Yes ☐ No

If yes to the above, give details including violation, location, date, and disposition of case on page 3 under Section 19, or on a separate attachment

17. DENIAL OF A LICENSE

Have you ever been denied a hygiene license or permission to take a hygiene examination? ☐ Yes ☐ No

If Yes, give details below, or on page 3 under Section 19, or on a separate attachment.

18. EXECUTION OF APPLICATION

I declare that I am the applicant for licensure of Dental Hygiene through Western Regional Examination Board (WREB) referred to in this application. I have carefully read the questions in the foregoing application and have answered them truthfully, fully, and completely.

I certify under penalty of perjury under the laws of the State of California that the foregoing and any Attachments hereto are true and correct.

_____ _____

Date Signature of Applicant

Important Information: You must report to the Board the results of any actions which have been filed or were pending against any dental profession license you hold at the filing of this application. Failure to report this information may result in the denial of your application or subject your license to discipline pursuant to Section 480 (c) of the Business & Professions Code.

19. Space for additional answers to Application questions (list the number of the question being answered).

_____

_____

_____

_____

_____

_____

_____

_____

_____

_____

_____

_____ (If additional space is needed, attach a separate page)

Notice of Collection of Personal Information

Collection and Use of Personal Information. The Dental Hygiene Committee of California of the Department of Consumer Affairs collects the personal information requested on this form as authorized by Business and Professions Code Sections 1917 and California Code of Regulations Sections 1118 (c). The Committee uses this information principally to identify and evaluate applicants for licensure, issue and renew licenses, enforce licensing standards set by law and regulation.

Mandatory Submission. Submission of the requested information is mandatory unless listed as optional. The Committee will not consider your application for licensure unless you provide all of the requested information.

Access to Personal Information. You may review the records maintained by the Committee that contain your personal information, as permitted by the Information Practices Act. See below for contact information.

Providing your Social Security number is mandatory. Section 30 of the Business and Professions Code and Public Law 94-455 (42 U.S.C.A. 405(c)(2)(c) authorizes collection of your Social Security number. Your Social Security number will be used exclusively for tax enforcement purposes, and for purposes of compliance with any judgment or order for family support in accordance with Section 11350.6 of the Welfare and Institutions Code, or for verification of licensure or examination status by a licensing or examination entity which utilizes a national examination and where licensure is reciprocal with the requesting state. If you fail to disclose your Social Security number, your application for initial or renewal license will not be processed AND you will be reported to the Franchise Tax Board, which may assess $100 penalty against you.

Contact Information. For questions about this notice or access to your records, you may contact the Dental Hygiene Committee of California, 2005 Evergreen Street, Suite 1050 Sacramento, CA 95815, 916-263-1978.

STATE OF CALIFORNIA
DEPARTMENT OF CONSUMER AFFAIRS

STATE AND CONSUMER SERVICES AGENCY • ARNOLD SCHWARZENEGGER, GOVERNOR

Dental Hygiene Committee of California
2005 Evergreen Street, Suite 1050, Sacramento, CA 95815
P (916) 263-1978 F (916) 263-2688 | www.dhcc.ca.gov

RDHAP APPLICATION for LICENSURE

For Official Use Only

Rec# _____ Amount Paid: _____
File # _____ Cashier Date: _____
HAP School: _____ HAP Graduation Date: _____

☐ Signature ☐ Notary ☐ **DOJ** ☐ **FBI**
☐ Bachelor's ☐ Equivalent ☐ Out of State Cert.
☐ Relationship w/DDS
***License Issue Date:*_____**

FEES ARE NOT REFUNDABLE

Law and ethics exam fee pa

Please type or print clearly

1. APPLICANT NAME: Last First Middle

2. Social Security Number:

List other names you have ever used:

3. Birth date (mm/dd/yy):

4. Address:
City State Zip

5. Telephone Numbers:
Work ( )
Home( )

6. RDH License Number

CA RDH License #: _____ **Expiration Date:** _____

7. Fingerprinting Requirements pursuant to §1916(a) of the Business and Professions Code:
All applicants applying for licensure must be fingerprinted. Provide a copy of the completed Livescan form or two completed fingerprint cards and required fees.

