

1 12 NCAC 10B .0503 IS **ADOPTED AMENDED** AS PUBLISHED **WITH CHANGES** IN VOLUME 33,
2 ISSUE 10, PAGES 1023-1024 OF THE NORTH CAROLINA PUBLIC REGISTER, AS FOLLOWS:

3
4 12 NCAC 10B .0503 **TIMEREQ/COMPLETION/BASIC TIME REQ/COMPLETION/BASIC** LAW
5 **ENFORCEMENT TRAINING COURSE**

6
7 (a) Each deputy sheriff holding temporary or probationary certification shall ~~satisfactorily~~ complete a ~~commission-~~
8 ~~certified~~ **Commission-certified** basic training ~~course~~ ~~course~~. pursuant to 12 NCAC 09B .0405. The deputy shall
9 ~~complete such course~~ within one year from the date of ~~his/her~~ **his or her** Oath of Office. Any deputy sheriff who does
10 not comply with this Rule or other training provisions of this Chapter shall not ~~be authorized to~~ exercise the powers
11 of a deputy ~~sheriff and shall not be authorized to exercise~~ **sheriff, including** the power of arrest. If, however, an officer
12 has enrolled in a ~~commission-certified~~ **Commission-certified** basic law enforcement training program that concludes
13 later than the end of the officer's probationary period, the Commission ~~shall~~ **may** extend the probationary period for a
14 period not to exceed 12 months. **In determining whether to grant an extension, the Commission shall consider the**
15 **circumstances that created the need for the extension.**

16 (b) ~~Persons having~~ **Any person who has** completed a ~~commission-certified~~ **Commission-certified** basic law
17 enforcement training ~~program~~ ~~program and not having~~ **but has not** been duly appointed and certified in a sworn law
18 enforcement position ~~as defined in 12 NCAC 10B .0103(17)~~ within one year of completion of the ~~basic law~~
19 ~~enforcement training~~ ~~course~~ ~~course~~, shall complete a subsequent ~~commission-certified~~ **Commission-certified** basic
20 recruit training program ~~in its entirety~~ and ~~successfully~~ pass the State Comprehensive Examination within the 12
21 month probationary ~~period~~ ~~period as prescribed in 12 NCAC 10B .0402, unless the~~ **The** Director ~~shall waive this~~
22 ~~requirement and accept a course that was completed outside of the one year time period as set forth in Paragraph (a)~~
23 ~~of this Rule unless he or she~~ determines that a delay in applying for certification was due to ~~simple~~ negligence on the
24 part of the applicant or employing agency. ~~agency, in which case the Director shall accept a commission-certified~~
25 ~~basic training program which is over one year old. Such~~ **The** extension of the one year period shall not exceed 30
26 days from the expiration date of a commission-certified basic training program.

27
28 *History Note:* Authority G.S. 17E-4; 17E-7;

29 *Eff. January 1, 1989;*

30 *Amended Eff. June 1, 2019; January 1, 2006; January 1, 1996; January 1, 1994; January 1, 1991;*

31 *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. March 6,*
32 *2018.*
33