

**WEST VIRGINIA
SECRETARY OF STATE
BETTY IRELAND
ADMINISTRATIVE LAW DIVISION**

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WEST VIRGINIA
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Form #6

**NOTICE OF FINAL FILING AND ADOPTION OF A LEGISLATIVE RULE AUTHORIZED
BY THE WEST VIRGINIA LEGISLATURE**

AGENCY: West Virginia Board of Dental Examiners TITLE NUMBER: 5

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 RULE HAS BEEN AUTHORIZED BY THE WEST VIRGINIA LEGISLATURE.

AUTHORIZATION IS CITED IN (house or senate bill number) SB 299

SECTION §64-9-4(a), PASSED ON March 11, 2006

THIS RULE IS FILED WITH THE SECRETARY OF STATE. THIS RULE BECOMES EFFECTIVE ON THE
FOLLOWING DATE: April 18, 2006

Marek L. Hamman
Authorized Signature

\$3.70

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WEST VIRGINIA
SECRETARY OF STATE

**TITLE 5
LEGISLATIVE RULE
WEST VIRGINIA BOARD OF DENTAL EXAMINERS
SERIES 3
FEES ESTABLISHED BY THE BOARD**

§5-3-1. General.

- 1.1. Scope. -- This legislative rule establishes fees for the Board of Dental Examiners.
- 1.2. Authority. -- W. Va. Code §§30-1-6 and 30-4-6.
- 1.3. Filing Date. -- April 18, 2006
- 1.4. Effective Date. -- April 18, 2006

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

2.1. Dental Licensure Application	\$150.00
2.2. Re-examination fee for Dentists (Law Exam)	\$20.00
2.3. Out of State Dentist - Dental Licensure Application	\$150.00
2.4. Temporary Permit	\$150.00
2.5. Dental Intern/Dental Residency Permit	\$100.00
2.6. Teaching Permit	\$150.00
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	\$150.00

§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	\$60.00
4.2. Re-examination fee for Dental Hygienists (Law Exam)	\$20.00

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4.3. Out of State Dental Hygienist - Dental Hygienist Licensure Application	\$60.00
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	\$65.00
4.8. Local Anesthesia Certificate Application fee	\$25.00
4.9. Nitrous Oxide Monitoring Certificate Application fee	\$25.00
4.10. Bleaching Certificate Application fee	\$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	\$200.00
6.2. Annual renewal fee for a Dental Corporation	\$150.00

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

7.1. Class Two Certification Application Fee	\$50.00
7.2. Class Two Certification Renewal Fee	\$25.00
7.3. Class Three or Four Permit Application Fee	\$600.00
7.4. Class Three or Four Permit Renewal Fee	\$200.00

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

8.1 Application to Form a Dental Professional Limited Liability Company	\$200.00
8.2. Annual Renewal fee for a Professional Limited Liability Company	\$150.00

§5-3-9. Schedule for Miscellaneous Fees.

9.1. Verification of Licensure to another State (Charge for licensee)	\$25.00
9.2. Verification of Licensure (other entities)	\$25.00 per name
9.3. Course approval application fee	\$100.00
9.4. Duplicate renewal license	\$5.00
9.5. Duplicate wall certificate	\$10.00
9.6. Roster of Active Dental or Hygiene Licensees or Hygiene or Assistant Expanded Duties Certificate Holders (paper, email or cd)	\$50.00 per list
9.7. Roster of Active Dental or Hygiene Licensees or Hygiene or Assistant Expanded Duties Certificate Holders(labels)	\$100.00 per list
9.8. Roster of Active Dental or Hygiene Licensees or Hygiene or Assistant Expanded Duties Certificate Holders (one county) (paper, email or labels)	\$10.00 per list
9.9. Miscellaneous Copies (first page)	\$3.00
additional pages	\$0.25
9.10. Retrieval Fee	\$25.00

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

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

10.2. 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 said licensee.

§5-3.11. Returned Checks.

11.1. Returned Check Charge	\$25.00
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11.2. 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. Non Refundable.

12.1. All fees are non-refundable.

PROMULGATION HISTORY 5CSR3

The following rule was noticed for a comment period on June 16, 2005, which ended July 20, 2005 at 4:00 pm. The Board filed it's agency approved rules on July 28, 2005. LRMRC authorized the agency to promulgate the rule as originally filed. The same was then passed by legislature without amendments on March 11, 2006 in SB 299.