8. Have you previously taken the California Law & Ethics Examination? ☐ **Yes** ☐ **No**
If yes, when was the exam taken? (mm/dd/yy) _____

9. Do you have a disability or condition that requires special accommodations? ☐ **Yes** ☐ **No**
If yes, fax DHCC a request for a **"REQUEST FOR ACCOMMODATION"** packet for exam.

10. RDHAP Program: ☐ **West Los Angeles** ☐ **University of the Pacific**

RDHAP Graduation Date: (mm/dd/yy) **(/ /)**

11. Status of Licensure in other States.
If you are currently licensed as a dental hygienist or have ever been licensed as a dental hygienist in another state, you must attach a current certification of licensure from each state. List each state here **or write none** if you have never been licensed in another state as a dental hygienist.

12. Experience Requirement.
☐ I certify that I have been engaged in clinical practice as a dental hygienist for a minimum of 2,000 hours during the immediately preceding 36 months. "Clinical practice" means the practice of dental hygiene as defined in Section 1922(a)(1) of the Business and Professions Code, in any setting allowed by law and under the supervision specified by law. You must attach a "Certification of Dental Hygiene Clinical Practice" form with this application.

DRAFT

13. Bachelor's Degree Requirement.
You must attach a copy of your diploma or official transcript(s) documenting that you have successfully completed a bachelor's degree or its equivalent from a college or institution of higher education that is accredited by a national agency recognized by the Council for Higher Education Accreditation (successor to the Council on Post Secondary Accreditation) or the United States Department of Education. The successful completion of 120 semester units or 180 quarter units or a combination thereof shall be considered the equivalent of a bachelor's degree. The formula for calculating the hours is as follows: Quarter Units X 2/3 (.666) = Semester Units and Semester Units X 1.5 = Quarter Units.

14. Completion of Approved RDHAP Educational Program pursuant to § 1922 (b), Title 16, California Code of Regulations. (If you have received a letter of acceptance into the employment utilization phase of the Health Manpower Pilot Project No. 155, prior to June 1, 1997, you do not have to meet this requirement.)

You must attach a certificate of completion or diploma as proof that you have successfully completed an RDHAP educational program approved by the Dental Board of California.

15. If you have received a letter of acceptance into the employment utilization phase of the Health Manpower Pilot Project No. 155, prior to June 1, 1997 pursuant to §1073.2 (b), you must provide a copy of the letter. (If you provide a letter of acceptance, you do not need to complete questions 14, 15, and 16.)

16. Are there any pending investigations by any State or Federal agencies against you?

☐ Yes ☐ No

If yes, please provide details on page 3 under Section 21, or on a separate attachment.

17. LICENSE DISCIPLINE

Have you ever had any professional license disciplined by a government agency or other disciplinary body?

Check the box next to "**YES**" if, you have ever had any professional license disciplined by a government agency. "Discipline" includes, but is not limited to, suspension, revocation, voluntary surrender, probation, or any other restriction. "License" includes permits, registrations and certificates.

Check the box next to "**NO**" if you have not had a license disciplined by another government agency.

☐ Yes ☐ No

If yes, please provide details on page 3 under Section 21, or on a separate attachment

18. CRIMINAL CONVICTIONS

Have you been convicted of any crime in any state, the USA and its territories, military court or foreign country?

Check the box next to "**YES**" if, you have ever been convicted or plead quilty to any crime. "Conviction" includes a plea of no contest and any conviction that has been set aside or deferred pursuant to Sections 1000 or 1203.4 of the Penal Code, including infractions, misdemeanor, and felonies. You do not need to report a conviction for an infraction with a fine of less than $300 unless the infraction involved alchohol or controlled substances. You must, however, disclose any convictions in which you entered a plea of no contest and any convictions that were subsequently set aside pursuant or deferred pursuant to sections 1000 or 1203.4 of the Penal Code.

Check the box next to "**NO**" if you have not been convicted of a crime.

☐ Yes ☐ No

If yes to the above, give details including violation, location, date, and disposition of case on page 3 under Section 21, or on a separate attachment

19. DENIAL OF A LICENSE

Have you ever been denied a hygiene license or permission to take a hygiene examination?

☐ Yes ☐ No

If Yes, give details below, or on page 3 under Section 21, or on a separate attachment.

