

## SECTION .0900 - PROFESSIONAL CORPORATION OR LIMITED LIABILITY COMPANY

### 21 NCAC 63 .0901 APPLICATIONS FOR A CERTIFICATE OF REGISTRATION

(a) Licensed clinical social workers who wish to form a Professional Corporation or Professional Limited Liability Company must apply to the Board for a Certificate of Registration in accordance with this Rule, pursuant to Chapter 55B of the North Carolina General Statutes.

(b) All applications for a Certificate of Registration for Professional Corporation shall include the fee described in Paragraph (d) of this Rule and provide the following:

- (1) the name and address of the proposed business;
- (2) the purpose of the proposed business;
- (3) the name, address, profession, and license number of each proposed stock owner;
- (4) the percentage of shares to be owned by each proposed stock owner;
- (5) the name, address, profession, and license number of each proposed director;
- (6) the name, address, profession, and license number of each proposed corporate officer;
- (7) the name, address, profession, and license number of each proposed professional employee;
- (8) the contact information of the person completing the application; and
- (9) notarized signatures from the business's incorporators and an attestation that:
  - (A) they have read the Board's governing statutes and rules;
  - (B) there are no disciplinary actions pending against any of the business's incorporators, officers, directors, stockholders, or employees;
  - (C) the business is being incorporated under the provisions of Chapter 55B of the North Carolina General Statutes; and
  - (D) the business will be conducted in compliance with the Professional Corporation Act and the laws governing licensees of the Board.

(c) All applications for a Certificate of Registration for Professional Limited Liability Company shall include the fee described in Paragraph (d) of this Rule and provide the following:

- (1) the name and address of the proposed business;
- (2) the purpose of the proposed business;
- (3) the name, address, profession, and license number of each proposed shareholder;
- (4) the percentage of shares to be owned by each proposed shareholder;
- (5) the name, address, profession, and license number of each proposed director;
- (6) the name, address, profession, and license number of each proposed member;
- (7) the name, address, profession, and license number of each proposed professional employee;
- (8) the contact information of the person completing the application; and
- (9) notarized signatures from the business's organizers and an attestation that:
  - (A) they have read the Board's governing statutes and rules;
  - (B) there are no disciplinary actions pending against any of the business's organizers, members, managers, or employees;
  - (C) the business is being organized under the provisions of Chapter 57D of the North Carolina General Statutes; and
  - (D) the business will be conducted in compliance with Chapter 57D of the North Carolina General Statutes and the laws governing licensees of the Board.

(d) The following non-refundable fees apply:

- (1) fifty dollars (\$50.00) – application fee for a certificate of registration for a professional corporation or limited liability company; and
- (2) twenty-five dollars (\$25.00) – annual renewal fee for the certificate of registration for a professional corporation or limited liability company.

*History Note: Authority G.S. 55B-10; 55B-11; 55B-12; 57D-2-02; 90B-6; 90B-11; Eff. January 1, 2009; Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 19, 2015; Amended Eff. October 1, 2021.*