| 1 | 12 NCAC 09A | .0204 is amended, with changes, as published in 40:06 NCR 518-561 as follows: |
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| 2 | | |
| 3 | 12 NCAC 09A | .0204 SUSPENSION: REVOCATION: OR DENIAL OF CERTIFICATION |
| 4 | (a) The Commi | ission shall revoke the certification of a criminal justice officer when the Commission finds that the |
| 5 | officer has com | mitted committed, pursuant to 12 NCAC 09A .0103(6), or been convicted of: |
| 6 | (1) | a felony offense; or |
| 7 | (2) | a criminal offense for which the authorized punishment included imprisonment for more than two |
| 8 | | years. |
| 9 | (b) The Comm | ission may suspend, revoke, or deny the certification of a criminal justice officer when the |
| 10 | Commission fin | ds that the applicant for certification or the certified officer: |
| 11 | (1) | has not enrolled in and satisfactorily completed the required basic training course in its entirety |
| 12 | | within prescribed time periods relevant or applicable to a specified position or job title; title, |
| 13 | | pursuant to 12 NCAC 09C .0303(d) and 09G .0304(a). |
| 14 | (2) | fails to meet or maintain one or more of the minimum employment standards required by 12 |
| 15 | | NCAC 09B .0100 for the category of the officer's certification or fails to meet or maintain one or |
| 16 | | more of the minimum training standards required by 12 NCAC 09B .0200 or 12 NCAC 09B .0400 |
| 17 | | for the category of the officer's certification; |
| 18 | (3) | has committed or been convicted of: |
| 19 | | (A) a criminal offense or unlawful act defined in 12 NCAC 09A .0103(26)(b) as a |
| 20 | | Class B misdemeanor; or |
| 21 | | (B) four or more criminal offenses or unlawful acts defined in 12 NCAC 09A .0103 |
| 22 | | .0103(26)(a) as a Class A misdemeanor, each of which occurred after the date of initial |
| 23 | | certification; |
| 24 | (4) | has been discharged separated by a criminal justice agency for commission or conviction of of |
| 25 | | (A)—a motor vehicle offense requiring the revocation of the officer's driver's license. license; |
| 26 | | or |
| 27 | | (B) any other offense involving moral turpitude; |
| 28 | (5) | has been discharged by a criminal justice agency because the officer lacks the mental or physical |
| 29 | | capabilities to properly fulfill the responsibilities of a criminal justice officer; |
| 30 | (6) | has knowingly made a material misrepresentation misrepresentation, including knowingly |
| 31 | | providing false or omitting information, of any information required for certification or |
| 32 | | accreditation; |
| 33 | (7) | has knowingly and willfully, by any means of false pretense, deception, defraudation, |
| 34 | | misrepresentation misrepresentation, or cheating whatsoever, cheating, obtained or attempted to |
| 35 | | obtain credit, training training, or certification from the Commission; |

| 1 | (8) | has knowingly and willfully, by any means of false pretense, deception, defraudation, |
|----|-------------|---|
| 2 | | misrepresentation misrepresentation, or cheating whatsoever, cheating, aided another person in |
| 3 | | obtaining or attempting to obtain credit, training training, or certification from the Commission; |
| 4 | (9) | has failed to make either of the notifications as required by 12 NCAC 09B .0101(13); |
| 5 | (10) | has been removed from office by decree of the Superior Court in accord with the provisions of |
| 6 | | G.S. 128-16 or has been removed from office by sentence of the court in accord with the |
| 7 | | provisions of G.S. 14-230; |
| 8 | (11) | fails to satisfactorily complete the minimum in-service training requirements as prescribed in 12 |
| 9 | | NCAC 09E; <u>09E .0100;</u> |
| 10 | (12) | has refused to submit to a an applicant or lateral transferee drug screen as required by 12 NCAC |
| 11 | | 09C .0310 and 09G .0211; the rules in this Chapter, or has refused to submit to an in service drug |
| 12 | | screen pursuant to the guidelines set forth in the Drug Screening Implementation Guide as |
| 13 | | required by the agency through which the officer is certified; |
| 14 | (13) | has produced a positive result on a drug screen reported to the Commission as specified in 12 |
| 15 | | NCAC 09C .0310, .0310 or 09G .0211, where the positive result cannot be explained to the |
| 16 | | Commission's satisfaction; |
