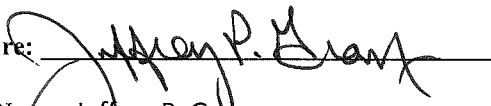


RULES REVIEW COMMISSION

G.S. 150B-19.1 CERTIFICATION

Instructions for completing and submitting the application for Rules Review Commission certification of compliance with the provisions of G.S. 150B-19.1 prior to publishing a notice of text:

- Complete and print out the certification form
- Sign (or have appropriate person sign) the form
- Scan the form, a dated copy of the proposed rule, and copies of any necessary attachments
- Email the scanned document(s) as an attachment to the email to: oah.rules@oah.nc.gov
- An automatically generated email will be sent indicating receipt of the email

Rule-making Agency: Private Protective Services Board	
Rule Citation(s): 12 NCAC 07D .0105	
(1a) What is the authority for this rule? (attach a copy of any federal authority or state authority that is not in the current edition of the NCGS) N.C.G.S. §§ 74C-5; 74C-12; 74C-15	
(1b) Why is this rule necessary to serve the public interest? This rule amendment conforms this rule to other recent adoptions.	
(2) How did the agency seek to reduce the burden upon those persons or entities who must comply with this rule? This rule amendment allows for more options for the badge and name tag and was at the request of the regulated industry.	
(3) Why is the rule reasonably necessary to implement or interpret federal or state law? This rule amendment conforms this rule to other recent adoptions where the regulated industry wanted a separate category for armed and unarmed armored car guards.	
(4a) Are there existing rules adopted by the agency related to this specific purpose? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If "yes," provide citation:	
(4b) If "yes," did the agency consider the cumulative effect of all rules adopted by the agency related to the specific purpose for which this rule is proposed? <input type="checkbox"/> Yes <input type="checkbox"/> No	
(5) If appropriate, is this rule based on sound, reasonably available scientific, technical, economic, and other relevant information? <input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Not Applicable If "yes," include a reference to the information to be included in the Notice of Text:	
(6) How is the rule designed to achieve the regulatory objective in a cost-effective and timely manner? This rule amendment allows for more options for the badge and name tag.	
AGENCY CERTIFICATION	RRC CERTIFICATION
The agency adhered to the principles in G.S. 150B-19.1 in developing and drafting the rule. Signature:  Typed Name: Jeffrey P. Gray Title: Rulemaking Coordinator Email: jgray@bdixon.com	The Rules Review Commission certifies that the agency adhered to the principles in G.S. 150B-19.1. By: _____ Date: _____

5/14/2014

12 NCAC 07D .0105 UNIFORMS AND EQUIPMENT

(a) No holder of a license, trainee permit, unarmed security guard registration, armed security guard registration, unarmed armored car service guard, armed armored car service guard, or firearms trainer certificate while engaged in private protective services, shall wear or display any badge, insignia, device, shield, patch or pattern that indicates or tends to indicate that the individual is a sworn law enforcement officer or that contains or includes the word "police" or the equivalent thereof, or is similar in wording to any law enforcement agency in the local area of the licensee's operations.

(b) No holder, while performing any private security service, shall have or utilize any vehicle or equipment displaying the words "law enforcement officer," "police," or the equivalent thereof, or have any sign, shield, marking, accessory or insignia that indicates that the vehicle is a vehicle of a law enforcement agency.

(c) A holder who is required to wear a military style uniform while in the performance of private security services shall have:

(1) affixed over the left breast pocket of the uniform and on all caps or hats worn by the individual, badges or patches, distinct in design from those used by law enforcement agencies within the local area of the licensee's operations;

(2) affixed over the right breast pocket of the uniform a metal, plastic, or cloth tag not less than three inches nor more than five inches in length and not less than three-fourths inch nor more than one inch in height containing the words "~~Security Guard~~" or "~~Security Officer~~" "Security Guard," "Security Officer," "Armored Car Guard," or "Armored Car Officer" in capital letters approximately one-half inch in height; and

(3) affixed over the "~~Security Guard~~" or "~~Security Officer~~" "Security Guard," "Security Officer," "Armored Car Guard," or "Armored Car Officer" tag, a metal, plastic, or cloth tag bearing the name of the wearer. The name tag may be smaller than the "~~Security Guard~~" or "~~Security Officer~~" "Security Guard," "Security Officer," "Armored Car Guard," or "Armored Car Officer" tag if it is displayed in capital letters five-sixteenth inch to one-half inch in height.

