

[Authority G.S. 150B-21.1]

OAH USE	ONLY
VOLUME:	

ISSUE:

1. Rule-Making Agency:	٦		
Private Protective Services Board			
Rule citation & name: 14B NCAC 16 .0201 Application for Licenses and Trainee Permits			
3. Action: Adoption Amendment Repeal			
4. Was this an Emergency Rule: Yes Effective date: May 6, 2020			
5. Provide dates for the following actions as applicable:	٦		
a. Proposed Temporary Rule submitted to OAH: April 29, 2020			
b. Proposed Temporary Rule published on the OAH website: May 4, 2020			
c. Public Hearing date: May 12, 2020			
d. Comment Period: May 6, 2020 - May 29, 2020			
e. Notice pursuant to G.S. 150B-21.1(a3)(2): May 8, 2020			
f. Adoption by agency on: June 18, 2020			
g. Proposed effective date of temporary rule [if other than effective date established by G.S. 150B- 21.1(b) and G.S. 150B-21.3]: July 24, 2020			
h. Rule approved by RRC as a permanent rule [See G.S. 150B-21.3(b2)]:			
6. Reason for Temporary Action. Attach a copy of any cited law, regulation, or document necessary for the review.	1		
A serious and unforeseen threat to the public health, safety or welfare. The effective date of a recent act of the General Assembly or of the U.S. Congress. Cite:			
Effective date:			
A recent change in federal or state budgetary policy. Effective date of change:			
A recent federal regulation.	ŀ		
Cite: Effective date:			
A recent court order.			
Cite order: State Medical Facilities Plan.			
State Medical Pacifics Plan. State Medical Pacifics Plan. Other: Governor's Executive Order No. 116 and 117	ļ		
Explain: On March 10, 2020, the Governor of North Carolina, by issuing Executive Order No. 116, declared a state of emergency to coordinate a response and enact protective measures to help prevent the spread of COVID-19. On March 12, 2020, the Governor of North Carolina and the NC Department of Health and Human Services recommended high risk persons stay at home, that schools implement plans for distance or e-learning, that employers and employees use teleworking technologies, and that mass gatherings should cancel, postpone, and modify these events or offer online streaming services. On March 14, 2020, the Governor of North Carolina issued Executive Order No. 117 that prohibited mass gatherings, closed schools, and urged social distancing. These various Orders closed the North Carolina Justice Academy — the only source for firearms instructor training — have limited in-class offerings for continuing education, which would not be in compliance with the Governor's Executive Order and have limited travel.			

	7. Why is adherence to notice and heaving requirements contrave to the sale.			
	7. Why is adherence to notice and hearing requirements contrary to the public interest and the immediate adoption of the rule is required?			
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	from possents person. Once the first can result in serious illness of	r death. The COVID-19 virus, previously unidentified in humans, spreads easily		
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	TAPPING to the Board for heersare, will be forced into non-compliant	situations.		
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	8. Rule establishes or increases a fee? (See G.S. 12-3.1)			
	(Doc G.D. 12 3.1)			
	☐ Yes			
	Agency submitted request for consultation on:			
	Consultation not required. Cite authority:			
	⊠ No			
_	9. Rule-making Coordinator:	140 0:		
		10. Signature of Agency Head*:		
	Jeffrey P. Gray			
	Phone:			
	(919) 828-0731	Vice Chairman of Active Chairman		
	E-Mail:	TOUR OFFICE OFFICE COMMITTED		
		* If this function has been delegated (reassigned) pursuant		
	jgray@bdixon.com	to G.S. 143B-10(a), submit a copy of the delegation with		
		this form.		
	Agency contact, if any:	Typed Name:		
		Vincent "Bud" Ceseral		
	Phone:	VINCENT DUO LES ENOL		
	rnone:	Title:		
		PPSB Chairman		
_	E-Mail:	E-Mail:		
	RULES REVIEW COMMISSION USE ONLY			
A				
•	cuon taken:	Submitted for RRC Review:		
	영화를 보는 문항들이 되고 하는 사람들이 되는 사람들이 모르는 HERE HELE []	크고 있었다. 이 사람들은 경험 가장 하는 사람은 학생들은 것이 되었다.		
	사용으로 사용하는 그리고 있는 가장 때문에 가게 하는 사람들이 하네요!!	그로 끝나요 않아 없었다. 하라 하는 말은 바람은 나이 뭐 하는 모나 뭐 하는데		
	당기, 2층이 이 명단 화속이 되었다. 학교 이 회원은 관소하는 대로 모네!	이 가고 이번에게 이번에 되는데 보고를 가게 하고 때 이번에 살아왔다.		
	가마 이 그는 아무 보이고 남짓들은 전하시네요. 그 모든 아내들은 아니네!	그 하는 동안 하는 경험과 항 동안 경험하다고 하고만 되었다는 목 점심		
	한 연결한 전대 그리를 들어보면 얼마를 다 되었다. 하시 한테	그 이 그리지 않는 그리아 없었다. 역하는 나를 만난 경험으로 된다면 다		
		그리고 하는 본병으로 그리고 있는데 모양 살은 연락하였다. 등로 등급한 보였다.		
	g (1985년 - 1985년 등 대한 기계 전 1985년 - 198	그들은 그 한 이에 그 모임을 받는다. 김 분에 대통하다 하다 하다.		
	Date returned to agency:	그리고 공연 전기 내가 된 중인이 가셨다 경인으로 문화를 다르았다.		
	로로 발로 전에 함께 되고 있다는 것으로 보고 있다는 다른 것이다. 그렇다 보다 있다.	그는 뭐 되는 맛을 먹다 들었다면 하게 되었다는 사람들이 되었다.		
		연극으로 하면서 다른 그리는 항공 그림을 발표했다. 하는 하는 이렇게 함께 함께 함께 함께 함께 하는 것이다.		
		<u>요하다. 현대전에 종</u> 교로 이렇지 않다면됐는데 [11] 일표가보다 내		
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Temporary Rule 0500 - 11/2014

