

## Burgos, Alexander N

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**From:** Ann Wall <awall@sosnc.gov>  
**Sent:** Wednesday, February 21, 2024 1:59 PM  
**To:** Ascher, Seth M  
**Cc:** Burgos, Alexander N; Snyder, Ashley B; McGhee, Dana; Elmore, Ann M  
**Subject:** [External] Letter re rules before RRC on 2/28/24 and changes made pursuant to 26 NCAC 05 .0107  
**Attachments:** rule withdrawal and effective date changes v4 (2.21.24).docx

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Attached is a letter that sets out changes we have made to our Phase 2 rules that are before RRC on 2/28/24.

The changes are explicitly set out.

Please let me know if you have any questions.

Regards, Ann

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*State of North Carolina  
Department of the Secretary of State*

ELAINE F. MARSHALL  
SECRETARY OF STATE

ANN B. WALL  
General Counsel

February 21, 2024

By email

Seth Ascher, RRC Counsel  
[seth.ascher@oah.nc.gov](mailto:seth.ascher@oah.nc.gov)

Re: Notice of Changes Pursuant to 26 NCAC 05 .0107(b)

Dear Seth:

By separate letter, I have provided responses to your request for technical changes to our rules that will be before the Commission on February 28, 2024. This letter is to provide the notice required pursuant to 26 NCAC 05 .0107(b)(2).

**1. Withdrawal of rules pursuant to 26 NCAC 05 .0107(b)(1).** In response to your requests for technical changes, we withdraw the following rules:

**18 NCAC 07C .0302 NOTARY COURSES TAKEN BY FORMERLY  
COMMISSIONED NOTARIES**

**18 NCAC 07C .0507 APPLICATION FOR RECOMMISSIONING MORE THAN  
~~TWELVE~~ 12 MONTHS AFTER COMMISSION EXPIRATION**

**2. Notice of Changes pursuant to 26 NCAC 05 .0107(b)(2):**

- A. By this letter, I provide notice that the Department is changing the effective date for four rules before the Commission on February 28, 2024.

The reason for the change, as we explained when we met, is that time and resources will not permit implementation of the rules on the effective date originally set out in the adopted rules. The change will limit confusion in the regulated community and enable us to achieve optimal implementation in connection with finalization of the Phase 3 rules and their approval by RRC.

The effective date in the history notes for the following four 07C rules is changed from July 1, 2024, to March 1, 2025.

1. 18 NCAC 07C .0207
2. 18 NCAC 07C .0208
3. 18 NCAC 07C .0209
4. 18 NCAC 07C .0210

- B. Your technical change request related to the history note authority for 18 NCAC 07B .0604 prompted us to revisit the authorities for the rules in 18 NCAC 07B .0600. As a result, we added or undeleted 10B-60 in the authorities listed in the history notes as follows:
1. 18 NCAC 07B .0604, as per the specific technical change request.
  2. For the following rules for which there is no separate request by RRC counsel.
    - a. 18 NCAC 07B .0602
    - b. 18 NCAC 07B .0603
    - c. 18 NCAC 07B .0605
    - d. 18 NCAC 07B .0606
    - e. 18 NCAC 07B .0607
    - f. 18 NCAC 07B .0608

Thank you for your detailed attention to our rules. Please let us know if you have further questions.

Regards,



Ann B. Wall  
General Counsel and Rulemaking Coordinator

cc: Ashley Snyder, Codifier of Rules  
[ashley.snyder@oah.nc.gov](mailto:ashley.snyder@oah.nc.gov)

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