(d) The wearing of the armed or unarmed private protective services card visible on the outermost garment (except foul weather clothing) satisfies the requirements of Subparagraphs (c)(1), (2) and (3) of this Rule.

(e) All holders who perform the duties of a security guard or security officer and who are not required to wear a military style uniform shall have affixed over the right or left breast pocket of the outermost garment (except for rainwear or other foul weather clothing) a tag as described in (c)(2) of this Rule.

History Note: Authority G.S. 74C-5; 74C-12; 74C-15;

Eff. June 1, 1984;

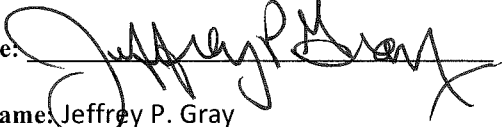
Amended Eff. _____; January 1, 2013; July 1, 1995; July 1, 1987.

RULES REVIEW COMMISSION

G.S. 150B-19.1 CERTIFICATION

Instructions for completing and submitting the application for Rules Review Commission certification of compliance with the provisions of G.S. 150B-19.1 prior to publishing a notice of text:

- Complete and print out the certification form
- Sign (or have appropriate person sign) the form
- Scan the form, a dated copy of the proposed rule, and copies of any necessary attachments
- Email the scanned document(s) as an attachment to the email to: oah.rules@oah.nc.gov
- An automatically generated email will be sent indicating receipt of the email

Rule-making Agency: Private Protective Services Board	
Rule Citation(s): 12 NCAC 07D .0116	
(1a) What is the authority for this rule? (attach a copy of any federal authority or state authority that is not in the current edition of the NCGS) N.C.G.S. §§ 74C-2; 74C-5; 74C-8; 74C-8.1; 74C-12;	
(1b) Why is this rule necessary to serve the public interest? Without a cutoff date, an application can remain "active" indefinitely.	
(2) How did the agency seek to reduce the burden upon those persons or entities who must comply with this rule? The rule adoption is part of an overall application revision process which is now on-line so as to reduce the burden on applicants for new licenses and registrations as well as renewals.	
(3) Why is the rule reasonably necessary to implement or interpret federal or state law? The rule adoption is necessary for implementation of a new on-line application process.	
(4a) Are there existing rules adopted by the agency related to this specific purpose? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If "yes," provide citation:	
(4b) If "yes," did the agency consider the cumulative effect of all rules adopted by the agency related to the specific purpose for which this rule is proposed? <input type="checkbox"/> Yes <input type="checkbox"/> No	
(5) If appropriate, is this rule based on sound, reasonably available scientific, technical, economic, and other relevant information? <input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Not Applicable If "yes," include a reference to the information to be included in the Notice of Text:	
(6) How is the rule designed to achieve the regulatory objective in a cost-effective and timely manner? The rule adoption will allow the agency to close application files based on the in-action of the applicant.	
AGENCY CERTIFICATION	RRC CERTIFICATION
The agency adhered to the principles in G.S. 150B-19.1 in developing and drafting the rule. Signature:  Typed Name: Jeffrey P. Gray Title: Rulemaking Coordinator Email: jgray@bdixon.com	The Rules Review Commission certifies that the agency adhered to the principles in G.S. 150B-19.1. By: _____ Date: _____

5/14/2014

1 **12 NCAC 07D .0116 APPLICATION COMPLETION DEADLINE**

2
3 All necessary photographs, record checks, proof of insurance, explanations, interviews or requested documents must
4 be submitted by any applicant for a permit, license, registration or certificate within 60 days of the Board's receipt of
5 the application form or a request from Board staff, whichever is later. Any failure to submit required or requested
6 documents to complete the application process within this 60-day period shall void the application and require re-
7 application.

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

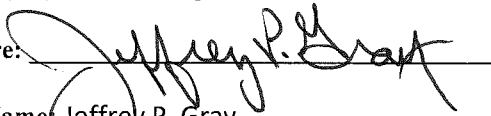
10 Eff. _____, 2014.
11

RULES REVIEW COMMISSION

G.S. 150B-19.1 CERTIFICATION

Instructions for completing and submitting the application for Rules Review Commission certification of compliance with the provisions of G.S. 150B-19.1 prior to publishing a notice of text:

- Complete and print out the certification form
- Sign (or have appropriate person sign) the form
- Scan the form, a dated copy of the proposed rule, and copies of any necessary attachments
- Email the scanned document(s) as an attachment to the email to: oah.rules@oah.nc.gov
- An automatically generated email will be sent indicating receipt of the email