20. Execution of Application.

Executed in _____, on the _____day of _____, 20_____ .
(City, State)

I am the applicant for licensure referred to in this application. I have carefully read the questions in the foregoing application and have answered them truthfully, fully and completely.

I certify under penalty of perjury under the laws of the State of California and automatic forfeiture of my California license if one is issued that the information I provided to the DHCC in this application is true and correct to the best of my knowledge and belief.

Date _____ Signature of Applicant _____

Important Information: You must report to DHCC results of any actions which have been filed or were pending at the filing of this application. Failure to report this information may result in the denial of your application or subject your license to discipline pursuant to § 480(c) of the Business & Professions Code.

21. Space for additional answers to Application questions (list the number of the question being answered). _____

_____

_____

_____

_____

_____

_____(If additional space is needed, attach a separate page)

Notice of Collection of Personal Information

Collection and Use of Personal Information. The Dental Hygiene Committee of California of the Department of Consumer Affairs collects the personal information requested on this form as authorized by Business and Professions Code Section 1939, and Title 16 California Code of Regulations Sections 1076 and 1077. The Committee uses this information principally to identify and evaluate applicants for licensure, issue and renew licenses, enforce licensing standards set by law and regulation.

Mandatory Submission. Submission of the requested information is mandatory. The Committee cannot consider your application for licensure unless you provide all of the requested information.

Access to Personal Information. You may review the records maintained by the Dental Hygiene Committee of California that contain your personal information, as permitted by the Information Practices Act. See below for contact information. Disclosure of your Social Security number is mandatory. Section 30 of the Business and Professions Code and Public Law 94-455 (42 U.S.C. Sec. 405(c)(2)(C)) authorize collection of your Social Security number. Your Social Security number will be used exclusively for tax enforcement purposes, and for purposes of compliance with any judgment or order for family support in accordance with Section 11350.6 of the Welfare and Institutions Code, or for verification of licensure or examination status by a licensing or examination entity which utilizes a national examination and where licensure is reciprocal with the requesting state. If you fail to disclose your Social Security number, your application for initial or renewal license will not be processed AND you will be reported to the Franchise Tax Board, which may assess $100 penalty against you.

Contact Information. For questions about this notice or access to your records, you may contact the Dental Hygiene Committee of California, 2005 Evergreen Street, Suite 1050, Sacramento, CA 95815, 916-263-1978.

STATE OF CALIFORNIA
DEPARTMENT OF CONSUMER AFFAIRS

STATE AND CONSUMER SERVICES AGENCY • ARNOLD SCHWARZENEGGER, GOVERNOR

Dental Hygiene Committee of California
2005 Evergreen Street, Suite 1050 Sacramento, CA 95815
P (916) 263-1978 F (916) 263-2688 www.dhcc.ca.gov

Application to become an RDHEF

(Qualifying by holding and RDAEF and RDH license)

FOR OFFICE USE ONLY

Rec. #_____

File #_____

Type or Print the following neatly - Answer ALL Questions

1. ***SOCIAL SECURITY # _____-_____-_____BIRTHDATE _____/ _____/ _____**
   Month Day Year
2. **LAST NAME**
   _____
3. **FIRST NAME** _____ **MIDDLE NAME**_____
4. **ADDRESS** _____**Apt. Unit#**:_____
5. **CITY** _____**STATE**_____ **ZIP** _____
6. **TELEPHONE NUMBERS**: Home (_____)_____-_____ Work (_____)_____-_____

7. **RDAEF License number**_____ **RDH License Number**_____

8. Since the last Application you filed, have you (a) engaged in the illegal use of controlled dangerous substances; (b) been convicted of, pled guilty, or pled nolo contendere to any

   YES ☐ NO ☐

   criminal, offense, other than a minor traffic violation in any state, the United States, or a foreign country, or applied for or been licensed to practice dental assisting, dental hygiene, dentistry, or any other health profession in any state or foreign country? **(If the answer is "Yes", you MUST provide complete details on the reverse or a separate sheet.)**

9. **EXECUTION OF APPLICATION -- <u>ALL</u> APPLICANTS MUST READ, SIGN AND DATE**

I am the applicant for examination for licensure as a Registered Dental Hygienist. I have carefully read the questions in the foregoing application and have answered them truthfully, fully and completely. I certify under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Signed in _____ on the _____of_____, 20_____.
(city and state) day month year

