

REQUEST FOR TECHNICAL CHANGE

AGENCY: Local Government Commission

RULE CITATION: 20 NCAC 03 .0101

DEADLINE FOR RECEIPT: Friday, September 15, 2017

PLEASE 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:

Line 9, consider deleting the comma after "officials"

Lines 10 thru 12, where does this sentence come from? It seems like an aspirational statement and not rule language. Please review if necessary.

Line 16, add an "and" at the end of the clause

Line 19, is this language necessary to the Rule? It seems like internal management language and not rule language in light of [G.S. 150B-2\(8a\)a](#). If not necessary, consider deleting.

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

Abigail M. Hammond
Commission Counsel
Date submitted to agency: August 31, 2017

1 **CHAPTER 3 - LOCAL GOVERNMENT COMMISSION**

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4 **SECTION .0100 - GENERAL PROVISIONS**

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7 **20 NCAC 03 .0101 ORGANIZATION AND FUNCTIONS**

8 (a) The Local Government Commission operates as a division of the Department of the State Treasurer and is the
9 state's agency charged with the duty of advising and assisting officials, of local governments (counties, cities, towns,
10 public authorities, special districts) in all phases of fiscal management. It promotes the efficient use of monetary
11 resources of local governments through sound fiscal management, careful borrowing, and sound debt management
12 practices.

13 (b) The following is general information about the Local Government Commission:

14 (1) The chief officer is the Secretary of the Local Government Commission;

15 (2) The mailing address is ~~325 North Salisbury Street,~~3200 Atlantic Avenue, Raleigh, North Carolina
16 ~~27611;~~27604;

17 (3) The office is located in the ~~Albemarle Longleaf Building, 325 North Salisbury Street,~~3200 Atlantic
18 Avenue, Raleigh, North Carolina 27604.

19 (c) The staff of the Local Government Commission is provided by the state and local government finance division.

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21 *History Note: Authority G.S. 159-3(f);*

22 *Eff. February 1, 1976;*

23 *Readopted Eff. September 23, ~~1977.~~1977.*

24 *Amended Eff. October 1, 2017.*
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1 **SECTION .0700 - MUTUAL FUND FOR LOCAL GOVERNMENT INVESTMENT**

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4 **20 NCAC 03 .0701 GENERAL INFORMATION**

5 (a) This Section sets forth the manner in which a mutual fund for local government investment shall be certified as
6 required by G.S. 159-30(c)(7).

7 (b) All correspondence to the State Treasurer under this Section shall be addressed to: Secretary, Local Government
8 Commission, Department of State Treasurer, ~~325 North Salisbury Street,~~ 3200 Atlantic Avenue, Raleigh, North
9 Carolina ~~27611,~~ 27604.

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11 *History Note: Authority G.S. 159-3(f); 159-30(c)(7);*
12 *Eff. February 1, ~~1982~~ 1982;*
13 *Amended Eff. October 1, 2017.*
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REQUEST FOR TECHNICAL CHANGE

AGENCY: Local Government Commission

RULE CITATION: 20 NCAC 03 .1003

DEADLINE FOR RECEIPT: Friday, September 15, 2017

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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:

Line 4, replace "should" with "shall"

Line 6, replace "is" with "shall be"

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

Abigail M. Hammond
Commission Counsel
Date submitted to agency: August 31, 2017

20 NCAC 03 .1003 PETITION FOR HEARING

The municipality or joint agency shall file a petition with the Secretary of the Local Government Commission setting forth the facts upon which its desire to issue refunding bonds is based and any legal arguments supporting its view that issuance of the refunding bonds is proper. The municipality or joint agency should mail one original and ten copies of the petition to the office of the Secretary of the Local Government Commission at ~~325 North Salisbury Street,~~ 3200 Atlantic Avenue, Raleigh, North Carolina ~~27603-27604.~~ No filing fee is required.

*History Note: Authority G.S. 159-3(f); 159B-25(b);
 Eff. November 1, ~~1990~~, 1990;
 Amended Eff. October 1, 2017.*