| 17 | (14) | has been denied certification or had certification suspended or revoked by the North Carolina |
| 18 | | Sheriffs' Education and Training Standards Commission, the North Carolina Criminal Justice |
| 19 | | Education and Training Standards Commission; the North Carolina Company/Campus Police |
| 20 | | Program; or a similar North Carolina, out of state or federal approving, certifying or licensing |
| 21 | | agency; |
| 22 | (15) | has performed activities or duties for which certification by the Commission is required without |
| 23 | | having first obtained the appropriate certification; or |
| 24 | (16) | has been convicted of any offense proscribed by 18 USC 922(g)(8) that would prohibit possession |
| 25 | | of a firearm or ammunition. ammunition; |
| 26 | <u>(17)</u> | has engaged in sexual activity, whether in uniform of the employing agency or out of uniform, |
| 27 | | (A) while on duty; |
| 28 | | (B) while on or off duty in a motor vehicle owned or under the control of a law enforcement |
| 29 | | agency; |
| 30 | | (C) while on or off duty on the premises operated by the employing criminal justice agency; |
| 31 | | (D) while in uniform of the employing agency in a public place: |
| 32 | | (E) with an employee with whom the person had at the time supervisory responsibilities; or |
| 33 | | (F) with a student who at the time is enrolled in a Commission-approved course in which the |
| 34 | | officer is an instructor, qualified assistant, or school director. |
| 35 | | For purposes of this subsection, sexual activity includes any act defined as a sexual act or sexual |
| 36 | | contact per [N.C.G,S.] G.S. 14-27.20 and includes vaginal intercourse; or |

| 1 | (<u>18)</u> | has been found to be untruthful during a criminal or internal formal investigation conducted by a |
|----|------------------|--|
| 2 | | law enforcement agency or during an investigation for a rules violation conducted by the North |
| 3 | | Carolina Criminal Justice Standards Division, North Carolina Sheriffs' Standards [Division] |
| 4 | | Division, or the North Carolina Company and Campus Police Administrator. |
| 5 | (c) Following s | suspension, revocation, or denial of the person's certification, the person may not remain employed or |
| 6 | appointed as a c | riminal justice officer and the person may not exercise any authority of a criminal justice officer |
| 7 | during a period | for which the person's certification is suspended, revoked, or denied. |
| 8 | | |
| 9 | History Note: | Authority G.S. 17C-6; 17C-10; |
| 10 | • | Eff. January 1, 1981; |
| 11 | | Amended Eff. April 1, 2009; February 1, 2006; August 1, 2001; August 1, 1995; November 1, |
| 12 | | 1993; March 1, 1992; July 1, 1990; |
| 13 | | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. May 25, |
| 14 | | 2019. |
| 15 | | Amended Eff: January 1, 2026 |

2 3 12 NCAC 09B .0405 COMPLETION OF BASIC LAW ENFORCEMENT TRAINING COURSE 4 (a) Each delivery of a Commission-accredited Basic Law Enforcement Training Course (BLET) includes all 5 modules as specified in Rule .0205 of this Subchapter. Each trainee shall attend and satisfactorily complete the full 6 course as specified in Paragraph Paragraphs (b) and (c) of this Rule during a scheduled delivery. The school director 7 may develop supplemental requirements as set forth in Rule .0202(a)(5) of this Subchapter, but may not add 8 substantive courses, or change or expand the substance of the courses as set forth in Rule .0205 of this Subchapter 9 for purposes of Commission credit. This Rule does not prevent the instruction on local agency rules or standards; 10 however, such instruction shall not be considered or endorsed by the Commission for purposes of certification. The 11 Director of the Standards Division shall issue prior written authorization for a specified trainee's limited enrollment in a subsequent delivery of the same course where the trainee provides evidence that: 12 13 (1) the trainee attended and satisfactorily completed specified class hours and topics of BLET but 14 through extended absence occasioned by illness, accident, emergency, or other good cause was 15 absent for more than five percent of the total class hours of the course offering; the trainee was granted excused absences by the school director that did not exceed five percent of 16 (2) the total class hours for the course offering and the school director has obtained approval from the 17 18 Standards