

**WEST VIRGINIA
SECRETARY OF STATE
NATALIE E. TENNANT
ADMINISTRATIVE LAW DIVISION**

Form #4

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2013 NOV 22 PM 12:14

OFFICE OF WEST VIRGINIA
SECRETARY OF STATE

NOTICE OF RULE MODIFICATION OF A PROPOSED RULE

AGENCY: West Virginia Board of Dentistry TITLE NUMBER: 5

CITE AUTHORITY: §30-1-6 and §30-4-6

AMENDMENT TO AN EXISTING RULE: YES NO

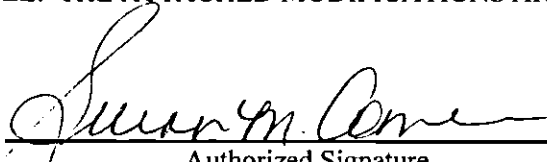
IF YES, SERIES NUMBER OF RULE BEING AMENDED: 3

TITLE OF RULE BEING AMENDED: Fees Established by the Board

IF NO, SERIES NUMBER OF RULE BEING PROPOSED: _____

TITLE OF RULE BEING PROPOSED: _____

THE ABOVE PROPOSED LEGISLATIVE RULES, FOLLOWING REVIEW BY THE LEGISLATIVE RULE MAKING REVIEW COMMITTEE, IS HEREBY MODIFIED AS A RESULT OF REVIEW AND COMMENT BY THE LEGISLATIVE RULE MAKING REVIEW COMMITTEE. THE ATTACHED MODIFICATIONS ARE FILED WITH THE SECRETARY OF STATE.


Authorized Signature

TITLE 5
LEGISLATIVE RULE
WEST VIRGINIA BOARD OF ~~DENTAL EXAMINERS~~ DENTISTRY

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SERIES 3
FEES ESTABLISHED BY THE BOARD

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OFFICE OF THE VIRGINIA
SECRETARY OF STATE

§5-3-1. General.

- 1.1. Scope. -- This legislative rule establishes fees for the Board of ~~Dental Examiners~~ Dentistry.
- 1.2. Authority. -- W. Va. Code §§30-1-6 and 30-4-6.
- 1.3. Filing Date. --
- 1.4. Effective Date. --

§5-3-2. Schedule of Fees for Dentists.

2.1. Dental Licensure Application	\$185.00
2.2. Re-examination fee for Dentists (Law Exam)	\$20.00
2.3. Out of State Dentist - Dental Licensure Application	\$200.00
2.4. Temporary Permit	\$200.00
2.5. Dental Intern/Dental Residency Permit	\$200.00
2.6. Teaching Permit	\$200.00
2.7. Investigation of Qualification for Temporary, Dental Intern/Dental Residency or Teaching Permits	\$50.00
2.8. Annual Information & Renewal fee for a Dentist	\$185.00

§5-3-3. Schedule of fees for Specialty Licensure for Dentists.

3.1. Dental Specialty Licensure Application	\$300.00
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§5-3-4 Schedule of Fees for Hygienists.

4.1. Dental Hygiene Licensure Application	\$75.00
4.2. Re-examination fee for Dental Hygienists (Law Exam)	\$20.00
4.3. Out of State Dental Hygienist - Dental Hygienist Licensure Application	\$100.00
4.4. Temporary Permit	\$100.00

4.5. Teaching Permit	\$100.00
4.6. Investigation of Qualification for Temporary, or Teaching Permits	\$50.00
4.7. Annual Information & Renewal fee for a Dental Hygienist	\$75.00
4.8 Annual Information & Renewal fee for a Dental Hygienists employed by a public health agency	\$65.00
4.9. Local Anesthesia Certificate Application fee	\$50.00
4.10. Nitrous Oxide Monitoring Certificate Application fee	\$50.00
4.11. Bleaching Certificate Application fee	\$25.00
4.12. General Supervision Application fee	\$100.00
4.13. Public Health Practice Application fee	\$25.00
4.14. Annual Renewal fee of Local Anesthesia Certificate	\$25.00
4.15. Annual Renewal fee of General Supervision Certificate	\$50.00
4.16. Annual Renewal fee of Public Health Practice Certificate	\$25.00

§5-3-5. Schedule of Fees for Dental Assistants.

5.1. Nitrous Oxide Monitoring Certificate Application fee	\$25.00
5.2. Orthodontic and/or Restorative Expanded Duties Certificate Application fee	\$25.00

§5-3-6. Schedule of Fees for Dental Corporations.

