

## **REQUEST FOR TECHNICAL CHANGE**

AGENCY: Private Protective Services Board

RULE CITATION: All Rules Submitted

**DEADLINE FOR RECEIPT: Friday, June 11, 2021**

***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 our office to inquire concerning the staff recommendation.

In reviewing this Rule, the staff recommends the following technical changes be made:

*For all rules, please change the Introductory Statement to include the publication information. Thus: 14B NCAC 16 .XXXX is amended as published in 35:13 NCR 1447-1457 as follows:*

*And for any rules that are changed post-publication, including when in response to technical changes, please state 14B NCAC 16 .XXXX is amended as published in 35:13 NCR 1147-1457 with changes as follows:"*

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

## **REQUEST FOR TECHNICAL CHANGE**

AGENCY: Private Protective Services Board

RULE CITATION: 14B NCAC 16 .0110

**DEADLINE FOR RECEIPT: Friday, June 11, 2021**

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 our office to inquire concerning the staff recommendation.

In reviewing this Rule, the staff recommends the following technical changes be made:

*In (a), line 4, please insert a comma after "registrant"*

*On line 6, please confirm you intended to strike "license"*

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: June 1, 2021

1 **14B NCAC 16 .0110 is proposed for amendment as follows:**

2  
3 **14B NCAC 16 .0110      REPORTING REQUIREMENTS**

4 (a) If any registrant ~~trainee, certificate holder, employee, subcontractor, or any other person providing private~~  
5 ~~protective services on behalf of a licensee~~ is charged with any criminal offense that would constitute grounds to deny,  
6 suspend, or revoke a ~~license, registration, or permit, registration or~~ certificate under this Chapter, the ~~licensee,~~  
7 ~~registrant, or certificate holder~~ licensee shall ~~self-report~~ report the criminal charge to the Board either in person or by  
8 telephone no later than the first business day following knowledge of the charge. The ~~licensee, registrant, or certificate~~  
9 ~~holder~~ licensee shall provide a copy of the charging document and a written explanation to the Board within five  
10 business days.

11 (b) If any licensee, trainee, registrant, or certificate holder is charged with any criminal offense that would constitute  
12 grounds to deny, suspend, or revoke a ~~license~~ license, registration, or certificate under this Chapter, the licensee,  
13 trainee, registrant, or certificate holder shall self-report the criminal charge to the Board either in person or by  
14 telephone no later than the first business day following the charge. The licensee, trainee, registrant, or certificate holder  
15 shall provide a copy of the charging document and a written explanation to the Board within five business days.

16 (c) If a licensee, trainee, registrant, or certificate holder discharges a firearm while engaged in the private protective  
17 services business, the licensee shall notify the Board either in person or by telephone no later than the first business  
18 day following the incident. The licensee shall also file a written report to the Board within five business days of the  
19 incident. In the report, the licensee shall state the name of the individual who discharged the firearm, the type of  
20 weapon discharged, the location of the incident, the law enforcement agency investigating the incident, the events  
21 leading to the discharge of the firearm, and any bodily injuries occurring from the incident. This Rule shall not apply  
22 to a weapon that is discharged during a training course that has been approved by the Board.

23  
24 *History Note:      Authority G.S. 74C-5;*  
25 *Eff. February 1, 1995;*  
26 *Transferred and Recodified from 12 NCAC 07D .0112 Eff. July 1, 2015;*  
27 *Readopted Eff. November 1, 2019;*  
28 *Amended Eff. July 1, 2021.*

1 **14B NCAC 16 .0113 is proposed for amendment as follows:**

2  
3 **14B NCAC 16 .0113 INVOLVEMENT IN ADMINISTRATIVE HEARING**

4 All licensees, registrants, trainees, and trainers shall report to the Board any administrative proceeding commenced  
5 against him or her that involves any potential revocation or suspension of, or other disciplinary action against, any  
6 private protective service license, permit, certification, or registration that he or she holds in another state. The Board  
7 must receive written notice of any such administrative proceeding within 30 days of the date the licensee, registrant,  
8 or trainer is notified of the administrative proceeding.

9  
10 *History Note: Authority G.S. 74C-5; 74C-12;*

11 *Eff. October 1, 2013;*

12 *Transferred and Recodified from 12 NCAC 07D .0115 Eff. July 1, 2015;*

13 *Readopted Eff. August 1, 2020;*

14 *Amended Eff. July 1, 2021.*

## **REQUEST FOR TECHNICAL CHANGE**

AGENCY: Private Protective Services Board

RULE CITATION: 14B NCAC 16 .0201

**DEADLINE FOR RECEIPT: Friday, June 11, 2021**

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 our office to inquire concerning the staff recommendation.

In reviewing this Rule, the staff recommends the following technical changes be made:

*The name on the Submission for Permanent Rule form, Box 2, does not match the name of the Rule. (It has "Licensee" rather than "Licenses") Please change the form or the rule so that the name matches. Please note, the name on the Rule is the current name in the Code.*

*In (a)(1), line 6, how will individuals know what "similar" systems are approved by the SBI?*

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

1 **14B NCAC 16 .0201 is proposed for amendment as follows:**

2  
3 **14B NCAC 16 .0201 APPLICATION FOR LICENSES AND TRAINEE PERMITS**

4 (a) Each applicant for a license or trainee permit shall submit an online application on the website provided by the  
5 Board. The online application shall be accompanied by:

- 6 (1) electronic submission of fingerprints from a Live Scan or similar system approved by the State  
7 Bureau of Investigations or one set of classifiable fingerprints on an applicant fingerprint card that  
8 shall be mailed separately to the Board's office;
- 9 (2) one head and shoulders digital photograph of the applicant in JPG, JPEG, or PNG format of  
10 sufficient quality for identification, taken within six months prior to online application and  
11 submitted by uploading the photograph online with the application submission;
- 12 (3) upload online a statement of the results of a statewide criminal history records search by the  
13 reporting service designated by the Board pursuant to G.S. 74C-8.1(a) for each state where the  
14 applicant has resided within the preceding 60 months;
- 15 (4) the applicant's non-refundable application fee, along with a four dollar (\$4.00) convenience fee and  
16 credit card transaction fee;
- 17 (5) the actual cost charged to the Private Protective Services Board by the State Bureau of  
18 Investigation to cover the cost of criminal record checks performed by the State Bureau of  
19 Investigation, collected online by the Private Protective Services Board; and
- 20 (6) an Equifax credit check run within 30 days of the license application submission date, which will  
21 be submitted to the Board's investigator during the application process.

22 (b) Applications for trainee permits shall be accompanied by a notarized statement on a form provided by the Board  
23 and signed by the applicant and his or her prospective supervisor, stating that the trainee applicant shall at all times  
24 work with and under the direct supervision of that supervisor and the form shall be uploaded as part of the online  
25 application process.

26 (c) Private investigator trainees applying for a license shall make available for inspection a log of experience on a  
27 form provided by the Board.

28 (d) Each applicant must upload evidence of high school graduation either by diploma, G.E.D. certificate, or other  
29 proof.

