

Dental Hygiene Board of California Meeting Minutes

Saturday, November 19, 2022

Pursuant to the provisions of Government Code section 11133, neither a public nor teleconference location was provided. Members of the public observed and participated using the WebEx link provided in the agenda.

DHBC Members Present:

President – Dr. Carmen Dones, Registered Dental Hygienist (RDH) Educator Member
Secretary – Denise Davis, Public Member
RDH Member – Sonia “Pat” Hansen
RDH Member – Nicolette Moultrie
Public Health Dentist Member – Dr. Timothy Martinez

DHBC Member Absent:

Vice President – Noel Kelsch, Registered Dental Hygienist in Alternative Practice (RDHAP) Member
Public Member – Susan Good
Public Member – Sherman King
Public Member – Erin Yee

DHBC Staff Present:

Anthony Lum, Executive Officer
Albert Law, Special Investigator
Adina Pineschi-Petty, Doctor of Dental Surgery (DDS), Education, Legislative, and Regulatory Specialist
Michael Kanotz, Department of Consumer Affairs (DCA) Legal Counsel for the DHBC
Danielle Rogers, DCA Regulatory Unit Legal Counsel for the DHBC

PLEASE NOTE - EXPLANATION OF AGENDA SEQUENCE:

For the Saturday, November 19, 2022, meeting, the Board was under a time constraint to maintain quorum. As such, the agenda items that require Board action were taken out of sequence and moved up in the agenda order including Closed Session at the President’s discretion. Informational only items were moved down, as agenda items for information only do not require a quorum.

1. Agenda Item 1: Roll Call and Establishment of a Quorum.

Dr. Carmen Dones, President of the Dental Hygiene Board of California (DHBC, Board), reviewed meeting guidelines and called the meeting to order at **9:00 a.m.** Board Member Denise Davis completed the roll call, and a quorum was established with five members present. Board members Susan Good, Noel Kelsch, Sherman King and Erin Yee were absent and excused.

2. Agenda Item 2: Public Comment for Items Not on the Agenda.

Lisa Kamibayashi, West Los Angeles College (WLAC) Program Director, requested for the Board to add as a future agenda item, a discussion on expanding Registered Dental Hygienist (RDH) Duties to include Registered Dental Assisting (RDA) duties.

3. Agenda Item 3: President’s Report (Informational Only).

President Dones welcomed all in attendance. She stated 2022 continues to be a year of transition for the Board as termed out board members are gradually ending their tenure. She reported Susan Good, Nikki Moultrie, and Dr. Timothy Martinez will be off the Board at the end of the year and thanked them for their contributions over the years, as all three were past Presidents, and the Board wouldn’t be where it is without them. She stated certificates of appreciation will be sent in recognition of their service.

President Dones reported on her activities since her last report and stated that she and Executive Officer (EO) Lum continue to meet on a regular basis to communicate and stay informed on issues affecting the Board.

Board member comment: None.

Public comment: None.

4. Agenda Item 5a: Discussion and Possible Action to Approve the October 7, 2022, DHBC Licensing and Examination Committee Meeting Minutes.

Motion: Dr. Timothy Martinez moved to approve the October 7, 2022, DHBC Licensing and Examination Committee Meeting Minutes.

Second: Denise Davis.

Member discussion: None.

Public comment: None.

Vote: Motion for the Board to approve the October 7, 2022, DHBC Licensing and Examination Committee Meeting Minutes. Passed 4:0:5.

Name	Aye	Nay	Abstain/Absent
Denise Davis	X		
Carmen Dones	X		
Susan Good			X (Absent)
Sonia “Pat” Hansen	X		

Name	Aye	Nay	Abstain/Absent
Noel Kelsch			X (Absent)
Sherman King			X (Absent)
Timothy Martinez	X		
Nicolette Moultrie			X (Abstain)
Erin Yee			X (Absent)

5. Agenda Item 5b: Discussion and Possible Action to Approve the October 8, 2022, Full Board Meeting Minutes.

Motion: Carmen Dones moved to approve the October 8, 2022, Full Board Meeting Minutes.