Reset 2

AGENCY: Private Protective Services Board

RULE CITATION: All Temporary Rules Submitted

DEADLINE FOR RECEIPT: Friday, July 10, 2020

<u>NOTE WELL:</u> 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 this office to inquire concerning the staff recommendation.

In reviewing these rules, the staff determined that the following technical changes need to be made:

On the Temporary Rulemaking Findings of Need Form:

In Box 5(a), you state that the comment period was May 6 – May 29. This ensured the correct amount of time for the comment period. However, when you initially noticed it on the OAH website, the notice said comment ended on May 20. I take it you notified your regulated public of the extended comment period?

In Box 5(e), you state that you sent notice to your interested persons on May 8. If that date is correct, this means you did not give notice to the interested persons 30 business days prior to adoption, as required by G.S. 150B-21.1(a3)(2). Instead, you would have given 28 business days notice. Please review and confirm if this date is correct.

In Box 6, I recommend you do not cite to Executive Orders as authority to engage in temporary rulemaking. I would think that the "serious and unforeseen threat" would be sufficient, and you can certainly retain reference to the Executive Orders in the explanation.

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

AGENCY: Private Protective Services Board

RULE CITATION: 14B NCAC 16 .0201

DEADLINE FOR RECEIPT: Friday, July 10, 2020

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 this office to inquire concerning the staff recommendation.

In reviewing these rules, the staff determined that the following technical changes need to be made:

In (e), line 34, why is "National" capitalized?

On line 34, replace "which" with "that"

Also on line 34, insert a comma after "travel"

And does the state of emergency have to expressly restrict travel or are you getting to the effect of the state of emergency?

On line 35, you state it "may" be waived. Under what circumstances will it not be waived? Do you mean "shall"?

In the History Note, please include the Emergency Amendment date and reflect the Temporary Amendment Eff. date. It will look like this:

History Note: Authority G.S. 74C-2; 74C-5; 74C-8; 74C-8.1; 74C-12;

Eff. June 1, 1984;

Amended Eff. May 1, 2012; July 1, 2011; August 1, 1998; December 1, 1995; July 1, 1987;

December 1, 1985;

Transferred and Recodified from 12 NCAC 07D .0201 Eff. July 1, 2015;

Amended Eff. November 1, 2017; Readopted Eff. March 1, 2020;

Emergency Amendment Eff. May 6, 2020; Temporary Amendment Eff. July 24, 2020.

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

14B NCAC 16 .0201 is amended under temporary procedures as follows:

1	14B NCAC 16 .0201 is amended under temporary procedures 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
5	by the Board. The online application shall be accompanied by:
6	(1) one set of classifiable fingerprints on an applicant fingerprint card that shall be mailed
7	separately to the Board's office;
8	(2) one head and shoulders digital photograph of the applicant in JPG, JPEG, or PNG format
9	of sufficient quality for identification, taken within six months prior to online application
10	and submitted by uploading the photograph online with the application submission;
11	(3) upload online a statement of the results of a statewide criminal history records search
12	by the reporting service designated by the Board pursuant to G.S. 74C-8.1(a) for each state
13	where the applicant has resided within the preceding 60 months;
14	(4) the applicant's non-refundable application fee, along with a four dollar (\$4.00) convenience
15	fee and credit card transaction fee;
16	(5) the actual cost charged to the Private Protective Services Board by the State Bureau of
17	Investigation to cover the cost of criminal record checks performed by the State Bureau of
18	Investigation, collected online by the Private Protective Services Board; and
19	(6) an Equifax credit check run within 30 days of the license application submission date,
20	which will be submitted to the Board's investigator during the application process.
21	(b) Applications for trainee permits shall be accompanied by a notarized statement on a form provided by
22	the Board and signed by the applicant and his or her prospective supervisor, stating that the trainee applicant
23	shall at all times work with and under the direct supervision of that supervisor and the form shall be uploaded
24	as part of the online application process.
25	(c) Private investigator trainees applying for a license shall make available for inspection a log of experience
26	on a form provided by the Board.
27	(d) Each applicant must upload evidence of high school graduation either by diploma, G.E.D. certificate, or
28	other proof.
29	(e) Each applicant for a license shall meet personally with a Board investigator, the Screening Committee,
30	the Director, or another Board representative designated by the Director prior to being issued a license. The
31	applicant shall discuss the provisions of G.S. 74C and the administrative rules in this Chapter during the
32	personal meeting. The applicant shall sign a form provided by the Board indicating that he or she has

History Note: Authority G.S. 74C-2; 74C-5; 74C-8; 74C-8.1; 74C-12;

requirement may be waived in lieu of alternative means of communication.

