

Burgos, Alexander N

Subject: FW: [External] RE: 14B NCAC 17 .0502
Attachments: 14B NCAC 17 .0502.02.28.24.pdf; 14B NCAC 17 .0502 - 02.28.24.docx

From: Gray, Jeffrey <JGray@bdixon.com>
Sent: Wednesday, February 28, 2024 2:43 PM
To: Peaslee, William W <bill.peaslee@oah.nc.gov>; Rules, Oah <oah.rules@oah.nc.gov>
Cc: Burgos, Alexander N <alexander.burgos@oah.nc.gov>
Subject: RE: [External] RE: 14B NCAC 17 .0502

CAUTION: External email. Do not click links or open attachments unless verified. Report suspicious emails with the Report Message button located on your Outlook menu bar on the Home tab.

Bill:

Corrected rule attached in both formats.

The discussion about the new fish reporting requirement was quite interesting today. It made me doubly glad I came!

Jeff

Jeffrey P. Gray

Of Counsel

Bailey & Dixon, LLP

434 Fayetteville Street, Suite 2500

P.O. Box 1351

Raleigh, NC 27601 (27602)

Telephone: 919-828-0731

Facsimile: 919-828-6592

E-mail: jgray@bdixon.com

1 14B NCAC 17 .0502 is proposed for amendment as published in 38:05 NCR 272 as follows:

2

3 **14B NCAC 17 .0502 REQUIRED CONTINUING EDUCATION HOURS**

4

5 Each licensee shall complete a minimum of six credit hours of continuing education training during each two-year
6 renewal period. Each registrant shall complete a minimum of three credit hours of continuing education training during
7 each renewal period. Only registrants who engage in installation, service, sales, or monitoring of alarm systems shall
8 be required to complete the continuing education requirements. Credit shall be given only for classes that have been
9 preapproved by the ~~Board.~~ **Board using the criteria set forth in Rule .0503.** A licensee or registrant who attends a
10 complete meeting of a regularly scheduled meeting of the Alarm Systems Licensing Board in person shall receive
11 three credit hours for each meeting that the licensee or registrant ~~attends.~~ attends and shall receive one credit hour for
12 each meeting that the licensee or registrant views virtually. The Board-approved continuing education ~~form(s)~~ **form**
13 showing the credit hours earned must be uploaded online and submitted with each licensee or registrant's online
14 application submission.

15

16 *History Note: Authority G.S. 74D-2; 74D-5;*

17 *Eff. May 1, 1999;*

18 *Amended Eff. July 18, 2002;*

19 *Transferred and Recodified from 12 NCAC 11 .0502 Eff. July 1, 2015;*

20 *Readopted Eff. June 1, 2018;*

21 *Amended Eff. March 1, 2024; September 1, 2019.*

Burgos, Alexander N

Subject: FW: [External] RE: 14B NCAC 17 .0502

From: Gray, Jeffrey <JGray@bdixon.com>
Sent: Monday, February 12, 2024 6:55 PM
To: Peaslee, William W <bill.peaslee@oah.nc.gov>; Rules, Oah <oah.rules@oah.nc.gov>
Cc: Burgos, Alexander N <alexander.burgos@oah.nc.gov>
Subject: RE: [External] RE: 14B NCAC 17 .0502

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Bill:

Received. And thank you.

With the new schedule I no longer have a conflict with one of my board-clients meeting on the same day. I haven't been to a Commission meeting in years so may just come for the fun of it!

Jeff

Jeffrey P. Gray

Of Counsel
Bailey & Dixon, LLP
434 Fayetteville Street, Suite 2500
P.O. Box 1351
Raleigh, NC 27601 (27602)
Telephone: 919-828-0731
Facsimile: 919-828-6592
E-mail: jgray@bdixon.com

From: Peaslee, William W <bill.peaslee@oah.nc.gov>
Sent: Monday, February 12, 2024 1:45 PM
To: Rules, Oah <oah.rules@oah.nc.gov>
Cc: Gray, Jeffrey <JGray@bdixon.com>; Burgos, Alexander N <alexander.burgos@oah.nc.gov>
Subject: FW: [External] RE: 14B NCAC 17 .0502

Please be advised that it is my intention to recommend approval of the attached rule as revised.

