In this rulemaking action, the Board adopts a regulation to establish conditions that would allow a dental hygienist in alternative practice to perform soft tissue curettage and administer anesthesia.

OAL approves this regulatory action pursuant to section 11349.3 of the Government Code. This regulatory action becomes effective on 4/1/2022.

Date: February 10, 2022

Thanh Huynh
Senior Attorney

For: Kenneth J. Pogue
Director

Original: Anthony Lum, Executive Officer
Copy: Adina Pineschi-Petty
A. PUBLICATION OF NOTICE (Complete for publication in Notice Register)

1. SUBJECT OF NOTICE
   Soft Curettage & Admin of Anesthesia-RDHAPs

2. TITLE(S)
   16

3. FIRST SECTION AFFECTED
   1118

4. REQUESTED PUBLICATION DATE
   November 12, 2021

5. AGENCY CONTACT PERSON
   Adina A. Pineschi-Petty, DDS
   TELEPHONE NUMBER: (916) 576-5002
   FAX NUMBER (Optional): (916) 263-2688

B. SUBMISSION OF REGULATIONS (Complete when submitting regulations)

1a. SUBJECT OF REGULATION(S)
   Soft Tissue Curettage & Administration of Anesthesia - RDHAPs

2. SPECIFY CALIFORNIA CODE OF REGULATIONS TITLE(S) AND SECTION(S) (including title 28, if toxics related)

3. SECTION(S) AFFECTED
   1118

4. TYPE OF FILING
   ☑️ Regular Rulemaking (Gov. Code §11346)
   ☐ Resubmittal of disapproved or withdrawn nonemergency filing (Gov. Code §§11346.3, 11346.4)
   ☐ Emergency filing (Gov. Code, §11346.1)

5. ADOPT
   ☑ 1118
   ☐ AMEND
   ☐ REPEAL

6. CERTIFICATE OF COMPLIANCE
   Certificate of Compliance: The agency officer named below certifies that this agency complied with the provisions of Gov. Code §§11346.2-11346.5 either before the emergency regulation was adopted or within the time period required by statute.

7. EFFECTIVE DATE OF CHANGES
   Effective January 1, April 1, July 1, or October 1 (Gov. Code §11343.4(a))

8. CONTACT PERSON
   Adina A. Pineschi-Petty, DDS
   TELEPHONE NUMBER: (916) 576-5002
   FAX NUMBER (Optional): (916) 263-2688
   E-MAIL ADDRESS (Optional): adina.petty@dcda.ca.gov

9. SIGNATURE OF AGENCY HEAD OR DESIGNEE
   Date: December 28, 2021

10. TYPED NAME AND TITLE OF SIGNATORY
    Anthony Lum, Executive Officer, Dental Hygiene Board of California
ORDER OF ADOPTION

Legend:
Underlined Indicates proposed regulatory language.

Adopt Section 1118 of Title 16 of the California Code of Regulations (CCR) to read as follows:

Article 4. Licensing

§1118. Registered Dental Hygienists in Alternative Practice, Performance of Soft Tissue Curettage and Administration of Local Anesthesia

A licensed registered dental hygienist in alternative practice (RDHAP) may perform soft tissue curettage and administer local anesthesia in accordance with the provisions of this section. The RDHAP shall:

(a) Consult with a California licensed dentist to authorize the use of soft tissue curettage or local anesthesia for each patient to be treated by the RDHAP in local anesthesia or soft tissue curettage. The consultation shall be documented in the patient's chart and include, without limitation, the date of consultation, name of consulting dentist, and the consulting dentist's California license number.

(b) Have the physical presence on the premises of one additional individual trained in basic life support and qualified to administer cardiopulmonary resuscitation during an emergency when soft tissue curettage or local anesthesia administration will take place. For the purpose of section 1926.01(b) "immediately available" means physical presence.

(c) Have access to portable oxygen administration equipment to assist with administration of basic life support.