



NOTICE OF TEXT
[Authority G.S. 150B-21.2(c)]

OAH USE ONLY

VOLUME:

ISSUE:

CHECK APPROPRIATE BOX:

- Notice with a scheduled hearing**
 Notice without a scheduled hearing
 Republication of text. Complete the following cite for the volume and issue of previous publication, as well as blocks 1 - 4 and 7 - 13. If a hearing is scheduled, complete block 5.
Previous publication of text was published in Volume: Issue:

1. Rule-Making Agency: NC Division of Motor Vehicles / NC Department of Transportation

2. Link to agency website pursuant to G.S. 150B-19.1(c): www.ncdot.gov/about/regulations/rules/

3. Proposed Action -- Check the appropriate box(es) and list rule citation(s) beside proposed action:

ADOPTION: 19A NCAC 03D .0237

READOPTION with substantive changes:

READOPTION without substantive changes:

AMENDMENT: 19A NCAC 03D .0219

REPEAL:

4. Proposed effective date: July 1, 2017

5. Is a public hearing planned? **Yes** **No**

If yes: Public Hearing date: March 23, 2017

Public Hearing time: 2:00 p.m.

Public Hearing Location: Transportation Mobility and Safety

Conference Room 161

750 N. Greenfield Parkway, Garner NC

6. If no public hearing is scheduled, provide instructions on how to demand a public hearing:

7. Explain Reason For Proposed Rule(s): Session Law 2016-74 amended G.S. 20-297 to allow motor vehicle dealers to maintain required business records in an electronic, (rather than paper), format. This legislation also directs the Division of Motor Vehicles to adopt rules consistent with the act's provisions. These proposed rules amend current authority to clarify that dealers may maintain electronic records and direct the manner in which such record are to be disclosed to the Division.

8. Procedure for Subjecting a Proposed Rule to Legislative Review: If an objection is not resolved prior to the adoption of the rule, a person may also submit written objections to the Rules Review Commission. If the Rules Review Commission receives written and signed objections in accordance with G.S. 150B-21.3(b2) from 10 or more persons clearly requesting review by the legislature and the Rules Review Commission approves the rule, the rule will become effective as provided in G.S. 150B-21.3(b1). The Commission will receive written objections until 5:00 p.m. on the day following the day the Commission approves the rule. The Commission will receive those objections by mail, delivery service, hand delivery, or facsimile transmission. If you have any further questions concerning the submission of objections to the Commission, please call a Commission staff attorney at 919-431-3000.

Rule(s) is automatically subject to legislative review. Cite statutory reference:

9. The person to whom written comments may be submitted on the proposed rule(s):

Name: Helen Landi

Address: 1501 Mail Service Center

Raleigh, NC 27699-1501

Phone (optional):

Fax (optional):

E-Mail (optional): hlandi@ncdot.gov

10. Comment Period Ends: 05/01/2017

11. Fiscal impact (check all that apply). Per S.L. 2016-74 Section 2, not required.

If this form contains rules that have different fiscal impacts, list the rule citations beside the appropriate impact.

- State funds affected
- Environmental permitting of DOT affected
Analysis submitted to Board of Transportation
- Local funds affected
- Substantial economic impact (\geq \$1,000,000)
- Approved by OSBM
- No fiscal note required by G.S. 150B-21.4
- No fiscal note required by G.S. 150B-21.3A(d)(2)

12. Rule-making Coordinator: Helen Landi

Address: 1501 Mail Service Center
Raleigh, NC 27699-1501

Phone: 919-707-2830

E-Mail: hlandi@ncdot.gov

Agency contact, if any:

Phone:

E-mail:

13. The Agency formally proposed the text of this rule(s) on

Date: February 6, 2017

14. Signature of Agency Head* or Rule-making Coordinator:



***If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.**

Typed Name: Helen Landi

Title: Interagency Director / Rule-making Coordinator