William W. Peaslee
Rules Review Commission Counsel / Legislative Liaison
Office of Administrative Hearings
1711 New Hope Church Road
Raleigh NC, 27609
(984) 236-1939
Bill.Peaslee@oah.nc.gov

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Burgos, Alexander N

Subject: FW: [External] RE: 14B NCAC 17 .0502
Attachments: 20240209141304324.pdf; 14B NCAC 17 .0502 - 02.09.24.docx; 14B NCAC 17 .0502.02.09.24.pdf

From: Gray, Jeffrey <JGray@bdixon.com>
Sent: Friday, February 9, 2024 3:44 PM
To: Peaslee, William W <bill.peaslee@oah.nc.gov>
Cc: Burgos, Alexander N <alexander.burgos@oah.nc.gov>
Subject: RE: [External] RE: 14B NCAC 17 .0502

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Bill:

In response to your Request for Changes for 14B NCAC 17 .0502, the answers to your questions are as follows:

Line 6: Registrant is a defined term. G.S. 74D-8(a)(1) states that a “licensee... **shall register** with the Board within 30 days after employment begins, all of the following employees...” So, anyone that meets the definition in subsections a. or b. is a “registrant.” This is the term used throughout Chapter 74D to refer to the licensee’s employees and is also found in G.S. 74D-5(a)(3) & (5), G.S. 74D-6, and G.S. 74D-10.

Line 9: The approval process is found in the very next rule, .0503. I have added a reference to this rule to .0502.

Line 12 and Line 13: The “form” is the “application” and vice versa. The contents of this form or application are found in 14B NCAC 17 .0505, “Reporting Continuing Education Hours.” A copy of the form/application is attached as proof that its substantive requirements meet those set forth in .0505.

A revised .0502 in both pdf. and Word format is also attached.

Jeff

Jeffrey P. Gray

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P.O. Box 1351
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8 be required to complete the continuing education requirements. Credit shall be given only for classes that have been
9 preapproved by the Board, using the criteria set forth in Rule .0503. A licensee or registrant who attends a complete
10 meeting of a regularly scheduled meeting of the Alarm Systems Licensing Board in person shall receive three credit
11 hours for each meeting that the licensee or registrant ~~attends.~~ attends and shall receive one credit hour for each meeting
12 that the licensee or registrant views virtually. The Board-approved continuing education ~~form(s)~~ form showing the
13 credit hours earned must be uploaded online and submitted with each licensee or registrant's online application
14 submission.

15

16 *History Note: Authority G.S. 74D-2; 74D-5;*

17 *Eff. May 1, 1999;*

18 *Amended Eff. July 18, 2002;*

19 *Transferred and Recodified from 12 NCAC 11 .0502 Eff. July 1, 2015;*

20 *Readopted Eff. June 1, 2018;*

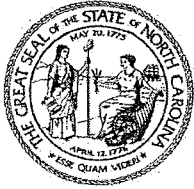
21 *Amended Eff. January 1, 2024; September 1, 2019.*

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17 *Eff. May 1, 1999;*
18 *Amended Eff. July 18, 2002;*
19 *Transferred and Recodified from 12 NCAC 11 .0502 Eff. July 1, 2015;*
20 *Readopted Eff. June 1, 2018;*
21 *Amended Eff. January 1, 2024; September 1, 2019.*



**NORTH CAROLINA
ALARM SYSTEMS LICENSING BOARD**

3101 Industrial Drive • Suite 104
Raleigh, North Carolina 27609
Phone: (919) 788-5320 E-mail: PPSASL@ncdps.gov



Course Attendance Certification

This course has been accepted by the
North Carolina Alarm Systems Licensing Board
to meet continuing education requirements for license and
registration renewals.

Instructions:

- Print or type information into the spaces provided- all sections are required
- Instructor's electronic or handwritten signatures are acceptable
- Only one course attendee per form
- The participant's name must appear on the instructor's roster if CEU is used to meet renewal requirements.

**Please provide a copy to employee or employers- for required retention in employee's information file information file*

Instructor Section

(to be completed by instructor)

Course Name: _____ Course Number: _____
 Course Credit hours (Board approved): _____ Course Expiration Date: _____
 Course Participant: _____ Date course completed: _____

I hereby certify that the person, whose name appears on this attendance certificate satisfactorily completed all requirements for the above indicated ASL Board approved course.