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reviewed G.S. 74C and the administrative rules in this Chapter with the Board's representative. During a

National or State declared state of emergency which restricts or prohibits travel the personal meeting

1	Eff. June 1, 1984;
2	Amended Eff. May 1, 2012; July 1, 2011; August 1, 1998; December 1, 1995; July 1, 1987;
3	December 1, 1985;
4	Transferred and Recodified from 12 NCAC 07D .0201 Eff. July 1, 2015;
5	Amended Eff. November 1, 2017;
6	Readopted Eff. March 1, 2020.
7	Amended Eff. August 1, 2020.

6 2 of 2



[Authority G.S. 150B-21.1]

OAH USE ONLY
VOLUME:
ISSUE:

1. Rule-Making Agency:			
Private Protective Services Board			
Rule citation & name: 14B NCAC 16 .0806 Renewal of Armed Security Guard Firearm Registration Permit			
3. Action: Adoption	Amendment	Repeal	
4. Was this an Emergency Rule:	✓ Yes Effective date: Ma ✓ No	y 6, 2020	
5. Provide dates for the following	actions as applicable:	to the state of th	
a. Proposed Temporary Rule su	bmitted to OAH: April 29, 2020		
b. Proposed Temporary Rule pr	iblished on the OAH website: Ma	y 4, 2020	
c. Public Hearing date: May 12, 2	2020		
d. Comment Period: May 6, 2020	- May 29, 2020		
e. Notice pursuant to G.S. 150B	-21.1(a3)(2): May 8, 2020		
f. Adoption by agency on: June 1			
g. Proposed effective date of ten	porary rule [if other than effect	ive date established by G.S. 150B-21.1(b)	
and G.S. 150B-21.3]: July 24, 20	020		
h. Rule approved by RRC as a p	permanent rule [See G.S. 150B-2	i.3(b2)]:	
6. Reason for Temporary Action.	Attach a copy of any cited law,	regulation, or document necessary for the review.	
A serious and unforeseen threat to the public health, safety or welfare. The effective date of a recent act of the General Assembly or of the U.S. Congress. Cite: Effective date: A recent change in federal or state budgetary policy. Effective date of change: A recent federal regulation. Cite: Effective date: A recent court order. Cite order:			
State Medical Facilities Pla			
Other: Governor's Executive Order No. 116 and 117			
Explain: On March 16, 2020, the Governor of North Carolina, by issuing Executive Order No. 116, declared a state of emergency to coordinate a response and enact protective measures to help prevent the spread of COVID-19. On March 12, 2020, the Governor of North Carolina and the NC Department of Health and Human Services recommended high risk persons stay at home, that schools implement plans for distance or e-learning, that employers and employees use teleworking technologies, and that mass gatherings should cancel, postpone, and modify these events or offer online streaming services. On March 14, 2020, the Governor of North Carolina issued Executive Order No. 117 that prohibited mass gatherings, closed schools, and urged social distancing. These various Orders closed the North Carolina Justice Academy — the only source for firearms instructor training — have limited in-class offerings for continuing education, which would not be in compliance with the Governor's Executive Order and have limited travel.			

7. Why is adherence to notice and bearing requirements as			
mule is required to notice and nearing requirements co	ntrary to the public interest and the immediate adoption of the		
ine wiedinger:			
COVID-19 is a respiratory disease that can result in serious illness or death. The COVID-19 virus, previously unidentified in humans, spreads easily from person to person. Once an outbreak of the COVID-19 begins, it is difficult to contain. The World Health Organization, the Center for Disease Control and Prevention, and the United States Department of Health and Human Services have declared COVID-19 a public health threat and			
I office and closure of various training facilities will occur duri	ING this worldwide nandemic, those regulated by the Board, so well as y		
applying to the Board for licensure, will be forced into non-compliant situ	rations.		
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8. Rule establishes or increases a fee? (See G.S. 12-3.1)			
· ·			
☐ Yes			
Agency submitted request for consultation on:			
Consultation not required. Cite authority:			

IVI No.			
⊠ No			
9. Rule-making Coordinator:	10 Signature of Agency II. 14		
	10. Signature of Agency Head*:		
Jeffrey P. Gray			
Phone:			
(919) 828-0731	Vicechamma of Active Chamma		
E-Mail:	MECHALIMAN & ACTIVE CHAMINA		
	* If this function has been delegated (reassigned) pursuant		
jgray@bdixon.com	to G.S. 143B-10(a), submit a copy of the delegation with		
	this form.		
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Agency contact, if any:	Typed Name:		
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	1 11/10 Coron print		
Phone:			
Phone:	Title:		
Phone: E-Mail:	Title:		
	Title: PPSB Chairman		
E-Mail:	Title: PPSB Chairman		
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RULES REVIEW COMMISSION USE ONLY Action taken: Date returned to agency: Print	Title: PPSB Chairman E-Mail:		

AGENCY: Private Protective Services Board

RULE CITATION: 14B NCAC 16 .0806

DEADLINE FOR RECEIPT: Friday, July 10, 2020

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 this office to inquire concerning the staff recommendation.

In reviewing these rules, the staff determined that the following technical changes need to be made:

In the Introductory Statement, this is an amendment, not an adoption.

In (e), line 32, why is "National" capitalized?

On line 32, replace "which" with "that"

Also on line 33, insert a comma after "requalifying"

And does the state of emergency have to expressly restrict travel or are you getting to the effect of the state of emergency?