_____
SIGNATURE OF APPLICANT

10. Space for additional answers to Application questions (list the number of the question being answered): (Attach a separate page if needed)

_____
_____
_____
_____
_____
_____
_____
_____
_____
_____
_____
_____
_____
_____

Notice on Collection of Personal Information

Collection and Use of Personal Information. The Dental Hygiene Committee of California of the Department of Consumer Affairs collects the personal information requested on this form as authorized by Business and Professions Code Sections 1918, and California Code of Regulations Sections 1120. The Committee uses this information principally to identify and evaluate applicants for licensure, issue and renew licenses, enforce licensing standards set by law and regulation.

Mandatory Submission. Submission of the requested information is mandatory. The Committee cannot consider your application for licensure unless you provide all of the requested information.

Access to Personal Information. You may review the records maintained by the Committee that contain your personal information, as permitted by the Information Practices Act. See below for contact information.

Possible Disclosure of Personal Information. We make every effort to protect the personal information you provide us. The information you provide, however, may be disclosed in the following circumstances:

- In response to a Public Records Act request (Government Code Section 6250 and following);
- To another government agency as allowed or required by state or federal law; or
- In response to a court or administrative order, subpoena, or search warrant.

*Disclosure of your social security number is mandatory. Section 30 of the Business and Professions Code and Public Law 94-455 (42 U.S.C.A. 405 (c)(2)(c) authorize collection of your social security number. Your social security number will be used exclusively for tax enforcement purposes, and for purposes of compliance with any judgment or order for family support in accordance with section 11350.6 of the Welfare and Institutions Code, or for verification of licensure or examination status by a licensing or examination entity which utilizes a national examination and where licensure is reciprocal with the requesting state. If you fail to disclose your social security number, your application for initial or renewal license will not be processed AND you will be reported to the Franchise Tax Board, which may assess a $100.00 penalty against you. **Contact Information.** For questions about this notice or access to your records, you may contact The Dental Hygiene Committee of California, 2005 Evergreen Street, Suite 1050, Sacramento 95815, 916-263-1978. For questions about the Department of Consumer Affairs privacy policy or the information Practice Act, you may contact the Office of Privacy Protection in the Department of Consumer Affairs, 1625 North Market Street, Sacramento, CA 95834, (866) 785-9663 or email dca@dca.ca.gov.

STATE OF CALIFORNIA
DEPARTMENT OF CONSUMER AFFAIRS

STATE AND CONSUMER SERVICES AGENCY • ARNOLD SCHWARZENEGGER, GOVERNOR

Dental Hygiene Committee of California
2005 Evergreen Street, Suite 1050, Sacramento, California 95815
P 916.263.1978 F 916.263.2688 | www.dhcc.ca.gov

CERTIFICATION OF SUCCESSFUL COMPLETION OF REMEDIAL EDUCATION REQUIREMENTS FOR RE-EXAMINATION ELIGIBILITY

1. To be completed by Applicant: (*Please print legibly or type)*

Applicant Name: _____

Address: _____

Phone Number: _____SSN/FEIN:_____

2. To be Completed by Dental Hygiene School/Program:

Dental Hygiene School/Program:_____

Address: _____

Phone Number _____

3. **Course Title**	Type of Course* (Circle)	Hours Earned	Date Completed

*Key for Type of Course: C= Clinic; D = Didactic; L = Laboratory

I hereby certify that the individual named above has successfully completed the above course(s) for remedial education requirements in order to become eligible for re-examination for The Dental Hygiene Committee of California Licensure Examination.

(SEAL OF Hygiene School/Program) _____

SIGNATURE OF SCHOOL ADMINISTER DATE

GUIDELINES FOR REMEDIAL EDUCATION

Course of study must be a minimum of 50 hours for each discipline failed in the last attempt of the dental hygiene licensure examination.

Course work must be completed within one year from the date of notification of the third failure.

Course of study must be didactic and/or laboratory. Use of patients is optional.

Instruction must be provided by a faculty member(s) of an accredited dental hygiene school or program.

Pre-testing and post-testing must be a part of the course of study to ensure the program ahs been effective in improving knowledge and skills.