Division pursuant to Rule .0404 of this Section for make up work to be completed in a 19 subsequent enrollment; or 20 (3)the trainee participated in a BLET course but had an identified deficiency in topical area or skill 21 areas in no more than two of the specific topic areas incorporated in course content as prescribed 22 under Rule .0205 of this Subchapter; 23 For the purposes of this Rule, "limited enrollment" is defined as the requirement to complete the specific number of 24 courses and course hours in which the trainee is deficient. The trainee who is deficient in more than two academic areas or motor skills shall be dismissed from the course delivery and shall be required to complete a subsequent 25 26 training delivery in its entirety. 27 For the purposes of this Rule, "limited enrollment" shall mean the requirement that a trainee complete only those 28 specific courses and course hours in which the trainee is deficient. A trainee found deficient in more than two 29 cognitive topical areas or motor skills shall be dismissed from the current training delivery and shall be required to 30 complete the entire training delivery in a subsequent session. For the purposes of this Rule, "deficiency" shall mean the cognitive topical area or motor skills that the trainee did 31 32 not complete and which must be remediated. 33 (b) The trainee shall demonstrate proficiency in the cognitive topical areas and motor skills academic tests by 34 achieving a minimum score of 70 percent on each [each.] each academic test. If a trainee scores below 70 percent on 35 a cognitive topical area or motor skills each academic test, the trainee shall have one opportunity for reexamination. 36 A trainee shall be allowed failure and reexamination in no more than [seven] nine cognitive topical areas and motor 37 skills. Upon initial failure of [an eighth] a tenth cognitive topical area or motor skills test, the trainee shall not be

12 NCAC 09B .0405 is amended, with changes, as published in 40:06 NCR 518-561 as follows:

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| 1 | allowed reexamination and shall be immediately dismissed from the course and shall be required to complete a | | |
|----|--|--|--|
| 2 | subsequent delivery of BLET in its entirety. will focus on re teaching the specific concepts and skills in the topical | | |
| 3 | area(s) that a trainee fails to achieve a passing score, as follows: | | |
| 4 | (1) | a trainee who fails to achieve a passing score of 70 percent on the first attempt shall have one | |
| 5 | | opportunity for reexamination following remediation; | |
| 6 | (2) | a trainee shall be allowed failure, remediation, and reexamination in no more than four topical area | |
| 7 | | tests; | |
| 8 | (3) | upon initial failure of a fifth topical area test, the trainee shall not be allowed remediation or | |
| 9 | | reexamination and shall be immediately dismissed from the course and shall be required to | |
| 10 | | complete a subsequent delivery of BLET in its entirety. | |
| 11 | (c) A trainee w | ho fails to achieve a minimum score of 70 percent on the reexamination of a cognitive topical area or | |
| 12 | motor skills test shall be considered deficient in the cognitive topical area or motor skill. A trainee who is deficient | | |
| 13 | in no more than | two cognitive topical areas and/or motor skills shall be eligible to remediate his or her deficiencies. | |
| 14 | Prior to remedi | ating a cognitive topical area or motor skill, the School Director shall submit to the Division a | |
| 15 | Request for De | ficiency Remediation, Form F-13, [pursuant to 12 NCAC 09L.0103.] which contains the trainee's | |
| 16 | name, instructo | or's name, and the remediation plan. The trainee shall: | |
| 17 | <u>(1)</u> | complete the current course delivery and then shall be required to remediate the deficiency as a | |
| 18 | | limited enrollee in a subsequent training course; or | |
| 19 | <u>(2)</u> | remediate up to two deficiencies within the current course delivery with the approval of the | |
| 20 | | Division Director. | |
| 21 | (d) The Direct | or of the Division shall issue prior written authorization for a specified trainee's limited enrollment in | |
| 22 | a subsequent de | elivery of the same course where the trainee provides evidence that: | |
| 23 | (1) | the trainee attended and satisfactorily completed specified class hours and topics of BLET but | |