30 (e) Each applicant for a license shall meet personally with a Board investigator, the Screening Committee, the Director,  
31 or another Board representative designated by the Director prior to being issued a license. The applicant shall discuss  
32 the provisions of G.S. 74C and the administrative rules in this Chapter during the personal meeting. The applicant  
33 shall sign a form provided by the Board indicating that he or she has reviewed G.S. 74C and the administrative rules  
34 in this Chapter with the Board's representative. During a national or State declared state of emergency that restricts or  
35 prohibits travel, the personal meeting requirement may be waived if requested by the applicant in lieu of alternative  
36 means of communication.

1     *History Note:     Authority G.S. 74C-2; 74C-5; 74C-8; 74C-8.1; 74C-12;*  
2                     *Eff. June 1, 1984;*  
3                     *Amended Eff. May 1, 2012; July 1, 2011; August 1, 1998; December 1, 1995; July 1, 1987;*  
4                     *December 1, 1985;*  
5                     *Transferred and Recodified from 12 NCAC 07D .0201 Eff. July 1, 2015;*  
6                     *Amended Eff. November 1, 2017;*  
7                     *Readopted Eff. March 1, 2020.*  
8                     *Emergency Amendment Eff. May 6, 2020;*  
9                     *Temporary Amendment Eff. July 24, 2020;*  
10                    *Amended Eff. July 1, 2021.*

1 **14B NCAC 16 .0203 is proposed for amendment as follows:**

2  
3 **14B NCAC 16 .0203 RENEWAL OR RE-ISSUE OF LICENSES AND TRAINEE PERMITS**

4 (a) Each applicant for renewal of a license or trainee permit shall submit an online renewal application on the website  
5 provided by the Board. This online application shall be submitted not less than 30 days prior to expiration of the  
6 applicant's current license or trainee permit and shall be accompanied by:

- 7 (1) one head and shoulders digital color photograph of the applicant in JPG, JPEG, or PNG format of  
8 sufficient quality for identification, taken within six months prior to online application and  
9 submitted by uploading the photograph online with the application submission;
- 10 (2) upload online a statement of the result of a statewide criminal history records search by the reporting  
11 service designated by the Board pursuant to G.S. 74C-8.1(a) for each state where the applicant has  
12 resided within the preceding 24 months;
- 13 (3) the applicant's renewal fee, along with a four dollar (\$4.00) convenience fee and credit card  
14 transaction fee; and
- 15 (4) for license applicants, proof of liability insurance as set out in G.S. 74C-10(e).

16 (b) If a licensee has maintained a license at least two years and then allows the license to expire, the license may be  
17 re-issued if application is made within three years of the expiration date and the following documentation is submitted  
18 to the Board:

- 19 (1) an online Application For Reinstatement of an Expired License;
- 20 (2) electronic submission of fingerprints from a Live Scan or similar system approved by the State  
21 Bureau of Investigations or one set of classifiable fingerprints on an applicant fingerprint card that  
22 shall be mailed separately to the Board's office;
- 23 (3) one head and shoulders digital color photograph of the applicant in JPG, JPEG, or PNG format of  
24 sufficient quality for identification, taken within six months prior to online application and  
25 submitted by uploading the photograph online with the application submission;
- 26 (4) upload online a statement of the result of a statewide criminal history records search by the reporting  
27 service designated by the Board pursuant to G.S. 74C-8.1(a) for each state where the applicant has  
28 resided within the preceding 60 months;
- 29 (5) the applicant's non-refundable application fee, along with a four dollar (\$4.00) convenience fee and  
30 credit card transaction fee;
- 31 (6) proof of liability insurance as set out in G.S. 74C-10(e); and
- 32 (7) payment to the State Bureau of Investigations to cover the cost of criminal record checks  
33 performed by the State Bureau of Investigations, with payment to be paid online through the Board's  
34 online application process.

35 (c) A member of the armed forces whose license is in good standing and to whom G.S. 105-249.2 grants an extension  
36 of time to file a tax return shall receive that same extension of time to pay the license renewal fee and complete any



1 continuing education requirements prescribed by the Board. A copy of the military order or the extension approval by  
2 the Internal Revenue Service or by the North Carolina Department of Revenue shall be furnished to the Board.

3  
4 *History Note: Authority G.S. 74C-5; 74C-8; 74C-8.1; 74C-9;*  
5 *Eff. June 1, 1984;*  
6 *Amended Eff. October 1, 2013; May 1, 2012; October 1, 2010; November 1, 2007; January 4, 1994;*  
7 *July 1, 1987; December 1, 1985;*  
8 *Transferred and Recodified from 12 NCAC 07D .0203 Eff. July 1, 2015;*  
9 *Amended Eff. November 1, 2017;*  
10 *Readopted Eff. March 1, 2020;*  
11 *Amended Eff. July 1, 2021.*

## **REQUEST FOR TECHNICAL CHANGE**

AGENCY: Private Protective Services Board

RULE CITATION: 14B NCAC 16 .0204

**DEADLINE FOR RECEIPT: Friday, June 11, 2021**

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 our office to inquire concerning the staff recommendation.

In reviewing this Rule, the staff recommends the following technical changes be made:

*In (c)(1), line 12, this is not the proper way to change the punctuation that currently exists after "license" You must strike "license;" and insert "license or registration;" As it was published correctly in the Register, you will not show it as a change, but simply do it.*

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: June 1, 2021

1 **14B NCAC 16 .0204 is proposed for amendment as follows:**

2  
3 14B NCAC 16 .0204 DETERMINATION OF EXPERIENCE

4 (a) Experience requirements shall be determined as follows:

- 5 (1) one year experience = 1,000 hours;  
6 (2) two years experience = 2,000 hours;  
7 (3) three years experience = 3,000 hours.

8 (b) Applicants shall make available upon Board request written documentation to verify experience.

9 (c) When applying for a license, registration, or trainee permit, the Board shall not consider any experience claimed  
10 by the applicant if:

- 11 (1) gained by contracting private protective services to another person, firm, association, or  
12 corporation while not in possession of a valid private protective services license or registration; or  
13 (2) gained when employed by a company contracting private protective services to another person, firm,  
14 association, or corporation while the company is not in possession of a valid private protective  
15 services license.

16 (d) The Board may consider formal classroom training that is directly related to the private protective services  
17 industry. The Board may grant one half hour of credit for each hour of formal classroom training, but shall grant no  
18 more than 200 hours. Paragraph (c) of this Rule is to be considered in addition to any other formal training credits.  
19 No credit shall be given for formal training required pursuant to these Rules.

20  
21 *History Note: Authority G.S. 74C-5; 74C-8;*

22 *Eff. June 1, 1984;*

23 *ARRC Objection October 19, 1988;*

24 *Amended Eff. April 1, 1999; February 1, 1996; March 1, 1989; December 1, 1985;*

25 *Transferred and Recodified from 12 NCAC 07D .0204 Eff. July 1, 2015;*

26 *Readopted Eff. August 1, 2020;*

27 *Amended Eff. July 1, 2021*

## **REQUEST FOR TECHNICAL CHANGE**

AGENCY: Private Protective Services Board

RULE CITATION: 14B NCAC 16 .0404

**DEADLINE FOR RECEIPT: Friday, June 11, 2021**

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 our office to inquire concerning the staff recommendation.

