

**State of California  
Office of Administrative Law**

**In re:**  
**Dental Hygiene Committee of California**

**Regulatory Action:**

**Title 16, California Code of Regulations**

**Adopt sections: 1100**

**Amend sections:**

**Repeal sections:**

**AMEDNED NOTICE OF APPROVAL OF  
REGULATORY ACTION**

**Government Code Section 11349.3**

**OAL Matter Number: 2016-0426-01**

**OAL Matter Type: Regular (S)**

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This action adopts definitions of dental hygiene terms used in statute and in dental hygiene practice.

OAL approves this regulatory action pursuant to section 11349.3 of the Government Code. This regulatory action becomes effective on 10/1/2016.

**Date: June 8, 2016**



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**Mark Storm  
Senior Attorney**

**For: Debra M. Cornez  
Director**

**Original: Lori Hubble  
Copy: Anthony Lum**

# REGULAR

STATE OF CALIFORNIA--OFFICE OF ADMINISTRATIVE LAW

## NOTICE PUBLICATION/REGULATIONS SUBMISSION

(See instructions on reverse)

For use by Secretary of State only

STD. 400 (REV. 01-2013)

OAL FILE NUMBERS	NOTICE FILE NUMBER Z-2015-0116-01	REGULATORY ACTION NUMBER 2016-0426-015	EMERGENCY NUMBER
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For use by Office of Administrative Law (OAL) only

RECEIVED FOR FILING PUBLICATION DATE JAN 16 '15      JAN 30 '15 Office of Administrative Law	2016 APR 26 P 3:58 OFFICE OF ADMINISTRATIVE LAW
NOTICE	REGULATIONS

**ENDORSED - FILED**  
in the office of the Secretary of State  
of the State of California

JUN 27 2016  
1:58PM

AGENCY WITH RULEMAKING AUTHORITY Dental Hygiene Committee of California	AGENCY FILE NUMBER (if any)
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### A. PUBLICATION OF NOTICE (Complete for publication in Notice Register)

1. SUBJECT OF NOTICE Definitions	TITLE(S) 16	FIRST SECTION AFFECTED 1100	2. REQUESTED PUBLICATION DATE January 30, 2015
3. NOTICE TYPE <input checked="" type="checkbox"/> Notice re Proposed Regulatory Action <input type="checkbox"/> Other	4. AGENCY CONTACT PERSON Guadalupe Castillo	TELEPHONE NUMBER (916) 263-1978	FAX NUMBER (Optional) (916) 269-2688
OAL USE ONLY <input type="checkbox"/> Approved as Submitted <input type="checkbox"/> Approved as Modified <input type="checkbox"/> Disapproved/Withdrawn	ACTION ON PROPOSED NOTICE	NOTICE REGISTER NUMBER 2015_05-2	PUBLICATION DATE 1/30/2015

### B. SUBMISSION OF REGULATIONS (Complete when submitting regulations)

1a. SUBJECT OF REGULATION(S) DEFINITIONS	1b. ALL PREVIOUS RELATED OAL REGULATORY ACTION NUMBER(S)
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2. SPECIFY CALIFORNIA CODE OF REGULATIONS TITLE(S) AND SECTION(S) (Including title 26, if toxics related)
SECTION(S) AFFECTED (List all section number(s) individually. Attach additional sheet if needed.)
ADOPT 1100
AMEND
TITLE(S) 16
REPEAL

3. TYPE OF FILING
<input checked="" type="checkbox"/> Regular Rulemaking (Gov. Code §11346) <input type="checkbox"/> Resubmittal of disapproved or withdrawn nonemergency filing (Gov. Code §§11349.3, 11349.4) <input type="checkbox"/> Emergency (Gov. Code, §11346.1(b)) <input type="checkbox"/> Certificate of Compliance: The agency officer named below certifies that this agency complied with the provisions of Gov. Code §§11346.2-11347.3 either before the emergency regulation was adopted or within the time period required by statute. <input type="checkbox"/> Resubmittal of disapproved or withdrawn emergency filing (Gov. Code, §11346.1) <input type="checkbox"/> Emergency Readopt (Gov. Code, §11346.1(h)) <input type="checkbox"/> File & Print <input type="checkbox"/> Other (Specify) _____ <input type="checkbox"/> Changes Without Regulatory Effect (Cal. Code Regs., title 1, §100) <input type="checkbox"/> Print Only

4. ALL BEGINNING AND ENDING DATES OF AVAILABILITY OF MODIFIED REGULATIONS AND/OR MATERIAL ADDED TO THE RULEMAKING FILE (Cal. Code Regs. title 1, §44 and Gov. Code §11347.1) June 10, 2015 – June 25, 2015 and January 25, 2016 – February 9, 2016
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5. EFFECTIVE DATE OF CHANGES (Gov. Code, §§ 11343.4, 11346.1(d); Cal. Code Regs., title 1, §100)
<input checked="" type="checkbox"/> Effective January 1, April 1, July 1, or October 1 (Gov. Code §11343.4(a)) <input type="checkbox"/> Effective on filing with Secretary of State <input type="checkbox"/> §100 Changes Without Regulatory Effect <input type="checkbox"/> Effective other (Specify) _____

6. CHECK IF THESE REGULATIONS REQUIRE NOTICE TO, OR REVIEW, CONSULTATION, APPROVAL OR CONCURRENCE BY, ANOTHER AGENCY OR ENTITY
<input checked="" type="checkbox"/> Department of Finance (Form STD. 399) (SAM §6660) <input type="checkbox"/> Fair Political Practices Commission <input type="checkbox"/> State Fire Marshal <input checked="" type="checkbox"/> Other (Specify) Awet Kidane, Director, Department of Consumer Affairs <i>Marcy Khono Ju 329-16</i>

7. CONTACT PERSON Anthony Lum, Assistant Executive Officer	TELEPHONE NUMBER (916) 576-5007	FAX NUMBER (Optional) (916) 263-2688	E-MAIL ADDRESS (Optional) Anthony.Lum@dca.ca.gov
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8. I certify that the attached copy of the regulation(s) is a true and correct copy of the regulation(s) identified on this form, that the information specified on this form is true and correct, and that I am the head of the agency taking this action, or a designee of the head of the agency, and am authorized to make this certification.