Instructor's Name (print/type): _____
 Instructor's Signature: _____

Participant Section

(to be completed by participant)

Continuing Education Credits To be applied to (check):
 License Renewal 6 CEU Required
 Registration Renewal 3 CEU Required

Participant's Name: _____

License Number _____ /License Expires (date): _____

or Registration Expires (date): _____

Participant's Signature: _____ Date: _____

Burgos, Alexander N

Subject: FW: [External] RE: 14B NCAC 17 .0502
Attachments: 20240201122309729.pdf

From: Gray, Jeffrey <JGray@bdixon.com>
Sent: Thursday, February 1, 2024 5:31 PM
To: Peaslee, William W <bill.peaslee@oah.nc.gov>
Cc: Burgos, Alexander N <alexander.burgos@oah.nc.gov>
Subject: [External] RE: 14B NCAC 17 .0502

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Bill:

Thanks so much for forwarding.

A copy of the Board's Accreditation Standards rule is attached. Would a simple reference to 14B NCAC 17 .0503 (i.e. "... as set forth in Rule .0503") not be sufficient to resolve your objection?

Jeff

Jeffrey P. Gray

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P.O. Box 1351
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E-mail: jgray@bdixon.com

14B NCAC 17 .0503 ACCREDITATION STANDARDS

(a) CE courses seeking to obtain the sanction of the Alarm Systems Licensing Board shall submit the following information to the Board:

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

(b) To determine if a course will be sanctioned by the Alarm Systems Licensing Board, the Board shall complete the following review:

- (1) The matter shall be referred to the Education and Training Committee for the appointment of a sub-committee that shall review the course under consideration. The sub-committee shall consist of at least one member of the Education and Training Committee, one member of the Board's staff, and one industry licensee who has no vested interest in the course. Other members of the sub-committee may be appointed at the discretion of the Education and Training Committee Chairman.
- (2) The sub-committee shall review the course to determine if the course is pertinent to the industry and if the course meets its stated objectives.
- (3) When the sub-committee completes its review, it shall report to the Education and Training Committee. The Education and Training Committee shall review the course to determine if the course is pertinent to the industry and if the course meets its stated objective. The Education and Training Committee shall then report the findings with a recommendation of acceptance or denial to the Alarm Systems Licensing Board.
- (4) For any online course being reviewed by the Committee, the course sponsor shall allow the Committee to review the online course and any associated test and shall include with the application instructions and an access code for computer login.

(c) Upon receipt of the Education and Training Committee report, the Alarm Systems Licensing Board shall determine by majority vote if the course will be sanctioned for continuing education credits. In making its determination, the Board shall review the course to determine if the course is pertinent to the industry and if the course meets its stated objective.

(d) Each approved course shall remain an approved course for four years from the date of approval by the Board.

*History Note: Authority G.S. 74D-2; 74D-5;
Eff. May 1, 1999;
Amended Eff. July 1, 2010; July 18, 2002;
Transferred and Recodified from 12 NCAC 11 .0503 Eff. July 1, 2015;
Readopted Eff. June 1, 2018.*

Burgos, Alexander N

Subject: FW: [External] RE: Alarm Systems Licensing Board (ASLB)

From: Peaslee, William W <bill.peaslee@oah.nc.gov>
Sent: Friday, January 12, 2024 10:31 AM
To: Gray, Jeffrey <jgray@bdixon.com>; Rules, Oah <oah.rules@oah.nc.gov>
Cc: Burgos, Alexander N <alexander.burgos@oah.nc.gov>
Subject: RE: [External] RE: Alarm Systems Licensing Board (ASLB)

Good morning,

It is my intention to recommend approval of 14B NCAC 17 .0202 as revised at the RRC January meeting.

As always if you have any questions please feel free to contact me.