Second: Dr. Timothy Martinez.

Member discussion: None.

Public comment: None.

Vote: Motion for the Board to approve the October 8, 2022, Full Board Meeting Minutes. Passed 3:0:6.

Name	Aye	Nay	Abstain/Absent
Denise Davis			X (Abstain)
Carmen Dones	X		
Susan Good			X (Absent)
Sonia "Pat" Hansen	X		
Noel Kelsch			X (Absent)
Sherman King			X (Absent)
Timothy Martinez	X		
Nicolette Moultrie			X (Abstain)
Erin Yee			X (Absent)

6. Agenda Item 7: Update from the Dental Board of California (DBC).

Tracy Montez, newly appointed Executive Officer (EO) of the Dental Board of California (DBC), reported that the DBC has been operating at a 25-30% staff vacancy rate, but has had several hires over the past four months to bring them to a 15% vacancy rate. This has

allowed the DBC to catch-up on their licensing backlog and regulatory packages. Additionally, she reported the DBC has a few legislative proposals in process, including one in collaboration with the Board.

EO Montez reported on DBC elections with Dr. Alan Felsenfeld returning as President, Joanne Pacheco as Vice-President, and Dr. Lilia Larin as Secretary, as well as Tracy Reed Espinoza as Chair and Cara Miyasaki as Vice-Chair of the Dental Assisting Council.

EO Montez stated she looks forward to working with the Board and EO Lum in the future.

Member discussion: None.

Public comment: None.

7. Agenda Item 8: Dental Hygiene Board of California Election of Officers.

EO Lum presented the open Board positions and stated staff recommended maintaining the current officers to complete the Sunset Review process in 2023.

Motion: Nicolette Moultrie moved to approve the continuance of the 2022 slate of Board officers for 2023 for continuity to complete the Board’s Sunset Review process. Please approve Dr. Carmen Dones – President; Noel Kelsch – Vice President; and Denise Davis – Secretary.

Second: Denise Davis.

Member discussion: None.

Public comment: None.

Vote: Motion for the Board to approve the continuance of the 2022 slate of Board officers for 2023 for continuity to complete the Board’s Sunset Review process. Please approve Dr. Carmen Dones – President; Noel Kelsch – Vice President; and Denise Davis – Secretary. Passed 5:0:4.

Name	Aye	Nay	Abstain/Absent
Denise Davis	X		
Carmen Dones	X		
Susan Good			X (Absent)
Sonia “Pat” Hansen	X		
Noel Kelsch			X (Absent)
Sherman King			X (Absent)

Name	Aye	Nay	Abstain/Absent
Timothy Martinez	X		
Nicolette Moultrie	X		
Erin Yee			X (Absent)

8. Agenda Item 9: Future Dental Hygiene Board of California Meetings for 2023 and 2024.

EO Lum presented suggested dates for future DHBC Meetings for 2023 and 2024 to include: Saturday, March 18, 2023; Saturday, July 22, 2023; Saturday, September 23, 2023 (Strategic Planning Session); Saturday, November 18, 2023; Saturday, March 23, 2024; Saturday, July 20, 2024; and Saturday, November 16, 2024.

Motion: Nicolette Moultrie moved to approve the meeting dates as recommended by Board staff for 2023 and 2024.

Second: Dr. Timothy Martinez.

Member discussion: None.

Public comment: None.

Vote: Motion for the Board to approve the meeting dates as recommended by Board staff for 2023 and 2024. Passed 5:0:4.

Name	Aye	Nay	Abstain/Absent
Denise Davis	X		
Carmen Dones	X		
Susan Good			X (Absent)
Sonia "Pat" Hansen	X		
Noel Kelsch			X (Absent)
Sherman King			X (Absent)
Timothy Martinez	X		
Nicolette Moultrie	X		
Erin Yee			X (Absent)

9. Agenda Item 21: Discussion and Possible Action on 2023 Senate Committee on Business, Professions, and Economic Development Omnibus Bill Recommendations.