Rule-making Agency: Private Protective Services Board	
Rule Citation(s): 12 NCAC 07D .0809	
(1a) What is the authority for this rule? (attach a copy of any federal authority or state authority that is not in the current edition of the NCGS) N.C.G.S. §§ 74C-5; 74C-13	
(1b) Why is this rule necessary to serve the public interest? The rule amendment clarifies the type of firearms authorized for use by armed licensees and registrants.	
(2) How did the agency seek to reduce the burden upon those persons or entities who must comply with this rule? The rule clarifies for the regulated industry the caliber and type of weapon authorized for use.	
(3) Why is the rule reasonably necessary to implement or interpret federal or state law? The current rule establishes the weapons authorized for use. The amendment makes clear "who" and "what" is governed by the rule.	
(4a) Are there existing rules adopted by the agency related to this specific purpose? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If "yes," provide citation:	
(4b) If "yes," did the agency consider the cumulative effect of all rules adopted by the agency related to the specific purpose for which this rule is proposed? <input type="checkbox"/> Yes <input type="checkbox"/> No	
(5) If appropriate, is this rule based on sound, reasonably available scientific, technical, economic, and other relevant information? <input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Not Applicable If "yes," include a reference to the information to be included in the Notice of Text:	
(6) How is the rule designed to achieve the regulatory objective in a cost-effective and timely manner? The rule clarifies for the regulated industry the caliber and type of weapon authorized for use.	
AGENCY CERTIFICATION The agency adhered to the principles in G.S. 150B-19.1 in developing and drafting the rule. Signature:  Typed Name: Jeffrey P. Gray Title: Rulemaking Coordinator Email: jgray@bdixon.com	RRC CERTIFICATION The Rules Review Commission certifies that the agency adhered to the principles in G.S. 150B-19.1. By: _____ Date: _____

368542

5/14/2014

1 **12 NCAC 07D .0809 AUTHORIZED FIREARMS**

2 ~~Armed security officers~~ Armed licensees or registrants are authorized, while in the performance of official duties or traveling
3 directly to and from work, to carry a standard ~~.38 caliber, .32 caliber or .357 caliber revolver~~, revolver from .32 caliber to
4 .357 caliber, or any standard semi-automatic pistol ~~of from~~ from .354 caliber ~~and higher~~, to .45 caliber or any standard 12 gauge
5 shotgun, as long as the officer has been properly trained on his or her ~~respective~~ duty weapon ~~as required~~ pursuant to 12
6 NCAC 7D .0807. For purposes of this Section, "standard weapon" means a weapon which has not been modified or altered
7 from its original manufactured design.

8
9 *History Note: Authority G.S. 74C-5; 74C-13;*

10 *Eff. June 1, 1984;*

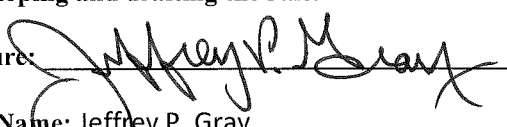
11 *Amended Eff. _____; June 1, 1993; November 1, 1991; July 1, 1987.*

RULES REVIEW COMMISSION

G.S. 150B-19.1 CERTIFICATION

Instructions for completing and submitting the application for Rules Review Commission certification of compliance with the provisions of G.S. 150B-19.1 prior to publishing a notice of text:

- Complete and print out the certification form
- Sign (or have appropriate person sign) the form
- Scan the form, a dated copy of the proposed rule, and copies of any necessary attachments
- Email the scanned document(s) as an attachment to the email to: oah.rules@oah.nc.gov
- An automatically generated email will be sent indicating receipt of the email

