

PART 8 – PROFESSIONAL RESPONSIBILITIES

DIVISION 1 – ETHICS AND PRACTICE STANDARDS

Ethics and practice standards

- 8.01** (1) The ethics standards and practice standards made under sections 70 and 72 of the Act are set out in Schedule “X”.
- (2) A licensee must not provide health services in a manner which exposes a patient to harm or a risk of harm, where in the circumstances no reasonable and competent licensee would provide health services in that manner pursuant to relevant standards.
- (3) Relevant standards under subsection (1) include uncodified standards generally-accepted within a licensee’s designated health profession and not superseded by any ethics standard or practice standard.

DIVISION 2 – LIMITS AND CONDITIONS ON CLASSES OF LICENCE

Limits and conditions – limited (restricted-to-specialty) dentist licensees

- 8.02** (1) A limited (restricted-to-specialty) dentist licensee
- (a) is a certified specialist in the recognized specialty in respect of which the licensee is granted a licence, and
- (b) may only
- (i) perform a restricted activity if it is included in the practice of the recognized specialty in which the licensee is a certified specialist, as determined in accordance with any applicable standards of practice, and
- (ii) review and direct a dental therapist’s provision of dental therapist services under section 8.04(a)(ii) if those services are included in the practice of the recognized specialty in which the licensee is a certified specialist.
- (2) Limited (restricted-to-specialty) dentist licensees must not imply or suggest they are, or hold themselves out as,
- (a) a full dentist licensee, or
- (b) qualified or entitled to practise as a full dentist licensee.

Limits and conditions – limited (academic) dentist licensees

- 8.03** (1) A limited (academic) dentist licensee
- (a) may only practise dentistry
- (i) during the term of the licensee’s appointment to a position referred to in section 6.07(b), and

- (ii) in a setting operated by or affiliated with the University of British Columbia or other post-secondary educational institution specified in section 6.07(b)(ii), and
- (b) must not practise dentistry on a fee-for-service basis.
- (2) Despite subsection (1), a limited (academic) dentist licensee may practise dentistry on a fee-for-service basis for up to 10 hours per calendar week in a setting that need not be operated by or affiliated with the University of British Columbia or other post-secondary educational institution specified in section 6.07(b)(ii) if the limited (academic) licensee
 - (a) was an academic member of the CDSBC under section 26(2) of the *Dentists Act* immediately before April 3, 2009,
 - (b) was an academic (grandparented) registrant of the CDSBC without interruption between April 3, 2009 and August 31, 2022,
 - (c) was a limited (academic) dentist registrant of the college without interruption between September 1, 2022 and the date these bylaws come into force, and
 - (d) has been a limited (academic) dentist licensee without interruption since these bylaws came into force.
- (3) If a limited (academic) dentist licensee's appointment to a position referred to in section 6.07(b) ends, the limited (academic) dentist licensee must immediately
 - (a) cease all practice of dentistry, and
 - (b) notify the registrar.

Limits and conditions – dental therapist licensees

8.04 A dental therapist licensee

- (a) may provide dental therapist services only
 - (i) in the course of fulfilling job duties in British Columbia as an employee or contractor of the First Nations Health Authority, a regional health authority or an Indigenous governing body, or if practising in a First Nations community or at a not-for-profit health care facility,
 - (ii) under the review and direction of a full dentist licensee or limited (restricted-to-specialty) dentist licensee who is in good standing, and
 - (iii) in accordance with standards of practice or standards of professional ethics, if any, respecting the review and direction referred to in subparagraph (ii), and
- (b) must not provide any services of dentistry other than dental therapist services, except as authorized under any applicable standards of practice or standards of professional ethics, including for greater certainty any standards of practice in respect of review and direction of dental therapist licensees, as referred to in paragraph (a)(iii).

Limits and conditions – limited (grandparented) denturist licensees

8.05 A limited (grandparented) denturist licensee may only carry out non-surgical intra-oral procedures to

- (a) make, repair, reline, replace or furnish complete dentures, and
- (b) replace teeth or make repairs to partial dentures and overdentures.

Limits and conditions – provisional licensees

8.06 A provisional licensee is not eligible to hold a provisional licence and must give notice under section 76(1)(a) of the Act, if

- (a) the licensee's provisional licence is not being used for the purpose specified in section 6.17(2)(a), or
- (b) the licensee is not fit to practice even when subject to such limits or conditions as the licence committee imposed under section 52(2) of the Act.