In reviewing this Rule, the staff recommends the following technical changes be made:

*So that I'm clear – how does the requirement of (a) differ from the statute cited? What is the purpose of this Rule change?*

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: June 1, 2021

1 **14B NCAC 16 .0404 is proposed for amendment as follows:**

2  
3 **14B NCAC 16 .0404      REPORTS**

4 (a) ~~Private~~ In addition to the requirements in G.S. 74C-12(a)(20), private investigators shall make and offer to each  
5 client a written report containing the findings and details of the investigation within 30 days after the completion of  
6 the investigation for which the client has paid the investigator for the services. The licensee shall retain a copy of the  
7 written report.

8 (b) Descriptive reports, chronological reports, cover letters, and itemized invoices to the client shall be personally  
9 signed by a licensee. The file copy shall reflect the names of all participating employees and a description of the  
10 work performed by each one. These documents shall be retained by the licensee who signed the report.

11  
12 *History Note:      Authority G.S. 74C-5;*

13 *Eff. June 1, 1984;*

14 *Amended Eff. October 1, 2010; July 1, 1987;*

15 *Transferred and Recodified from 12 NCAC 07D .0404 Eff. July 1, 2015;*

16 *Readopted Eff. August 1, 2020;*

17 *Amended Eff. July 1, 2021*

## **REQUEST FOR TECHNICAL CHANGE**

AGENCY: Private Protective Services Board

RULE CITATION: 14B NCAC 16 .0405

**DEADLINE FOR RECEIPT: Friday, June 11, 2021**

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 our office to inquire concerning the staff recommendation.

In reviewing this Rule, the staff recommends the following technical changes be made:

*On the Submission for Permanent Rule form, Box 2, you are missing "A" before "Badge" Please either re-submit the form with the correct name or give me permission to write that into the form you filed.*

*On line 10, what do you mean by "possession" here?*

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: June 1, 2021

1 **14B NCAC 16 .0405 is proposed for amendment as follows:**

2  
3 **14B NCAC 16 .0405 PRIVATE INVESTIGATOR'S USE OF A BADGE**

4 While engaged in his or her official duties, a private investigator shall be allowed to carry, possess, and display the  
5 badge set forth in this Rule. The badge shall be a duplicate of the badge shown below except for the licensee's name  
6 and license number. The badge shall be gold with dark blue lettering. Any deviation from this design shall be deemed  
7 an unauthorized badge and may constitute a violation of G.S. 74C-12(a) and this Rule. The badge shall be ~~displayed~~  
8 carried in a folding pocket case with the badge displayed on one side of the case and the private investigator's pocket  
9 credential issued by the Board displayed on the opposite side of the case. In no instance may the badge be displayed,  
10 even in a case, openly on the breast pocket, the belt, a neck lanyard, or any other open carry or possession.



11  
12 *History Note: Authority G.S. 74C-5(12);*

13 *Eff. May 1, 2010;*

14 *Transferred and Recodified from 12 NCAC 07D .0405 Eff. July 1, 2015;*

15 *Readopted Eff. August 1, 2020;*

16 *Amended Eff. July 1, 2021*

1 **14B NCAC 16 .0602 is proposed for amendment as follows:**

2  
3 **14B NCAC 16 .0602 P.S.E. EXAMINATION REQUIREMENTS**

4 P.S.E. licensees shall comply with the requirements of Rule .0503 of this Chapter. In addition, P.S.E. examinations  
5 shall be conducted by the examiner in the presence of the examinee and with the examinee's knowledge that he or  
6 she is being examined. Examination by telephone or any other method that is not in person is prohibited.

7  
8 *History Note: Authority G.S. 74C-5;*

9 *Eff. June 1, 1984;*

10 *Transferred and Recodified from 12 NCAC 07D .0602 Eff. July 1, 2015;*

11 *Readopted Eff. August 1, 2020;*

12 *Amended Eff. July 1, 2021*



1 **14B NCAC 16 .0701 is proposed for amendment as follows:**

2  
3 **14B NCAC 16 .0701 APPLICATION FOR UNARMED SECURITY GUARD REGISTRATION**

4 (a) Each employer or his or her designee shall submit an online application for the registration of each employee to  
5 the Board. This online submission shall be accompanied by:

- 6 (1) electronic submission of fingerprints from a Live Scan or similar system approved by the State  
7 Bureau of Investigations or one set of classifiable fingerprints on an applicant fingerprint card that  
8 shall be mailed separately to the Board's office;
- 9 (2) one head and shoulders color digital photograph of the applicant in JPG, JPEG, or PNG format of  
10 sufficient quality for identification, taken within six months prior to online application and  
11 submitted by uploading the photograph online with the application submission;
- 12 (3) upload online a statement of the results of a statewide criminal history records search by the  
13 reporting service designated by the Board pursuant to G.S. 74C-8.1(a) for each state where the  
14 applicant has resided within the preceding 48 months;
- 15 (4) the applicant's non-refundable registration fee, along with a four dollar (\$4.00) convenience fee  
16 and credit card transaction fee;
- 17 (5) the actual cost charged to the Private Protective Services Board by the State Bureau of  
18 Investigation to cover the cost of criminal record checks performed by the State Bureau of  
19 Investigation, collected online by the Private Protective Services Board;
- 20 (6) one original signed SBI release of information form that shall be uploaded online with the original  
21 mailed to the Board's administrative office;
- 22 (7) a statement signed by a certified trainer that the applicant has completed the training requirements  
23 of Rule .0707 of this Section if applicable; and
- 24 (8) a completed affidavit form and public notice statement form.

25 (b) The employer of each applicant for registration shall give the applicant a copy of the application and the  
26 completed affidavit form and shall retain a copy of the application, including the affidavit, in the guard's personnel  
27 file in the employer's office.

28 (c) The applicant's copy of the application and completed affidavit form shall serve as a temporary registration card  
29 that shall be carried by the applicant when he or she is working within the scope of his or her employment and shall  
30 be exhibited upon the request of any law enforcement officer or authorized representative of the Board.

31 (d) A copy of the statement required by Subparagraph (a)(7) of this Rule shall be retained by the licensee in the  
32 individual applicant's personnel file in the employer's office.

33  
34 *History Note: Authority G.S. 74C-5; 74C-8.1; 74C-11;*

35 *Eff. June 1, 1984;*

36 *Amended Eff. May 1, 2012; July 1, 2011; August 1, 1998; December 1, 1995; June 1, 1994;*

37 *February 1, 1990; May 1, 1988;*

1                   *Transferred and Recodified from 12 NCAC 07D .0701 Eff. July 1, 2015;*  
2                   *Amended Eff. November 1, 2017;*  
3                   *Readopted Eff. March 1, 2020;*  
4                   *Amended Eff. July 1, 2021*

## **REQUEST FOR TECHNICAL CHANGE**

AGENCY: Private Protective Services Board

RULE CITATION: 14B NCAC 16 .0703

**DEADLINE FOR RECEIPT: Friday, June 11, 2021**

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 our office to inquire concerning the staff recommendation.

