



## Dental Hygiene Committee Meeting Minutes

*Saturday, May 6, 2017*

Primary Location:  
Atrium Hotel at Orange County Airport  
18700 MacArthur Blvd.  
Irvine, CA 92612

Teleconference Location:  
Catalano-Fenske and Associates  
1401 Fulton St., Ste. 801  
Fresno, CA 93721

### DHCC Members Present:

Noel Kelsch, President, Registered Dental Hygienist in Alternative Practice (RDHAP)  
Susan Good, Vice President, Public Member (At the Fresno Teleconference Location)  
Evangeline Ward, Secretary, Registered Dental Hygienist (RDH)  
Michelle Hurlbutt, RDH Educator  
Sandra Klein, Public Member  
Timothy Martinez, Public Health Dentist  
Nicolette Moultrie, RDH  
Edcelyn Pujol, Public Member  
Garry Shay, Public Member

### DHCC Staff Present:

Anthony Lum, Interim Executive Officer  
Estelle Champlain, Legislative and Regulatory Analyst  
Nancy Gaytan, Enforcement Analyst  
Adina Pineschi-Petty, RDH and Doctor of Dental Surgery (DDS), Education Specialist  
Michael Santiago, Department of Consumer Affairs (DCA) Legal Counsel for the DHCC

### Public Present:

Luisa Bransford, Fresno City College  
Julie Coan, California Dental Hygienist's Association (CDHA)  
Pat Connolly-Atkins, American Board of Dental Examiners (ADEX)  
Natalie Ferrigno, West Los Angeles College  
Mariann Fujimoto, RDH  
JoAnn Galliano, RDH, Education Consultant  
Mary Johnston, ADEX  
Lygia Jolley, CDHA  
Vickie Kimbrough, Purple Pen Seminars and CDHA  
Mary McCune, California Dental Association (CDA)  
Sharon Osborn Popp, Western Regional Examining Board (WREB)  
Tricia Osuna  
Joanne Pacheco, Fresno City College  
Laurie Petralia, Concorde Career College  
Kelly Reich, WREB  
Sabrina Santucho, Concorde Career College, San Bernardino  
Maureen Titus, CDHA  
Bruce Witcher, DDS, Dental Board of California (DBC)

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## 1. Roll Call and Establishment of a Quorum

Noel Kelsch, President of the Dental Hygiene Committee of California (DHCC), called the meeting to order at 9:00 a.m. DHCC Secretary, Evangeline Ward, took roll call and a quorum was established with all nine members present.

## 2. Public Comments for Items Not on the Agenda

There were no comments from the public.

## 3. Approval of the December 3, 2016 Full Committee Meeting Minutes

When the item was open for discussion, a Committee member requested a clarifying amendment.

Motion: Garry Shay moved to adopt the December 3, 2016 Full Committee Meeting Minutes as amended.

Second: Sandra Klein

President Kelsch asked if any member of the public or the Committee would like to comment. There were no comments.

***Vote: The motion to adopt the December 3, 2016 Full Committee Meeting Minutes as amended passed 9:0.***

Name	Aye	Nay	Abstain
Susan Good	X		
Michelle Hurlbutt	X		
Noel Kelsch	X		
Timothy Martinez	X		
Sandra Klein	X		
Nicolette Moultrie	X		
Edcelyn Pujol	X		
Garry Shay	X		
Evangeline Ward	X		

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#### 4. Approval of the December 17, 2016 Teleconference Full Committee Meeting Minutes

When the item was open for discussion, a Committee member requested a clarifying amendment.

Motion: Nicolette Moultrie moved to approve the December 17, 2016 Teleconference Full Committee Meeting Minutes as amended.

Second: Michelle Hurlbutt

President Kelsch asked if any member of the public or the Committee would like to comment. There were no comments.

***Vote: The motion to approve the December 17, 2016 Teleconference Full Committee Meeting Minutes as amended passed 6:0.***

Name	Aye	Nay	Abstain
Susan Good	X		
Michelle Hurlbutt	X		
Noel Kelsch	X		
Timothy Martinez			X
Sandra Klein	X		
Nicolette	X		
Edcelyn Pujol	X		
Garry Shay			X
Evangeline Ward			X

#### 5. Approval of the August 20, 2016 Full Committee Meeting Minutes

Motion: Garry Shay moved to adopt the August 20, 2016 Full Committee Meeting Minutes.

Second: Nicolette Moultrie

President Kelsch asked if any member of the public or the Committee would like to comment. There were no comments.

***Vote: The motion to adopt the August 20, 2016 Full Committee Meeting Minutes passed 7:0.***

<b>Name</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>
<b>Susan Good</b>	X		
<b>Michelle Hurlbutt</b>			X
<b>Noel Kelsch</b>	X		
<b>Timothy Martinez</b>	X		
<b>Sandra Klein</b>			X
<b>Nicolette</b>	X		
<b>Edcelyn Pujol</b>	X		
<b>Garry Shay</b>	X		
<b>Evangeline Ward</b>	X		

## 6. President's Report

President Noel Kelsch expressed her appreciation for the continued cooperation between the Dental Board of California (DBC), California Dental Hygienist's Association (CDHA), the California Dental Association (CDA), and the DHCC.

In January 2017, there was an infection control incident in Southern California in which children were impacted by waterborne pathogens. President Kelsch represented the DHCC at a meeting with stakeholders to discuss ways the dental healthcare community could work for better protection of the public.

