

NORTH CAROLINA GENERAL ASSEMBLY
1961 SESSION

CHAPTER 446
SENATE BILL 228

1 AN ACT TO AMEND ARTICLE 2 OF CHAPTER 90 OF THE GENERAL STATUTES OF
2 NORTH CAROLINA RELATING TO THE PRACTICE OF DENTISTRY.

3
4 The General Assembly of North Carolina do enact:

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6 **Section 1.** G.S. 90-26 is amended by striking out the second sentence thereof and
7 substituting therefor the following sentence:

8 "Notice of the place of the annual meeting and of the time and place of any special or called
9 meeting shall be given in writing, by registered or certified mail or personally, to each member
10 of the Board at least ten (10) days prior to said meeting; provided the requirements of notice
11 may be waived by any member of the Board."

12 **Sec. 2.** G.S. 90-29(5) is amended by deleting from the second line thereof the
13 words "The North Carolina Dental Society" and inserting in lieu thereof the words: "organized
14 dental societies".

15 **Sec. 3.** G.S. 90-29.1 is amended by striking out the second sentence thereof and
16 substituting therefor the following sentence:

17 "A person, firm, or corporation so employed or engaged, when constructing or repairing
18 such dentures, bridges, or replacements, exclusively, directly, and solely on the written work
19 order of a licensed member of the dental profession as hereafter provided, and not for the
20 public or any part thereof, shall not be deemed or considered to be practicing dentistry as
21 defined in this Article."

22 **Sec. 4.** G.S. 90-29.1 is further amended by inserting a new sentence after the fourth
23 sentence ending in the word "business", in line 27 thereof, to read as follows:

24 "Announcements in business and telephone directories shall be limited to name and address
25 and telephone number and shall not occupy more than the number of lines necessary to disclose
26 that information."

27 **Sec. 5.** Article 2, Chapter 90, of the General Statutes is amended by adding a new
28 Section, immediately following G.S. 90-29.1, to be designated as G.S. 90-29.2, and to read as
29 follows:

30 **"G.S. 90-29.2. Requirements in respect to written work orders – penalty.** (1) Any licensed
31 dentist who employs or engages the services of any person, firm or corporation to construct or
32 repair, extraorally, prosthetic dentures, bridges, orthodontic appliance, or other replacements,
33 for a part of a tooth, a tooth or teeth, shall furnish such person, firm or corporation with a
34 written work order on forms prescribed by the North Carolina State Board of Dental Examiners
35 which shall contain: (a) The name and address of the person, firm, or corporation to which the
36 work order is directed, (b) The patient's name or identification number. If a number is used, the
37 patient's name shall be written upon the duplicate copy of the work order retained by the
38 dentist, (c) The date on which the work order was written, (d) A description of the work to be
39 done, including diagrams if necessary, (e) A specification of the type and quality of materials to
40 be used, (f) The signature of the dentist and the number of his license to practice dentistry.

41 "(2) The person, firm or corporation receiving a work order from a licensed dentist shall
42 retain the original work order and the dentist shall retain a duplicate copy thereof for inspection

1 at any reasonable time by the North Carolina State Board of Dental Examiners or its duly
2 authorized agents, for a period of two years in both cases.

3 "(3) If the person, firm or corporation receiving a written work order from a licensed
4 dentist engages another person, firm or corporation (hereinafter referred to as 'subcontractor') to
5 perform some of the services relative to such work order, he or it shall furnish a written
6 subwork order with respect thereto on forms prescribed by the North Carolina State Board of
7 Dental Examiners which shall contain: (a) The name and address of the subcontractor, (b) A
8 number identifying the subwork order with the original work order, which number shall be
9 endorsed on the work order received from the licensed dentist, (c) The date on which the
10 subwork order was written, (d) A description of the work to be done by the subcontractor,
11 including diagrams if necessary, (e) A specification of the type and quality of materials to be
12 used, (f) The signature of the person, firm or corporation issuing the subwork order. The
13 subcontractor shall retain the subwork order and the issuer thereof shall retain a duplicate copy,
14 attached to the work order received from the licensed dentist, for inspection by the North
15 Carolina State Board of Dental Examiners or its duly authorized agents, for a period of two
16 years in both cases.

17 "(4) Any licensed dentist who: (a) employs or engages the services of any person, firm
18 or corporation to construct or repair extraorally, prosthetic dentures, bridges, or other dental
19 appliances without first providing such person, firm, or corporation with a written work order;
20 or (b) fails to retain a duplicate copy of the work order for two years; or (c) refuses to allow the
21 North Carolina State Board of Dental Examiners to inspect his files of work orders is guilty of
22 a misdemeanor and the North Carolina State Board of Dental Examiners may revoke or
23 suspend his license therefor.

24 "(5) Any such person, firm, or corporation, who: (a) furnishes such services to any
25 licensed dentist without first obtaining a written work order therefor from such dentist; or (b)
26 acting as a subcontractor as described in (3) above, furnishes such services to any person, firm
27 or corporation, without first obtaining a written subwork order from such person, firm or
28 corporation; or (c) fails to retain the original work order or subwork order, as the case may be,
29 for two years; or (d) refuses to allow the North Carolina State Board of Dental Examiners or its
30 duly authorized agents, to inspect his or its files of work orders or subwork orders, shall be
31 guilty of a misdemeanor."

32 **Sec. 6.** G.S. 90-31 is amended by striking out the word and figure "June 30" in line
33 five, in the last paragraph of the Section and inserting in lieu thereof the word and figure
34 "March 31".

35 **Sec. 7.** G.S. 90-35 is amended by striking out the words "two dollars" in line five
36 thereof and inserting in lieu thereof the words "five dollars".

37 **Sec. 8.** G.S. 90-39 is amended by striking from subsection (2) the words and figures
38 "Five Dollars (\$5.00)" and inserting in lieu thereof the words and figures "Eight Dollars
39 (\$8.00)".

40 **Sec. 9.** All laws and clauses of laws in conflict with this Act are hereby repealed.

41 **Sec. 10.** This Act shall be in full force and effect from and after July 1, 1961.

42 In the General Assembly read three times and ratified, this the 17th day of May,
43 1961.