Rule-making Agency: Private Protective Services Board	
Rule Citation(s): 12 NCAC 07D .1408	
(1a) What is the authority for this rule? (attach a copy of any federal authority or state authority that is not in the current edition of the NCGS) N.C.G.S. §§ 74C-5; 74C-12; 74C-15	
(1b) Why is this rule necessary to serve the public interest? It was discovered that recent rule adoptions for unarmed and armed armored car service guards contained no provisions governing uniforms and equipment. This rule adoption ties the new rules to the existing rules for other security guards.	
(2) How did the agency seek to reduce the burden upon those persons or entities who must comply with this rule? The rule adoption makes the existing uniform and equipment requirements apply to all licensees and registrants.	
(3) Why is the rule reasonably necessary to implement or interpret federal or state law? It was discovered that recent rule adoptions for unarmed and armed armored car service guards contained no provisions governing uniforms and equipment. This rule adoption ties the new rules to the existing rules for other security guards.	
(4a) Are there existing rules adopted by the agency related to this specific purpose? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No If "yes," provide citation: Section .1400	
(4b) If "yes," did the agency consider the cumulative effect of all rules adopted by the agency related to the specific purpose for which this rule is proposed? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
(5) If appropriate, is this rule based on sound, reasonably available scientific, technical, economic, and other relevant information? <input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Not Applicable If "yes," include a reference to the information to be included in the Notice of Text:	
(6) How is the rule designed to achieve the regulatory objective in a cost-effective and timely manner? The rule adoption makes the existing uniform and equipment requirements apply to all licensees and registrants.	
AGENCY CERTIFICATION	RRC CERTIFICATION
The agency adhered to the principles in G.S. 150B-19.1 in developing and drafting the rule. Signature:  Typed Name: Jeffrey P. Gray Title: Rulemaking Coordinator Email: jgray@bdixon.com	The Rules Review Commission certifies that the agency adhered to the principles in G.S. 150B-19.1. By: _____ Date: _____

5/14/2014

1 12 NCAC 07D .1408 UNIFORMS AND EQUIPMENT

2 The provisions of 12 NCAC 07D .0105 apply to unarmed armored car service guards.

3

4 History Note: Authority G.S. 74C-5; 74C-12; 74C-15;

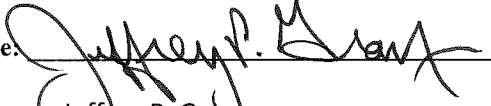
5 Eff. _____, 2014.

RULES REVIEW COMMISSION

G.S. 150B-19.1 CERTIFICATION

Instructions for completing and submitting the application for Rules Review Commission certification of compliance with the provisions of G.S. 150B-19.1 prior to publishing a notice of text:

- Complete and print out the certification form
- Sign (or have appropriate person sign) the form
- Scan the form, a dated copy of the proposed rule, and copies of any necessary attachments
- Email the scanned document(s) as an attachment to the email to: oah.rules@oah.nc.gov
- An automatically generated email will be sent indicating receipt of the email

Rule-making Agency: Private Protective Services Board	
Rule Citation(s): 12 NCAC 07D .1508	
(1a) What is the authority for this rule? (attach a copy of any federal authority or state authority that is not in the current edition of the NCGS) N.C.G.S. §§ 74C-5; 74C-12; 74C-15	
(1b) Why is this rule necessary to serve the public interest? It was discovered that recent rule adoptions for unarmed and armed armored car service guards contained no provisions governing uniforms and equipment. This rule adoption ties the new rules to the existing rules for other security guards.	
(2) How did the agency seek to reduce the burden upon those persons or entities who must comply with this rule? The rule adoption makes the existing uniform and equipment requirements apply to all licensees and registrants.	
(3) Why is the rule reasonably necessary to implement or interpret federal or state law? It was discovered that recent rule adoptions for unarmed and armed armored car service guards contained no provisions governing uniforms and equipment. This rule adoption ties the new rules to the existing rules for other security guards.	
(4a) Are there existing rules adopted by the agency related to this specific purpose? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No If "yes," provide citation: Section .1500	
(4b) If "yes," did the agency consider the cumulative effect of all rules adopted by the agency related to the specific purpose for which this rule is proposed? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
(5) If appropriate, is this rule based on sound, reasonably available scientific, technical, economic, and other relevant information? <input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Not Applicable If "yes," include a reference to the information to be included in the Notice of Text:	
(6) How is the rule designed to achieve the regulatory objective in a cost-effective and timely manner? The rule adoption makes the existing uniform and equipment requirements apply to all licensees and registrants.	
AGENCY CERTIFICATION	RRC CERTIFICATION
The agency adhered to the principles in G.S. 150B-19.1 in developing and drafting the rule. Signature:  Typed Name: Jeffrey P. Gray Title: Rulemaking Coordinator Email: jgray@bdixon.com	The Rules Review Commission certifies that the agency adhered to the principles in G.S. 150B-19.1. By: _____ Date: _____

5/14/2014

1 12 NCAC 07D .1508 UNIFORMS AND EQUIPMENT

2 The provisions of 12 NCAC 07D .0105 apply to armed armored car service guards.

3

4 History Note: Authority G.S. 74C-5; 74C-12; 74C-15;

5 Eff. _____, 2104.