



Dental Hygiene Committee of California

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***Dental Hygiene Committee of California
Legislation and Regulatory Subcommittee Meeting***

*Department of Consumer Affairs
2005 Evergreen Street
Sacramento, CA 95815*

September 27, 2010

1. *Roll Call/Establishment of Quorum*

Members Present

Alex Calero, Acting Chair
Michelle Hurlbutt, RDH
Miriam DeLaRoi, RDHAP

Staff Present

Lori Hubble, Executive Officer
Tom Jurach
Shirley Moody
Dennis Patzer

Mr. Calero is the chairperson in the absence of Andrew Wong, chair and Ms. Hurlbutt is sitting on the subcommittee in Andrew Wong's absence. Mr. Calero called roll and established a quorum. The meeting began at 4:00 p.m.

2. *Public Comment*

There was no public comment.

3. *Approval of March 22, 2010 minutes*

M/s/c (DeLaRoi/Hurlbutt) to adopt minutes from March 22, 2010 for the Legislative and Regulatory subcommittee with modification. Mr. Calero identified a typo to the footer where the incorrect subcommittee is listed. Motion passed unanimously.

4. *Legislative Update*

AB1235 Healing arts: peer review – Mr. Calero updated: This bill has been enrolled and no need for subcommittee to take a position. The subcommittee asked staff to research the impact, if any, that this new law will have on dental hygienists. Staff to provide the subcommittee with the results of this research at a future meeting.

AB1310 Healing arts: database – Mr. Calero updated: Subcommittee supports this bill. This bill is effectively dead.

AB2699 Healing arts: database – Mr. Calero updated: Current status is that the bill has been chaptered. Katie Dawson explained that the bill was chaptered on Friday, 09/24/2010. John Perry, Legislative and Policy Review, DCA, explained this bill provided for licensees to help in the event of an emergency in their area of specialization or in the general capacity of a non-specialist.

SB294 Regulatory boards: operations – Mr. Calero updated: Current status is enrolled.

SB700 Healing arts: peer review – Mr. Calero updated: Current status is enrolled. Ms. Stevens reported that this bill would affect hygienists working in healthcare facilities and the DHCC may want to follow it. The subcommittee asked staff to research the impact that this new law will have on dental hygienists. Staff to provide the subcommittee with the results of this research at a future meeting.

Mr. Calero invited Mr. Perry to comment on other bills if he wished. Mr. Perry declined.

Mr. Calero reported on a few bills requiring an update from the March subcommittee meeting. AB583 Health Professionals and Disclosure of Education and Office Hours. DHCC has taken a watch position on the bill and it has been enrolled. SB389 Retroactive Fingerprinting for Existing Licensees. The bill is dead. Subcommittee asked that we watch this bill. SB638 Board Operations. This bill is dead. It failed to pass out of the first Senate Committee meeting.

5. *Proposed Legislation Regarding Clean Up of Senate Bill 853*

Mr. Calero reported that SB 853 is the bill that created the Dental Hygiene Committee of California on July 1, 2009. Ms. Hubble reported that the DHCC has a timeline and must move accordingly. Ms. Hurlbutt addressed the letter from Perata explaining that the DHCC is not under the Dental Board of California and that it was never the intent of the legislation. Perata also acknowledged that some old language from the Committee on Dental Auxiliaries (COMDA) was entered into the bill and should be removed. Ms. Dawson would like to see information about the status of the clean-up language on the DHCC's web site. She expressed that we have national exposure and many other organizations are watching DHCC's lead. JoAnn Galliano stated that when the DHCC regulations move ahead, it will be clear that the DHCC is an autonomous entity.

6. *Proposed Fingerprint Regulations*

Mr. Calero presented the draft language for the fingerprinting regulations. Ms. DeLaRoi noted that the wording of "Article 2." Should be adjusted to correctly read "Article 7." It was also noted that the subcommittee recommended to insert the date of April 1, 2011 in the (INSERT DATE) area and to add the word electronic in the first sentence where it states "shall furnish a full set of *electronic* fingerprints for the purpose of....."

M/s/c (DeLaRoi/Hurlbutt) to accept this language with changes and move it on to the full committee. Motion passed unanimously.

7. *Proposed Dental Hygiene Regulations Implementing Senate Bill SB 853.*

SB 853 had a provision that allowed the DHCC to comply with Dental Board regulations until regulations could be adopted by the DHCC. The regulatory language contained in the meeting packet under LEG 7 will do that. Mr. Calero turned the chair over to Ms. Hurlbutt who stated, in interest of time, she wished to accept comments article-by-article. She also pointed out that the entire regulations will be new and the existing strike-thru and underlining is to aid in

reading – not to identify existing language as no existing language currently exists. Discussion ensued regarding the verbiage thus far drafted. She recommended that an ad hoc committee be created.

There being no further business, the subcommittee meeting adjourned 5:19 p.m.