

ADOPTED



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 926

AMENDMENT NO. A1
(to be filled in by
Principal Clerk)

H926-ABR-49 [v.9]

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Amends Title [NO]
Fourth Edition

Date _____, 2025

Representative Riddell

moves to amend the bill on page 1, line 31, through page 2, line 10, by rewriting those lines to read:

"DENTISTRY INSTRUCTOR QUALIFICATIONS MODIFICATION

SECTION 2.(a) G.S. 90-29.5 reads as rewritten:

"§ 90-29.5. Instructor's license.

(a) The Board may issue an instructor's license to a person who is not otherwise licensed to practice dentistry in this State if the person meets both of the following conditions:

- (1) Is licensed to practice dentistry anywhere in the United States or in any country, territory, or other recognized jurisdiction.
- (2) Has met or been approved under the credentialing standards of a dental school or an academic medical center with which the person is to be ~~affiliated; such~~ affiliated for a period of at least 36 months or three calendar years, and that dental school or academic medical center shall be accredited by the American Dental Association's Commission on Accreditation or the Joint Commission on Accreditation of Health Care Organizations. If the person seeking an instructor's license under this section only performs research at the affiliated dental school or academic medical center, then the requirement to be credentialed for 36 months or three calendar years does not apply.

(b) The holder of an instructor's license may teach and practice dentistry:

- (1) In or on behalf of a dental school or college offering a doctoral degree in dentistry operated and conducted in this State and approved by the North Carolina State Board of Dental Examiners;
- (2) In connection with an academic medical center; and
- (3) At any teaching hospital adjacent to a dental school or an academic medical center.

(c) Application for an instructor's license shall be made in accordance with the rules of the North Carolina State Board of Dental Examiners. On or after January 1, 2003, all dentists previously practicing under G.S. 90-29(c)(3) shall be granted an instructor's license upon application to the Board and payment of the required fee. The holder of an instructor's license shall be subject to the provisions of this Article."

SECTION 2.(b) G.S. 90-30(a) reads as rewritten:



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1 "(a) The North Carolina State Board of Dental Examiners shall grant licenses to practice
2 dentistry to such applicants who are graduates of a reputable dental institution, who, in the
3 opinion of a majority of the Board, shall undergo a satisfactory examination of proficiency in the
4 knowledge and practice of dentistry, subject, however, to the further provisions of this section
5 and of the provisions of this Article.

6 The applicant for a license to practice dentistry shall be of good moral character, at least 18
7 years of age at the time the application is filed. The application for a dental license shall be made
8 to the Board in writing and shall be accompanied by evidence satisfactory to the Board that the
9 applicant is a person of good moral character, has an academic education, the standard of which
10 shall be determined by the Board; that the applicant is a graduate of and has a diploma from a
11 reputable dental college or the dental department of a reputable university or college recognized,
12 accredited and approved as such by the Board; and that the applicant has passed a clinical
13 licensing examination, the standard of which shall be determined by the Board.

14 The North Carolina State Board of Dental Examiners is authorized to conduct both written
15 or oral and clinical examinations or to accept the results of other Board-approved regional or
16 national independent third-party clinical examinations that shall include procedures performed
17 on either human subjects or an approved alternative method, including manikins that simulate
18 human subjects as part of the assessment of restorative clinical competencies and that are
19 determined by the Board to be of such character as to thoroughly test the qualifications of the
20 applicant, and may refuse to grant a license to any person who, in its discretion, is found deficient
21 in the examination. The Board may refuse to grant a license to any person guilty of cheating,
22 deception or fraud during the examination, or whose examination discloses to the satisfaction of
23 the Board, a deficiency in academic or clinical education. The Board may employ such dentists
24 found qualified therefor by the Board, in examining applicants for licenses as it deems
25 appropriate.

26 The North Carolina State Board of Dental Examiners may refuse to grant a license to any
27 person guilty of a crime involving moral turpitude, or gross immorality, or to any person addicted
28 to the use of alcoholic liquors or narcotic drugs to such an extent as, in the opinion of the Board,
29 renders the applicant unfit to practice dentistry.

