



STATE OF NORTH CAROLINA
OFFICE OF ADMINISTRATIVE HEARINGS

Mailing address:
6714 Mail Service Center
Raleigh, NC 27699-6714

Street address:
1711 New Hope Church Rd
Raleigh, NC 27609-6285

August 21, 2014

Carolyn Bakewell
Board of Dental Examiners
Sent via electronic mail to Carolyn.Bakewell@gmail.com

Re: Commission action on rules filed by the Board

Dear Ms. Bakewell:

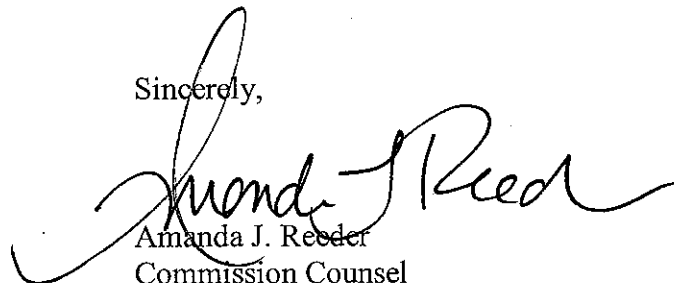
At its meeting today, the Rules Review Commission objected to Rule 21 NCAC 16D .0106 in accordance with G.S. 150B-21.10. The Commission found that the language was ambiguous as written, as it states the Board will look into any information deemed proper as it relates to the applicants qualifications or character; however, the Rule gives no guidance as to what that will be. Further, the Commission found that the Board does have statutory authority to create a waiver of recovery of damages against the Board, its members or any person who answers a Board inquiry, as proposed in the Rule.

In addition, the Commission extended to period of review pursuant to G.S. 150B-21.10 for Rules 16D .0104, 16E .0103 and .0104. The Commission did this in response to a request by the agency to extend the period of review.

Pursuant to G.S. 150B-21.13, when the Commission extends the period of review, it is required to approve or object to rules or call a public hearing on the same within 70 days.

Please respond to this letter in accordance with the provisions of G.S. 150B-21.12. If you have any questions regarding the Commission's actions, please let me know.

Sincerely,



Amanda J. Reeder
Commission Counsel

Administration
919/431-3000
fax: 919/431-3100

Rules Division
919/431-3000
fax: 919/431-3104

Judges and
Assistants
919/431-3000
fax: 919/431-3100

Clerk's Office
919/431-3000
fax: 919/431-3100

Rules Review
Commission
919/431-3000
fax: 919/431-3104

Civil Rights
Division
919/431-3036
fax: 919/431-3103