In reviewing this Rule, the staff recommends the following technical changes be made:

*In (3), line 14, please replace "and/or" with "and" or "or" depending upon what you mean. I suspect you mean "or" here. (Please note, this is the only place that "and/or" is used throughout this Chapter.)*

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

1 **14B NCAC 16 .0703 is proposed for amendment as follows:**

2  
3 **14B NCAC 16 .0703 MINIMUM STANDARDS FOR UNARMED SECURITY GUARD**  
4 **REGISTRATION**

5 An applicant for registration shall:

- 6 (1) be at least 18 years of age;
- 7 (2) be a citizen of the United States or a resident alien;
- 8 (3) be of good moral character and temperate habits. Any of the following within the last five years  
9 shall be prima facie evidence that the applicant does not have good moral character or temperate  
10 habits: conviction by any local, state, federal, or military court of any crime involving the illegal  
11 use, carrying, or possession of a firearm; conviction of any crime involving the illegal use,  
12 possession, sale, manufacture, distribution, or transportation of a controlled substance, drug,  
13 narcotic, or alcoholic beverage, conviction of a crime involving felonious assault or an act of  
14 violence; conviction of a crime involving unlawful breaking and/or entering, burglary, ~~larceny, any~~  
15 ~~offense involving moral turpitude; or larceny,~~ or a history of addiction to alcohol or a narcotic  
16 drug. For the purposes of this Rule, "conviction" means and includes the entry of a plea of guilty,  
17 plea of no contest, or a verdict rendered in open court by a judge or jury;
- 18 (4) not have been judicially declared incompetent or not have been involuntarily committed to an  
19 institution for treatment of mental illness. When an individual has been treated and found to have  
20 been restored, the Board will consider this evidence and determine whether the applicant meets the  
21 requirements of this Rule; and
- 22 (5) not have had a revocation of a registration.

23  
24 *History Note: Authority G.S. 74C-5; 74C-12(a)(19);*  
25 *Eff. June 1, 1984;*  
26 *Amended Eff. August 1, 1988; December 1, 1985;*  
27 *Transferred and Recodified from 12 NCAC 07D .0703 Eff. July 1, 2015;*  
28 *Readopted Eff. August 1, 2020;*  
29 *Amended Eff. July 1, 2021*

1 **14B NCAC 16 .0707 is proposed for amendment as follows:**

2  
3 **14B NCAC 16 .0707 TRAINING REQUIREMENTS FOR UNARMED SECURITY GUARDS**

4 (a) Applicants for an unarmed security guard registration shall complete the basic unarmed security guard training  
5 course within 30 days from the date of permanent hire. The course shall consist of a minimum of 16 hours of  
6 classroom instruction including:

- 7 (1) The Security Officer in North Carolina -- (minimum of one hour);
- 8 (2) Legal Issues for Security Officers -- (minimum of three hours);
- 9 (3) Emergency Response -- (minimum of three hours);
- 10 (4) Communications -- (minimum of two hours);
- 11 (5) Patrol Procedures -- (minimum of three hours);
- 12 (6) Note Taking and Report Writing -- (minimum of three hours); and
- 13 (7) Deportment -- (minimum of one hour).

14 A minimum of four hours of classroom instruction shall be completed within 20 calendar days of any security guard,  
15 including probationary, being placed on a duty station. These four hours shall include the instruction on The Security  
16 Officer in North Carolina and Legal Issues for Security Officers.

17 ~~(b) Licensees shall submit to the Director the name of the certified unarmed security guard trainer who will be~~  
18 ~~conducting the unarmed security guard training.~~

19 ~~(e)~~ (b) Training shall be conducted by a Board certified unarmed security guard trainer. A Board created lesson plan  
20 covering the training requirements in Paragraph (a) of this Rule shall be made available by the Board to each trainer.  
21 The Board may approve other media training materials that deliver the training requirements of Paragraph (a) of this  
22 Rule.

23 ~~(d)~~ (c) The 16 hours of training may be delivered remotely under the following conditions:

- 24 (1) The training is presented by a Board certified unarmed security officer trainer.
- 25 (2) Each student is given a copy of the unarmed security guard training manual to use for the duration  
26 of the 16 hour training course.
- 27 (3) The technology used allows the trainer to see the students and the students to see the trainer in real  
28 time during the training.
- 29 (4) All students in each classroom are able to see and read the screen or monitor, and they must be  
30 able to hear and understand the audio presentation. All monitors used in each classroom must be at  
31 least 32 inches wide.
- 32 (5) The technology used is of sufficient quality so that the training audio and video is delivered  
33 smoothly and without interruption.
- 34 (6) Each student is taught to use the audio and video equipment in the classroom prior to the start of  
35 the 16 hour unarmed security officer training course.
- 36 (7) The total number of students receiving the remote training at one time does not exceed 35  
37 students.

- 1 (8) Any additional training beyond the Board mandated training in the unarmed security guard  
2 training manual is taught either before or after the 16 hour unarmed security officer training.  
3 (9) The Director is notified five days prior to training of the location of each classroom, name, and  
4 location of the certified trainer, and the number of students who will be present.  
5 (10) The sponsoring agency allows the Director or the Director's designee access via computer of the  
6 training during the time that it is taking place.  
7

8 *History Note: Authority G.S. 74C-5; 74C-11; 74C-13(m);*  
9 *Eff. January 1, 1990;*  
10 *Amended Eff. June 1, 2009; November 1, 2006; June 1, 2004;*  
11 *Transferred and Recodified from 12 NCAC 07D .0707 Eff. July 1, 2015;*  
12 *Readopted Eff. August 1, 2020;*  
13 *Amended Eff. July 1, 2021*

## **REQUEST FOR TECHNICAL CHANGE**

AGENCY: Private Protective Services Board

RULE CITATION: 14B NCAC 16 .0708

**DEADLINE FOR RECEIPT: Friday, June 11, 2021**

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 our office to inquire concerning the staff recommendation.

In reviewing this Rule, the staff recommends the following technical changes be made:

*In the History Note, line 8, remove the "Amended" and just state "Eff. July 1, 2021."*

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

1 **14B NCAC 16 .0708 is proposed for adoption as follows:**

2  
3 **14B NCAC 16 .0708      TRAINER NAME TO BE SUBMITTED TO DIRECTOR**

4 Licensees shall submit to the Director the name of the certified unarmed security guard trainer who will be  
5 conducting the unarmed security guard training.

6  
7 *History Note:      Authority G.S. 74C-5; 74C-13(m);*

8 *Amended Eff. July 1, 2021*



1 **14B NCAC 16 .0801 is proposed for amendment as follows:**

2  
3 **14B NCAC 16 .0801 APPLICATION/ARMED SECURITY GUARD FIREARM REGISTRATION**  
4 **PERMIT**

5 (a) Each armed security guard employer or his or her designee shall submit an online application for the registration  
6 of each armed security guard applicant to the Board. This online submission shall be accompanied by:

- 7 (1) electronic submission of fingerprints from a Live Scan or similar system approved by the State  
8 Bureau of Investigations or one set of classifiable fingerprints on an applicant fingerprint card that  
9 shall be mailed separately to the Board's office;
- 10 (2) one head and shoulders color digital photograph of the applicant in JPG, JPEG, or PNG format of  
11 sufficient quality for identification, taken within six months prior to online application and  
12 submitted by uploading the photograph online with the application submission;
- 13 (3) upload online a statement of the results of a statewide criminal history records search by the  
14 reporting service designated by the Board pursuant to G.S. 74C-8.1(a) for each state where the  
15 applicant has resided within the preceding 60 months;
- 16 (4) the applicant's non-refundable registration fee, along with a four dollar (\$4.00) convenience fee  
17 and credit card transaction fee;
- 18 (5) a statement signed by a certified trainer that the applicant has successfully completed the training  
19 requirements of Rule .0807 of this Section;
- 20 (6) a certification by the applicant that he or she is at least 21 years of age;
- 21 (7) the actual cost charged to the Private Protective Services Board by the State Bureau of  
22 Investigation to cover the cost of criminal record checks performed by the State Bureau of  
23 Investigation, collected online by the Private Protective Services Board; and
- 24 (8) a completed affidavit form and public notice statement form.