On line 33, you state it "may" be extended. Under what circumstances will that not occur? Do you mean "shall"? Or will this be on a case-by-case basis, which accounts for the "up to" language for the time frame?

On line 34, please replace "in reliance on this exemption" with "pursuant to this Paragraph"

On line 35, what do you mean by "conditionally"? Is this to address the requirement for requalifying annually in G.S. 74C-13(h)(3)?

On line 35, it appears you are granting 60 days, but on line 33, it is "up to" 60 days. Please clarify the amount of time here.

In the History Note, please include the Emergency Amendment date and reflect the Temporary Amendment Eff. date. It will look like this:

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

Eff. June 1, 1984;

Amended Eff. May 1, 2012; October 1, 2010; December 1, 1995; February 1, 1990; December 1,

1985;

Transferred and Recodified from 12 NCAC 07D .0806 Eff. July 1, 2015;

Amended Eff. January 1, 2018; November 1, 2017;

Readopted Eff. November 1, 2019;

Amended Eff. March 1, 2020; Emergency Amendment Eff. May 6, 2020; Temporary Amendment Eff. July 24, 2020.

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 .0	806 is adopted under temporary procedures as follows:	
2			
3	14B NCAC 16.0	806 RENEWAL OF ARMED SECURITY GUARD FIREARM REGISTRATION	
4		PERMIT	
5	(a) Each applican	nt for renewal of an armed security guard firearm registration permit identification card or his or	
6	her employer sha	ll complete an online form on the website provided by the Board. This online form shall be	
7	submitted not mo	re than 90 days prior to expiration of the applicant's current armed registration and shall be	
8	accompanied by:		
9	(1)	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	(2)	upload online a statement of the results of a statewide criminal history search obtained 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 12 months;	
15	(3)	the applicant's renewal fee, along with the four dollar (\$4.00) convenience fee and credit card	
16		transaction fee;	
17	(4)	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	(5)	a statement signed by a certified trainer that the applicant has successfully completed the training	
21		requirements of Rule .0807 of this Section; and	
22	(6)	a completed affidavit form and public notice statement form.	
23	(b) The employe	r of each applicant for a registration renewal shall give the applicant a copy of the online	
24	application and a	copy of the completed affidavit form to serve as a record of application for renewal and shall retain	
25	a copy of the app	lication, including affidavit in the guard's personnel file in the employer's office.	
26	(c) Members of t	he armed forces whose registration is in good standing and to whom G.S. 105-249.2 grants an	
27	extension of time	to file a tax return shall receive that same extension of time to pay the registration renewal fee and	
28	to complete any c	continuing education requirements prescribed by the Board. A copy of the military order or the	
29	extension approva	al by the Internal Revenue Service or by the North Carolina Department of Revenue shall be	
30	furnished to the Board.		
31	(d) A registered a	armed security guard may utilize a dedicated light system or gun-mounted light for requalification.	
32	(e) During a National or State declared state of emergency which restricts or prohibits a registered armed security		
33	guard from requalifying the Board may extend the deadline for requalification up to 60 days beyond the effective		
34	period of the state of emergency. Any registration renewed in reliance on this exemption shall be issued		
35	conditionally and	shall automatically expire on the 60th day if requalification requirements have not been met.	
36			
37	History Note:	Authority G.S. 74C-5; 74C-13;	

1 of 2

1	Eff. June 1, 1984;
2	Amended Eff. May 1, 2012; October 1, 2010; December 1, 1995; February 1, 1990; December 1,
3	1985;
4	Transferred and Recodified from 12 NCAC 07D .0806 Eff. July 1, 2015;
5	Amended Eff. January 1, 2018; November 1, 2017;
6	Readopted Eff. November 1, 2019;
7	Amended Eff. March 1, 2020.
8	Amended Eff. August 1, 2020.

12 2 of 2



[Authority G.S. 150B-21.1]

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ISSUE:

VOLUME:

1. Rule-Making Agency:			
Private Protective Services Board			
2. Rule citation & name:			
14B NCAC 16 .0904 Renewal of a Firear			
3. Action: Adoption	⊠ Amendment	☐ Repeal	
4. Was this an Emergency Rule:	✓ Yes Effective date: M✓ No	ay 6, 2020	
5. Provide dates for the following	actions as applicable:		
a. Proposed Temporary Rule su	bmitted to OAH: April 29, 2020		
b. Proposed Temporary Rule pu	ıblished on the OAH website: M	ay 4, 2020	
c. Public Hearing date: May 12, 2	:020		
d. Comment Period: May 6, 2020	- May 29, 2020		
e. Notice pursuant to G.S. 150B-	-21.1(a3)(2): May 8, 2020		
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g. Proposed effective date of ten and G.S. 150B-21.3]: July 24, 20	porary rule [if other than effec 020	tive date established by G.S. 150B- 21.1(b)	
h. Rule approved by RRC as a p	ermanent rule [See G.S. 150B-2	21.3(b2)]:	
6. Reason for Temporary Action.	Attach a copy of any cited law,	regulation, or document necessary for the review.	
A serious and unforeseen the	hreat to the public health, safety	y or welfare.	
The effective date of a recent Cite:	nt act of the General Assembly	or of the U.S. Congress.	
Effective date:			
A recent change in federal Effective date of change:	or state budgetary policy.		
A recent federal regulation	•		
Cite: Effective date:			
A recent court order.			
Cite order:			
State Medical Facilities Pla			
Other: Governor's Executive On	der No. 116 and 117		
Explain:			
enact protective measures to neip prevent Health and Human Services recommended and employees use teleworking technologi services. On March 14, 2020, the Governo urged social distancing. These various Or	the spread of COVID-19. On March 1 d high risk persons stay at home, that si les, and that mass gatherings should cor or of North Carolina issued Executive (ders closed the North Carolina Justice	No. 116, declared a state of emergency to coordinate a response and 12, 2020, the Governor of North Carolina and the NC Department of schools implement plans for distance or e-learning, that employers cancel, postpone, and modify these events or offer online streaming Order No. 117 that prohibited mass gatherings, closed schools, and a Academy — the only source for firearms instructor training — have not with the Governor's Executive Order and have limited travel.	