Later in January, President Kelsch and Sandra Klein met as a Selection Committee to begin their work to hire a new executive officer for the DHCC. They met again in March and April.

In February, the Infection Control Committee conferred with the DBC to discuss how best to update infection control laws. An outcome of that meeting was that there will be a checkoff list to help dental healthcare workers, consumers, and inspectors to more clearly understand what needs to be done to maintain safe infection control.

President Kelsch attended the DBC public meeting on February 24, 2017.

In March, President Kelsch met with staff at DHCC headquarters to review current laws for educational programs and to discuss related issues.

President Kelsch asked if any member of the public or the Committee would like to comment. There were no comments.

## 7. Interim Executive Officer's Report

Anthony Lum, Interim Executive Officer of the DHCC, thanked the Committee for the opportunity to serve.

### *Sunset Review:*

Mr. Lum discussed the Sunset Review process and proposed that the DHCC should use the Sunset Review forum to request a change in status from a committee to a board.

He also proposed that the DHCC should use the Sunset Review forum to request statutory changes that would improve the DHCC's ability to enforce current laws pertaining to dental hygiene education in California. Specifically, Mr. Lum suggested that if a dental hygiene education program in California was not in compliance with the law, the DHCC should have, in statute, the option to impose citations, fines, and probationary status to bring the program into compliance. This would allow programs whose noncompliance did not pose an immediate threat to public safety an avenue to remedy the problem while still operating. Currently, the DHCC only has the authority to approve or withdraw approval of a California dental hygiene education program. When approval is withdrawn, the program's graduates cannot gain licensure in California based on their training in that program.

### *Hiring:*

Mr. Lum stated that the DHCC will begin advertising for a probation monitor within the next few weeks. He also explained the state hiring process because a member of the public had asked, during a previous meeting, that this be addressed.

### *Outreach:*

Mr. Lum reported that since January 2017, he had participated in infection control meetings with the DBC, attended a workshop sponsored by the Office of Statewide Health Planning and Development (OSHPD) regarding underserved areas, discussed examination matters with the American Board of Dental Examiners (ADEX), and presented dental hygiene career information to youth at an event sponsored by the Health Occupation Student Association (HOSA).

President Kelsch asked if any member of the public or the Committee would like to comment. There were no comments.

## 8. Dental Board of California

Bruce Whitcher, DDS, President, Dental Board of California (DBC) stated that the DBC has been involved with the waterborne pathogen infection control incident in Orange County since the issue arose. He noted that Assembly Bill (AB) 1277 would close the gaps that exist in current regulation by covering infection control safety for waterborne pathogens.

Dr. Whitcher reported that DBC is in the process of creating a rulemaking file for interim therapeutic restoration (ITR) regulations but this rulemaking file was being temporarily delayed due to a shortage of staff.

Dr. Whitcher reported that the registered dental assistant (RDA) practical examination was suspended as of April 6, 2017, due to the Office of Professional Examination Services (OPES) finding that the practical examination did not adequately measure competency. During the period the practical examination is suspended, all RDA applicants who meet every required component for licensure except passage of the practical examination will be issued a license. DHCC members expressed concern. Dr. Whitcher explained that the DBC is currently pursuing alternatives that would measure competency in place of the suspended practical examination.

President Kelsch asked if any member of the public or the Committee would like to comment.

Public Comment: Joann Galliano, Education Consultant for the DHCC, noted that statute mandates the DHCC, in concert with the DBC, promulgate ITR regulations by January 2018. She observed that the DHCC would be in an impossible position if the DBC's rulemaking file were held up.

Michael Santiago, Legal Counsel for the DHCC, explained that, as a general matter, unless the statute contains a penalty for not meeting a deadline, courts will usually not impose one in cases such as this.

Ms. Galliano suggested that if the DBC sent the DHCC a copy of the DBC's working draft of proposed language for ITR regulations, this would allow the DHCC to begin working on the DHCC's portion of the rulemaking file. Dr. Whitcher agreed to make the arrangements.

Public Comment: Mariann Fujimoto commented that the suspension of the RDA practical examination is frightening news to her as a professional and as a consumer. She added that in her years working as a clinical supervisor and an examiner, she has formed the opinion that there are many RDA candidates who cannot follow instructions and who present low levels of competency. She stated that up until now the practical examination was the last chance to eliminate these candidates. She therefore concluded that she does not feel safe knowing that RDAs are being licensed to practice without a competency evaluation. President Kelsch thanked Ms. Fujimoto for her comments and suggested that Ms. Fujimoto should also address the DBC with her concerns.

There were no further comments.

## 9. Western Regional Examining Board (WREB) Presentation

Kelly Reich and Sharon Osborn Popp presented an overview of the WREB examination content and the WREB examination process. The DHCC was concerned that some candidates who failed the examination multiple times due to critical errors could attempt to pass via a different examining company without first undergoing remedial education. The DHCC therefore expressed interest in WREB instituting a reporting mechanism that

would enable the DHCC to track which candidates failed the examination due to a critical error (tissue trauma). Additionally, the DHCC requested that California's graduates' scores be delineated from the rest of the scores so that it would be possible to evaluate how California's RDH Education Programs were preparing students.

President Kelsch asked if any member of the public or the Committee would like to comment.

Public Comment: Laurie Petralia asked that the DHCC address why the DHCC is not currently a member of WREB. President Kelsch replied that the question would be placed on a future agenda.

There were no further comments.

President Kelsch recessed the Full Committee at 10:19 a.m. so the Subcommittees could meet.