25 (b) The employer of each applicant for registration shall give the applicant a copy of the online application, the  
26 completed affidavit form, and proof of completion of a Board approved firearms course and shall retain a copy of  
27 the application, including affidavit and proof of course completion, in the guard's personnel file in the employer's  
28 office.

29 (c) The applicant's copy of the application, affidavit, and proof of completion of a Board approved firearms course  
30 shall serve as a temporary registration card that shall be carried by the applicant when he or she is working within  
31 the scope of his or her employment and shall be exhibited upon the request of any law enforcement officer or  
32 authorized representative of the Board.

33 (d) Applications submitted without proof of completion of a Board approved firearms training course shall not serve  
34 as temporary registration cards.

35 (e) The provisions of Paragraphs (a), (b), and (c) of this Rule also apply to any employee whose employment is  
36 terminated within 30 days of employment.

1    *History Note:*    *Authority G.S. 74C-5; 74C-9; 74C-13;*  
2                    *Eff. June 1, 1984;*  
3                    *Amended Eff. May 1, 2012; April 1, 2008; August 1, 1998; December 1, 1995; February 1, 1990;*  
4                    *May 1, 1988; July 1, 1987;*  
5                    *Transferred and Recodified from 12 NCAC 07D .0801 Eff. July 1, 2015;*  
6                    *Amended Eff. November 1, 2017;*  
7                    *Readopted Eff. March 1, 2020;*  
8                    *Amended Eff. July 1, 2021*

## **REQUEST FOR TECHNICAL CHANGE**

AGENCY: Private Protective Services Board

RULE CITATION: 14B NCAC 16 .0807

**DEADLINE FOR RECEIPT: Friday, June 11, 2021**

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 our office to inquire concerning the staff recommendation.

In reviewing this Rule, the staff recommends the following technical changes be made:

*In (d), line 24 – given the change on line 23, should “three” here be changed to “two”?*

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

1 **14B NCAC 16 .0807 is proposed for amendment as follows:**

2  
3 **14B NCAC 16 .0807 TRAINING REQUIREMENTS FOR ARMED SECURITY GUARDS**

4 (a) Applicants for an armed security guard firearm registration permit shall first complete the basic unarmed  
5 security guard training course set forth in Rule .0707 of this Chapter.

6 (b) Private investigator licensees applying for an armed security guard firearm registration permit shall first  
7 complete a four-hour training course consisting of the courses set forth in Rule .0707(a)(1) and (2) of this Chapter  
8 and all additional training requirements set forth in that Rule.

9 (c) Applicants for an armed security guard firearm registration permit shall complete a basic training course for  
10 armed security guards which consists of at least 20 hours of classroom instruction including:

- 11 (1) legal limitations on the use of handguns and on the powers and authority of an armed security  
12 guard, including familiarity with rules and regulations relating to armed security guards (minimum  
13 of four hours);  
14 (2) handgun safety, including range firing procedures (minimum of one hour);  
15 (3) handgun operation and maintenance (minimum of three hours);  
16 (4) handgun fundamentals (minimum of eight hours); and  
17 (5) night firing (minimum of four hours).

18 Subparagraph (c)(2), "operation" under Subparagraph (c)(3), and Subparagraph (c)(4) of this Rule shall be  
19 completed prior to the applicant's participation in range firing.

20 (d) Applicants for an armed security guard firearm registration permit shall attain a score of at least 80 percent  
21 accuracy on a firearms range qualification course adopted by the Board and the Secretary of Public Safety, a copy of  
22 which is on file in the Director's office. For rifle qualification all shots shall be located on the target. Should a  
23 student fail to attain a score of 80 percent accuracy, the student may be given ~~three~~ two additional attempts to qualify  
24 on the course of fire the student did not pass. Failure to meet the qualification after three attempts shall require the  
25 student to repeat the entire basic training course for armed security guards. All additional attempts must take place  
26 within 20 days of the completion of the initial 20 hour course.

27 (e) All armed security guard training required by this Chapter shall be administered by a certified trainer and shall be  
28 completed no more than ~~90~~ 180 days prior to the date of issuance of the armed security guard firearm registration  
29 permit.

30 (f) All applicants for an armed security guard firearm registration permit shall obtain training under the provisions of  
31 this Section using their duty weapon and their duty ammunition or ballistic equivalent ammunition, to include lead-  
32 free ammunition that meets the same point of aim, point of impact, and felt recoil of the duty ammunition, for all  
33 weapons.

34 (g) No more than six new or renewal armed security guard applicants per one instructor shall be placed on the firing  
35 line at any one time during firearms range training for armed security guards.

36 (h) Applicants for re-certification of an armed security guard firearm registration permit shall complete a basic  
37 recertification training course for armed security guards that consists of at least four hours of classroom instruction

1 and is a review of the requirements set forth in Subparagraphs (c)(1) through (c)(5) of this Rule. The recertification  
2 course is valid for 180 days after completion of the course. Applicants for recertification of an armed security guard  
3 firearm registration permit shall also complete the requirements of Paragraph (d) of this Rule.

4 (i) An armed guard registered with one company may be registered with a second company. The registration shall be  
5 considered "dual." The registration with the second company shall expire at the same time that the registration  
6 expires with the first company. An updated application shall be required to be submitted by the applicant, along with  
7 the digital photograph, updated criminal records checks, and a forty dollar (\$40.00) registration fee. If the guard will  
8 be carrying a firearm of the same make, model, and caliber, then no additional firearms training shall be required.  
9 The licensee shall submit a letter stating the guard will be carrying the same make and model firearm. If the guard  
10 will be carrying a firearm of a different make and model, the licensee shall submit a letter to the Board advising of  
11 the make, model, and caliber of the firearm the guard will be carrying and the guard shall be required to qualify at  
12 the firing range on both the day and night qualification course. The qualification score is valid for 180 days after  
13 completion of the course.

14 (j) To be authorized to carry a standard 12 gauge shotgun in the performance of his or her duties as an armed  
15 security guard, an applicant shall complete, in addition to the requirements of Paragraphs (a), (c), and (d) of this  
16 Rule, six hours of classroom training that shall include the following:

- 17 (1) legal limitations on the use of shotgun (minimum of one hour);
- 18 (2) shotgun safety, including range firing procedures (minimum of one hour);
- 19 (3) shotgun operation and maintenance (minimum of one hour);
- 20 (4) shotgun fundamentals (minimum of two hours); and
- 21 (5) night firing (minimum of one hour).

22 Subparagraph (j)(2), "operation" under Subparagraph (j)(3), and Subparagraph (j)(4) of this Rule shall be completed  
23 prior to the applicant's participation in range firing.

