

G.S. 150B-21.3A Report for 18 NCAC 04, BUSINESS REGISTRATION DIVISION

Agency - Department of the Secretary of State

Comment Period - April 9, 2025 - June 9, 2025

Date Submitted to APO - June 27, 2025

Subchapter	Rule Section	Rule Citation	Rule Name	Date and Last Agency Action on the Rule	Agency Determination [150B-21.3A(c)(1)a]	Required to Implement or Conform to Federal Regulation [150B-21.3A(d1)]	Federal Regulation Citation	Public Comment Received [150B-21.3A(c)(1)]	Agency Determination Following Public Comment [150B-21.3A(c)(1)]	RRC Determination of Public Comments [150B-21.3A(c)(2)]	RRC Final Determination of Status of Rule for Report to APO [150B-21.3A(c)(2)]	OAH Next Steps
	SECTION .0100 - GENERAL PROVISIONS	18 NCAC 04 .0101	LOCATION AND HOURS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 20, 2015.	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		18 NCAC 04 .0102	ADMINISTRATION AND FUNCTIONS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 20, 2015.	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	SECTION .0200 - PAYMENT OF FEES AND TAXES	18 NCAC 04 .0201	TENDER OF FEE	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 20, 2015.	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		18 NCAC 04 .0202	FORM OF PAYMENT	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 20, 2015.	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		18 NCAC 04 .0203	INVOICES	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 20, 2015.	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		18 NCAC 04 .0204	CANCELLATION FOR NONPAYMENT	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 20, 2015.	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		18 NCAC 04 .0206	DOCUMENTS NOT SPECIFICALLY PROVIDED FOR	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 20, 2015.	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	SECTION .0300 - FILING OF DOCUMENTS	18 NCAC 04 .0302	EXECUTION	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 20, 2015.	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		18 NCAC 04 .0304	IDENTIFICATION OF CORPORATION/LLC AND TYPE OF DOCUMENT	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 20, 2015.	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		18 NCAC 04 .0306	INCORPORATION BY REFERENCE	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 20, 2015.	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		18 NCAC 04 .0307	APPLICATION FOR RESERVATION OF NAME	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 20, 2015.	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		18 NCAC 04 .0308	REGISTERED OFFICE AND REGISTERED AGENT	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 20, 2015.	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		18 NCAC 04 .0309	ARTICLES OF AMENDMENT	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 20, 2015.	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		18 NCAC 04 .0311	ART OF MERGER/SHARE EXCH INVOLVING FOREIGN ENTITY	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 20, 2015.	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		18 NCAC 04 .0316	FORM FOR ANNUAL REPORT	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 20, 2015.	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		18 NCAC 04 .0317	AUTHORIZATION OF CORRECTIONS ON DOCUMENTS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 20, 2015.	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		18 NCAC 04 .0318	AUTHORIZATION OF FOREIGN PROFESSIONAL CORPORATIONS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 20, 2015.	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	SECTION .0400 - CERTIFICATIONS	18 NCAC 04 .0401	DOCUMENTS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 20, 2015.	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		18 NCAC 04 .0402	CERTIFICATION OF FACTS/CERTIFICATE OF EXISTENCE/AUTHORIZATION	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 20, 2015.	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt

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	SECTION .0500 - CORPORATE NAME	18 NCAC 04 .0501	GENERAL	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 20, 2015.	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		18 NCAC 04 .0502	WORDS PROHIBITED IN ADDITION TO STATUTORY PROHIBITIONS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 20, 2015.	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		18 NCAC 04 .0503	DECEPTIVELY SIMILAR AND DISTINGUISHABLE NAMES	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 20, 2015.	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		18 NCAC 04 .0504	FILING FICTITIOUS OR ASSUMED NAME FOR FOREIGN ENTITY	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 20, 2015.	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt