

**INQUIRY COMMITTEE  
RECORD OF DECISION**

**File Reference:** DH1591

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***ELEMENTS OF COMPLAINT***

On February 13, 2015, the College was made aware that a Registrant failed to have valid professional negligence insurance in place while holding full registration with the College.

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") with respect to the Registrant to determine whether the Registrant had engaged in the unauthorized practice of dental hygiene by failing to have valid professional negligence insurance in place as a full registrant contrary to 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 March 3, 2015, the CDHBC Registrar notified the Registrant of the investigation and requested the Registrant's response to the investigation, in accordance with s. 33(5) of the Act.

The Registrant provided a written response, in which s/he apologized for not having valid professional negligence insurance in place while holding a full practicing license. The Registrant advised that the failure to renew his/her professional negligence insurance was an oversight s/he has taken steps to prevent this from happening again in the future.

***COMMITTEE DECISION***

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At the conclusion of the investigation, the Inquiry Committee determined that the evidence established that the Registrant had failed to have valid professional negligence insurance in place at all times while holding full registration with the College and 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 during that period.

In accordance with section 36 of the *Health Professions Act*, 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 requiring the Registrant to undertake not to repeat the conduct of failing to have valid professional negligence insurance in place at all times while holding full registration with the College of Dental Hygienists of British Columbia, not to repeat the conduct of engaging in unauthorized practice of dental hygiene by failing to have valid professional negligence insurance in place as a full registrant, to review and thoroughly familiarize him/herself with requirements set out in the CDHBC Registrant's Handbook, to successfully complete the JEM within ten days of signing the consent order.

***RELEVANT PROVISION OF ACT, REGULATION OR BYLAWS***

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

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***STATUS***

Closed.