| 24 | | through extended absence occasioned by illness, accident, emergency, or other good cause was | |
| 25 | | absent for more than five percent of the total class hours of the course offering; | |
| 26 | <u>(2)</u> | the trainee was granted excused absences by the school director that did not exceed five percent of | |
| 27 | | the total class hours for the course offering and the school director has obtained approval from the | |
| 28 | | Standards Division pursuant to Rule .0404 of this Section for make up work to be completed in a | |
| 29 | | subsequent enrollment; or | |
| 30 | <u>(3)</u> | the trainee participated in a BLET course but is deficient in not more than two cognitive topical | |
| 31 | | areas or motor skill areas. | |
| 32 | (e)(e) An auth | orization of limited enrollment in a subsequent delivery of the BLET shall not be issued by the | |
| 33 | Standards Divi | sion unless unless, in addition to the evidence required by Paragraphs Paragraph (a) through (d) of | |
| 34 | this Rule: | | |
| 35 | (1) | The school director of the previous course offering submits to the Standards Division a | |
| 36 | | certification of the particular topics and class hours attended and satisfactorily completed by the | |
| 37 | | trainee during the original enrollment; and | |

| 1 | (2) | The school director makes written application to the Standards Division for authorization of the | |
|----------|---|--|--|
| 2 | | trainee's limited enrollment. | |
| 3 | (d)(f) An authorization of limited enrollment in a subsequent course delivery permits the trainee to attend an | | |
| 4 | offering of BLET commencing within 120 calendar days from the date of administration of the state comprehensive | | |
| 5 | examination in t | he trainee's prior course delivery. | |
| 6 | (1) | The trainee shall attend and complete in its entirety each <u>cognitive</u> topical area <u>and/or motor skill</u> | |
| 7 | | identified by the school director as an area of trainee deficiency in the prior course participation | |
| 8 | | participation, with the exception of the "Officer Health and Wellness" topical area. | |
| 9 | (2) | The two options available for satisfying a deficiency in the "Officer Health and Wellness" topical | |
| 10 | | area are: | |
| 11 | | (A) the student shall be allowed to make up the deficiency at the original training site without | |
| 12 | | enrolling in a subsequent delivery of BLET. Under this option, the student shall be given | |
| 13 | | 120 calendar days from the date that the comprehensive state examination was | |
| 14 | | administered to the original BLET course in order to satisfy this deficiency. Students who | |
| 15 | | select this option shall be allowed two attempts to complete the entire Police Officer | |
| 16 | | Physical Abilities Test (POPAT) Course with a minimum of 24 hours of rest between | |
| 17 | | attempts during the 120-day period to satisfy the deficiency; or | |
| 18 | | (B) the student shall be allowed to enroll in a subsequent delivery of BLET as a "limited | |
| 19 | | enrollee." This delivery shall begin within 120 calendar days from the date that the | |
| 20 | | comprehensive state examination was administered to the original BLET course in order | |
| 21 | | to satisfy this deficiency. Students who select this option shall be allowed two attempts to | |
| 22 | | complete the entire POPAT Course with a minimum of 24 hours of rest between attempts | |
| 23 | | during the delivery period of the subsequent BLET course. | |
| 24 | A certi | ied "Officer Health and Wellness" Specialized Physical Fitness Instructor instructor is the only | |
| 25 | person | qualified to administer and grade the fitness re-test. At the time of the re-test, the school director or | |
| 26 | the Qua | lified Assistant shall be present. | |
| 27 | (3) | Following limited enrollment in the subsequent course offering, scheduled class attendance, and | |
| 28 | | having received passing grades on all required topic and motor-skill tests, and having no | |
| 29 | | deficiencies, the trainee shall be eligible for administration of the State comprehensive | |
| 30 | | examination by the Commission, as set forth in Rule .0406 of this Section. | |
| 31 | | | |
| 32 | History Note: | Authority G.S. 17C-6; 17C-10; | |
| 33 | | Eff. January 1, 1981; | |
| 34 35 | | Amended Eff. February 1, 2014; August 1, 2000; July 1, 1989; July 1, 1985; April 1, 1984; January 1, 1983; | |