EO Lum stated each year, the Senate Committee on Business, Professions, and Economic Development sponsors an Omnibus Bill to address any non-substantive changes in existing statute to help clarify, define, or correct the information that’s in the language. Committee staff has contacted us for any Omnibus Bill recommendations to be submitted to them by the mid-January deadline for inclusion in the bill. However, after discussions with the DCA’s Legislative Office, they suggested that since the Board is going through Sunset Review, they recommended to add those two nonsubstantive changes to the Board’s Sunset Bill to capture all changes to our statutes in one legislative proposal.

Motion: Nicolette Moultrie moved for the Board to include the Omnibus Bill’s suggested language into the Sunset Review to incorporate the recommended changes to the Legislature in a single report.

Second: Dr. Timothy Martinez.

Member discussion: None.

Public comment: None.

Vote: Motion for the Board to include the Omnibus Bill’s suggested language into the Sunset Review to incorporate the recommended changes to the Legislature in a single report. Passed 5:0:4.

Name	Aye	Nay	Abstain/Absent
Denise Davis	X		
Carmen Dones	X		
Susan Good			X (Absent)
Sonia “Pat” Hansen	X		
Noel Kelsch			X (Absent)
Sherman King			X (Absent)
Timothy Martinez	X		
Nicolette Moultrie	X		
Erin Yee			X (Absent)

10. Agenda Item 11: Discussion and Possible Action on Draft DHBC 2023 Sunset Review Report.

EO Lum stated that Sunset Review is the process where the Legislature has an opportunity to review a board program to determine whether to continue it. Board programs must complete the process every 4-5 years as a method to inform the Legislature about the program, update on prior issues and their progress, whether there are any new issues to address, and an opportunity to request additional resources for program needs.

He explained that for each Sunset Review, staff assemble a very complex and detailed draft report containing information and statistics from the past four years and addressing questions from the Legislature for Board review. EO Lum added that the Board met on October 8, 2022, for a first review of the report and that staff, with the assistance of Board Member Good, completed the revisions as directed from the October 2022 Board meeting. He presented the revised draft report for the Board's second review today and stated that the due date for the report to be submitted to the Legislature is January 1, 2023.

Motion: Nicolette Moultrie moved for the Board to approve and finalize the draft DHBC Sunset Review Report with the addition of the previously approved clinical exam elimination language from the October 8, 2022, Board meeting and incorporate the 2023 Omnibus Bill proposals for submission to the Legislature by the January 1, 2023, deadline.

Second: Dr. Timothy Martinez.

Member discussion: Board Member Moultrie thanked staff & Board Member Good for their hard work to complete the draft Sunset Report.

Public comment:

Public attendee "Sade" expressed her concern regarding dental health professional shortage areas for brick-and-mortar RDHAP practices should the designated areas undergo geographical changes to their boundaries.

Public attendee "Jennifer" echoed "Sade's" concerns.

Public attendee Elena Francisco referred to section 12-3E of the Sunset Report and requested for the Board to protect RDHAP practices.

Public attendee Allison Wagstaff, California Dental Hygienists' Association's (CDHA) Government Relations Council, echoed other commenters' concerns. She shared that RDHAPs invest a lot of time and money opening their brick-and-mortar practices, patients depend on these practices, and stated the Board needs to protect those patients' access to care.

Public attendee Gail Gilman echoed other commenters' concerns.

Vote: Motion for the Board to approve and finalize the draft DHBC Sunset Review Report with the addition of the previously approved clinical exam elimination

language from the October 8, 2022, Board meeting and incorporate the 2023 Omnibus Bill proposals for submission to the Legislature by the January 1, 2023, deadline. Passed 5:0:4.

Name	Aye	Nay	Abstain/Absent
Denise Davis	X		
Carmen Dones	X		
Susan Good			X (Absent)
Sonia "Pat" Hansen	X		
Noel Kelsch			X (Absent)
Sherman King			X (Absent)
Timothy Martinez	X		
Nicolette Moultrie	X		
Erin Yee			X (Absent)

11. Agenda Item 12: Discussion and Possible Action to Approve the Change of Ownership of the Concorde Career College Dental Hygiene Educational Programs: Garden Grove, San Bernardino, and San Diego Campuses.