Evidence of successful completion of a course of study must be provided prior to the examination, The "Certification of Successful Completion of Remedial Education Requirements" must be signed and sealed by the School Administrator of the Dental Hygiene School providing the remedial education course(s).

Effective (INSERT DATE) an applicant who fails to pass the examination after three attempts, shall not be eligible for further re-examinations until the applicant has successfully completed a minimum of 50 hours of education for each subject which the applicant failed on the applicant's last unsuccessful examination. The coursework shall be taken at a dental school approved by the Commission on Dental Accreditation or a program approved by the Committee, and shall be completed within a period of one year from the date of notification of the applicant's third failure. The coursework shall be required once for every three unsuccessful examination attempts. When the applicant applies for re-examination, he or she shall furnish proof satisfactory to the Committee that he or she has successfully completed the requirements for re-examination.

DRAFT

STATE OF CALIFORNIA
DEPARTMENT OF CONSUMER AFFAIRS

STATE AND CONSUMER SERVICES AGENCY • ARNOLD SCHWARZENEGGER, GOVERNOR

Dental Hygiene Committee of California
2005 Evergreen Street, Suite 1050, Sacramento, California 95815
P 916.263.1978 F 916.263.2688 | www.dhcc.ca.gov

Application for Continuing Education Provider

Pursuant to Business and Professions Code Section 1944(11)

OFFICIAL USE ONLY

Date Received: _____

Rec#_____

File#_____

RP Number_____

_____

FEES ARE NON-REFUNDABLE:)

Please type or print clearly

1. Name of Provider Organization	**2. FEIN or SSN#** **2a. Corporation Number**
3. Street Address of Provider Organization	
4. Mailing Address of Provider of Organization	**5. Telephone Numbers:** **5a. Fax Number**

6 Provider Organization is a/an

Please check one: **Pursuant to Section 1962(a)of Business & Professions Code**

_____Individual **_____Government Agency** **_____Partnership**

_____Corporation **_____Group** **_____Educational Institute**

_____Hygiene Society **_____Health Facility** **_____Educational Institute**

_____Dental Hygiene Special Group

7. Describe the goals/objectives of the CE program, and include any outlines, summaries, or brochures pertaining to the course(s). Pursuant to proposed regulations, mandatory CE courses must be approved in advance.

_____

_____

_____

_____

_____

Courses of Study

8. Will each course of study be conducted on the same educational standards of scholarship & teaching as that required of a true university discipline, and be supported by those facilities and educational resources necessary, and comply with this requirement?

_____YES _____NO

---

9. Will each course of study offered clearly state educational objectives that can be realistically accomplished within the framework of that course?

_____YES _____NO

---

10. Describe anticipated teaching methods of courses of study for continuing education:

Lecture_____ Audiovisual_____

Seminar_____ Simulation_____

Clinical_____

Interactive live-time (computers, telephone or video conferencing or other electronic mediums)_____

Non-interactive home study (computer, tape recorded and correspondence courses)_____

Other (describe) _____

---

11. Will participants completing courses of study for credit be asked to provide a written evaluation of the quality of the course?

_____YES _____NO

---

12. Will all courses offered be a means of an orderly learning experience in the area of dental, hygiene and medical health, preventive dental services, diagnosis and treatment planning, clinical procedures, basic health sciences, dental practice administration, or the California Business and Professions Code Section 1900-1966 or Dental Practice Act and other laws specifically related to dental hygiene practice which is designed to directly enhance the licensee's knowledge, skill or competence in the provision of service to patients or the community?

_____YES _____NO

---

13. Will courses of study offered for continuing education credit be available to all dental and dental auxiliary licensees?

_____YES _____NO

Instructors

14. Will each instructor have education and experience within five years in the subject being taught?

_____YES _____NO

Records

15. Will the provider furnish written certification to each licensee that the licensee has met the attendance requirement of the course?

