

SUBCHAPTER 16Y - INTERN PERMITTING: DENTISTS

21 NCAC 16Y .0101 ELIGIBILITY REQUIREMENTS

- (a) Persons shall be eligible for an intern permit under the provisions of G.S. 90-29.4 if they are:
- (1) not licensed to practice dentistry in North Carolina, but are a graduate of and have a DMD or DDS degree from a dental school or program accredited by the Commission on Dental Accreditation of the American Dental Association; or
 - (2) a graduate of a dental program other than a program accredited by the Commission on Dental Accreditation of the American Dental Association who has been accepted into a graduate, intern, fellowship, or residency program at a North Carolina Dental School or teaching hospital offering programs in dentistry.
- (b) An intern permit shall not be granted to an individual who:
- (1) lacks good moral character;
 - (2) has been disciplined by any dental board or other licensing body in another state or country.

*History Note: Authority G.S. 90-28; 90-29.4; 90-30;
Eff. August 1, 2002;
Amended Eff. July 1, 2015; August 1, 2009;
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. January 9, 2018.*

21 NCAC 16Y .0102 APPLICATION FOR INTERN PERMIT

- (a) An applicant who is eligible for an intern permit pursuant to Rule .0101(a) of this Subchapter shall:
- (1) submit to the Board a notarized application form provided by the Board at www.ncdentalboard.org that includes the information and materials required by 21 NCAC 16B .0301(a);
 - (2) submit the nonrefundable intern permit fee set forth in 21 NCAC 16M .0101;
 - (3) submit a letter from a prospective supervising dentist confirming he or she will supervise the intern; and
 - (4) satisfy the examination requirements in 21 NCAC 16B .0303(a).
- (b) In addition to the requirements of Paragraph (a) of this Rule, an applicant for an intern permit pursuant to Rule .0101(a)(1) of this Subchapter shall request the information or documents as set out in 21 NCAC 16B .0301(c)(1) and (2).
- (c) In addition to the requirements of Paragraph (a) of this Rule, an applicant for an intern permit pursuant to Rule .0101(a)(2) of this Subchapter shall submit written confirmation to the Board:
- (1) that the applicant has graduated from a dental program other than one accredited by the Commission on Dental Accreditation (CODA) of the American Dental Association;
 - (2) that the applicant is enrolled as of the date of the application in a graduate, intern, fellowship, or residency program at a North Carolina dental school or teaching hospital offering programs in dentistry;
 - (3) that an ad hoc committee from the training facility in which the applicant is enrolled under Subparagraph (c)(2) of this Rule, consisting of three associate or full professors, only one of whom represents the department in question, has evaluated the applicant's didactic and clinical performance with the point of observation being not less than three months after the applicant's start of the program, and has determined the applicant is functioning at a professional standard consistent with a graduate from a dental school or program accredited by CODA;
 - (4) that the applicant has completed a program of study at the training facility in which the applicant is enrolled under Subparagraph (c)(2) of this Rule in:
 - (A) clinical pharmacology;
 - (B) prescription writing in compliance with federal and State laws; and
 - (C) relevant laws and federal regulations pertaining to the United States Drug Enforcement Administration; and
 - (5) the total time required to complete the graduate, intern, fellowship, or residency program, and the date the applicant is scheduled to complete the program.
- (d) The Board shall receive all information and documentation required under Paragraphs (a) through (c) of this Rule for the application to be complete. Applications that are not completed within one year of being submitted to the Board shall be disregarded as expired without a refund of the application fee.

- (e) Any applicant who changes his or her address shall notify the Board office in writing within 10 business days.
- (f) Any permit obtained through fraud or by any false representation shall be revoked.

History Note: Authority G.S. 90-28; 90-29.4;
Eff. August 1, 2002;
Temporary Amendment Eff. January 1, 2003;
Amended Eff. July 1, 2015; January 1, 2004;
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. January 9, 2018;
Amended Eff. March 1, 2020.

21 NCAC 16Y .0103 EMPLOYMENT

(a) The practice of dentistry under an intern permit is limited to the confines and registered patients of the following employment sites:

- (1) a nonprofit hospital, sanatorium, or a like institution;
- (2) a nonprofit health care facility serving low-income populations; or
- (3) a state or governmental facility or entity or any political subdivision of such.

Each facility or entity set out in Paragraph (a) of this Rule shall submit documentation to the Board evidencing that it meets the qualifications set out in G.S. 90-29.4(3) in order for the facility or site to be considered an approved employment site.

(b) A listing of approved sites is available on the Board's website: www.ncdentalboard.org.

(c) A request for change in practice location shall: be submitted in writing to the Board and is subject to the new practice location meeting the requirements of Paragraph (a) of this Rule.

(d) The holder of an intern permit shall not receive any compensation in excess of an allowance for salaries or other compensation for personal services provided.

History Note: Authority G.S. 90-28; 90-29.4;
Eff. August 1, 2002;
Amended Eff. July 1, 2015;
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. January 9, 2018.

21 NCAC 16Y .0104 DIRECTION AND SUPERVISION

(a) Holders of a valid intern permit who are currently licensed in Canada or a U.S. territory or state may practice under direction of one or more dentists with a current and valid North Carolina license. The directing dentist shall be responsible for all consequences or results arising from the permit holder's practice of dentistry.

(b) Holders of a valid intern permit who are not currently licensed in Canada or a U.S. territory or state may work only under supervision of one or more dentists with a current and valid North Carolina license. The supervising dentist shall be responsible for all consequences or results arising from the permit holder's practice of dentistry.

(c) Holders of any valid intern permit under this Rule who are required to be on-call, either in-person or by electronic means, in an emergency setting may practice under the direction or supervision of a dentist following the accrediting standard of the Commission on Dental Accreditation (CODA).

(d) For purposes of this Rule, the acts of a permit holder are deemed to be under the direction of a licensed dentist when performed in a locale where a licensed dentist is not always required to be physically present during the performance of the acts that are being performed pursuant to the dentist's order, control, and approval.

(e) For purposes of this Rule, the acts of a permit holder are deemed to be under the supervision of a licensed dentist when performed in a locale where a licensed dentist is physically present during the performance of the acts that are being performed pursuant to the dentist's order, control, and approval.

(f) The CODA accrediting standard and its subsequent amendments and editions, which are incorporated herein by reference, are published on the American Dental Association's website located at <http://www.ada.org/en/coda/policies-and-guidelines/policy-and-procedure-manual>, and are available at no cost.

History Note: Authority G.S. 90-28; 90-29.4;
Eff. August 1, 2002;
Amended Eff. November 1, 2017; July 1, 2015;

Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. January 9, 2018.

21 NCAC 16Y .0105 COMPLIANCE

A permit holder shall comply with limitations delineated in this Subchapter and placed on the permit and shall comply with rules of the Board. Failure to comply with the provisions of this Subchapter may result in suspension or revocation of the intern permit to practice dentistry in accordance with G.S. 90-41.

*History Note: Authority G.S. 90-28; 90-29.4;
Eff. August 1, 2002;
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. January 9, 2018.*