EO Lum stated on September 13, 2022, the dental hygiene educational programs of Concorde Career College (CCC) informed the DHBC that CCC currently is majority-owned by Liberty Investment IIC, LLC, (Liberty), and that on May 3, 2022, CCC and Liberty entered into a Stock Purchase Agreement by which Universal Technical Institute, Inc. (UTI) will acquire 100% ownership of CCC. The letter further stated the anticipated change in CCC’s stock ownership will not affect the direct ownership of the Schools and Board-approved programs by CCC or its subsidiaries.

Additionally, EO Lum provided documentation from the Commission on Dental Accreditation (CODA) accepting the change in ownership for CCC.

Motion: Nicolette Moultrie moved for the Board to conditionally continue approval of the Concorde Career Colleges until they submit finalized documentation of the ownership sale transaction and obtain confirmation of its continued accreditation from CODA (Commission on Dental Accreditation) and ACCSC (Accrediting Commission of Career Schools and Colleges.)

Second: Dr. Timothy Martinez.

Member discussion: None.

Public comment: None.

Vote: Motion for the Board to conditionally continue approval of the Concorde Career Colleges until they submit finalized documentation of the ownership sale transaction and obtain confirmation of its continued accreditation from CODA (Commission on Dental Accreditation) and ACCSC (Accrediting Commission of Career Schools and Colleges.). Passed 5:0:4.

Name	Aye	Nay	Abstain/Absent
Denise Davis	X		
Carmen Dones	X		
Susan Good			X (Absent)
Sonia “Pat” Hansen	X		
Noel Kelsch			X (Absent)
Sherman King			X (Absent)
Timothy Martinez	X		
Nicolette Moultrie	X		
Erin Yee			X (Absent)

12. Agenda Item 14: Discussion and Possible Action to Initiate a Rulemaking and Adopt Title 16, California Code of Regulations (CCR) Section 1114: Temporary Licensure.

Dr. Adina Petty reported that Assembly Bill (AB) 107 (Salas, Chapter 693, Statutes of 2021) enacted Business and Professions Code (BPC) section 115.6 which requires the Board, on and after January 1, 2023, and after appropriate investigation, to issue temporary licenses to military spouse applicants if the applicant meets specified requirements. Applicants must provide evidence satisfactory to the Board the applicant is married to, or in a domestic partnership or other legal union with, an active-duty member of the United States (U.S.) Armed Forces who is assigned to a duty station in this state under official active-duty military orders.

She stated staff recommends the Board to review the proposed language and associated attached form, determine whether additional information or language is required, complete the draft of the proposed regulatory language and associated form, and direct staff to submit the language to the Director of the Department of Consumer Affairs and the Business, Consumer Services, and Housing Agency for review, and if no adverse comments are received, authorize the Executive Officer to take all steps necessary to initiate the rulemaking process, make any non-substantive changes to the package, and set the matter for a hearing if requested. If no adverse comments are received during the 45-day comment period and no hearing is requested, authorize the Executive Officer to take all

steps necessary to complete the rulemaking and adopt the proposed regulations at Section 1114 as noticed.

Motion: Nicolette Moultrie moved for the Board to approve the proposed language and associated form for section 1114, and direct staff to submit the language to the Director of the Department of Consumer Affairs and the Business, Consumer Services, and Housing Agency for review, and if no adverse comments are received, authorize the Executive Officer to take all steps necessary to initiate the rulemaking process, make any non-substantive changes to the package, and set the matter for a hearing if requested. If no adverse comments are received during the 45-day comment period and no hearing is requested, authorize the Executive Officer to take all steps necessary to complete the rulemaking and adopt the proposed regulations at Section 1114 as noticed.

Second: Dr. Timothy Martinez.