| 36 | | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. May 25, | |
| 37 38 | | 2019. Amended Eff. <u>January 1, 2026;</u> January 1, 2025. | |
| 39 | | | |

| 1 | 12 NCAC 09E | .0106 is amended, with changes, as published in 40:06 NCR 518- 561 as follows: |
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| 2 | | |
| 3 | 12 NCAC 09E | .0106 ANNUAL IN-SERVICE FIREARMS QUALIFICATION SPECIFICATIONS |
| 4 | (a) All certifie | d law enforcement officers shall qualify for both day and night low-light use with their individual and |
| 5 | each departmen | nt-approved service handguns handgun prior to carrying the handgun in the performance of law |
| 6 | | <mark>ities, pursuant to 12 NCAC 09E .0103(5) and (6), and</mark> at least once each calendar year, <u>year</u> |
| 7 | | the purpose of this specification, service handgun shall include any semi-automatic pistol or revolver. |
| 8 | | he requirements specified in Rule .0105 of this Subchapter, the course of fire shall not be less |
| 9 | e | he "Basic Training Law Enforcement Officers" course requirements for firearms qualification. |
| 10 | | acy Qualification course of fire shall meet the following minimum [requirements:] requirements for |
| 11 | Day Accuracy | |
| 12 | [a. | Day Accuracy Qualification: |
| 13 | <u>(1)</u> | [i-] No fewer than thirty (30) rounds |
| 14 | <u>(2)</u> | [ii-] Firing from the three (3), five (5), seven (7), ten (10), fifteen (15), and twenty-five (25) yard |
| 15 | | lines shall consist of no more than the following percentage of shots at each yard line: |
| 16 | | (A) [1-] 3 yard line: 10% |
| 17 | | (B) [2-] <u>5yard line: 12%</u> |
| 18 | | (C) [3-] 7 yard line: 30% |
| 19 | | (D) [4-] 10 yard line: 20% |
| 20 | | (E) [5-] 15 yard line: 25% |
| 21 | | (F) [6-, 25 yard line: 20% |
| 22 | <u>(3)</u> | [iii.] Firing at least two rounds from each of the following positions: |
| 23 | | (A) [1-] Standing |
| 24 | | (B) [2-] Kneeling. |
| 25 | 2.48 | (C) [3-] Barricade |
| 26 | <u>(4)</u> | [iv-] Firing at least two rounds dominant hand only |
| 27 | <u>(5)</u> | [v-] Firing at least two rounds support hand only |
| 28 | <u>(6)</u> | [vi.] Fire after drawing from the holster |
| 29 | <u>(7)</u> | [vii.] At least one stage that includes a mandatory magazine change |
| 30 | | acy Qualification course of fire shall meet the following minimum [requirements:] requirements for |
| 31 | | curacy Qualification: |
| 32 | [b. | Low Light Accuracy Qualification: |
| 33 | <u>(1)</u> | [i-] No fewer than thirty (30) rounds |
| 34 | <u>(2)</u> | Firing from the three (3), five (5), seven (7), ten (10), and fifteen (15) yard lines shall consist |
| 35 | | of no more than the following percentage of shots at each yard line: |
| 36 | | (A) [1.] 3 yard line: 13% |
| 37 | | (B) [2-,] 5 yard line: 26% |

| 1 | | <u>(C)</u> | [3-] 7 yard line: 24% |
|----|-----------------------------------|---------------------------------|---|
| 2 | | <u>(D)</u> | [4.] 10 yard line: 24% |
| 3 | | <u>(E)</u> | [5.] <u>15 yard line: 24%.</u> |
| 4 | <u>(3)</u> | [iii.] <u>Fir</u> | ing at least two rounds from the following positions: |
| 5 | | <u>(A)</u> | [1-] Standing |
| 6 | | <u>(B)</u> | [2-] Kneeling |
| 7 | <u>(4)</u> | [<mark>iv.</mark>] <u>Fir</u> | ing at least two rounds dominant hand only |
| 8 | <u>(5)</u> | [<mark>v.</mark>] <u>Firi</u> | ng at least two rounds support hand only |
| 9 | <u>(6)</u> | [<mark>vi.</mark>] <u>Fir</u> | ing after drawing from the holster |
| 10 | <u>(7)</u> | [<mark>vii.</mark>] <u>At</u> | least one stage that includes a mandatory magazine change |
| 11 | <u>(8)</u> | [viii.] <u>A</u> | t least one stage that includes the required use of a flashlight or weapon-mounted light |
| 12 | <u>(9)</u> | [<mark>ix.</mark>] <u>At</u> | least one stage that includes the use of blue lights |
| 13 | <u>(10)</u> | [<mark>x.</mark>] <u>At l</u> | east one stage that includes the use of low-beam headlights and blue lights. |
| 14 | <u>(11)</u> | [<mark>xi.</mark>] <u>At</u> | least one stage that includes the use of headlights, blue lights, and all available lighting. |
| 15 | [<mark>(e)</mark>](d) All certi | fied law | enforcement officers shall successfully complete a Decision Making Qualification course |
| 16 | for both day and | low-light | at least once each calendar year. |
| 17 | [(d)](e) The Dec | cision Ma | king Qualification course shall meet the following minimum requirements: |