30 Any license obtained through fraud or by any false representation shall be void ab initio and
31 of no effect."

32 "

33 **SECTION 2.(c)** This section becomes effective October 1, 2025.";

34
35 on page 5, line 6, by rewriting the line to read:

36 **"SECTION 7.(a)** G.S. 78A-36 reads as rewritten:";

37
38 and on page 5, lines 25–26, by inserting between those lines:

39 **"SECTION 7.(b)** This section becomes effective October 1, 2025.";

40
41 on page 5, lines 50 through 51, by inserting between those lines:

42
43 **"OWNER CHOICE FOR PERMITTING**

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SECTION 8.5 G.S. 160D-203 reads as rewritten:

"§ 160D-203. Split jurisdiction.

(a) If a parcel of land lies within the planning and development regulation jurisdiction of more than one local government, for the purposes of this Chapter, the local governments may, by mutual agreement pursuant to Article 20 of Chapter 160A of the General Statutes and with the written consent of the landowner, assign exclusive planning and development regulation jurisdiction under this Chapter for the entire parcel to any one of those local governments. Such a mutual agreement government, the following shall apply:

(1) If only one local government has the ability to provide water and sewer services to the parcel at the time a site plan for the parcel is submitted, the local government that has the ability to provide public water and sewer services shall have planning and development regulation jurisdiction over the entire parcel.

(2) If all of the local governments have the ability to either provide public water services or public sewer services to the parcel, but not both, at the time a site plan for the parcel is submitted, the landowner may designate which local government's planning and development regulations shall apply to the land.

(3) If all or none of the local governments have the ability to provide public water and sewer services to the parcel at the time a site plan for the parcel is submitted, the local government where the majority of the parcel is located shall have jurisdiction over the land.

(b) The jurisdiction established by this section shall only be applicable to development regulations and shall not affect taxation or other nonregulatory matters. The mutual agreement shall be evidenced by a resolution formally adopted by each governing board and recorded with the register of deeds in the county where the property is located within 14 days of the adoption of the last required resolution."";

and on page 6, line 14, by rewriting the line to read:

"for single family and duplex residential that cumulatively disturb";

and on page 6, lines 29–30, by inserting between those lines:

"PROHIBIT WAITING PERIODS FOR REFILE OF DEVELOPMENT APPLICATIONS

SECTION 9.2. G.S. 160D-601 is amended by adding a new subsection to read:

"(e) Withdrawn or Denied Applications. – A development regulation or unified development ordinance may not include waiting periods prohibiting a landowner, developer, or applicant from refileing a denied or withdrawn application for a zoning map amendment, text amendment, development application, or request for development approval."

REQUIRE ANNUAL PUBLICATION OF LOCAL GOVERNMENT FINANCIAL REPORTS ON FEES ASSOCIATED WITH BUILDING CODE ENFORCEMENT

SECTION 9.5 G.S. 160D-1102(c) reads as rewritten:

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1 "(c) No later than October 1 of ~~2023, 2024, and 2025~~, each year, every local government
2 shall publish an annual financial report on how it used fees from the prior fiscal year for the
3 support, administration, and implementation of its building code enforcement program as
4 required by G.S. 160D-402(d). This report is in addition to any other financial report required by
5 law."";

6
7 and on page 9, line 10, by deleting the phrase "11" and substituting the phrase "10";

8
9 and on page 9, line 12, through page 11, line 30, by rewriting those lines to read:

10 **"MINING PERMIT PROCESS MODIFICATIONS**

11 **SECTION 14.(a)** G.S. 74-49 reads as rewritten:

12 **"§ 74-49. Definitions.**

13 Wherever used or referred to in this Article, unless a different meaning clearly appears from
14 the context:

15 ...

16 (7) "Mining" means any of the following: (i) the breaking of the surface soil in
17 order to facilitate or accomplish the extraction or removal of minerals, ores,
18 or other solid matter; (ii) any activity or process constituting all or part of a
19 process for the extraction or removal of minerals, ores, soils, and other solid
20 matter from their original location; or (iii) the preparation, washing, cleaning,
21 or other treatment of minerals, ores, or other solid matter so as to make them
22 suitable for commercial, industrial, or construction use.

