

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S

2

SENATE BILL 555  
Second Edition Engrossed 4/19/95

Short Title: Board of Dental Examiners Fees/AB.

(Public)

---

Sponsors: Senator Sherron.

---

Referred to: Finance

---

April 3, 1995

A BILL TO BE ENTITLED

1 AN ACT TO INCREASE THE MAXIMUM FEES THAT THE NORTH CAROLINA  
2 STATE BOARD OF DENTAL EXAMINERS MAY ACCESS, TO MOVE FEE  
3 AUTHORIZATIONS FROM SEPARATE SECTIONS TO A GENERAL FEE  
4 SECTION, TO ELIMINATE A FEE THAT IS NOT NEEDED, AND TO UPDATE  
5 STATUTORY LANGUAGE ON BOARD ANNUAL MEETINGS.  
6

7 The General Assembly of North Carolina enacts:

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

9 **"§ 90-39. Fees.**

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

14 (1) Each application for general dentistry  
15 examination ~~\$200.00~~ \$500.00

16 (2) Each general dentistry license renewal, which fee shall be annually  
17 fixed by the Board and not later than November 30 of each year it shall  
18 give written notice of the amount of the renewal fee to each dentist

1 licensed to practice in this State by mailing such notice to the last  
2 address of record with the board of each such  
3 dentist ~~75.00-140.00~~

4 (2.1) Penalty for late renewals 50.00

5 (3) Each provisional license ~~75.00-150.00~~

6 (4) Each intern permit or renewal thereof ~~75.00-150.00~~

7 (5) Each certificate of license to a resident dentist desiring to change to  
8 another state or territory ~~25.00-30.00~~

9 ~~(6) Each license issued to a practitioner of another state or territory to  
10 practice in this State 125.00~~

11 (7) Each license to resume the practice issued to a dentist who has  
12 retired from and returned to this State ~~125.00-300.00~~

13 (8) Each instructor's license or renewal  
14 thereof ~~75.00-140.00~~

15 (9) With each renewal of a dentistry license, an annual fee to help fund  
16 special peer review organizations for impaired dentists 50.00

17 (10) Each duplicate of any license, permit, or certificate issued by the  
18 Board 25.00

19 (11) Each office inspection for general anesthesia and parenteral sedation  
20 permits 350.00

21 (12) Each general anesthesia and parenteral sedation permit application  
22 or renewal of permit 50.00."

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

24 **"§ 90-30.1. Standards for general anesthesia and parenteral sedation; fees  
25 authorized.**

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

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

43 **"§ 90-31. Annual renewal of licenses.**

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

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

13 The application shall show the serial number of the applicant's license, his full name,  
14 address and the county in which he has practiced during the preceding year, the date of  
15 the original issuance of license to said applicant and such other information as the said  
16 Board from time to time may prescribe, at least six months prior to January 1 of any year.

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

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

26 "**§ 90-35. Duplicate licenses.**

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

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

34 "**§ 90-26. Annual and special meetings.**

35 The North Carolina State Board of Dental Examiners shall meet annually on ~~the fourth~~  
36 ~~Monday in June of each year at such~~ the date and at the time and place as may be  
37 determined by the Board, and at such other times—dates, times, and places as may be  
38 determined by action of the Board or by any majority of the members thereof. Notice of  
39 the date, time, and place of the annual meeting and of the time, date, time, and place of  
40 any special or called meeting shall be given in writing, by registered or certified mail or  
41 personally, to each member of the Board at least 10 days prior to said meeting; provided  
42 the requirements of notice may be waived by any member of the Board. At the annual  
43 meeting or at any special or called meeting, the said Board shall have the power to

1 conduct examination of applicants and to transact such other business as may come  
2 before it, provided that in case of a special meeting, the purpose for which said meeting is  
3 called shall be stated in the notice."

4           Sec. 6. This act is effective upon ratification.