| 18 | [a.] <u>(1)</u> | Day Dec | cision Making Qualification: |
| 19 | | [<u>i.</u>](A) | No fewer than three decision points within the course |
| 20 | | [ii.](<u>B)</u> | Required target discrimination decision (shoot/no-shoot) |
| 21 | | [ii i.] <u>(C)</u> | Required articulation by the officer of a minimum of two decisions made during the |
| 22 | | | course |
| 23 | | [iv.](<u>D</u>) | Shall contain a detailed diagram of the decision-making course, with a written |
| 24 | | | explanation of the course, and a scoring matrix outlining what constitutes passing and |
| 25 | | | failing performance, which shall be maintained in an Annual Qualification file by the |
| 26 | | | agency and made available for audit. |
| 27 | [b.] <u>(2)</u> | Low-Li | ght Decision Making Qualification: |
| 28 | | [<u>i.</u>](A) | No fewer than three decision points within the course |
| 29 | | [ii.](<u>B)</u> | Required target discrimination decision (shoot/no-shoot) |
| 30 | | [iii.] <u>(C)</u> | Required use of a flashlight, weapon mounted light, or other shooter-controlled light |
| 31 | | | source |
| 32 | | [iv.](<u>D</u>) | Required articulation by the officer of a minimum of two decisions made during the |
| 33 | | | course |
| 34 | | [v.](<u>E</u>) | Shall contain a detailed diagram of the decision-making course, with a written |
| 35 | | | explanation of the course, and a scoring matrix outlining what constitutes passing and |
| 36 | | | failing performance, which shall be maintained in an Annual Qualification file by the |
| 37 | | | agency, and made available for audit, |

- 1 (b) (c) If an officer's duty service handgun is replaced with another service handgun of the same make and
- 2 <u>model</u>, the officer shall [successfully] complete the Day Accuracy Qualification qualify both day and night with the
- 3 new service handgun within 15 days of issuance.
- 4 (e) (f)(g) All certified law enforcement officers who are issued or authorized to use a shotgun, rifle, or automatic
- 5 weapon shall qualify with each weapon respectively for both day and night low-light use prior to carrying the
- 6 weapon in the performance of law enforcement duties, pursuant to 12 NCAC 09E .0103(5) and (6), and at least once
- 7 each calendar year. year thereafter.
- 8 (d)[(g)](h) The accuracy qualification qualifications courses required by Paragraphs (a) through (c) [and (b)] of this
- 9 Rule shall be completed with duty equipment and duty ammunition or ballistic-equivalent ammunition, including
- lead-free ammunition that meets the same point of aim, point of impact, and felt recoil of the duty ammunition for
- 11 all weapons.
- 12 [(h)](i) All certified law enforcement officers who are issued or authorized to use a less-lethal weapon, that may
- also be classified as a firearm, shall qualify with each weapon respectively, in compliance with the manufacturers
- 14 specifications or certification [requirements.] requirements prior to carrying the weapon in the performance of law
- enforcement duties, pursuant to 12 NCAC 09E .0103(7), and as required by the manufacturer thereafter.
- 16 [i) [i] [The accuracy qualifications and decision making qualification courses required by paragraphs (a) through
- 17 (f) and (j) of this Rule, shall define low For the purposes of this Rule, low light for an outdoor range is defined as
- beginning 30 minutes after sunset, based on the time provided by the U.S. Naval Observatory chart (located here:
- 19 https://aa.usno.navy.mil/data/RS OneYear) for the date of qualification, specific to the location of the outdoor
- 20 range. For an indoor range, transition to a low-light environment occurs by cutting off the lighting and is not defined
- 21 by a specific time.
- 22 (e)[(i)](k) Pursuant to NCGS 14-269 and HR [218, 1218] 218 (located here: https://www.congress.gov/bill/108th-
- 23 <u>congress/house-bill/218), all All</u> certified law enforcement officers who are authorized to carry an off-duty or
- 24 secondary handguns handgun shall qualify with each such handgun consistent with the specifications outlined in
- 25 Rules .0105(1) and .0106(a) and (h) of this Section. paragraphs (a) through (c) [and (b)] of this rule.
- 26 (f)[(k)](1) To satisfy the training requirements for all in service firearms accuracy qualifications, an officer shall
- 27 attain at least 70 80 percent accuracy with each weapon.
