

**INQUIRY COMMITTEE
RECORD OF DECISION**

File Reference: DH1482

ELEMENTS OF COMPLAINT

On May 15, 2014, the College was notified that a Registrant had allegedly practiced dental hygienist while not holding a license between March 1, 2012 and March 12, 2012.

The CDHBC Inquiry Committee initiated an investigation under s. 33(4)(a) of the *Health Professions Act*, R.S.B.C. 1996, c. 183 (the "Act") to determine whether the Registrant had engaged in the authorized practice of dental hygiene without registration contrary to s. 13 of the Act, ss. 3 and 5(a) of the Dental Hygienists Regulation and s. 47(1) of the College bylaws prior to renewal of his/her registration.

On June 10, 2014, the CDHBC Registrar notified the Registrant of the investigation and invited the Registrant's response to the investigation, in accordance with s. 33(5) of the Act.

The Registrant provided a written response, explaining that (s)he admitted and apologized for engaging in the unauthorized practice of dental hygiene. The Registrant advised that (s)he had not been aware of his/her failure to renew his/her full-practicing dental hygiene license by the renewal deadline until a colleague approached him/her on March 7, 2012 and stated that (s)he had also forgotten to renew prior to the renewal deadline. The Registrant stated that upon learning (s)he had failed to renew his/her dental hygiene registration prior to the renewal deadline, (s)he hand-delivered his/her reinstatement application and fees to the College office on the morning of March 8, 2012. The Registrant believed that this was all that was required to be able to return to full-practicing registration.

COMMITTEE DECISION

At the conclusion of the investigation, the Inquiry Committee determined that the evidence established that the Registrant had engaged in unauthorized practice without registration contrary to s. 13 of the Act, ss. 3 and 5(a) of the Dental Hygienists Regulation and ss. 47(1) and 49 of the College bylaws for the period March 1, 2012 to March 12, 2012.

In accordance with section 33(6)(c) of the *Health Professions Act*, the Inquiry Committee determined that this was an appropriate case seek a consent order under s. 36 of the Act because the Registrant engaged in unauthorized practice of dental hygiene between March 1, 2012. The Inquiry Committee and the Registrant agree that the appropriate remedial action is a consent order pursuant to ss. 36(1)(a) and (d) of the Act. The Registrant agreed to undertake and consent not to repeat the conduct of engaging in the unauthorized practice of dental hygiene without full registration with the College, to thoroughly review the requirements set out in the CDHBC Registrant's Handbook, and to successfully complete the JEM within ten days of signing the undertaking.

RELEVANT PROVISION OF ACT, REGULATION OR BYLAWS

Act, section 13; 33(4); 33(5); 33(6)(c); 36(1)(a) and (d); Bylaws, 47(1); Regulation, 3 and 5(a)

STATUS

Closed.