23 "Mining" does not include:

24 ...

25 h. Activities undertaken at any time within the mine permit boundaries
26 for the production and harvesting of timber and timber products and
27 conducted in accordance with standards defined by the Forest Practice
28 Guidelines Related to Water Quality, as adopted by the Department of
29 Agriculture and Consumer Services.

30 "

31 **SECTION 14.(b)** G.S. 74-50 reads as rewritten:

32 **"§ 74-50. Permits – General.**

33 ...

34 (b2) The notice shall inform the owners of record and chief administrative officers of the
35 opportunity to submit written comments to the Department regarding the proposed new or
36 modified mining operation that adds land to the permitted area and the opportunity to request a
37 public hearing regarding the proposed new or modified mining operation. Requests for public
38 hearing shall be made within 30 days of issuance-receipt of the ~~notice-notice~~, or receipt of the
39 application by the Department, whichever is later.

40 ...

41 (c) No permit shall become effective until the operator has deposited with the Department
42 an acceptable performance bond or other security pursuant to G.S. 74-54.

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(1) If at any time the bond or other security, or any part thereof, shall lapse for any reason other than a release by the Department, and the lapsed bond or security is not replaced by the operator within 30 days after notice of the lapse, the permit to which the lapsed bond or security pertains shall be automatically revoked.

(2) If the Department is noticed of pending cancellation of a bond by the surety pursuant to G.S. 74-54(a) and the bond is not replaced within 60 days of the Department's receipt of the notice, the permit to which the bond or security pertains shall be automatically revoked.

...

(e) Public comment periods and time frames for conducting public hearings as established by this Article shall not be extended nor altered by the Department. When the Department holds a public hearing pursuant to G.S. 74-51(c), the 60-day technical review period established in G.S. 74-51(b1) shall not conclude until either 30 days following the public hearing, or the original 60-day technical review period, whichever is later."

SECTION 14.(c) G.S. 74-51 reads as rewritten:

"§ 74-51. Permits – Application, granting, conditions.

...

(b) Before deciding whether to grant a new permit, the Department shall circulate copies of a notice of application for review and comment as it deems advisable. The Department shall grant or deny the permit requested as expeditiously as possible, ~~but in no event later than 60 days after the application form and any relevant and material supplemental information reasonably required shall have been filed with the Department, or if a public hearing is held, within 30 days following the hearing and the filing of any relevant and material supplemental information reasonably required by the Department.~~ possible. Priority consideration shall be given to applicants who submit evidence that the mining proposed will be for the purpose of supplying materials to the Board of Transportation. In accordance with G.S. 143B-279.18, except to the extent required by federal or State law, the Department shall not refuse to accept an application for, nor refuse to issue, a new, modified, or transferred mining permit based solely on the failure of an applicant to obtain another permit, authorization, or certification required for the same project. For purposes of this section, failure to obtain a permit, authorization, or certification shall not include denial of the permit, authorization, or certification by the Department based on the standards for approval of the permit, authorization, or certification provided by law.

(b1) The Department shall act on a permit application as quickly as possible. The Department may conduct any inquiry or investigation it considers necessary before acting on an application and may require an applicant to submit plans, specifications, and other information the Department considers necessary to evaluate the application. If the Department fails to act on an application for a new, modified, or transferred mining permit as specified in this subsection after the applicant submits all information required by the Department, the application shall be deemed approved without modification. The following provisions apply:

(1) The Department shall perform an administrative review of an application and of a resubmittal of an application determined to be incomplete under subdivision (3) of this subsection within 10 working days of receipt to

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determine if the information is administratively complete. If complete, the Department shall issue a receipt letter or electronic response stating that the application is complete and that a 60-calendar day technical review period has started as of the original date the application was received. If required items or information is not included, the application shall be deemed incomplete, and the Department shall issue an application receipt letter or electronic response identifying the information required to complete the application package before the technical review begins. When the required information is received, the Department shall then issue a receipt letter or electronic response specifying that it is complete and that the 60-calendar day review period has started as of the date of receipt of all required information. The Department shall develop an application package checklist identifying the items and information required for an application to be considered administratively complete.