24 (k) An applicant may take the additional shotgun training at a time after the initial training in this Rule. If the  
25 shotgun training is completed at a later time, the shotgun certification shall run concurrent with the armed  
26 registration permit. In addition to the requirements set forth in Paragraph (j) of this Rule, applicants shall attain a  
27 score of at least 80 percent accuracy on a shotgun range qualification course adopted by the Board and the Secretary  
28 of Public Safety, a copy of which is on file in the Director's office.

29 (l) Applicants for shotgun recertification shall complete one hour of classroom training covering the topics set forth  
30 in Paragraph (j) of this Rule and shall also complete the requirements of Paragraph (d) of this Rule.

31 (m) To be authorized to carry a rifle in the performance of his or her duties as an armed security guard, an applicant  
32 shall complete, in addition to the requirements of Paragraphs (a), (c), and (d) of this Rule, 16 hours of classroom  
33 training which shall include the following:

- 34 (1) legal limitations on the use of rifles (minimum of one hour);
- 35 (2) rifle safety, including range firing procedures (minimum of one hour);
- 36 (3) rifle operation and maintenance (minimum of two hours);
- 37 (4) rifle fundamentals (minimum of ten hours); and

(5) night firing (minimum two hours).

Subparagraph (m)(2), "operation" under Subparagraph (m)(3), and Subparagraph (m)(4) of this Rule shall be completed prior to the applicant's participation in range firing.

(n) The applicant shall pass a skills course that tests each basic rifle skill and the test of each skill shall be completed within three attempts.

(o) An applicant may take the additional rifle training at a time after the initial training in this Rule. If the rifle training is completed at a later time, the rifle certification shall run concurrent with the armed registration permit. In addition to the requirements set forth in Paragraphs (m) and (n) of this Rule, applicants shall attain a score of at least 80 percent accuracy on a rifle range qualification course adopted by the Board and the Secretary of Public Safety, a copy of which is on file in the Director's office.

(p) Applicants for rifle recertification shall complete an additional one hour of classroom training covering the topics set forth in Paragraph (m) of this Rule and shall also complete the requirements of Paragraph (d) of this Rule.

(q) Upon written request, an applicant for an armed security guard firearm registration permit who possesses a current firearms trainer certificate shall be given a firearms registration permit that will run concurrent with the trainer certificate upon completion of an annual qualification with the applicant's duty firearms as set forth in Paragraph (d) of this Rule.

(r) An armed security guard is required to qualify annually both for day and night firing with his or her duty handgun, shotgun, and rifle, if applicable. If the security guard fails to qualify on any course of fire, the security guard shall not carry the firearm until such time as he or she meets the qualification requirements. Upon failure to qualify, the firearm instructor shall notify the security guard that he or she is no longer authorized to carry the firearm and the firearm instructor shall notify the employer and the Private Protective Services Board staff on the next business day.

(s) A firearm training certificate of an armed security guard remains valid even if the guard leaves the employment of one company for the employment of another. The range qualifications shall remain valid if the guard will be carrying a firearm of the same make, model, and caliber and no additional firearms training shall be required. The licensee shall submit a letter stating the guard will be carrying the same make and model firearm. If the guard will be carrying a firearm of a different make and model, the licensee shall submit a letter to the Board advising of the make, model, and caliber of the firearm the guard will be carrying and the guard shall be required to qualify at the firing range on both the day and night qualification course. The qualification score is valid for 180 days after completion of the course. However, nothing herein shall extend the period of time the qualification is valid.

*History Note: Authority G.S. 74C-5; 74C-9; 74C-13;*  
*Eff. June 1, 1984;*  
*Amended Eff. November 1, 1991; February 1, 1990; July 1, 1987;*  
*Temporary Amendment Eff. January 14, 2002;*  
*Amended Eff. October 1, 2013; October 1, 2010; June 1, 2009; February 1, 2006; August 1, 2002;*  
*Transferred and Recodified from 12 NCAC 07D .0807 Eff. July 1, 2015;*

- 1        *Amended Eff. January 1, 2018; February 1, 2016; October 1, 2015;*
- 2        *Readopted Eff. November 1, 2019;*
- 3        *Amended Eff. July 1, 2021*

## **REQUEST FOR TECHNICAL CHANGE**

AGENCY: Private Protective Services Board

RULE CITATION: 14B NCAC 16 .0808

**DEADLINE FOR RECEIPT: Friday, June 11, 2021**

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 our office to inquire concerning the staff recommendation.

In reviewing this Rule, the staff recommends the following technical changes be made:

*On the Submission for Permanent Rule form, Box 2, please update the name to what you are proposing the new name to be. Do not show any strikethroughs; just state the new name, "Concealed Handgun"*

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: June 1, 2021



1 **14B NCAC 16 .0808 is proposed for amendment as follows:**

2  
3 **14B NCAC 16 .0808 CONCEALED WEAPONS HANDGUN**

4 (a) The Board does not have the authority to issue a Concealed Carry Permit. However, a licensee, ~~trainer, or~~  
5 ~~registrant~~ trainee, registrant, or firearms trainer who has complied with all provisions of G.S. 14, Article 54B and  
6 applicable rules adopted by the N.C. Criminal Justice Education and Training Standards Commission pursuant  
7 thereto and has been issued a current concealed handgun permit by a Sheriff may carry a concealed handgun after  
8 complying with the concealed handgun provisions for training and qualifications set forth in Paragraph (b) of this  
9 Rule.

10 (b) A licensee, trainee, registrant, or firearms trainer shall comply with each of the following requirements to carry a  
11 concealed handgun while engaged in a private protective services business:

- 12 (1) Hold a current Armed Security Guard Registration Permit by complying with all requirements for  
13 armed registration as prescribed in this Section.  
14 (2) Complete standards set forth by the N.C. Criminal Justice Education and Training Standards  
15 Commission to include knowledge of North Carolina firearms laws including the limitation on  
16 concealed handgun possession on specified property and within certain buildings.

17 (c) Upon application to the Board, a licensee, trainee, registrant, or firearms trainer meeting the requirements of this  
18 Section shall be issued a concealed handgun endorsement to the current Armed Security Guard Registration Permit  
19 for the term of the Armed Security Guard Registration Permit without additional permit fees, but any additional  
20 training costs necessary to comply with this Section shall be borne directly by the applicant. The endorsement shall  
21 be renewed at the time of the Armed Security Guard Registration Permit renewal pursuant to this Rule on payment  
22 of the armed security guard registration renewal fee and proof of possession of a current Concealed Handgun  
23 Permit. There shall be no additional fee for the concealed handgun endorsement renewal.