Member discussion: None.

Public comment: Public attendee JoAnn Galliano questioned the inclusion of the RDHAP and Registered Dental Hygienist in Extended Functions (RDHEF) into the regulation because there are no equivalent RDHAP and RDHEF licensure outside of California. Dr. Petty explained the reason for inclusion into the regulation is due to the way the statute authorizing temporary licensure is written that those categories must be included.

Vote: Motion for the Board to approve the proposed language and associated form for section 1114, and direct staff to submit the language to the Director of the Department of Consumer Affairs and the Business, Consumer Services, and Housing Agency for review, and if no adverse comments are received, authorize the Executive Officer to take all steps necessary to initiate the rulemaking process, make any non-substantive changes to the package, and set the matter for a hearing if requested. If no adverse comments are received during the 45-day comment period and no hearing is requested, authorize the Executive Officer to take all steps necessary to complete the rulemaking and adopt the proposed regulations at Section 1114 as noticed. Passed 5:0:4.

Name	Aye	Nay	Abstain/Absent
Denise Davis	X		
Carmen Dones	X		
Susan Good			X (Absent)
Sonia "Pat" Hansen	X		
Noel Kelsch			X (Absent)
Sherman King			X (Absent)
Timothy Martinez	X		

Name	Aye	Nay	Abstain/Absent
Nicolette Moultrie	X		
Erin Yee			X (Absent)

13. Agenda Item 15: Discussion and Possible Action to Initiate a Rulemaking and Adopt Title 16, California Code of Regulations (CCR) Section 1116: Mobile Dental Hygiene Clinics; Issuance of Approval.

Dr. Adina Petty reported that Senate Bill (SB) 1202 (Leno, Chapter 331, Statutes of 2012) created Business and Professions Code (BPC) sections 1926.1 and 1926.2. Among other provisions, SB 1202 authorizes Registered Dental Hygienists in Alternative Practice (RDHAP) to operate mobile dental hygiene clinics (MDHC). In addition, SB 1202 created BPC sections 1944(g) and (h) which state: “(g) The fee for registration of a mobile dental hygiene unit shall not exceed one hundred fifty dollars (\$150)”; and “(h) The biennial renewal fee for a mobile dental hygiene unit shall not exceed two hundred and fifty dollars (\$250).” She stated the Board initiated the proposed rulemaking package for MDHCs as proposed California Code of Regulations (CCR) Title 16 (16), section 1116 in November of 2018. However, in October of 2019, DHBC’s legal counsel advised the Board of the lack of statutory authority for inspections of MDHCs, an integral component of the regulations to provide oversight of MDHCs to ensure patient safety.

Dr. Petty reported to address the lack of MDHC oversight, SB 534 (Jones, Chapter 491, Statutes of 2021) granted statutory authority to the Board to conduct announced and unannounced reviews and inspections of MDHCs to ensure continued compliance with all laws and regulations applicable to MDHCs.

She stated staff recommends the Board review the proposed language and associated form in the attached document, determine whether additional information or language is required, complete the draft of the proposed regulatory language and associated form, re-establish by resolution the fee for the initial MDHC permit at \$100, as well as the fee for MDHC biennial permit renewal at \$160 to cover application processing and permit issuance, and direct staff to submit the language to the Director of the Department of Consumer Affairs and the Business, Consumer Services, and Housing Agency for review. Staff recommends the Board authorize the Executive Officer to take all steps necessary to initiate the rulemaking process, make any non-substantive changes to the package, and set the matter for a hearing if requested. If no adverse comments are received during the 45-day comment period and no hearing is requested, authorize the Executive Officer to take all steps necessary to complete the rulemaking and adopt the proposed regulations at Section 1116 as noticed.