(2) If, during the 60-calendar day technical review period, the Department determines that the application meets the standards for issuance of a new, modified, or transferred mining permit, it shall approve the application.

(3) If, during the 60-calendar day technical review period, the Department determines that additional information is required to continue processing the application, the Department and the applicant shall comply with the following:

- a. The Department shall issue a letter or electronic response with a list of the additional information required to issue the permit.
- b. The applicant shall have up to 180 calendar days from the date the letter or electronic response is sent to submit the additional information to the Department.
- c. If the applicant is unable to provide the required information within the time frame specified in sub-subdivision b. of this subdivision, the applicant may request, with good cause, that a one-year extension be granted by the Department; if the one year extension granted by the Department is insufficient, the applicant may then request another one-year extension granted by the Mining Commission.
- d. If the applicant fails to provide the required information within 180 calendar days or within any extensions granted by the Department and Commission pursuant to sub-subdivision c. of this subdivision, the Department shall return the application to the applicant, the application is deemed denied, and the applicant must resubmit a complete application with a new application fee before the project may be reviewed.
- e. Upon receipt of the required information from the applicant, the Department shall have 30 calendar days to complete the subsequent technical review and issue the permit, issue the permit with modifications, deny the permit, or issue a letter or electronic response with a list of additional information required to continue processing

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- 1 the application, and the review process will proceed in accordance
2 with sub-subdivision b. or c. of this subdivision, as applicable.
3 f. After issuing a letter or electronic response requesting additional
4 information under this subdivision, the Department shall not
5 subsequently request additional information that was not previously
6 identified as missing or required in that additional information letter
7 or electronic response. The Department may, however, request
8 additional information if required for the technical review based on
9 any new information, changed circumstances, or changed designs
10 provided by the applicant in a response provided pursuant to
11 sub-subdivision b. or c. of this subdivision, as applicable.
12 g. Where the Department identifies information that should have been
13 requested, the Department may address this information by including
14 conditions in or modifications to the permit upon issuance, but shall
15 not deny the permit because of the missing information. This
16 prohibition on permit denial shall not apply where an application was
17 deemed denied under sub-subdivision d. of this subdivision.
18 ...
19 (d) The Department may deny the permit upon finding:
20 ...
21 (7) That the applicant or any parent, subsidiary, or other affiliate of the applicant
22 or parent has not been in substantial compliance with this Article, rules
23 adopted under this Article, or other laws or rules of this State for the protection
24 of the environment or has not corrected all violations that the applicant or any
25 parent, subsidiary, or other affiliate of the applicant or parent may have
26 committed under this Article or rules adopted under this Article and that
27 resulted in:
28 a. Revocation of a permit,
29 b. Forfeiture of part or all of a bond or other security,
30 c. Conviction of a misdemeanor under G.S. 74-64,
31 d. Any other court order issued under G.S. 74-64, or
32 e. Final assessment of a civil penalty under G.S. 74-64, [or]
33 f. ~~Failure to pay the application processing fee required under~~
34 ~~G.S. 74-54.1.~~
35 (8) That the applicant failed to pay the application processing fee required by
36 G.S. 74-54.1 within 30 days of receipt of the application by the Department.
37 ...
38 (h) Upon approval of an application, the Department shall set the amount of the
39 performance bond or other security that is to be required pursuant to G.S. 74-54. The operator
40 shall have 60 days after the Department mails a notice of the required bond to the operator in
41 which to deposit the required bond or security with the ~~Department.~~ Department or the permit
42 application will be automatically denied. The operating permit shall not be issued until receipt of
43 this deposit.

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...."";

and on page 12, lines 39–40, by inserting between those lines:

"REVISE LAW GOVERNING RAFFLES

SECTION 17.2.(a) G.S. 14-309.15 reads as rewritten:

"§ 14-309.15. Raffles.