_____YES _____NO

DRAFT

16. Describe how "Certificates of Completion" will be distributed to licensees.

_____

_____

_____

17. Is provider aware of the record keeping requirements in the event the Board conducts and audit of those courses offered for continuing education credit?
_____YES _____NO

18. Is provider aware of biennial report due at the time of provider renewal which includes a list of all courses offered for credit, names and qualifications of each instructor, and a summary of the content of each course of study?
_____YES _____NO

Acknowledgement

19. Has provider reviewed Business & Professions Code § 1936.1 and California Code of Regulation §§ 1134 and 1135.
_____YES _____NO

20. Does provider agree to abide by the requirements set forth in Business & Professions Code § 1936.1 and California Code of Regulations §§ 1134 and 1135 Does provider acknowledge that failure to do so may result in loss of provider status?

Certification

21. I certify under the penalty of perjury under the laws of the State of California that the statements made I the application are true and correct, and that all courses offered for continuing education credit will meet the requirements set forth by the Committee.

_____ _____
Signature of Provider Administrator **Date**

The information requested herein is mandatory and is maintained by The Dental Hygiene Committee of California, 2005 Evergreen Street, Ste. 1050, Sacramento, CA 95815, Executive Officer, 916-263-1978, in accordance with Business and Professions Code 1900 et seq. Except for Social Security numbers, the information requested will be used to determine eligibility. Failure to provide all or any part of the requested information will result in the rejection of the application as incomplete. Disclosure of your Social Security number is mandatory and collection is authorized by Section 30 of the Business & Professions Code and Pub. L 94-455 (42 U.S.C.A. Section 405 (c) (2) (C). Your Social Security number will be used exclusively for tax enforcement purposes, for compliance with any judgment or order for family support in accordance with Section 17520 of the Family Code, or for verification of licensure or examination status by a licensing or examination Committee, and where licensing is reciprocal with the requesting state. If you fail to disclose your Social Security Number, you may be reported to the Franchise Tax Board and be assessed a penalty of $100. Each individual has the right to review the personal information maintained by the agency unless the records are exempt from disclosure. Applicants are advised that the names(s) and address(es) submitted may, under limited circumstances, be made public.

DRAFT

STATE OF CALIFORNIA
DEPARTMENT OF CONSUMER AFFAIRS

STATE AND CONSUMER SERVICES AGENCY • ARNOLD SCHWARZENEGGER, GOVERNOR

Dental Hygiene Committee of California
2005 Evergreen Street, Suite 1050, Sacramento, California 95815
P 916.263.1978 F 916.263.2688 | www.dhcc.ca.gov

APPLICATION TO ACTIVATE / INACTIVATE LICENSE

Cashiering No: _____

Please print or type legibly

Name of Licensee	License Number
Mailing Address	Phone Number
	Social Security Number

☐ I wish to **ACTIVATE** my RDH/RDHEF/RDHAP license. Attached are copies of the Certificates of completion for the required continuing education (CE) units that have been taken within the last two- (2) years. Mandatory courses include 2 units in infection control, 2 units in the California Dental Practice Act and a course in basic life support as approved by the American Red Cross or the American Heart Association, the American Dental Association's Continuing Education Recognition Program (CERP) or the Academy of General Dentistry's Program Approval for Continuing Education (PACE). No more than 20% of the required units may be courses which not directly related to the practice of dentistry.

Section 1016 and 1017 of the California Code of Regulations

☐ I have enclosed my current **original INACTIVE pocket license** as required.

I wish to **INACTIVATE** my RDH/RDHEF/RDHAP license. I understand that I may **NOT** perform any duties that require a license until my license is reactivated.

☐ I have enclosed my current **original ACTIVE pocket license**, as required.

I have enclosed the required **$25.00 fee** for the replacement of my pocket license.

I certify under penalty of the laws of the State of California that the above is true and correct.

_____

Signature and Date (REQUIRED)

INFORMATION COLLECTION AND ACCESS

Agency requesting information: Department of Consumer Affairs, Dental Hygiene Committee of California, 2005 Evergreen Street, Suite 1050, Sacramento, CA 95815 (916) 263-1978.

The information in this application is mandatory and is maintained by the Executive Officer in accordance with the Business and Professions Code, Section 1905. The information requested will be used to activate or inactivate a license. Failure to provide all or any part of the requested information may result in the application being rejected as incomplete.

Any known or foreseeable interagency or intergovernmental transfers, which may be made of the information, when necessary, are other federal, state and local law enforcement agencies.

Each individual has the right to review personal information maintained on that person by the agency, unless the records are exempt from disclosure.