7. Why is adherence to notice and hearing requirements co	introper to the multi- interest Till
rule is required?	ontrary to the public interest and the immediate adoption of the
COVID-19 is a respiratory disease that can result in serious illness or d from person to person. Once an outbreak of the COVID-19 begins, it is Control and Prevention, and the United States Department of Health and	eath. The COVID-19 virus, previously unidentified in humans, spreads easily difficult to contain. The World Health Organization, the Center for Disease
emergency. Since the closure of various training facilities will occur dur applying to the Board for licensure, will be forced into non-compliant site	FING this worldwide nandemic those regulated by the Dead and it
	340010.
8. Rule establishes or increases a fee? (See G.S. 12-3.1)	
<u> </u>	
Yes Agency submitted request for consultation on: Consultation not required. Cite authority:	
No No	
△ 140	
9. Rule-making Coordinator:	10. Signature of Agency Head*:
Jeffrey P. Gray	The state of right in the state of the state
Phone: (919) 828-0731	ACTING CHAINMAN - VICE CHAINMAN
E-Mail:	* If this function has been delegated (reassigned) pursuant
jgray@bdixon.com	to G.S. 143B-10(a), submit a copy of the delegation with this form.
Agency contact, if any:	Typed Name: Vincent "Bud" Cesena
Phone:	Title: PPSB Chairman
E-Mail:	E-Mail:
RULES REVIEW COMMISSION USE ONLY	
	ubmitted for RRC Review:
에게 발생들은 발생하는 보다면만 모자 그리다 네트	
	레이스 이 사람, 목소리의 사용통 모르는 경기에 가장되었다. 1942년 - 1일 대한 기계 1945년 1947년 19
	[백.문.밖 .] 한 [생활 2년 2월 4일 2일
마음마음 하시겠다는데 하고 하는데 얼룩하.	B. 전에 발생하는 사람들은 교회 발표를 보고 있다.
	인 시작으로 보는 하기 기록 로그램을 보다고요. 건물 모
_ Date returned to agency:	
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Temporary Rule 0500 - 11/2014

Reset 4

AGENCY: Private Protective Services Board

RULE CITATION: 14B NCAC 16 .0904

DEADLINE FOR RECEIPT: Friday, July 10, 2020

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 this office to inquire concerning the staff recommendation.

In reviewing these rules, the staff determined that the following technical changes need to be made:

In the Introductory Statement, this is an amendment, not an adoption.

In (e), line 29, why is "National" capitalized?

On line 29, replace "which" with "that"

On line 30, insert a comma after "requalifying"

And does the state of emergency have to expressly restrict travel or are you getting to the effect of the state of emergency?

On line 30, you state it "may" be extended. Under what circumstances will that not occur? Do you mean "shall"? Or will this be on a case-by-case basis, which accounts for the "up to" language for the time frame?

On line 31, please replace "in reliance on this exemption" with "pursuant to this Paragraph"

On line 31, what do you mean by "conditionally"? Is this to address the requirement for requalifying annually in G.S. 74C-13(h)(3)?

On line 32, it appears you are granting 60 days, but on line 30, it is "up to" 60 days. Please clarify the amount of time here.

In the History Note, please include the Emergency Amendment date and reflect the Temporary Amendment Eff. date. It will look like this:

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

Eff. June 1, 1984;

Amended Eff. January 1, 2013; October 1, 2010; June 1, 2009; December 1, 1995; December 1,

1985;

Transferred and Recodified from 12 NCAC 07D .0904 Eff. July 1, 2015; Amended Eff. November 1, 2017; February 1, 2016; October 1, 2015;

Readopted Eff. November 1, 2019;

Amended Eff. March 1, 2020; Emergency Amendment Eff. May 6, 2020; Temporary Amendment Eff. July 24, 2020.

