

INQUIRY COMMITTEE

RECORD OF DECISION

File Reference: DH1601

ELEMENTS OF COMPLAINT

On March 3, 2016, the College was made aware that a Registrant may have engaged in the unauthorized practice of dental hygiene between March 1, 2016 and March 2, 2016, after failing to renew his/her conditional registration by the renewal deadline, and may have practiced dental hygiene without valid professional negligence insurance in place between January 1, 2016 and March 1, 2016.

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 ss. 47(1) and 49 of the College bylaws.

On March 8, 2016, 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.

On March 10, 2016, the College confirmed delivery of the letter to the residence of the Registrant. No response was received.

COMMITTEE DECISION

At the conclusion of the investigation, the Inquiry Committee determined that this would be an appropriate case to seek a consent order under ss. 33(6) and 36 of the Act because the Registrant failed to have valid professional negligence insurance in place thereby engaging in unauthorized practice of dental hygiene between January 1, 2016 and March 2, 2016, and the Registrant had failed to renew his/her license with the College prior to its expiration on February 29, 2016. The Registrant continued to practice dental hygiene in an unauthorized manner and also failed to have valid professional negligence insurance in place.

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 registration, to review and thoroughly familiarize him/herself with requirements set out in the CDBHC College Bylaws, and 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)

STATUS

Closed.