Motion: Nicolette Moultrie moved for the Board to approve the proposed language and associated form for section 1116, re-establish by resolution the fee for the initial MDHC permit at \$100, as well as the fee for MDHC biennial permit renewal at \$160, and direct staff to submit the language to the Director of the Department of Consumer Affairs and the

Business, Consumer Services, and Housing Agency for review. Authorize the Executive Officer to take all steps necessary to initiate the rulemaking process, make any non-substantive changes to the package, and set the matter for a hearing if requested. If no adverse comments are received during the 45-day comment period and no hearing is requested, authorize the Executive Officer to take all steps necessary to complete the rulemaking and adopt the proposed regulations at Section 1116 as noticed.

Second: Dr. Timothy Martinez.

Member discussion: None.

Public comment: Public attendee Elena Francisco expressed that she is happy to see the regulation moving forward as it will improve access to care.

Vote: Motion for the Board to approve the proposed language and associated form for section 1116, re-establish by resolution the fee for the initial MDHC permit at \$100, as well as the fee for MDHC biennial permit renewal at \$160, and direct staff to submit the language to the Director of the Department of Consumer Affairs and the Business, Consumer Services, and Housing Agency for review. Authorize the Executive Officer to take all steps necessary to initiate the rulemaking process, make any non-substantive changes to the package, and set the matter for a hearing if requested. If no adverse comments are received during the 45-day comment period and no hearing is requested, authorize the Executive Officer to take all steps necessary to complete the rulemaking and adopt the proposed regulations at Section 1116 as noticed. Passed 5:0:4.

Name	Aye	Nay	Abstain/Absent
Denise Davis	X		
Carmen Dones	X		
Susan Good			X (Absent)
Sonia "Pat" Hansen	X		
Noel Kelsch			X (Absent)
Sherman King			X (Absent)
Timothy Martinez	X		
Nicolette Moultrie	X		
Erin Yee			X (Absent)

14. Agenda Item 16: Discussion and Possible Action to Initiate a Rulemaking and Adopt 16 CCR Section 1116.5: Registered Dental Hygienist in Alternative Practice, Physical Facility Registration.

Dr. Adina Petty reported that Senate Bill (SB) 1202 (Leno, Chapter 331, Statutes of 2012) created Business and Professions Code (BPC) sections 1926.3 and 1926.4. Among other provisions, SB 1202 required Registered Dental Hygienists in Alternative Practice (RDHAP) to register their place or places of practice with the executive officer and to receive permission from the Board, subject to a biennial renewal fee, to have an additional place of practice. In addition, SB 1202 created BPC sections 1944(i) and (j) which state: “(i) The fee for an additional office permit shall not exceed two hundred fifty dollars (\$250)”; and “(j) The biennial renewal fee for an additional office as described in Section 1926.4 shall not exceed two hundred fifty dollars (\$250).”

She stated that additionally, SB 534 (Jones, Chapter 491, Statutes of 2021) granted statutory authority to the Board to conduct announced and unannounced reviews and inspections of a physical facilities registered to an RDHAP to ensure continued compliance with all laws and regulations applicable to physical facilities.

Motion: Nicolette Moultrie moved for the Board to approve the proposed language and associated form for section 1116.5, establish by resolution the fee for an additional physical facility permit at \$100, as well as the fee for additional physical facility biennial permit renewal at \$160, and direct staff to submit the language to the Director of the Department of Consumer Affairs and the Business, Consumer Services, and Housing Agency for review. Authorize the Executive Officer to take all steps necessary to initiate the rulemaking process, make any non-substantive changes to the package, and set the matter for a hearing if requested. If no adverse comments are received during the 45-day comment period and no hearing is requested, authorize the Executive Officer to take all steps necessary to complete the rulemaking and adopt the proposed regulations at Section 1116.5 as noticed.

Second: Sonia “Pat” Hansen.

Member discussion: None.

Public comment:

Public attendee “Sade” expressed confusion on the fee structure. Dr. Petty explained the fee is only for any additional RDHAP practices and not the initial practice.

Public attendee Elena Francisco requested for the Board to review forms the Board requests when RDHAPs close their practices.

