Board of Examiners in Optometry
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APPLICATION FOR CORPORATION REGISTRATION

47-11B-8. Certificate of registration required-Contents of application.
No corporation shall open, operate, or maintain an establishment for the practice of optometry without a certificate of registration from the State Board of Examiners in Optometry, hereinafter referred to as the board. Application for such registration shall be made to the board in writing and shall contain the name and address of the corporation and such other information as may be required by the board.

47-11B-9. Investigation on application-Conditions to issuance of certificate-Duration of certificate.
Upon receipt of an application made pursuant to 47-11B-8, the Board of Examiners in Optometry shall make an investigation of the corporation. If the board finds that the incorporators, officers, directors, and shareholders are each registered pursuant to chapter 36-7 and if no disciplinary action is pending before the board against any of them, and if it appears that the corporation will be conducted in compliance with law and regulations of the board, the board shall issue, upon payment of a registration fee of fifty dollars, a certificate which shall remain effective until January first following the date of such registration.

Corporation Name: _____

DBA (Doing Business As): _____

Date Corporation Organized: _____

Primary Office Address: (Address where you wish to receive correspondence.)

Physical Location: _____

City, State, Zip: _____

47-11B-1. Optometric corporations and liability companies authorized.
One or more optometrists may form professional service corporations for the practice of optometry under the South Dakota Business Corporation Act, as amended, providing that such corporations are organized and operated in accordance with the provisions of this chapter. Optometrists may form a limited liability company for the practice of optometry under the South Dakota Limited Liability Company Act, as amended, providing that such limited liability companies are organized and operated in accordance with the provisions of this chapter.

47-11B-3. Optometric license required for officers, directors and shareholders.
All of the officers, directors, and shareholders of a corporation created by this chapter shall at all times be persons registered pursuant to the provisions of chapter 36-7. No person who is not so licensed shall have any part in the ownership or control of such corporation, nor may any proxy to vote any shares of such corporation be given to a person who is not so registered.

47-11B-7. Licensed employees subject to discipline under practice act.
Each individual employee registered pursuant to chapter 36-7 who is employed by a corporation subject to this chapter shall remain subject to reprimand or discipline for his conduct under the provisions of chapter 36-7.

Officer(s): _____ Director(s): _____

_____ _____

_____ _____

Shareholder(s): _____

_____

_____

20:50:11:02. Professional corporation - Admitting shareholder. No later than 30 days after a change in membership or shareholders, the corporation shall notify the board in writing of the change, indicating the identity, licensure status, and residence address of any new shareholder or member.

47-11B-10. Posting of certificate. The certificate of registration issued pursuant to 47-11B-8 shall be conspicuously posted upon the premises to which it is applicable.

47-11B-13. Annual renewal of certificate-Conditions.
Upon written application of the holder, accompanied by a fee of ten dollars, the Board of Examiners in Optometry shall annually renew the certificate of registration, if the board finds that the corporation has complied with its regulations and the provisions of this chapter.

20:50:11:01. Application for registration. An initial application for registration of a professional optometric corporation must contain, in addition to the information specified in SDCL 47-11B-8, the following:

(1) A copy of the corporation's certificate of incorporation;
(2) A copy of the corporation's articles of incorporation;
(3) A copy of the minutes of the corporation's organizational meeting;
(4) A copy of the corporation's insurance binder;
(5) A registration fee required by SDCL 47-11B-9; and
(6) A sworn statement from the president of the corporation stating that the corporation will not hold itself out to the public as possessing any skills or expertise not possessed by optometrists in noncorporate practice.

CERTIFYING STATEMENT:

I certify that I am submitting this application on behalf of the corporation listed above. I understand that the corporation must comply with the laws outlined in this application, as summarized below:

- All officers, directors, and shareholders shall at all times be registered/licensed pursuant to SDCL 36-7.
- No later than 30 days after a change in membership or shareholders, I will notify the board in writing of such changes.
- I will post the certificate of registration conspicuously upon the premises to which it is applicable.
- I acknowledge that this registration must be renewed before December 1 of each year. (A renewal application and invoice will be mailed on November 1.)
- I understand that this application will not be considered complete unless accompanied by the items outlined above in ARSD 20:50:11:01.
- I understand that failure to comply with South Dakota Codified Law and Administrative Rules may result in disciplinary action against my license and/or the licenses of the optometrists listed on this application.
- I understand that only a licensed officer, director, or shareholder may sign this application on behalf of the corporation.

I declare and affirm under penalty of perjury that I will faithfully comply with all provisions of South Dakota Codified Law and the Administrative Rules of South Dakota governing the practice of optometry in South Dakota.

Printed Name: _____ Date: _____

Signature: _____

***Upon approval of this corporation registration, a certificate will be mailed to the primary address.**