Limits and conditions – temporary licensees

8.07 Subject to any limits or conditions imposed under section 43 or 52 of the Act, during the period of time for which a temporary licence is issued under section 6.18(2), the temporary licensee may only do one or both of the following:

- (a) conduct or participate in education or training relating to the designated health profession in which the licensee has been issued a licence;
- (b) deliver an examination or assessment, that is sponsored by an agency approved by the licence committee.

DIVISION 3 – TITLES

Use of titles

8.08 A licensee may only use a title reserved for the exclusive use of licensees under the Oral Health Professionals Regulation or another title, word or abbreviation referred to in this Division, if

- (a) the licensee is licensed in a class of licensees authorized under this Part to use the title, word or abbreviation,
- (b) the practice authority of the licensee is not suspended, and
- (c) the licensee uses the title, word or abbreviation in a manner authorized under this Division.

Dental hygienist titles

- 8.09** (1) A dental hygienist licensee may use the titles “licensed dental hygienist” and “dental hygienist” and the abbreviation “LDH”.
- (2) A dental hygienist licensee who holds current certification to administer local anesthesia under section 7.02 may use the word “certified” in parentheses or the abbreviation “C” in parentheses together with and immediately following a title or abbreviation the licensee is authorized to use under subsection (1).
- (3) A provisional licensee in the designated health profession of dental hygiene may use a title or abbreviation specified in subsection (1) only if it is followed by the word “provisional” in parentheses.
- (4) A temporary licensee in the designated health profession of dental hygiene may use a title or abbreviation specified in subsection (1) only if it is followed by the word “temporary” in parentheses.

Dentist and dental therapist titles

- 8.10** (1) A full dentist licensee, limited (restricted-to-specialty) dentist licensee and limited (academic) dentist licensee may use the titles “dentist”, “dental surgeon” and, subject to section 5 of the Oral Health Professionals Regulation, “doctor”.
- (2) A provisional licensee in the designated health profession of dentistry may use a title specified in subsection (1) only if it is followed by the word “provisional” in parentheses.
- (3) A temporary licensee in the designated health profession of dentistry may use a title specified in subsection (1) only if it is followed by the word “temporary” in parentheses.
- (4) A dental therapist licensee may use the title “dental therapist”.
- (5) A provisional dental therapist licensee may use the title specified in subsection (4) only if it is followed by the word “provisional” in parentheses.

Specialty titles for dentists

- 8.11** (1) A certified specialist who is a full dentist licensee may use the titles “specialist”, “certified specialist”, “specialist in [*name of recognized specialty*]” and “certified specialist in [*name of recognized specialty*]”.
- (2) A certified specialist who is a limited (restricted-to-specialty) dentist licensee may use the titles “specialist, restricted to specialty”, “certified specialist, restricted to specialty”, “specialist, restricted to [*name of recognized specialty*]” or “certified specialist, restricted to [*name of recognized specialty*]”.
- (3) In addition to the titles identified in subsection (1) or (2), as applicable, a certified specialist in a recognized specialty may use any title approved by the board for use by certified specialists in that recognized specialty.
- (4) A limited (academic) dentist licensee may use the title “academic specialist” or “academic specialist in [*name of recognized specialty*]” if the limited (academic)

licensee holds a post-graduate degree or equivalent qualification in a recognized specialty.

Dental technician titles

- 8.12** (1) A dental technician licensee may use the titles “dental technician” and “licensed dental technician” and the abbreviation “LDT”.
- (2) A provisional licensee in the designated health profession of dental technology may use a title or abbreviation specified in subsection (1) only if it is followed by the word “provisional” in parentheses.
- (3) A temporary licensee in the designated health profession of dental technology may use a title or abbreviation specified in subsection (1) only if it is followed by the word “temporary” in parentheses.

Denturist titles

- 8.13** (1) A full denturist licensee or limited (grandparented) denturist licensee may use the titles “denturist” and “licensed denturist” and the abbreviation “LD”.
- (2) A provisional licensee in the designated health profession of denturism may use a title or abbreviation specified in subsection (1) only if it is followed by the word “provisional” in parentheses.
- (3) A temporary licensee in the designated health profession of denturism may use a title or abbreviation specified in subsection (1) only if it is followed by the word “temporary” in parentheses.