Vote: Motion for the Board to approve the proposed language and associated form for section 1116, re-establish by resolution the fee for the initial MDHC permit at \$100, as well as the fee for MDHC biennial permit renewal at \$160, and direct staff to submit the language to the Director of the Department of Consumer Affairs and the

Business, Consumer Services, and Housing Agency for review. Authorize the Executive Officer to take all steps necessary to initiate the rulemaking process, make any non-substantive changes to the package, and set the matter for a hearing if requested. If no adverse comments are received during the 45-day comment period and no hearing is requested, authorize the Executive Officer to take all steps necessary to complete the rulemaking and adopt the proposed regulations at Section 1116 as noticed. Passed 5:0:4.

Name	Aye	Nay	Abstain/Absent
Denise Davis	X		
Carmen Dones	X		
Susan Good			X (Absent)
Sonia “Pat” Hansen	X		
Noel Kelsch			X (Absent)
Sherman King			X (Absent)
Timothy Martinez	X		
Nicolette Moultrie	X		
Erin Yee			X (Absent)

15. Agenda Item 23: Closed Session (10:56 a.m.)

The Board met in Closed Session to deliberate on disciplinary matters pursuant to Government Code section 11126, subdivision (c)(3) and to conduct the Board’s Executive Officer’s annual performance evaluation.

16. Returned from Closed Session 12:45 p.m.

The Board reconvened with four members present (Carmen Dones, Sonia “Pat” Hansen, Dr. Timothy Martinez, and Nicolette Moultrie). Denise Davis was absent and excused.

17. Agenda Item 4: Update from the Department of Consumer Affairs (DCA) Executive Staff.

Shelly Jones, Department of Consumer Affairs (DCA) Board and Bureau Relations Program Manager, updated the Board on the following:

1. New DCA Staff

The Governor recently appointed leaders to DCA’s Board and Bureau Relations Team. Melissa Gear is serving as DCA’s new Deputy Director of Board and Bureau Relations and beginning November 14th, Yvonne Dorantes will serve as the new Assistant Deputy Director of Board and Bureau Relations.

2. DCA Diversity, Equity, and Inclusion Steering Committee

Director Kimberly Kirchmeyer established the Department's first diversity, equity, and inclusion steering committee (DEI committee) to guide the Department in its equity strategy, initiatives, and action plans.

3. Strategic Planning

In accordance with Governor Gavin Newsom's executive order, strategic plans in effect July 2023 and beyond, must be developed or updated to more effectively advance equity and drive outcomes that increase opportunity for all. In response, DCA is revising its strategic planning processes to incorporate more inclusive public engagement, data analysis, and embedding diversity, equity, and inclusion (DEI) into the strategic planning process.

4. Our Promise Campaign

DCA is taking part in "Our Promise: California State Employees Giving at Work" which celebrates 65 years of caring for California. This year's Our Promise Vice Chair is Lourdes Castro Ramirez, Secretary of the Business, Consumer Services and Housing Agency, and our DCA Our Promise Co-Chairs are Chief Deputy Director Christine Lally and Deputy Director Melissa Gear. The campaign began on October 1 and will end on December 31. The campaign allows Californians to donate to a non-profit or non-profits of their choice.

5. In-Person Meeting Guidelines and COVID-19 Safety Measures

Though legislation has passed allowing remote meetings through June 30, 2023, we are reminding boards that choose to hold in-person meetings of the safety measures, best practices, and recommendations for holding public meetings.

6. Board Member Travel

State travel arrangements must be made through DCA's approved travel agency, CalTravelStore, or Concur. All board/bureau members and staff must use the most economical fares possible when traveling by air on official state business.. Additionally, AB 1887 prohibits state agencies, departments, boards, authorities, and commissions from traveling to states that are subject to California's travel ban. There are now 23 prohibited states.

7. Partnership with the State Controller's Office

DCA will partner with the State Controller's Office (SCO) to share information with consumers and certain licensees about the Unclaimed Property program. State law requires banks, insurance companies, corporations, and other entities to report and submit their customers' property to the SCO after a period of inactivity, generally three years.

Member discussion: None.

Public comment: None.

