

**CHAPTER 423**  
**DENTAL SERVICE CORPORATIONS**

**Note**

Compliance with chapter 431, articles 2 and 15 (repealed July 1, 2006). L 2001, c 132; L 2002, c 219; L 2003, c 128; L 2004, c 30; L 2005, c 11.

**Cross References**

Dental insurers, see chapter 432G.

Dental service organizations, see chapter 448D.

Section

423-1 Dental service corporation, formation

" **§423-1 Dental service corporation, formation.** A nonprofit dental service corporation may be formed for the purposes of contracting with individuals and corporations, both public and private, for defraying or assuming the costs of services of dentists and dental surgeons, and the contracting on behalf of dentists and dental surgeons to furnish such services. The director of commerce and consumer affairs shall grant to applicants who file articles of incorporation in conformity with section 414D-32 a charter of incorporation for the establishment and conduct of a dental service corporation; provided that the corporation may not engage directly or indirectly in the performance of the corporate purposes or objects unless all of the following requirements are met:

- (1) At least fifty licensed dentists and dental surgeons in this State have become members of the corporation;
- (2) Membership in the corporation and an opportunity to render professional services upon a uniform basis are available to all licensed dentists and dental surgeons in this State;
- (3) Voting by proxy and cumulative voting are prohibited; and
- (4) A certificate of compliance with the requirements of paragraphs (1), (2), and (3) has been issued to the corporation by the board of dental examiners.

Any charter granted or corporation created under authority of this section shall be subject to all general laws enacted in regard to nonprofit corporations. [L 1961, c 69, §2; am L 1963, c 114, §3; Supp, §176D-1; HRS §423-1; am L 1982, c 204, §8; am L 1983, c 124, §17; am L 1988, c 342, §2 and c 370, §8; am L 2002, c 40, §61]

## **Cross References**

Dentistry license, see chapter 448.