DIVISION 4 – LIABILITY INSURANCE

Liability insurance for licensees

- 8.14** (1) The following licensees must be insured against liability arising from an error, omission, or negligent act in the provision of health services included in the practice of dental hygiene in an amount of at least \$1,000,000 per occurrence:
- (a) a dental hygienist licensee;
 - (b) a temporary licensee in the designated health profession of dental hygiene.
- (2) The following licensees must be insured against liability arising from an error, omission, or negligent act in the provision of health services included in the practice of dentistry in an amount of at least \$3,000,000 per occurrence:
- (a) a full dentist licensee;
 - (b) a limited (restricted-to-specialty) dentist licensee;
 - (c) a limited (academic) dentist licensee;
 - (d) a dental therapist licensee;
 - (e) a temporary licensee in the designated health profession of dentistry.

- (3) The following licensees must be insured against liability arising from an error, omission, or negligent act in the provision of health services included in the practice of dental technology in an amount of at least \$1,000,000 per occurrence:
 - (a) a dental technician licensee;
 - (b) a temporary licensee in the designated health profession of dental technology.
- (4) The following licensees must be insured against liability arising from an error, omission, or negligent act in the provision of health services included in the practice of denturism in an amount of at least \$2,000,000 per occurrence:
 - (a) a full denturist licensee;
 - (b) a limited (grandfathered) denturist licensee;
 - (c) a temporary licensee in the designated health profession of denturism.
- (5) Insurance obtained by a licensee further to one of subsections (1) to (4) must
 - (a) be in a form that is satisfactory to the college, and
 - (b) apply to health services included in the practice of the licensee's designated health profession that are provided by
 - (i) the licensee, or
 - (ii) a person who is not a licensee but is employed to provide those services by
 - (A) the licensee, or
 - (B) a health profession corporation in which the licensee is a director or shareholder.

DIVISION 5 – DUTY TO NOTIFY REGISTRAR

Notice of change in business information

- 8.15** (1) A licensee must give written notice to the registrar under section 76(2) of the Act within 14 days of any change to the licensee's business contact information.
- (2) For the purposes of subsection (1) a licensee's business contact information includes, the following:
- (a) the name the licensee uses for practice;
 - (b) the mailing address for each facility where the licensee practises;
 - (c) each telephone number the licensee uses for practice;
 - (d) each email address the licensee uses for practice.

Certificate of professional conduct

- 8.16** Under section 81(1)(a)(iii) of the Act, a certificate of professional conduct must also certify the following:

- (a) either
 - (i) that the holder is not the subject of an investigation, review or other proceeding underway in the applicable jurisdiction, which
 - (A) is in relation to the practice of the health profession, and
 - (B) could result in an order in the nature of a disciplinary order, or
 - (ii) if the holder is subject to such an investigation, review or other proceeding underway in the applicable jurisdiction, the particulars of the investigation, review or other proceeding, including the particulars of any order in the nature of a disciplinary order that could result from the investigation, review or other proceeding;
- (b) if, contrary to section 81(1)(a)(ii) of the Act, the holder is, or has been, subject to an order that is in the nature of a disciplinary order in relation to the practice of the health profession in the applicable jurisdiction, the particulars of the order, including the reasons why the order was made and what disciplinary or remedial action was taken against the holder as a result of the order;
- (c) either
 - (i) that the holder did not voluntarily relinquish the entitlement to practise the health profession in the applicable jurisdiction with the effect of preventing the commencement or completion of an investigation, review or other proceeding which could have resulted in an order in the nature of a disciplinary order in relation to the practice of the health profession, or
 - (ii) if the holder did voluntarily relinquish the entitlement to practise the health profession in the applicable jurisdiction as described in subparagraph (i), the particulars of the investigation, review or other proceeding that was prevented from being commenced or completed.

DIVISION 6 – COLLEGE ACCESS TO LICENSEE RECORDS

Inspection and copying of records

- 8.17** A licensee must make all records created or obtained in the course of providing health services, and any written or electronic information relevant to those records, available for inspection at reasonable hours by representatives of the college and must permit the representatives to make copies of those records or to remove them temporarily for the purposes of making copies.