William W. Peaslee
Rules Review Commission Counsel / Legislative Liaison
Office of Administrative Hearings
1711 New Hope Church Road
Raleigh NC, 27609
(984) 236-1939
Bill.Peaslee@oah.nc.gov

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Burgos, Alexander N

Subject: FW: [External] RE: Alarm Systems Licensing Board (ASLB)
Attachments: 14B NCAC 17 .0202 - 01.11.24 (00600447xBFA5E).DOCX

From: Gray, Jeffrey <JGray@bdixon.com>
Sent: Thursday, January 11, 2024 4:07 PM
To: Peaslee, William W <bill.peaslee@oah.nc.gov>
Cc: Burgos, Alexander N <alexander.burgos@oah.nc.gov>
Subject: RE: [External] RE: Alarm Systems Licensing Board (ASLB)

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Please see attached.

Jeffrey P. Gray

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Raleigh, NC 27601 (27602)
Telephone: 919-828-0731
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E-mail: jgray@bdixon.com

1 14B NCAC 17 .0202 is proposed for amendment as published in 38:05 NCR 272 as follows:

2

3 **14B NCAC 17 .0202 EXPERIENCE OR TRAINING REQUIREMENTS FOR LICENSE**

4 Applicants for an alarm system license shall meet the following requirements, which are in addition to those specified
5 in G.S. 74D:

6 (1) establish two year's experience within the past five years in alarm systems installation or service, or
7 alarm systems business management; or

8 (2) no longer than one year prior to the application date, successfully complete the Certified Alarm
9 Technician Level I Course offered by the ~~National Electronic Security Association, Elite CEU's on-~~
10 ~~line training course, or Complete Electrical Academy's Level I training course. Association (ESA)~~
11 or equivalent. Equivalency shall be determined by the Board's Training and Education Committee
12 by comparing each segment of the training to ensure that the alternative course encompasses all
13 segments of the ESA course.

14

15 *History Note: Authority G.S. 74D-5;*
16 *Temporary Rule Eff. January 9, 1984, for a period of 120 days to expire on May 7, 1984;*
17 *Eff. May 1, 1984;*
18 *Amended Eff. January 1, 2007; August 1, 1998; January 1, 1995; March 1, 1993; August 3, 1992;*
19 *June 1, 1990;*
20 *Transferred and Recodified from 12 NCAC 11 .0202 Eff. July 1, 2015;*
21 *Amended Eff. December. 1, 2017;*
22 *Readopted Eff. June 1, 2018;*
23 *Amended Eff. January 1, 2024; April 1, 2021.*

Burgos, Alexander N

Subject: FW: [External] RE: Alarm Systems Licensing Board (ASLB)

From: Peaslee, William W <bill.peaslee@oah.nc.gov>
Sent: Thursday, January 11, 2024 2:49 PM
To: Gray, Jeffrey <jgray@bdixon.com>
Cc: Burgos, Alexander N <alexander.burgos@oah.nc.gov>
Subject: RE: [External] RE: Alarm Systems Licensing Board (ASLB)

Good afternoon,

Please make the following changes and resubmit.:

On line 10, use parenthesis rather than brackets. (ESA) not [ESA].

Lines 11 and 13, get rid of the brackets.

Line 11: Committee is misspelled.

Thank you.

William W. Peaslee
Rules Review Commission Counsel / Legislative Liaison
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(984) 236-1939
Bill.Peaslee@oah.nc.gov

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Burgos, Alexander N

Subject: FW: [External] RE: Alarm Systems Licensing Board (ASLB)
Attachments: 14B NCAC 17 .0202 - 01.09.24 (00600447xBFA5E).DOCX

From: Gray, Jeffrey <JGray@bdixon.com>
Sent: Tuesday, January 9, 2024 4:04 PM
To: Peaslee, William W <bill.peaslee@oah.nc.gov>
Cc: Burgos, Alexander N <alexander.burgos@oah.nc.gov>
Subject: [External] RE: Alarm Systems Licensing Board (ASLB)

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Bill:

Attached is a revised 14B NCAC 17 .0202 which I hope satisfies the Request for Change.

By separate e-mail I have sent you a cc. of my letter to Chair Doran requesting an extension of the effective date and extending the period of review for 14B NCAC 17 .0502. I will, of course, address all Requests regarding that rule at the appropriate time.