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 .0904 is adopted under temporary procedures as follows: 2 3 14B NCAC 16.0904 RENEWAL OF A FIREARMS TRAINER CERTIFICATE 4 (a) Each applicant for renewal of a firearms trainer certificate shall complete an online renewal form on the website 5 provided by the Board. This form shall be submitted online not less than 30 days prior to the expiration of the 6 applicant's current certificate and shall be accompanied by: 7 uploaded online a certificate of successful completion of a firearms trainer refresher course (1) 8 approved by the Board and the Secretary of Public Safety consisting of a minimum of eight hours 9 of classroom and practical range training in safety and maintenance of the applicable firearm (i.e. 10 handgun, shotgun, or rifle), range operations, control and safety procedures, and methods of firing. 11 This training shall be completed within 180 days of the submission of the renewal application; 12 (2) uploaded online a statement of the results of a criminal history records search by the reporting 13 service designated by the Board pursuant to G.S. 74C-8.1(a) for each state where the applicant has 14 resided within the preceding 48 months; 15 (3) the applicant's renewal fee, along with the four dollar (\$4.00) convenience fee and credit card 16 transaction fee; and 17 (4) 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 (b) Members of the armed forces whose certification is in good standing and to whom G.S. 105-249.2 grants an 21 extension of time to file a tax return shall receive that same extension of time to pay the certification renewal fee and 22 to complete any continuing education requirements prescribed by the Board. A copy of the military order or the 23 extension approval by the Internal Revenue Service or by the North Carolina Department of Revenue shall be 24 furnished to the Board. 25 (c) Any firearms trainer who fails to qualify with the minimum score during the refresher course shall not continue 26 to instruct during the period between the failure to qualify and the expiration of his or her permit. 27 (d) The holder of a firearms trainer certificate may utilize a dedicated light system or gun mounted light for 28 personal requalification. 29 (e) During a National or State declared state of emergency which restricts or prohibits a certified firearms trainer 30 from requalifying the Board may extend the deadline for requalification up to 60 days beyond the effective period of 31 the state of emergency. Any certificate renewed in reliance on this exemption shall be issued conditionally and shall automatically expire on the 60th day if requalification requirements have not been met. 32 33 34 Authority G.S. 74C-5; 74C-8.1(a); 74C-13; History Note: 35 Eff. June 1, 1984; 36 Amended Eff. January 1, 2013; October 1, 2010; June 1, 2009; December 1, 1995; December 1,

37

1985;

1 of 2

	Transferred and Recodified from 12 NCAC 07D .0904 Eff. July 1, 2015;
2	Amended Eff. November 1, 2017; February 1, 2016; October 1, 2015;
3	Readopted Eff. November 1, 2019;
1	Amended Eff. March 1, 2020.
5	Amended Eff. August 1, 2020.

18 2 of 2



[Authority G.S. 150B-21.1]

OAH	USE	ONLY

ISSUE:

VOLUME:

1. Rule-Making Agency:	
Private Protective Services Board	
2. Rule citation & name:	
14B NCAC 16 .1202 Required Continuin	g Education Hours
3. Action: Adoption	⊠ Amendment ☐ Repeal
4. Was this an Emergency Rule:	
4. Was this an Emergency Rule;	☐ Yes Effective date: May 6, 2020 ☐ No
5. Provide dates for the following	actions as applicable:
a. Proposed Temporary Rule su	bmitted to OAH: April 29, 2020
b. Proposed Temporary Rule pu	ablished on the OAH website: May 4, 2020
c. Public Hearing date: May 12, 2	2020
d. Comment Period: May 6, 2020	- May 29, 2020
e. Notice pursuant to G.S. 150B-	-21.1(a3)(2): May 8, 2020
f. Adoption by agency on: June 1	8, 2020
g. Proposed effective date of tem and G.S. 150B-21.3]: July 24, 20	aporary rule [if other than effective date established by G.S. 150B- 21.1(b)
444 G.S. 13011-21,5], Villy 27, 20	<i>ieu</i>
h. Rule approved by RRC as a p	ermanent rule [See G.S. 150B-21,3(b2)]:
6. Reason for Temporary Action.	Attach a copy of any cited law, regulation, or document necessary for the review.
A serious and unforeseen the	nreat to the public health, safety or welfare. nt act of the General Assembly or of the U.S. Congress.
Cite:	te act of the General Assembly of of the U.S. Congress.
Effective date:	
A recent change in federal of Effective date of change:	or state budgetary policy.
A recent federal regulation.	
Cite:	
Effective date:	
A recent court order.	
Cite order:	
State Medical Facilities Plan Other: Governor's Executive Ord	
Explain:	
tealth and Human Services recommended and employees use teleworking technologic ervices. On March 14, 2020, the Governous social distancing. These various Ord	Carolina, by issuing Executive Order No. 116, declared a state of emergency to coordinate a response and the spread of COVID-19. On March 12, 2020, the Governor of North Carolina and the NC Department of high risk persons stay at home, that schools implement plans for distance or e-learning, that employers es, and that mass gatherings should cancel, postpone, and modify these events or offer online streaming or of North Carolina issued Executive Order No. 117 that prohibited mass gatherings, closed schools, and lers closed the North Carolina Justice Academy — the only source for firearms instructor training — have cation, which would not be in compliance with the Governor's Executive Order and have limited travel.

	quirements contrary to the public interest and the immediate adoption of the
Control and Drawntian and the United States December	D-19 begins, it is difficult to contain. The World Health Organization, the Center for Disease the world Health Organization, the Center for Disease the world Health and Human Services have declared COVID-19 a public near threat and its will occur during this worldwide pandemic, those regulated by the Board, as well as those ion-compliant situations.
	•
•	
	,
3. Rule establishes or increases a fee? (See G.S	5. 12-3.1)
Yes	,
Agency submitted request for consultation	a on:
Consultation not required. Cite authority	
⊠ No	
. Rule-making Coordinator:	10. Signature of Agency Head*:
leffrey P. Gray Phone:	Total active of Agency Head.":
none: 919) 828-0731	Vice Chainmar & Actine Chann
-Mail:	* If this function has been delegated (reassigned) pursuant
gray@bdixon.com	to G.S. 145D-10(a), submit a copy of the delegation with
gency contact, if any:	this form. Typed Name:
•	Vincent "Bud" Cesena
ione:	Title: PPSB Chairman
-Mail:	E-Mail:
DIN IS DIVIEND OOM USE S	
RULES REVIEW COMMISSION tion taken:	USE ONLY Submitted for RRC Review:
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	그렇게 하지 않는데 없는 그는 아이 그들은 말을 다 가는 이 기를 다 했다.
Date returned to agency:	일반 계획 등로 하는 상도상 그렇게 받고 있는 다양 역사에도 다시
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wer mannet is a series 🔽 🗖 if it is i	Temporary Rule 0500 _ 11/2014

