

**Creation Information**

1. Who can go into practice with whom? 55B-14(c).
2. How are foreign PLLC's and PC's handled?
3. What are the exact requirements for registering/renewing a professional corporation or LLC with the licensing board?
4. What are the exact requirements for creating a professional corporation or LLC at the SOS Office?
5. Are their deadlines for submitting information to the SOS Offices?
6. What documentation is required for amendments and dissolutions?
7. Can I file as an "INC" under Chapter 55, instead of 55B?

**Answers**

1. Who can go into practice with whom? 55B-14(c).  
*NCGS 55B-14 (a): "A professional business entity shall render only one specific type of professional service and such service as may be ancillary thereto, and shall not engage in any other business or profession..." (b) Notwithstanding subsection (a), in the case of architectural, landscape architectural, engineering or land surveying, geological, and soil sciences services as defined in Chapters 83A, 89A, 89C, 89E, and 89F respectively, one corporation may be authorized to provide such of these services where such corporation, and at least one corporate officer who is a stockholder thereof, is duly licensed by the licensing board of each such profession.*  
*(c) A professional corporation may also be formed by and between or among:*

1.	A licensed psychologist and a physician practicing psychiatry to render psychotherapeutic and related services.
2.	Any combination of a registered nurse, nurse practitioner, certified clinical specialist in psychiatric and mental health nursing, certified nurse midwife, and certified nurse anesthetist, to render nursing and related services that the respective stockholders are licensed, certified or otherwise approved to provide.
3.	A physician and a physician assistant who is licensed, registered, or otherwise certified under Chapter 90 of the General Statutes to render medical and related services.
4.	A physician, a licensed psychologist, a licensed clinical social worker, or each of them and a certified clinical specialist in psychiatric and mental health nursing, a licensed marriage and family therapist, a licensed professional counselor, or each of them, to render psychotherapeutic and related services that the respective stockholders are licensed, certified, or otherwise approved to provide.
5.	A physician and any combination of a nurse practitioner, certified clinical specialist in psychiatric and mental health nursing, or certified nurse midwife, registered or

	otherwise certified under Chapter 90 of the General Statutes, to render medical and related services that the respective stockholders are licensed, certified, or otherwise approved to provide.
6.	A physician practicing anesthesiology and a certified nurse anesthetist to render anesthesia and related medical services that the respective stockholders are licensed, certified, or otherwise approved to provide.
7.	A physician and an audiologist who is licensed under Article 22 of Chapter 90 of the General Statutes to render audiological and related medical services that the respective stockholders are licensed, certified, or otherwise approved to provide.
8.	A physician practicing ophthalmology and an optometrist who is licensed under Article 6 of Chapter 90 of the General Statutes to render either or both of ophthalmic services and optometric and related services that the respective stockholders are licensed, certified, or otherwise approved to provide.
9.	A physician practicing orthopedics and a podiatrist who is licensed under Article 12A of Chapter 90 of the General Statutes to render either or both of orthopedic services and podiatric and related services that the respective stockholders are licensed, certified, or otherwise approved to provide.

2. How are foreign PLLC's and PC's handled?

- a. *A foreign business entity wishing to transact business in North Carolina is required by NCGS 55-15-01; 55B-16; and 57C-7-01 to obtain a Certificate of Authority from the NC Secretary of State's Office. The procedure to obtain a professional Certificate of Authority and License from the respective board is essentially similar to obtaining a professional business entity license. Please refer to the licensing board requirements link on the Professional Corporations Act main webpage for detailed information.*
- b. *A foreign business entity wanting to convert to a domestic (North Carolina) professional business entity shall file Articles of Conversion including Articles of Incorporation/Organization along with the certificate from the appropriate licensing board.*

3. What are the exact requirements for registering/renewing a professional corporation or LLC with the licensing board?

*Each licensing board has their own procedures for registering and renewing the license. Please refer to the appropriate licensing board website and the licensing board requirements link from the main Professional Corporations Act webpage.*

4. What are the exact requirements for creating a professional corporation or LLC at the SOS Office?

*Each licensing board has their own procedures for licensing a professional business entity. However, the documentation required at the NC Secretary of State's Office are the Articles of Incorporation/Organization and the Certificate issued by the appropriate licensing board.*

5. Are their deadlines for submitting information to the SOS Offices?

*There are no deadlines to submit documents to the NC Secretary of State's office. However, the certificate issued by the licensing board may have an expiration date which the NC Secretary of State honors.*

6. What documentation is required for amendments and dissolutions?  
*When a business entity wishes to change and/or add information to the Articles of Incorporation/Organization/Certificate of Authority, an amendment needs to be filed. The appropriate form is by entity type and can be found on the corporations main webpage under "print corporation forms."*

*When a business is going to dissolve the appropriate paperwork needs to be filed with the NC Secretary of State. The form is by business entity and entitled "Articles of Dissolution."*

7. Can I file as an "INC" under Chapter 55, instead of 55B?

*No. If the Secretary of State is aware that the business entity is to be providing professional services as defined within Chapter 55B, a certificate from the licensing board regarding the creation of a corporation is required. Should it become known after the filing of the Articles or Incorporation/Organization, it will be brought to the attention of the appropriate licensing board.*