

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2001**

**SESSION LAW 2001-342  
SENATE BILL 157**

AN ACT TO AMEND CERTAIN PROVISIONS UNDER THE  
DIETETICS/NUTRITION PRACTICE ACT AND TO AUTHORIZE THE BOARD  
OF DIETETICS/NUTRITION TO INCREASE FEES.

The General Assembly of North Carolina enacts:

**SECTION 1.** G.S. 90-354(b) reads as rewritten:

~~"(b) Of the members initially appointed, the professional member appointed by the Governor, one of the professional members appointed by the General Assembly upon the recommendation of the Speaker of the House of Representatives, and one of the professional members appointed by the General Assembly upon the recommendation of the President of the Senate shall be appointed for three year terms; one of the public members appointed by the Governor, one of the professional members appointed by the General Assembly upon the recommendation of the Speaker of the House of Representatives, and one of the professional members appointed by the General Assembly upon the recommendation of the President of the Senate shall be appointed for two year terms; and one of the public members appointed by the Governor shall be appointed for a one year term. After the initial terms specified in this subsection, members~~Members of the Board shall take office on the first day of July immediately following the expired term of that office and shall serve for a term of three years and until their successors are appointed and qualified."

**SECTION 2.** G.S. 90-355 reads as rewritten:

**"§ 90-355. Election of officers; meetings of Board.**

~~(a) Within 30 days after making appointments to the Board, the Governor shall call the first meeting of the Board.~~The Board shall elect a chairman and a vice-chairman who shall hold office according to rules adopted by the Board.

(b) The Board shall hold at least two regular meetings each year as provided by rules adopted by the Board. The Board may hold additional meetings upon the call of the chairman or any two Board members. A majority of the Board membership shall constitute a quorum."

**SECTION 3.** G.S. 90-356(8) reads as rewritten:

**"§ 90-356. Power and responsibility of Board.**

The Board shall:

...  
(8) Conduct administrative hearings in accordance with Article ~~33A~~ of Chapter 150B of the General Statutes when a 'contested case' as defined in G.S. 150B-2(2) arises under this Article;".

**SECTION 4.** G.S. 90-356(9) reads as rewritten:

**"§ 90-356. Power and responsibility of Board.**

The Board shall:

...  
(9) Establish reasonable fees ~~as allowed by this Article~~for applications for examination; initial, provisional, and renewal licenses; and other services provided by the Board;".

**SECTION 5.** G.S. 90-364 reads as rewritten:

**"§ 90-364. Fees.**

The Board shall establish fees in accordance with Chapter 150B of the General Statutes in amounts to cover the cost of services rendered for the following purposes:

- (1) For an initial application, a fee not to exceed ~~twenty five dollars (\$25.00);~~ one hundred dollars (\$100.00).
- (2) For examination or reexamination, a fee not to exceed ~~one hundred fifty dollars (\$150.00);~~ two hundred dollars (\$200.00).
- (3) For issuance of a license, a fee not to exceed ~~one hundred dollars (\$100.00);~~ two hundred dollars (\$200.00).
- (4) For the renewal of a license, a fee not to exceed ~~fifty dollars (\$50.00);~~ one hundred twenty-five dollars (\$125.00).
- (5) For the late renewal of a license, an additional late fee not to exceed ~~fifty dollars (\$50.00);~~ one hundred dollars (\$100.00).
- (6) For a provisional license, a fee not to exceed ~~thirty five dollars (\$35.00);~~ and one hundred dollars (\$100.00).
- (7) For copies of Board rules and licensure standards, charges not exceeding the actual cost of printing and mailing."

**SECTION 6.** This act becomes effective October 1, 2001.

In the General Assembly read three times and ratified this the 26<sup>th</sup> day of July, 2001.

s/ Beverly E. Perdue  
President of the Senate

s/ James B. Black  
Speaker of the House of Representatives

s/ Michael F. Easley  
Governor

Approved 11:38 a.m. this 3<sup>rd</sup> day of August, 2001