AGENCY: Private Protective Services Board

RULE CITATION: 14B NCAC 16 .1202

DEADLINE FOR RECEIPT: Friday, July 10, 2020

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 this office to inquire concerning the staff recommendation.

In reviewing these rules, the staff determined that the following technical changes need to be made:

In the Introductory Statement, this is an amendment, not an adoption.

This Rule was readopted effective July 1, 2020. Please use that version of the Rule to show these changes. (Specifically, you deleted "Private Protective Services" in (c), line 8, so that it reads only "the Board" and the History Note will be as set forth below)

In (d), lines 12 and 14, please state "online" to be consistent with Rule .1203.

Also on line 12, change "that" to "than"

On line 13, why is "National" capitalized?

On line 13, replace "which" with "that"

Also on line 14, insert a comma after ""Board"

And does the state of emergency have to expressly restrict travel or are you getting to the effect of the state of emergency?

In the History Note, please include the Emergency Amendment date, the readoption date, and reflect the Temporary Amendment Eff. date. It will look like this:

History Note: Authority G.S. 74C-2; 74C-5; 74C-22;

Eff. February 1, 2010; Amended Eff. May 1, 2014;

Transferred and Recodified from 12 NCAC 07D .1302 Eff. July 1, 2015;

Emergency Amendment May 6, 2020;

Readopted July 1, 2020;

Temporary Amendment Eff. July 24, 2020.

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	1202 is adopted under temporary procedures as follows:
2		
3	14B NCAC 16	1202 REQUIRED CONTINUING EDUCATION HOURS
4	(a) Each license	ee shall complete 12 credit hours of continuing education training during each two year renewal
5	period.	
6	(b) Credit shall	be given only for classes that have been approved by the Board as set forth in Rule .1203 of this
7	Section.	
8	(c) A licensee w	ho attends a complete meeting of a regularly scheduled meeting of the Private Protective Services
9	Board shall rece	ive two credit hours for each meeting that the licensee attends, with credit being given for a
10	maximum of tw	o meetings per year with no more than four credit hours per year and eight credit hours per renewal
11	period.	
12	(d) No more that	at six hours of CEU credit shall be given during a renewal period for on-line courses. However,
13	during a Nation	al or State declared state of emergency which restricts or prohibits a licensee from attending live
14	continuing educ	ation courses or a meeting of the Board all required hours may be obtained on-line and credit shall
15	be given upon w	ritten request to the Director.
16	(e) No course o	ffering CEU credits may be taken for credit more than one time during a renewal period.
17		
18	History Note:	Authority G.S. 74C-2; 74C-5; 74C-22;
19		Eff. February 1, 2010;
20		Amended Eff. May 1, 2014;
21		Transferred and Recodified from 12 NCAC 07D .1302 Eff. July 1, 2015.
22		Amended Eff. August 1, 2020.

22 1 of 1



[Authority G.S. 150B-21.1]

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<u>OAH</u>	USE	ONLY

VOLUME:

ISSUE:

1 D.I. M.I.
1. Rule-Making Agency:
Private Protective Services Board
2. Rule citation & name: 14B NCAC 16 .1203 Accreditation Standards
3. Action: Adoption Amendment Repeal
El tamondiment Veheat
4. Was this an Emergency Rule: Yes Effective date: May 6, 2020
∐ No
5. Provide dates for the following actions as applicable:
a. Proposed Temporary Rule submitted to OAH: April 29, 2020
b. Proposed Temporary Rule published on the OAH website: May 4, 2020
c. Public Hearing date: May 12, 2020
d. Comment Period: May 6, 2020 - May 29, 2020
e. Notice pursuant to G.S. 150B-21.1(a3)(2): May 8, 2020
f. Adoption by agency on: June 18, 2020
g. Proposed effective date of temporary rule [if other than effective date established by G.S. 150B-21.1(b) and G.S. 150B-21.3]: July 24, 2020
h. Rule approved by RRC as a permanent rule [See G.S. 150B-21.3(b2)]:
6. Reason for Temporary Action. Attach a copy of any cited law, regulation, or document necessary for the review.
A serious and unforeseen threat to the public health, safety or welfare. The effective date of a recent act of the General Assembly or of the U.S. Congress.
Cite:
Effective date:
A recent change in federal or state budgetary policy. Effective date of change:
A recent federal regulation.
Cite: Effective date:
A recent court order.
Cite order:
☐ State Medical Facilities Plan. ☐ Other: Governor's Executive Order No. 116 and 117
Explain:
On March 10, 2020, the Governor of North Carolina, by issuing Executive Order No. 116, declared a state of emergency to coordinate a response and enact protective measures to help prevent the spread of COVID-19. On March 12, 2020, the Governor of North Carolina and the NC Department of Health and Human Services recommended high risk persons stay at home, that schools implement plans for distance or e-learning, that employers and employees use teleworking technologies, and that mass gatherings should cancel, postpone, and modify these events or offer online streaming services. On March 14, 2020, the Governor of North Carolina Issued Executive Order No. 117 that prohibited mass gatherings, closed schools, and urged social distancing. These various Orders closed the North Carolina Justice Academy — the only source for firearms instructor training — have limited in-class offerings for continuing education, which would not be in compliance with the Governor's Executive Order and have limited travel.