18. Agenda Item 6: Executive Officer's Report.

EO Lum updated the Board on the following:

1. Administration

EO Lum reported the Board has been in transition in 2022 with five long-term members being termed out. Two were replaced earlier this year and Susan Good, Dr. Timothy Martinez, and Nicolette Moultrie will be leaving the Board at the end of the year and thanked them for their contributions.

2. Budget

EO Lum reported on the Board's latest Budget Expenditures, Revenue, and Fund Conditions.

3. Personnel

EO Lum reported the Board currently has four vacant positions to fill and stated most are in Enforcement and now that the Sunset Review Report is almost complete, he will focus on hiring for these positions.

4. DHBC Statute Amendment (Business and Professions Code (BPC) section 1907) for Registered Dental Assistant (RDA) Qualifications: Dental Board Proposed Language.

EO Lum reported that the Dental Board has approved revisions in statutory language regarding RDHs attempting to obtain an RDA license at their meeting. An amendment was approved that affects one section of our law, BPC section 1907(b) which adds a reference to the Dental Board's laws for RDA licensure qualifications (BPC sections 1752.1(a)(4) and 1752.4(b)) if an RDH licensed after January 1, 2006 seeks to obtain an RDA license to perform those services. These sections detail the requirements for an RDH to obtain an RDA license prior to providing RDA services. The Dental Board plans to place this amended language into their 2024 Sunset Bill for Legislative approval and stated the statutory language will be placed on the agenda at the next Board meeting for review.

Member discussion: None

Public comment: None.

19. Agenda Item 10: Update on Direct Supervision of Local Anesthesia Administration.

EO Lum stated the consideration for change in supervision status from direct supervision to general supervision for administration of Local Anesthesia has been an ongoing discussion. He stated that in the CDA's Sunset Support letter, the CDA opposes the change in supervision status citing safety of the consumer and lack of justification for a change. He

stated that due to these concerns, and that the primary function of the Board is to look out for the interest of the consumer, further discussions, and work to justify a change in the level of supervision should continue to take place between all interested stakeholders.

Member discussion: President Dones stated that it's important to continue this issue and requested to revisit the subject at a future Board meeting.

Public comment:

Public attendee Allison Wagstaff supports the change to general supervision for local anesthesia.

Public attendee "Sade" supports the change to general supervision for local anesthesia. and requested more discussion.

20. Agenda Item 13: Regulatory Update: Status of Dental Hygiene Board of California Regulatory Packages.

Dr. Adina Petty reported the current status as to DHBC proposed regulatory packages completed and in process for the Board. Additionally, she provided an overview of the regulatory process.

Member discussion: None

Public comment: None.

21. Agenda Item 17: Update on 2022 Legislation.

Dr. Adina Petty reported the final status of proposed 2022 legislative packages of concern for the Board.

Member discussion: None

Public comment: None.

22. Agenda Item 18: Dental Hygiene Educational Program Site Visits and Schedule Update.

Dr. Adina Petty reported the current status of Dental Hygiene Educational Program (DHEP) compliance at Carrington College – Sacramento, Chabot College, Diablo Valley College, West Coast University, Pasadena City College, and Loma Linda University. Additionally, she updated the Board on the upcoming DHEP site visit schedule for 2023.

Member discussion: President Dones questioned the steps to ensure DHEP compliance. Dr. Petty and EO Lum clarified the Board's role and the steps toward DHEP compliance.

Public comment: None.

23. Agenda Item 19: Enforcement Update: Statistical Report.

Board Special Investigator Albert Law reported on current enforcement statistics for the Board.

Member discussion: None

Public comment: None.

24. Agenda Item 20: Licensing, Continuing Education Audits and Examination Update: Statistical Reports.

EO Lum reported on current licensing and examination statistics for Fiscal Year 2022/2023 through the first quarter as well as the current status of continuing education audits.

Member discussion: None

Public comment: None.

25. Agenda Item 22: Future Agenda Items.

Member discussion: None

Public comment: None.

26. Adjournment

Meeting was adjourned at 1:42 p.m.