

GENERAL ASSEMBLY OF NORTH CAROLINA
1995 SESSION

CHAPTER 584
SENATE BILL 555

AN ACT TO INCREASE THE MAXIMUM FEES THAT THE NORTH CAROLINA STATE BOARD OF DENTAL EXAMINERS MAY ASSESS, TO MOVE FEE AUTHORIZATIONS FROM SEPARATE SECTIONS TO A GENERAL FEE SECTION, TO ELIMINATE A FEE THAT IS NOT NEEDED, AND TO UPDATE STATUTORY LANGUAGE ON BOARD ANNUAL MEETINGS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 90-39 reads as rewritten:

"§ 90-39. Fees.

In order to provide the means of carrying out and enforcing the provisions of this Article and the duties devolving upon the North Carolina State Board of Dental Examiners, it is authorized to charge and collect fees established by its rules and regulations not exceeding the following:

- (1) Each application for general dentistry examination ~~\$200.00~~ \$500.00
- (2) Each general dentistry license renewal, which fee shall be annually fixed by the Board and not later than November 30 of each year it shall give written notice of the amount of the renewal fee to each dentist licensed to practice in this State by mailing such notice to the last address of record with the board of each such dentist ~~75.00~~ 140.00
- (2a) Penalty for late renewal of any license or permit 50.00
- (3) Each provisional license ~~75.00~~ 150.00
- (4) Each intern permit or renewal thereof ~~75.00~~ 150.00
- (5) Each certificate of license to a resident dentist desiring to change to another state or territory ~~25.00~~ 30.00
- ~~(6) Each license issued to a practitioner of another state or territory to practice in this State 125.00~~
- (7) Each license to resume the practice issued to a dentist who has retired from and returned to this State ~~125.00~~ 300.00
- (8) Each instructor's license or renewal thereof ~~75.00~~ 140.00
- (9) With each renewal of a dentistry license, an annual fee to help fund special peer review organizations for impaired dentists 50.00

- (10) Each duplicate of any license, permit, or certificate issued by the Board.....25.00
- (11) Each office inspection for general anesthesia and parenteral sedation permits.....350.00
- (12) Each general anesthesia and parenteral sedation permit application or renewal of permit..... 50.00."

Sec. 2. G.S. 90-30.1 reads as rewritten:

"§ 90-30.1. Standards for general anesthesia and parenteral sedation; fees authorized.

The North Carolina Board of Dental Examiners may establish by regulation reasonable education, training, and equipment standards for safe administration and monitoring of general anesthesia and parenteral sedation for outpatients in the dental setting. Regulatory standards may include a permit process for general anesthesia and parenteral sedation by dentists. The requirements of any permit process adopted under the authority of this section must include provisions that will allow a dentist to qualify for continued use of general anesthesia, if he or she is licensed to practice dentistry in North Carolina and shows the Board that he or she has been utilizing general anesthesia in a competent manner for the five years preceding July 1, 1988, and his or her office facilities pass an on-site examination and inspection by qualified representatives of the Board. In order to provide the means of regulating general anesthesia and parenteral sedation, including examination and inspection of dental offices involved, the Board may charge and collect fees established by its rules ~~and regulations not exceeding fifty dollars (\$50.00)~~ for each permit ~~application and application~~, each annual permit renewal, and ~~not exceeding three hundred fifty dollars (\$350.00)~~ for each office ~~inspection~~. inspection in an amount not to exceed the maximum fee amounts set forth in G.S. 90-39."

Sec. 3. G.S. 90-31 reads as rewritten:

"§ 90-31. Annual renewal of licenses.

The laws of North Carolina now in force, having provided for the annual renewal of any license issued by the North Carolina State Board of Dental Examiners, it is hereby declared to be the policy of this State, that all licenses heretofore issued by the North Carolina State Board of Dental Examiners or hereafter issued by said Board are subject to annual renewal and the exercise of any privilege granted by any license heretofore issued or hereafter issued by the North Carolina State Board of Dental Examiners is subject to the issuance on or before the first day of January of each year of a certificate of renewal of license.

On or before the first day of January of each year, each dentist engaged in the practice of dentistry in North Carolina shall make application to the North Carolina State Board of Dental Examiners and receive from said Board, subject to the further provisions of this section and of this Article, a certificate of renewal of said license.

The application shall show the serial number of the applicant's license, his full name, address and the county in which he has practiced during the preceding year, the date of the original issuance of license to said applicant and such other information as the said

Board from time to time may prescribe, at least six months prior to January 1 of any year.

If the application for such renewal certificate, accompanied by the fee required by this Article, is not received by the Board before January 31 of each year, an additional fee of ~~ten dollars (\$10.00)~~ shall be charged for renewal certificate. The maximum penalty fee for late renewal is set forth in G.S. 90-39. If such application, accompanied by the renewal fee, plus the additional fee, is not received by the Board before March 31 of each year, every person, thereafter continuing to practice dentistry without having applied for a certificate of renewal shall be guilty of the unauthorized practice of dentistry and shall be subject to the penalties prescribed by G.S. 90-40."

Sec. 4. G.S. 90-35 reads as rewritten:

"§ 90-35. Duplicate licenses.

When a person is a holder of a license to practice dentistry in North Carolina or the holder of a certificate of renewal of license, he may make application to the North Carolina State Board of Dental Examiners for the issuance of a copy or a duplicate thereof accompanied by a fee of ~~five dollars (\$5.00)~~ that shall not exceed the maximum fee for a duplicate license or certificate set forth in G.S. 90-39. Upon the filing of the application and the payment of the fee, the said Board shall issue a copy or duplicate."

Sec. 5. G.S. 90-26 reads as rewritten:

"§ 90-26. Annual and special meetings.

The North Carolina State Board of Dental Examiners shall meet annually on ~~the fourth Monday in June of each year at such~~ the date and at the time and place as may be determined by the Board, and at such other ~~times~~ dates, times, and places as may be determined by action of the Board or by any majority of the members thereof. Notice of the date, time, and place of the annual meeting and of the ~~time, date, time, and place~~ of any special or called meeting shall be given in writing, by registered or certified mail or personally, to each member of the Board at least 10 days prior to said meeting; provided the requirements of notice may be waived by any member of the Board. At the annual meeting or at any special or called meeting, the said Board shall have the power to conduct examination of applicants and to transact such other business as may come before it, provided that in case of a special meeting, the purpose for which said meeting is called shall be stated in the notice."

Sec. 6. This act is effective upon ratification.

In the General Assembly read three times and ratified this the 20th day of June, 1996.

Dennis A. Wicker
President of the Senate

Harold J. Brubaker
Speaker of the House of Representatives