6.1. Application to Form a Dental Corporation	\$250.00
6.2. Annual renewal fee for a Dental Corporation	\$150.00
<u>6.3. Authorization of a Name Change</u>	<u>\$25.00</u>

§5-3-7. Schedule of fees for Anesthesia.

7.1. Class Two Certification Application Fee	\$50.00
7.2. Class Two Certification Renewal Fee	\$15.00
7.3. Class Three or Four Permit Application Fee	\$900.00
7.4. Class Three or Four Permit Renewal Fee	\$300.00

7.5. Qualified Monitor Application Fee	\$50.00
7.6. Qualified Monitor Annual Renewal Fee	\$25.00
7.7. Facility Inspection	\$200.00

§5-3-8. Schedule of fees for Professional Limited Liability Companies.

8.1 Application to Form a Dental Professional Limited Liability Company	\$250.00
8.2. Annual Renewal fee for a Professional Limited Liability Company	\$175.00
8.3. <u>Authorization of a Name Change</u>	<u>\$25.00</u>

§5-3-9. Schedule of fees for Mobile Dental Facilities and Portable Dental Units.

<u>9.1. Mobile Dental Facility Permit Application fee</u>	<u>\$1,500.00</u>
<u>9.2. Mobile Dental Facility Permit Application fee for Non-Profits</u>	<u>\$250.00</u>
<u>9.3. Mobile Dental Facility Permit Renewal fee</u>	<u>\$1,000.00</u>
<u>9.4. Mobile Dental Facility Permit Renewal Fee for Non-Profits</u>	<u>\$250.00</u>
<u>9.5. Portable Dental Unit Permit Application fee</u>	<u>\$500.00</u>
<u>9.6. Portable Dental Unit Permit Application fee for Non-Profits</u>	<u>\$50.00</u>
<u>9.7. Portable Dental Unit Permit Renewal fee</u>	<u>\$250.00</u>
<u>9.8. Portable Dental Unit Permit Renewal fee for Non-Profits</u>	<u>\$50.00</u>

§5-3-910. Schedule for Miscellaneous Fees.

910.1. Verification of Licensure to another State (Charge for licensee)	\$25.00
910.2. Verification of Licensure (other entities)	\$25.00 per name
910.3. Course approval application fee	\$100.00
910.4. Duplicate renewal license	\$5.00
910.5. Duplicate wall certificate	\$10.00
910.6. Roster of Active Dental or Hygiene Licensees or Hygiene or Assistant Expanded Duties Certificate Holders (paper, email or cd)	\$100.00 per list

910.7. Roster of Active Dental or Hygiene Licensees or Hygiene or Assistant Expanded Duties Certificate Holders(labels)	\$200.00 per list
910.8. Roster of Active Dental or Hygiene Licensees or Hygiene or Assistant Expanded Duties Certificate Holders (one county, one dental specialty, etc.) (paper, email or labels)	\$10.00 per list
910.9. Miscellaneous Copies (first page) additional pages	\$3.00 \$0.25
910.10.Retrieval Fee	\$25.00

§5-3-~~10~~11. Late Renewal and Late Continuing Education Fees

~~10~~11.1. Any Dental, Dental Specialty, Hygiene, Anesthesia, Corporation, PLLC, etc. that fail to renew by the specified renewal date, shall be assessed a penalty fee equal to the renewal fee, in addition to other conditions of renewal as set forth by statute or rule.

~~10~~11.2. Any Licensee that fails to report their continuing education requirements as set forth by statute or rule by the required reporting date shall be assessed a penalty fee equal the annual renewal fee of the licensee.

§5-3-~~11~~12. Returned Checks.

~~11~~12.1. Returned Check Charge \$25.00

~~11~~ 12.2. Failure to replace renewal or application fees due to a returned check and pay the returned check charge shall constitute grounds for denial, revocation or suspension of a license.

§5-3-~~12~~13. Non Refundable.

~~12~~13.1. All fees are non-refundable.

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November 21, 2013

Mrs. Judy Cooper
Office of the Secretary of State
Administrative Law Division
Building 1, Suite 157-K
1900 Kanawha Blvd., East
Charleston, WV 25305

RE: 5CSR3

Dear Mrs. Cooper:

Enclosed please find a Notice of Rule Modification of Proposed Rule to be filed with your office and copies for the Legislative Rule-Making Review Committee. Please place the same on the State Register and return to us a copy of the same with the filing date shown for our records. Should additional information be needed please do not hesitate to contact this office.

Thank you in advance for your help and cooperation, the Board greatly appreciates it.

Very truly yours,

SUSAN M. COMBS
Assistant Executive Secretary

Enclosures