

REQUEST FOR TECHNICAL CHANGE

AGENCY: Secretary of State

RULE CITATION: 18 NCAC 12 .0214

**DEADLINE FOR RECEIPT: Friday, June 9, 2017**

***NOTE: This request when viewed on computer extends several pages. Please be sure you have reached the end of the document.***

The Rules Review Commission staff has completed its review of this rule prior to the Commission's next meeting. The Commission has not yet reviewed this rule and therefore there has not been a determination as to whether the rule will be approved. You may call this office to inquire concerning the staff recommendation.

In reviewing these rules, the staff determined that the following technical changes need to be made:

*Please insert an Introductory Statement, as required by Rule 26 NCAC 02C .0404. You can state, "Rule 18 NCAC 12 .0214 is amended as published in 31:18 NCR page 1832 with changes as follows:"*

*In Item (2), line 8, consider replacing "Chapter" with "Section"*

*In Item (3), line 11, should it read "original paper that was inked,..."?*

*Also on line 11, please insert a comma after "signed,"*

*On line 12, I don't think you need "own" in light of the cross-reference to Rule .1301.*

*Also on line 12, I recommend inserting a comma after "years"*

*In the History Note, why are you citing to G.S. 120C-201 and 207? Do you require a notarization to accompany the fees when they are submitted?*

*Also in the History Note, why are you citing to 120C-603?*

Please retype the rule accordingly and resubmit it to our office at 1711 New Hope Church Road, Raleigh, North Carolina 27609.

Amanda J. Reeder  
Commission Counsel  
Date submitted to agency: May 25, 2017

1 **18 NCAC 12 .0214 SIGNATURE AND EXECUTION UNDER OATH OF AN ELECTRONICALLY**  
2 **FILED DOCUMENT**

3 A document submitted to the Department for which notarization is required may be filed electronically if:

- 4 (1) The document is electronically notarized pursuant to Article 2 of Chapter 10B of the General  
5 Statutes;~~or~~
- 6 (2) The document is submitted without an electronic notarization pursuant to Article 2 of Chapter 10B  
7 of the General Statutes and an affidavit containing the information required by Rule .0215 of this  
8 Chapter is delivered to the Department within seven days or postmarked within seven days after the  
9 document is electronically ~~filed~~ filed; or
- 10 (3) The document is submitted without an electronic notarization pursuant to Article 2 of Chapter 10B  
11 of the General Statutes and the original paper inked, signed and notarized is maintained in the filer's  
12 own records for three years as required by Rule .1301 of this Chapter.

13

14 *History Note: Authority G.S. 10B-115; 66-312(9); 120C-101(a); 120C-200; 120C-201; 120C-206; 120C-207;*  
15 *120C-400; 120C-401; 120C-600; 120C-603; 120C-800;*  
16 *Temporary Adoption January 1, 2007;*  
17 *Eff. December 1, 2007.*  
18 *Amended Eff. July 1, 2017.*