(a) It is lawful for any nonprofit organization, candidate, political committee, or any government entity within the State, to conduct raffles in accordance with this section. Each regional or county chapter of a nonprofit organization is eligible to conduct raffles in accordance with this section independently of its parent organization. Any person who conducts a raffle in violation of any provision of this section is guilty of a Class 2 misdemeanor. Upon conviction that person shall not conduct a raffle for a period of one year. It is lawful to participate in a raffle conducted pursuant to this section. It is not a violation of State law to advertise a raffle conducted in accordance with this section. A raffle conducted pursuant to this section is not "gambling." ~~For the purpose of this section, "candidate" and "political committee" have the meaning provided by Article 22A of Chapter 163 of the General Statutes, who have filed organization reports under that Article, and who are in good standing with the appropriate board of elections.~~ Receipts and expenditures of a raffle by a candidate or political committee shall be reported in accordance with Article 22A of Chapter 163 of the General Statutes, and ticket purchases are contributions within the meaning of that Article.

(b) ~~For purposes of this section "raffle" means a~~ The following definitions apply in this section:

- (1) 50/50 raffle. – A raffle conducted by a nonprofit organization or any government entity within the State whereby funds collected by sale of raffle tickets are split evenly between the prize winner or winners and the nonprofit organization or government entity after the raffle drawing.
- (2) Candidate. – As defined in Article 22A of Chapter 163 of the General Statutes. This term only includes candidates who have filed organization reports under that Article and who are in good standing with the appropriate board of elections.
- (3) Net proceeds of a raffle. – The receipts less the cost of prizes awarded.
- (4) Political committee. – As defined in Article 22A of Chapter 163 of the General Statutes. This term only includes political committees that have filed organization reports under that Article and that are in good standing with the appropriate board of elections.
- (5) Raffle. – A game in which the prize is won by random drawing of the name or number of one or more persons purchasing chances.

(c) A nonprofit organization may hold no more than five raffles per year.

(d) Except as provided in subsection (g) of this section, the maximum cash prize that may be offered or paid for any one raffle is one hundred twenty-five thousand dollars (\$125,000) and if merchandise is used as a prize, and it is not redeemable for cash, the maximum fair market value of that prize may be one hundred twenty-five thousand dollars (\$125,000). The total cash prizes offered or paid by any nonprofit organization shall not exceed two hundred fifty thousand

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1 dollars (\$250,000) in any calendar year. The total fair market value of all prizes offered by any
2 nonprofit organization, either in cash or in merchandise that is not redeemable for cash, shall not
3 exceed two hundred fifty thousand dollars (\$250,000) in any calendar year.

4 (e) Raffles shall not be conducted in conjunction with bingo.

5 (f) ~~As used in this subsection, "net proceeds of a raffle" means the receipts less the cost~~
6 ~~of prizes awarded.~~ No less than ninety percent (90%) of the net proceeds of a raffle shall be used
7 by the nonprofit organization for charitable, religious, educational, civic, or other nonprofit
8 purposes. None of the net proceeds of the raffle shall be used to pay any person to conduct the
9 raffle, or to rent a building where the tickets are received or sold or the drawing is conducted.

10 (g) Real property may be offered as a prize in a raffle. Any nonprofit organization
11 offering real property as a prize in a raffle shall provide the property free from all liens, provide
12 an owner affidavit and indemnity agreement, and provide a title commitment for the property
13 and shall make that commitment available for inspection upon request. The total appraised value
14 of all real estate prizes offered by any nonprofit organization shall not exceed two million two
15 hundred fifty thousand dollars (\$2,250,000) in any calendar year.

16 (h) Notwithstanding any other subsection of this section, it is lawful for a federally
17 insured depository institution to conduct a savings promotion raffle under G.S. 53C-6-20,
18 54-109.64, 54B-140, or 54C-180.

19 (i) The restrictions set forth in subsections (c) through (g) of this section do not apply to
20 50/50 raffles conducted by nonprofit organizations or government entities within the State."

21 **SECTION 17.2.(b)** This section becomes effective August 1, 2025, and applies to
22 offenses committed on or after that date."

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____ FAILED _____ TABLED _____

**The official copy of this document, with signatures
and vote information, is available in the
House Principal Clerk's Office**