



CHAPTER 90  
ARTICLE 38 - RESPIRATORY CARE PRACTICE ACT

N.C.G.S. § 90-666.

Civil penalties.

|                                                                                          |                                                                     |                                           |                                                                                                    |
|------------------------------------------------------------------------------------------|---------------------------------------------------------------------|-------------------------------------------|----------------------------------------------------------------------------------------------------|
| SOURCE<br>General Statutes of North<br>Carolina, as published by the<br>General Assembly | LAST AMENDMENT IN THIS<br>TEXT<br>No amendment history on<br>record | RETRIEVED<br>21 September 2026, 04:02 UTC | SOURCE FINGERPRINT<br>64ef1d9c9b7374fe661bd14d -<br>afe6824cb5208d7efd76e944 -<br>42c9a1e5f2faf1d8 |
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**§ 90-666(a)** Authority to Assess Civil Penalties. - In addition to taking any of the actions permitted under G.S. 90-659, the Board may assess a civil penalty not to exceed one thousand dollars (\$1,000) for the violation of any section of this Article or any rules adopted by the Board. The clear proceeds of any civil penalty assessed under this section shall be remitted to the Civil Penalty and Forfeiture Fund in accordance with G.S. 115C-457.2.

**§ 90-666(b)** Consideration Factors. - Before imposing and assessing a civil penalty and fixing the amount of the penalty, the Board shall, as a part of its deliberations, consider the following factors:

- (1) The nature, gravity, and persistence of the particular violation.
- (2) The appropriateness of the imposition of a civil penalty when considered alone or in combination with other punishment.
- (3) Whether the violation was willful and malicious.
- (4) Any other factors that would tend to mitigate or aggravate the violations found to exist.

**§ 90-666(c)** Schedule of Civil Penalties. - The Board shall establish a schedule of civil penalties for violations of this Article. The schedule shall indicate for each type of violation whether the violation can be corrected. Penalties shall be assessed for the first, second, and third violations of specified sections of this Article and for specified rules.

**§ 90-666(d)** Costs. - The Board may assess the costs of disciplinary actions against a person found to be in violation of this Article or rules adopted by the Board. (2003-384, s. 8.)

END OF SECTION TEXT

APPARATUS FOLLOWS — DERIVED, NOT ENACTED

APPARATUS II  
2 AUTHORITIES

Authorities referenced

Every G.S. cross-reference appearing in the text of this section, in order of first appearance. Nothing is characterized; the operative language is quoted from the section itself.

| REFERENCE       | APPEARS IN | OPERATIVE LANGUAGE IN THIS SECTION              |
|-----------------|------------|-------------------------------------------------|
| G.S. 90-659     | (a)        | <i>"any of the actions permitted under"</i>     |
| G.S. 115C-457.2 | (a)        | <i>"and Forfeiture Fund in accordance with"</i> |

APPARATUS III

Citation

FULL SECTION

N.C. Gen. Stat. § 90-666 (2026).

PINPOINT

N.C. Gen. Stat. § 90-666(a) (2026).

Pinpoint keys are set in the left margin of the text rather than line numbers: subsection designators are stable across editions and paper sizes, line numbers are not.

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