24  
25 *History Note: Authority G.S. 74C-5; 74C-13;*

26 *Eff. June 1, 1984;*

27 *Temporary Amendment Eff. December 1, 1995 for a period of 180 days or until the*  
28 *permanent rule becomes effective, whichever is sooner;*

29 *Amended Eff. June 1, 1996;*

30 *Transferred and Recodified from 12 NCAC 07D .0808 Eff. July 1, 2015;*

31 *Readopted Eff. November 1, 2019;*

32 *Amended Eff. July 1, 2021.*

1 **14B NCAC 16 .0902 is proposed for amendment as follows:**

2  
3 **14B NCAC 16 .0902 APPLICATION FOR FIREARMS TRAINER CERTIFICATE**

4 Each applicant for a firearms trainer certificate shall submit an online application to the Board. The application shall  
5 be accompanied by:

- 6 (1) electronic submission of fingerprints from a Live Scan or similar system approved by the State  
7 Bureau of Investigations or one set of classifiable fingerprints on an applicant fingerprint card that  
8 shall be mailed separately to the Board's office;
- 9 (2) one head and shoulders color digital photograph of the applicant in JPG, JPEG, or PNG format of  
10 sufficient quality for identification, taken within six months prior to online submission and  
11 submitted by uploading online with the application submission;
- 12 (3) upload online a statement of the results of a statewide criminal history records search by the  
13 reporting service designated by the Board pursuant to G.S. 74C-8.1(a) for each state where the  
14 applicant has resided within the preceding 60 months;
- 15 (4) the actual cost charged to the Private Protective Services Board by the State Bureau of  
16 Investigation to cover the cost of criminal record checks performed by the State Bureau of  
17 Investigation, collected online by the Private Protective Services Board;
- 18 (5) the applicant's non-refundable application fee, along with a four dollar (\$4.00) convenience fee  
19 and credit card transaction fee;
- 20 (6) evidence of the liability insurance required by G.S. 74C-10(e) if the applicant is not an employee  
21 of a licensee;
- 22 ~~(6)~~ (7) a certificate of successful completion of the training required by Rule .0901(a)(3) and (4) of this  
23 Section, stating the training was completed within 60 days of the submission of the application  
24 and uploaded online as part of the online application process; and
- 25 ~~(7)~~ (8) the actual cost charged to the Private Protective Services Board by the North Carolina Justice  
26 Academy to cover the cost of the firearms training course given by the N.C. Justice Academy and  
27 collected as part of the online application process by the Private Protective Services Board.

28  
29 *History Note: Authority G.S. 74C-5; 74C-8.1(a); 74C-13;*

30 *Eff. June 1, 1984;*

31 *Amended Eff. August 1, 1998; December 1, 1995; July 1, 1987; December 1, 1985;*

32 *Temporary Amendment Eff. July 17, 2001;*

33 *Amended Eff. January 1, 2013; May 1, 2012; August 1, 2002;*

34 *Transferred and Recodified from 12 NCAC 07D .0902 Eff. July 1, 2015;*

35 *Amended Eff. November 1, 2017;*

36 *Readopted Eff. March 1, 2020;*

37 *Amended Eff. July 1, 2021*

1 **14B NCAC 16 .1203 is proposed for amendment as follows:**

2  
3 **14B NCAC 16 .1203 ACCREDITATION STANDARDS**

4 (a) CE courses may obtain the approval of the Board by submitting the following information to the Board for  
5 consideration:

- 6 (1) the nature and purpose of the course;  
7 (2) the course objectives or goals;  
8 (3) the outline of the course, including the number of training hours for each segment; and  
9 (4) the name of the instructor.

10 (b) To determine if a course will receive approval from the Board, the Board shall complete the following review:

- 11 (1) The matter shall be referred to the Training and Education Committee for the appointment of a  
12 sub-committee that shall review the course under consideration. The sub-committee shall consist  
13 of at least two industry members of the Training and Education Committee. Other members of the  
14 sub-committee may be appointed at the discretion of the Training and Education Committee  
15 Chairman.  
16 (2) The sub-committee shall review the course to determine if the course is pertinent to the industry,  
17 and if the course meets its stated objectives or goals.  
18 (3) When the sub-committee completes its review, it shall report to the Training and Education  
19 Committee. The Training and Education Committee shall review the course to determine if the  
20 course is pertinent to the industry, and if the course meets its stated objectives and goals. The  
21 Training and Education Committee shall then report the findings with a recommendation of  
22 acceptance or denial to the Private Protective Services Board.

23 (c) Upon receipt of the Training and Education Committee report, the Private Protective Services Board shall  
24 determine by majority vote if the course will be approved for continuing education credits. In making its  
25 determination, the Board shall review the course to determine if the course is pertinent to the industry, and if the  
26 course meets its stated objectives or goals.

27 (d) Each approved course shall remain an approved course for four years from the date of approval by the Board,  
28 unless the course content changes or the course instructor changes.

29 (e) Trainers and instructors shall receive continuing education credit of five hours for every actual teaching hour  
30 with an eight hour cap of continuing education credit every two years.

31 (f) Colleges, universities, trade schools, and other degree granting institutions shall be granted standing approval  
32 when the institutions are accredited, certified, or approved by the Department of Public Instruction or by a similar  
33 agency in another state and the course is related to law, criminal justice, security profession, finance, ethics,  
34 forensics, crime prevention, and investigation. Approval is one credit hour per contact hour not to exceed eight  
35 credit hours.

36 (g) Online courses shall be approved by the Board based on compliance with the standards set forth in Paragraph (a)  
37 of this Rule.

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*History Note: Authority G.S. 74C-5; 74C-22;*  
*Eff. February 1, 2010;*  
*Amended Eff. October 1, 2011;*  
*Transferred and Recodified from 12 NCAC 07D .1303 Eff. July 1, 2015;*  
*Emergency Amendment Eff. May 6, 2020;*  
*Readopted Eff. July 1, 2020;*  
*Temporary Amendment Eff. July 24, 2020;*  
*Amended Eff. July 1, 2021*

1 **14B NCAC 16 .1301 is proposed for amendment as follows:**

2  
3 **14B NCAC 16 .1301 APPLICATION FOR UNARMED ARMORED CAR SERVICE GUARD**  
4 **REGISTRATION**

5 (a) Each armored car employer or his designee shall complete an online application form for the registration of each  
6 unarmed armored car service guard applicant to the Board. This online form shall be accompanied by:

- 7 (1) electronic submission of fingerprints from a Live Scan or similar system approved by the State  
8 Bureau of Investigations or one set of classifiable fingerprints on an applicant fingerprint card that  
9 shall be mailed separately to the Board's office;
- 10 (2) one head and shoulders color digital photograph of the applicant in JPG, JPEG, or PNG format of  
11 sufficient quality for identification, taken within six months prior to online application and  
12 submitted by uploading the photograph online with the application submission;
- 13 (3) upload online a statement of the result of a statewide criminal history records search by the  
14 reporting service designated by the Board pursuant to G.S. 74C-8.1(a) for each state where the  
15 applicant has resided within the preceding 60 months;
- 16 (4) the applicant's non-refundable registration fee, along with a four dollar (\$4.00) convenience fee  
17 and credit card transaction fee;
- 18 (5) the actual cost charged to the Private Protective Services Board by the State Bureau of  
19 Investigation to cover the cost of criminal record checks performed by the State Bureau of  
20 Investigation, collected online by the Private Protective Services Board;
- 21 (6) a statement signed by a certified trainer that the applicant has successfully completed the training  
22 requirements of Rule .1307 of this Section, if applicable; and
- 23 (7) a completed affidavit form and public notice statement form.

24 (b) The employer of each applicant for registration shall give the applicant a copy of the online application and  
25 completed affidavit and shall retain a copy of the application, including the affidavit, in the guard's personnel file in  
26 the employer's office.

27 (c) The applicant's copy of the application and completed affidavit form shall serve as a temporary registration card  
28 that shall be carried by the applicant when he or she is working is within the scope of his or her employment and  
29 shall be exhibited upon the request of any law enforcement officer or authorized representative of the Board.