SIGNATURE OF AGENCY HEAD OR DESIGNEE <i>Lori Hubble</i>	DATE 4-26-16
TYPED NAME AND TITLE OF SIGNATORY Lori Hubble, Executive Officer	

For use by Office of Administrative Law (OAL) only

**ENDORSED APPROVED**

JUN 07 2016

Office of Administrative Law

State of California  
**DENTAL HYGIENE COMMITTEE OF CALIFORNIA**  
DEPARTMENT OF CONSUMER AFFAIRS

**FINAL REGULATION ORDER**

**Title 16. Professional and Vocational Regulations**  
**Division 11. Dental Hygiene Committee of California**

Adopt new section 1100, new article 1, division 11, title 16, California Code of Regulations to read as follows:

**[Note:** The entire text below is new language to be added to the California Code of Regulations.]

**Article 1. Definitions**

**§ 1100. Definitions.**

For purposes of this division:

- (a) "Administration of local anesthesia" means the administration of local anesthetic agents by infiltration injection or conductive injection.
- (b) "Administration of nitrous oxide and oxygen" means the administration of nitrous oxide and oxygen when used as an analgesic during dental treatment.
- (c) "Basic supportive dental procedures" means fundamental duties or functions as referenced in section 1067(l), title 16, California Code of Regulations.
- (d) "Committee office" means the Committee office located in Sacramento, California.
- (e) "Dental assistant" means an unlicensed person as referenced in section 1067(b), title 16, California Code of Regulations.
- (f) "Dental hygiene assessment" means the systematic collection, analysis, and documentation of the oral and general health status and patient needs through a variety of methods, including choice of radiographs, diagnostic tools, and instruments utilized within the scope of dental hygiene practice, for the primary purpose of formulating a dental hygiene care or treatment plan.
- (g) "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 and consists of services within the scope of dental hygiene practice.

- (h) "Dental hygiene preventive services" means those services provided by the dental hygienist whose primary purpose is to prevent oral disease or pathology and promote oral health and overall health.
- (i) "Dental hygiene therapeutic interventions" means specific procedure or set of procedures, provided within the scope of dental hygiene practice, designed to intervene in the disease process to produce a therapeutic benefit.
- (j) "Dental hygiene treatment plan" means an organized presentation or list of interventions to promote health or prevent disease of the patient's oral condition designed by the registered dental hygienist in alternative practice based on assessment data and consists of services within the scope of practice of the registered dental hygienist in alternative practice.
- (k) "Ethics" for the purposes of the examination required by section 1917(d) of the Business and Professions Code, means an act or acts in accordance with the California Dental Hygienists' Association's (CDHA's) Policy Manual, Chapter 2, Code of Ethics for Dental Hygienists (Amended HOD 2015), which is hereby incorporated by reference, or the American Dental Hygienists' Association's (ADHA's) Bylaws and Code of Ethics (Adopted June 23, 2014), which is hereby incorporated by reference, and ADHA Policy Manual, pages 7-12, (Adopted June 22, 2015), which is hereby incorporated by reference.
- (l) "Executive Officer" means the Executive Officer appointed by the Committee.
- (m) "Gross trauma" means a burn, deep laceration, long laceration and/or puncture to soft tissue, hard tissue, and/or bone.
- (n) "Licentiate" or "Licensee" means any individual licensed or registered by the Committee.
- (o) "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.
- (p) "Periodontal evaluation record" means that part of the dental hygiene assessment document pertaining to 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.
- (q) "Polishing the coronal surfaces of teeth", or "coronal polishing" means a procedure limited to the removal of plaque on and stain from exposed tooth surfaces, utilizing an appropriate rotary instrument with rubber cup or brush and a polishing agent.

- (r) "Refer" means the action taken after determining that services are needed beyond the dental hygienist's scope of practice to provide and ensure that the patient is directed to a healthcare provider who can provide that care.
- (s) "Root planning" means the process of instrumentation which removes residual calculus and toxic materials from the root to produce a clean, smooth surface.
- (t) "Scaling" means the removal of calculus and dental biofilm from the supragingival and subgingival exposed tooth surfaces.
- (u) "Soft tissue curettage" means the removal of the inflamed soft tissue lateral to the pocket wall, which is not subgingival curettage referring to the procedure that is performed apical to the epithelial attachment, severing the connective tissue attachment down to the osseous crest.
- (v) "Treatment facility" for purposes of section 1902 of the Business and Professions Code, means any place where oral health services are provided.

Note: Authority cited: Section 1905, Business and Professions Code. Reference: Sections 1902, 1903, 1905, 1908, 1909, 1910, 1911, 1915, 1917, 1917.3, 1927 and 1929, Business and Professions Code.