

1 21 NCAC 16B .0318 is adopted under emergency procedures as follows:

2
3 **21 NCAC 16B .0318 TEMPORARY LIMITED LICENSE DURING STATE OF EMERGENCY**

4 (a) An individual shall be eligible for a temporary limited dental license during a state of emergency, subject to the
5 requirements and limitations set out in this Rule, if he or she:

- 6 (1) is a graduate of and has a DMD or DDS degree from a dental school or program accredited by the
7 Commission on Dental Accreditation of the American Dental Association;
8 (2) satisfies the requirements set out in Rules .0301(a), (b), and (c)(1)-(2) of this Subchapter;
9 (3) satisfies the examination requirements in Rule .0303(a) of this Subchapter; and
10 (4) achieves a passing score on the examination administered by the Joint Commission on National
11 Dental Examinations as set out in Rule .0303(b) of this Subchapter.

12 (b) A temporary limited dental license shall not be granted to an individual who:

- 13 (1) is licensed to practice dentistry in any jurisdiction;
14 (2) lacks good moral character;
15 (3) has been disciplined by any dental board or other licensing body in another state or country; or
16 (4) has completed and failed the clinical examinations required by Rule .0303(b) of this Subchapter or
17 any other clinical examinations accepted by another jurisdiction.

18 (c) An applicant for a temporary limited dental license under this Rule shall submit to the Board:

- 19 (1) a notarized application form provided by the Board at www.ncdentalboard.org that includes the
20 information and materials required by Rule .0301(a) of this Subchapter;
21 (2) the nonrefundable application fee set forth in 21 NCAC 16M .0101;
22 (3) a letter from the dean of the dental school or program satisfying the requirements of Subparagraph
23 (a)(1) of this Rule, confirming:
24 (A) the applicant is a graduate of the dental school or program; and
25 (B) the applicant is competent to practice dentistry under the supervision of a North Carolina
26 licensed dentist; and
27 (4) a statement disclosing and explaining any investigations, malpractice claims, or state or federal
28 agency complaints, judgments, or settlements that are related to licensure and are not disclosed
29 elsewhere in the application.

30 (d) In addition to the requirements of Paragraph (c) of this Rule, an applicant for a temporary limited dental license
31 shall request the applicable entity to provide the following required information or documents to the Board office,
32 with each document in an unopened envelope sealed by the entity involved:

- 33 (1) the information or documents as set out in Rule .0301(c)(1) and (2) of this Subchapter;
34 (2) examination scores on the examination administered by the Joint Commission on National Dental
35 Examinations as set out in Rule .0303(b) of this Subchapter; and

1 (3) examination scores on the clinical examinations required by Rule .0303(b) of this Subchapter or any
2 other clinical examinations accepted by another jurisdiction if the applicant has taken all or any
3 portion of a clinical examination prior to submitting the application.

4 (e) The Board shall receive all information and documentation set forth in Paragraphs (c) and (d) of this Rule and the
5 applicant's passing scores on all examinations required by Rule .0303(a) of this Subchapter for the application to be
6 complete. Applications that are not completed within one year of being submitted to the Board shall be disregarded
7 as expired without a refund of the application fee.

8 (f) The licensee practicing pursuant to a temporary limited dental license granted under this Rule shall practice under
9 the direct supervision of a North Carolina licensed dentist, who shall:

10 (1) supervise the functions performed by the licensee;

11 (2) employ and supervise no more than two temporary licensee dentists at the same time; and

12 (3) be responsible for all consequences or results arising from the temporary licensee's practice of
13 dentistry.

14 The temporary limited dental license shall not take effect until the Board receives a letter from a North Carolina
15 licensed dentist stating he or she will supervise and be responsible for the licensee in accordance with this Paragraph.

16 The temporary licensee shall maintain documentation of any additional dentists under whose supervision the licensee
17 practices, including a signed statement from each dentist agreeing to supervise the licensee and be responsible for all
18 consequences or results arising from the temporary licensee's practice of dentistry. The licensee shall provide the
19 documentation to the Board at its request.

20 (g) A temporary limited dental license granted under this Rule shall be in effect until the earlier of:

21 (1) the applicant completes the clinical examinations required by Rule .0303(b) of this Subchapter and
22 receives passing scores, in which event the applicant's temporary dental license shall be converted
23 to a dental license under Rule .0301 of this Subchapter as of the date the passing scores are provided
24 to the Board by the testing agency;

25 (2) the applicant completes the clinical examinations required by Rule .0303(b) of this Subchapter or
26 any other clinical examinations accepted by another jurisdiction and receives failing scores, in which
27 event the applicant shall promptly notify the Board and the applicant's temporary dental license shall
28 expire as of the date the failing scores are issued; or

29 (3) one year from the date the temporary limited dental license is issued.

30 (h) Any applicant who changes his or her address shall notify the Board office in writing within 10 business days.

31 (i) Any license obtained through fraud or by any false representation shall be revoked.

32
33 *History Note:* *Authority G.S. 90-28; 90-28.5, 90-30; 90-39; S.L. 2020-3, s. 4.38; S.L. 2020-97, s. 3.20;*
34 *Emergency Adoption Eff. May 22, 2020 to expire pursuant to S.L. 2020-3, s. 4.38.(e);*
35 *Emergency Adoption Expired Eff. August 1, 2020 pursuant to S.L. 2020-3, s. 4.38.(e);*
36 *Emergency Adoption Eff. _____.*
37