30 (d) A copy of the statement specified in Subparagraph (a)(6) of this Rule shall be retained by the licensee in the  
31 individual applicant's personnel file in the employer's office.

32  
33 *History Note: Authority G.S. 74C-3; 74C-5; 74C-8.1(a);*  
34 *Eff. January 1, 2013;*  
35 *Transferred and Recodified from 12 NCAC 07D .1401 Eff. July 1, 2015;*  
36 *Amended Eff. November 1, 2017;*  
37 *Readopted Eff. March 1, 2020;*



## **REQUEST FOR TECHNICAL CHANGE**

AGENCY: Private Protective Services Board

RULE CITATION: 14B NCAC 16 .1407

**DEADLINE FOR RECEIPT: Friday, June 11, 2021**

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 our office to inquire concerning the staff recommendation.

In reviewing this Rule, the staff recommends the following technical changes be made:

*On the Submission for Permanent Rule form, Box 9B, you state that you made additional changes in response to public comment. However, the version of the Rule that you submitted for review does not include any changes made post-publication. Please confirm this is the correct version of the Rule.*

*In (h)(1), Page 2, line 12, should "shotgun" be plural?*

*In (h)(4), line 15, please make "fundamentals" lowercase.*

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

1 **14B NCAC 16 .1407 is proposed for amendment as follows:**

2  
3 **14B NCAC 16 .1407 TRAINING REQUIREMENTS FOR ARMED ARMORED CAR SERVICE**  
4 **GUARDS**

5 (a) Prior to applying, applicants for an armed armored car service guard firearm registration permit shall complete  
6 the basic training course for unarmed armored car service guards set forth in Rule .1307(a) of this Chapter. Private  
7 Investigator Licensees applying for an armed armored car service guard firearm registration permit shall complete a  
8 four hour training course consisting of blocks of instruction "The Security Officer in North Carolina" and "Legal  
9 Issues for Security Officers" as set forth in Rule .1307(a) of this Chapter. Private Investigator Licensees applying for  
10 an armed armored car service guard firearm registration permit are not required to complete the following training  
11 blocks found in the basic training course referenced in Rule .1307(a) of this Chapter: "Emergency Responses,"  
12 "Department," "Armored Security Operations," and "Safe Driver Training." A Private Investigator Licensee applying  
13 for an armed armored car service guard firearm registration permit shall meet all additional training requirements set  
14 forth in Rule .1307(a) of this Chapter as well as the training requirements set forth in this Rule.

15 (b) Applicants for an armed armored car service guard firearm registration permit shall complete a basic training  
16 course for armed security guards that consists of at least 20 hours of classroom instruction including:

- 17 (1) legal limitations on the use of handguns and on the powers and authority of an armed security  
18 guard, including familiarity with rules relating to armed security guards -- (minimum of four  
19 hours);
- 20 (2) handgun safety, including range firing procedures -- (minimum of one hour);
- 21 (3) handgun operation and maintenance -- (minimum of three hours);
- 22 (4) handgun fundamentals -- (minimum of eight hours); and
- 23 (5) night firing -- (minimum of four hours).

24 (c) Applicants for an armed armored service guard firearm registration permit shall attain a score of at least 80  
25 percent accuracy on a firearms range qualification course adopted by the Board and the Secretary of Public Safety, a  
26 copy of which is on file in the Director's office. Should a student fail to attain a score of 80 percent accuracy, the  
27 student shall be given an additional three attempts to qualify on the course of fire he or she did not pass, which  
28 additional attempts shall take place within 20 days of the completion of the initial 20 hour course. Failure to meet  
29 the qualification after three additional attempts shall require the student to repeat the entire basic training course for  
30 armed security guards.

31 (d) All armed security guard training required by this Chapter shall be administered by a certified trainer and shall be  
32 successfully completed no more than 90 days prior to the date of issuance of the armed armored car service guard  
33 firearm registration permit.

34 (e) All applicants for an armed armored car service guard firearm registration permit shall obtain training under the  
35 provisions of this Rule using their duty weapon and their duty ammunition or ballistic equivalent ammunition, to  
36 include lead-free ammunition that meets the same point of aim, point of impact, and felt recoil of the duty  
37 ammunition, for all weapons.



(f) No more than six new or renewal armed armored car service guard applicants per one instructor shall be placed on the firing line at any one time during firearms range training.

(g) Applicants for re-certification of an armed armored car service guard firearm registration permit shall complete a basic recertification training course for armed armored car guards that consists of at least four hours of classroom instruction and is a review of the requirements set forth in Subparagraphs (b)(1) through (b)(5) of this Rule. The recertification course is valid for 180 days after completion of the course. Applicants for recertification of an armed armored car service guard firearm registration permit shall also complete the requirements of Paragraph (c) of this Rule.

(h) To be authorized to carry a standard 12 gauge shotgun in the performance of his or her duties as an armed armored car service guard, an applicant shall complete, in addition to the requirements of Paragraphs (a), (b) and (c) of this Rule, four hours of classroom training that shall include the following:

- (1) legal limitations on the use of ~~shotguns~~; shotgun (minimum of one hour);
- (2) shotgun safety, including range firing ~~procedures~~; procedures (minimum of one hour);
- (3) shotgun operation and ~~maintenance~~; and maintenance (minimum of one hour); and
- (4) ~~shotgun fundamentals~~. Fundamentals (minimum of one hour.)

An applicant may take the additional shotgun training at a time after the initial training in Subparagraph (b) of this Rule. If the shotgun training is completed at a later time, the shotgun certification shall run concurrently with the armed registration permit.

(i) In addition to the requirements set forth in Paragraph (h) of this Rule, applicants shall attain a score of at least 80 percent accuracy on a shotgun range qualification course adopted by the Board and the Secretary of Public Safety, a copy of which is on file in the Director's office.

(j) Applicants for shotgun recertification shall complete an additional one hour of classroom training as set forth in Subparagraphs (h)(1) through (h)(4) of this Rule and shall also complete the requirements of Paragraph (i) of this Rule.

(k) Applicants for an armed armored car service guard firearm registration permit who possess a current firearms trainer certificate shall be given, upon their written request, a firearms registration permit that will run concurrently with the trainer certificate upon completion of an annual qualification with their duty weapons as set forth in Paragraph (c) of this Rule.

(l) An armed armored car service guard shall qualify annually for both day and night firing with his or her duty weapon and shotgun, if applicable. If the armed armored car service guard fails to qualify on either course of fire, the guard cannot carry a firearm until such time as he or she meets the qualification requirements. Upon failure to qualify, the firearm instructor shall notify the armed armored car service guard that he or she is no longer authorized to carry a firearm, and the firearm instructor shall notify the employer and the Board on the next business day.

(m) Armed armored car service guard personnel may also work as armed security guards only if they hold an unarmed or armed security guard registration.

*History Note: Authority G.S. 74C-3; 74C-5; 74C-13;*

1                   *Eff. January 1, 2013;*  
2                   *Transferred and Recodified from 12 NCAC 07D .1507 Eff. July 1, 2015;*  
3                   *Amended Eff. October 1, 2015;*  
4                   *Readopted Eff. July 1, 2020;*  
5                   *Amended Eff. July 1, 2021*