7. Why is adherence to notice and hearing requirements acre	4.44
rule is required?	ntrary to the public interest and the immediate adoption of the
COVID-19 is a respiratory disease that can result in serious illness or defrom person to person. Once an outbreak of the COVID-19 begins, it is a Control and Prevention, and the United States Department of Health and	BO this worldwide nandemic those regulated by the Daned
8. Rule establishes or increases a fee? (See G.S. 12-3.1)	
Yes	
Agency submitted request for consultation on:	
Consultation not required. Cite authority:	
NZ 357	
⊠ No	
9. Rule-making Coordinator: Jeffrey P. Gray	10. Signature of Agency Head*:
Phone:	100-
(919) 828-0731	Vice Channon & Actia Chann
E-Mail:	* If this function has been delegated (reassigned) pursuant
jgray@bdixon.com	to G.S. 143B-10(a), submit a copy of the delegation with
Agency contact, if any:	this form.
	Typed Name: Vincent "Bud" Cesena
Phone:	Title:
E-Mail:	PPSB Chairman E-Mail:
	L-IVIGIL.
RULES REVIEW COMMISSION USE ONLY	
Action taken: Sul	bmitted for RRC Review;
	단하면 살아 다시하다고 말 안됐다면 하는데 하나요?
	그리는 이 사실 중에는 사람이는 그 그 사람들은 그 이 이유가
	소용 용도를 도둑하다면서 경도를 받았다면 모음이다.
Date returned to agency:	일시 이 전환을 만불통하지 않는데 관심 중요 하였다.
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Reset Temporary R	nle 0500 – 11/2014

AGENCY: Private Protective Services Board

RULE CITATION: 14B NCAC 16 .1203

DEADLINE FOR RECEIPT: Friday, July 10, 2020

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 this office to inquire concerning the staff recommendation.

In reviewing these rules, the staff determined that the following technical changes need to be made:

In the Introductory Statement, this is an amendment, not an adoption.

This Rule was readopted effective July 1, 2020. Please use that version of the Rule to show these changes, including updating the History Note.

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 .1203 is adopted under temporary procedures as follows:
2	
3	14B NCAC 16 .1203 ACCREDITATION STANDARDS
4	(a) CE courses may obtain the sanction of the Private Protective Services Board by submitting the following
5	information to the Board for 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 identity of the instructor.
10	(b) To determine if a course will receive sanctioning from the Private Protective Services Board, the Board
11	shall complete the following review:
12	(1) The matter shall be referred to the Training and Education Committee for the appointment
13	of a sub-committee that shall review the course under consideration. The sub-committee
14	shall consist of at least two industry members of the Training and Education Committee.
15	Other members of the sub-committee may be appointed at the discretion of the Training
16	and Education Committee Chairman.
17	(2) The sub-committee shall review the course to determine if the course is pertinent to the
18	industry, and if the course meets its stated objectives.
19	(3) When the sub-committee completes its review, it shall report to the Training and Education
20	Committee. The Training and Education Committee shall review the course to determine
21	if the course is pertinent to the industry, and if the course meets its stated objective. The
22	Training and Education Committee shall then report the findings with a recommendation
23	of acceptance or denial to the Private Protective Services Board.
24	(c) Upon receipt of the Training and Education Committee report, the Private Protective Services Board shall
25	determine by majority vote if the course will be sanctioned for continuing education credits. In making its
26	determination, the Board shall review the course to determine if the course is pertinent to the industry, and if
27	the course meets its stated objective.
28	(d) Each approved course shall remain a validly approved course for four years from the date of approval by
29	the Board, unless the identity of the course instructor changes.
30	(e) Trainers and instructors shall receive CEU credit of five hours for every actual teaching hour with an
31	eight hour cap of CEU credit every two years.
32	(f) Colleges, universities, trade schools, and other degree granting institutions shall be granted standing
33	approval when the institutions are accredited, certified, or approved by the Department of Public Instruction
34	or by other state agencies and the course is related to law, criminal justice, security profession, finance, ethics,
35	forensics, crime prevention, and investigation. Approval is one hour per contact hour not to exceed eight

contact hours.

36

1	(g) O	nline courses shall be approved by the Board based on compliance with the standards set forth in
2	Paragraph (a) of this Rule. No more than six hours of CEU credit shall be given during a renewal period for	
3	online	courses.
4	(h) No	course offering CEU credits may be taken for credit more than one time during a renewal period.
5		
6	History Note:	Authority G.S. 74C-2; 74C-4; 74C-5; 74C-22;
7		Eff. February 1, 2010;
8		Amended Eff. October 1, 2011;
9		Transferred and Recodified from 12 NCAC 07D .1303 Eff. July 1, 2015.
10		Amended Eff. August 1, 2020.

2 of 2