- 28 [(4)](m) To satisfy the requirements for all decision making qualification courses, an officer shall attain a passing
- 29 score as outlined by the specific courses scoring matrix.
- 30 [m) [n) Each Day Accuracy Qualification course and Low-Light Accuracy Qualification course:
- 31 [a-](1) Shall be completed successfully on a single day, once out of three attempts.
- 32 Failure to qualify within three attempts on a single day is deemed a failure.
- Once qualification has begun, if an officer is unsuccessful at any qualification attempt and fails to
- 34 <u>complete three attempts in a single day, the officer is deemed to have failed to qualify.</u>
- 35 [d-](4) No practice is allowed once qualification begins. Practice is not allowed until after the officer
- 36 <u>qualifies successfully or the third qualification attempt is completed.</u>
- 37 [e-](5) Shall be completed with each weapon for which qualification is required

| 1 | [£.] <u>(6)</u> | Each Qualification course may take place on different days; however, all three attempts to qualify |
|----------|--------------------------------|---|
| 2 | | for that course shall occur on that day. |
| 3 | [g.] <u>(7)</u> | Once an officer has failed to qualify in three attempts or failed to complete three attempts to |
| 4 | | qualify in a single day on any Qualification course, Access to the weapon shall be restricted until |
| 5 | | such time the officer successfully qualifies with the weapon. The restriction is pursuant to [this] |
| 6 | | Rule .0103 (4) and [(5).] (5) of this Section. |
| 7 | [(n)](o) Each D | ay Decision Making Qualification course and Low-Light Decision Making Qualification course: |
| 8 | [a.] <u>(1)</u> | Shall be completed successfully on a single day, once out of three attempts. |
| 9 | [b.] <u>(2)</u> | Failure to qualify within three attempts on a single day is deemed a failure. |
| 10 | [e.] <u>(3)</u> | Once qualification has begun, if an officer is unsuccessful at any qualification attempt and fails to |
| 11 | | complete three attempts in a single day, the officer is deemed to have failed to qualify. |
| 12 | [d.] <u>(4)</u> | No practice is allowed once qualification begins. Practice is not allowed until after the officer |
| 13 | | qualifies successfully or the third qualification attempt is completed. |
| 14 | [e.] <u>(5)</u> | Each qualification course may take place on different days; however, all three attempts to qualify |
| 15 | | for that course shall occur on that day. |
| 16 | [<mark>£.</mark>] <u>(6)</u> | Once an officer has failed to qualify in three attempts or failed to complete three attempts to |
| 17 | | qualify in a single day on any qualification course, Access to the weapon shall be restricted until |
| 18 | | such time the officer successfully qualifies with the weapon. The restriction is pursuant to [this] |
| 19 | | Rule .0103 (4) and [(5).] (5) of this Section. |
| 20 | (g) The qualific | ations required by Paragraphs (a) and (c) of this Rule shall be achieved at least once in a single day |
| 21 | in no more than | three attempts in a single day for each course of fire and for each weapon for which qualification is |
| 22 | required. Individ | luals not qualifying in a single day for each course of fire or for a certain weapon for which |
| 23 | qualification is r | equired shall be deemed as having failed and Rule .0103(4) and (5) of this Section shall apply. |
| 24 | (h) The In Serv | ice Firearms Qualification Manual as published by the North Carolina Justice Academy shall be |
| 25 | applied as a guid | le for conducting the annual in-service firearms qualification. Copies of this publication may be |
| 26 | inspected at the | office of the agency: |
| 27 | | Criminal Justice Standards Division |
| 28 | | North Carolina Department of Justice |
| 29 | | 1700 Tryon Park Drive |
| 30 | | Raleigh, North Carolina 27610 |
| 31 | and may | be viewed and downloaded at no cost from the Academy's website at the following address: |
| 32 | | http://www.jus.state.ne.us/NCJA |
| 33 34 | | |
| 35 36 | History Note: | Authority G.S. 17C-6; 17C-10; |
| 37 | • | Eff. July 1, 1989; |
| 38 39 | | Amended Eff. January 1, 2019; April 1, 2018; January 1, 2006; January 1, 2005; November 1, 1998; March 1, 1992; |

| 1 | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. May 25, |
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| 2 | 2019. |
| 3 | Amended Eff. January 1, 2026 |
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