Jeff

Jeffrey P. Gray

Of Counsel
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9 Technician Level I Course offered by the ~~National Electronic Security Association, Elite CEU's on-~~
10 ~~line training course, or Complete Electrical Academy's Level I training course. Association [ESA]~~
11 ~~or equivalent. [Equivalency shall be determined by the Board's Training and Education Committed~~
12 ~~by comparing each segment of the training to ensure that the alternative course encompasses all~~
13 ~~segments of the ESA course.]~~

14

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Burgos, Alexander N

From: Peaslee, William W
Sent: Thursday, January 11, 2024 2:53 PM
To: Burgos, Alexander N
Subject: FW: [External] RE: Alarm Systems Licensing Board (ASLB)

William W. Peaslee
Rules Review Commission Counsel / Legislative Liaison
Office of Administrative Hearings
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(984) 236-1939
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From: Peaslee, William W
Sent: Thursday, January 11, 2024 2:53 PM
To: Gray, Jeffrey <JGray@bdixon.com>
Subject: RE: [External] RE: Alarm Systems Licensing Board (ASLB)

Jeff,

Pursuant to GS 105B-21.2(g), no it would not be a substantive change.

William W. Peaslee
Rules Review Commission Counsel / Legislative Liaison
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Raleigh NC, 27609
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Bill.Peaslee@oah.nc.gov

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From: Gray, Jeffrey <JGray@bdixon.com>
Sent: Tuesday, January 9, 2024 9:42 PM
To: Peaslee, William W <bill.peaslee@oah.nc.gov>
Subject: [External] RE: Alarm Systems Licensing Board (ASLB)

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Bill:

I just found a note to myself about this rule. I forgot to ask. Would it be considered a substantive change to add "Training and" to the title of this rule, so it reads: "Training and Education Requirements" ?

Jeff

Jeffrey P. Gray

Of Counsel
Bailey & Dixon, LLP
434 Fayetteville Street, Suite 2500
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Bill:

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From: Peaslee, William W <bill.peaslee@oah.nc.gov>
Sent: Friday, December 22, 2023 12:24 PM
To: Gray, Jeffrey <JGray@bdixon.com>

Cc: Burgos, Alexander N <alexander.burgos@oah.nc.gov>

Subject: Alarm Systems Licensing Board (ASLB)

Good afternoon,

Attached please find the request for changes for the rules adopted by the ASLB which will be on the January Rules Review Commission agenda.

As I am sure you are aware, merely answering the questions in response without a corresponding change in the rule rarely fixes the problem.

Also, please note that while the RRC received the Submission for Permanent Rule form, it did not receive rule 14B NCAC 17 .0208. I understand this is a repeal. Nevertheless a properly formatted timely submitted rule draft is required.

As always if you have any questions please feel free to contact me.

William W. Peaslee
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(984) 236-1939
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Burgos, Alexander N

From: Gray, Jeffrey <JGray@bdixon.com>
Sent: Friday, January 5, 2024 10:46 AM
To: Peaslee, William W
Cc: Burgos, Alexander N
Subject: [External] RE: Alarm Systems Licensing Board (ASLB)

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Bill:

I received your voice mail message. Thank you so much. Since the substantive change in .0502 is not critical or time-sensitive I am going to request to extend the period of review. I do, however, want to proceed with the amendment to .0202 and the repeal of .0208.

Regarding your Request as to .0202, line 11, like most classes on technical, mechanical issues, this course is in segments. Would it satisfy the objection to add the sentence: "Equivalency shall be determined by comparing each segment of the training to ensure that the alternative course encompasses all segments of the ESA course." ?

Jeff

Jeffrey P. Gray

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Sent: Friday, December 22, 2023 12:24 PM
To: Gray, Jeffrey <JGray@bdixon.com>
Cc: Burgos, Alexander N <alexander.burgos@oah.nc.gov>
Subject: Alarm Systems Licensing Board (ASLB)

Good afternoon,

Attached please find the request for changes for the rules adopted by the ASLB which will be on the January Rules Review Commission agenda.

As I am sure you are aware, merely answering the questions in response without a corresponding change in the rule rarely fixes the problem.

Also, please note that while the RRC received the Submission for Permanent Rule form, it did not receive rule 14B NCAC 17 .0208. I understand this is a repeal. Nevertheless a properly formatted timely submitted rule draft is required.

As always if you have any questions please feel free to contact me.

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