

Introduced by Senator Lieu
(Principal coauthor: Assembly Member Bonilla)

February 20, 2014

An act to amend Sections 1901 and 1903 of the Business and Professions Code, relating to the Dental Hygiene Committee of California.

LEGISLATIVE COUNSEL'S DIGEST

SB 1245, as introduced, Lieu. The Dental Hygiene Committee of California.

Existing law establishes the Dental Hygiene Committee of California, within the jurisdiction of the Dental Board of California, and provides for the appointment of the committee members. Existing law requires the committee to administer the laws regulating dental hygienists. Under existing law those provisions remain in effect only until January 1, 2015.

This bill would extend the operation of those provisions until January 1, 2019.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 1901 of the Business and Professions
- 2 Code is amended to read:
- 3 1901. (a) There is hereby created within the jurisdiction of the
- 4 Dental Board of California a Dental Hygiene Committee of
- 5 California in which the administration of this article is vested.

1 (b) This section shall remain in effect only until January 1, ~~2015~~
2 2019, and as of that date is repealed, unless a later enacted statute,
3 that is enacted before January 1, ~~2015~~ 2019, deletes or extends
4 that date. Notwithstanding any other ~~provision~~ of law, the repeal
5 of this section renders the committee subject to review by the
6 appropriate policy committees of the Legislature.

7 SEC. 2. Section 1903 of the Business and Professions Code is
8 amended to read:

9 1903. (a) (1) The committee shall consist of nine members
10 appointed by the Governor. Four shall be public members, one
11 member shall be a practicing general or public health dentist who
12 holds a current license in California, and four members shall be
13 registered dental hygienists who hold current licenses in California.
14 Of the registered dental hygienists members, one shall be licensed
15 either in alternative practice or in extended functions, one shall be
16 a dental hygiene educator, and two shall be registered dental
17 hygienists. No public member shall have been licensed under this
18 chapter within five years of the date of his or her appointment or
19 have any current financial interest in a dental-related business.

20 (2) For purposes of this subdivision, a public health dentist is
21 a dentist whose primary employer or place of employment is in
22 any of the following:

23 (A) A primary care clinic licensed under subdivision (a) of
24 Section 1204 of the Health and Safety Code.

25 (B) A primary care clinic exempt from licensure pursuant to
26 subdivision (c) of Section 1206 of the Health and Safety Code.

27 (C) A clinic owned or operated by a public hospital or health
28 system.

29 (D) A clinic owned and operated by a hospital that maintains
30 the primary contract with a county government to fill the county's
31 role under Section 17000 of the Welfare and Institutions Code.

32 (b) (1) Except as specified in paragraph (2), members of the
33 committee shall be appointed for a term of four years. Each
34 member shall hold office until the appointment and qualification
35 of his or her successor or until one year shall have lapsed since
36 the expiration of the term for which he or she was appointed,
37 whichever comes first.

38 (2) For the term commencing on January 1, 2012, two of the
39 public members, the general or public health dentist member, and
40 two of the registered dental hygienist members, other than the

1 dental hygiene educator member or the registered dental hygienist
2 member licensed in alternative practice or in extended functions,
3 shall each serve a term of two years, expiring January 1, 2014.

4 (c) Notwithstanding any other provision of law and subject to
5 subdivision (e), the Governor may appoint to the committee a
6 person who previously served as a member of the committee even
7 if his or her previous term expired.

8 (d) The committee shall elect a president, a vice president, and
9 a secretary from its membership.

10 (e) No person shall serve as a member of the committee for
11 more than two consecutive terms.

12 (f) A vacancy in the committee shall be filled by appointment
13 to the unexpired term.

14 (g) Each member of the committee shall receive a per diem and
15 expenses as provided in Section 103.

16 (h) The Governor shall have the power to remove any member
17 from the committee for neglect of a duty required by law, for
18 incompetence, or for unprofessional or dishonorable conduct.

19 (i) The committee, with the approval of the director, may appoint
20 a person exempt from civil service who shall be designated as an
21 executive officer and who shall exercise the powers and perform
22 the duties delegated by the committee and vested in him or her by
23 this article.

24 (j) This section shall remain in effect only until January 1, ~~2015~~
25 ~~2019~~, and as of that date is repealed, unless a later enacted statute,
26 that is enacted before January 1, ~~2015~~ ~~2019~~, deletes or extends
27 that date.