

APA1  
07/04

**TRANSMITTAL SHEET FOR NOTICE OF INTENDED ACTION**

Control No. N/A Department or Agency: Board of Dental Examiners of Alabama  
Rule No: 270-X-4.10  
Rule Title: Registration of a 501(c)(3) Dental Clinic

           New   X   Amend            Repeal            Adopt by Reference

Would the absence of the proposed rule significantly harm or endanger the public health, welfare, or safety? Yes

Is there a reasonable relationship between the state's police power and the protection of the public health, safety, or welfare? Yes

Is there another, less restrictive method of regulation available that could adequately protect the public? No

Does the proposed rule have the effect of directly or indirectly increasing the costs of any goods or services involved and, if so, to what degree? No

Is the increase in cost, if any, more harmful to the public than the harm that might result from the absence of the proposed rule? No

Are all facets of the rulemaking process designed solely for the purpose of, and so they have, as their primary effect, the protection of the public? Yes

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Does the proposed rule have an economic impact? No

If the proposed rule has an economic impact, the proposed rule is required to be accompanied by a fiscal note prepared in accordance with subsection (f) of Section 412223, Code of Alabama 1975.

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Certification of Authorized Official

I certify that the attached proposed rule has been proposed in full compliance with the requirements of Chapter 22, Title 41, Code of Alabama 1975, and that it conforms to all applicable filing requirements of the Administrative Procedure Division of the Legislative Reference Service.

Signature of certifying officer 

Date 12/12/14

(DATE FILED)  
(STAMP)

APA2  
07/04

**Board of Dental Examiners of Alabama**

**NOTICE OF INTENDED ACTION**

AGENCY NAME: Board of Dental Examiners of Alabama

RULE NO. & TITLE: 270-X-4.10 Registration of a 501(c)(3) Dental Clinic

INTENDED ACTION: Amendment

**SUBSTANCE OF PROPOSED ACTION:**

The Board seeks to amend Rule 270-X-4.10 to bring the rule into conformity with statutory authority.

**TIME, PLACE, MANNER OF PRESENTING VIEWS:**

A Public Hearing will be convened at 5347 Stadium Trace Parkway, Suite 112, Hoover, Alabama 35244 on February 12, 2015 at 6:30 pm.

**FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE:**

Any written comments must be received by February 11, 2015. Comments may be sent via mail or email at the addresses below.

**CONTACT PERSON AT AGENCY:**

Ms. Susan F. Wilhelm  
*Executive Director and General Counsel*  
5347 Stadium Trace Parkway, Suite 112  
Hoover, Alabama 35244  
(205) 985-7267  
susan@dentalboard.org



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Susan Franklin Wilhelm  
Board of Dental Examiners of Alabama

270-X-4.10 Registration of a 501(c)(3) Dental Clinic.

Every 501(c)(3) nonprofit entity that operates one or more dental clinics must register with the Board ~~on or before the 1<sup>st</sup> day of October of each year to obtain a dental annual registration from the Board.~~ Registration shall consist of completing the ~~dental annual~~ registration form and ~~payment of the dental annual registration fee for each clinic operated by the 501(c)(3) entity. The dental annual registration fee shall be set by the Board as per Code of Alabama (1975) §34-9-16.~~ ~~The registration shall be renewed on an annual basis.~~ The information required on the registration form shall be the following:

1. Name, address, phone number and after hours contact information of the 501(c)(3) entity.
2. The name and contact information of the Chief of Dental Services of the 501(c)(3) entity if the 501(c)(3) entity is operating multiple clinics.
3. Name, address, phone number and after hours contact information for each clinic operated by the 501(c)(3) entity.
4. A list of all licensed dentists and hygienists that work for the 501(c)(3) entity. All licensees must have all applicable licenses and registrations as required by this chapter. Any changes to the employment/volunteer status of these licensees must be reported to the Board within thirty (30) days.
5. A copy of the Articles of Incorporation of the 501(c)(3) entity.
6. A valid copy of the IRS Determination Letter of the 501(c)(3) entity.

**Author:** Susan F. Wilhelm

**Statutory Authority:** Code of Ala. 1975, §§34-9-7.2, 34-9-15, 34-9-17.

**History: New Rule:** Filed November 6, 2012; effective December 11, 2012.