

REQUEST FOR TECHNICAL CHANGE

AGENCY: Private Protective Services Board

RULE CITATION: 12 NCAC 07D .0105

**DEADLINE FOR RECEIPT: Wednesday, December 10, 2014**

***NOTE WELL: 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. Approval of any rule is contingent upon making technical changes as set forth in G.S. 150B-21.10.

*On the form, in box 6, please correct the date on the Notice of Text. It should be August 1, 2014.*

*Formatting for the rule should comply with [26 NCAC 02C .0108](#). Specifically, Item (3) states that the "Introductory Statement shall start on page 1, line 1 of each rule." For this Rule, it appears as though the "Introductory Statement" is a header and is not on line 1. Please correct. Then please add in a line prior to providing the rule citation, as described in Item (5). Please consider waiting to make this formatting change until the additional technical change requests set forth below have been made, as this change will offset the numbers.*

*Line 4, add a comma after "patch"*

*Line 34, replace "2014" to "2015"*

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

Abigail M. Hammond  
Commission Counsel

Date submitted to agency: Wednesday, November 26, 2014

12 NCAC 07D .0105 is proposed for amendment as published in 29:03 NCR 233 as follows:

1 **12 NCAC 07D .0105 UNIFORMS AND EQUIPMENT**

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

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

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

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

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

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

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

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

31

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

33 *Eff. June 1, 1984;*

34 *Amended Eff. January 1, 2014; January 1, 2013; July 1, 1995; July 1, 1987.*

REQUEST FOR TECHNICAL CHANGE

AGENCY: Private Protective Services Board

RULE CITATION: 12 NCAC 07D .0116

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*Line 3, add a comma after "interviews"*

*Line 3, replace "must" with "shall"*

*Line 4, add a comma after "registration"*

*Line 10, replace "2014" to "2015"*

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

Abigail M. Hammond  
Commission Counsel

Date submitted to agency: Wednesday, November 26, 2014

12 NCAC 07D .0116 is proposed for adoption as published in 29:03 NCR 234 as follows:

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. January 1, 2014.

REQUEST FOR TECHNICAL CHANGE

AGENCY: Private Protective Services Board

RULE CITATION: 12 NCAC 07D .0809

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*Line 4, add a comma between "caliber or"*

*Line 5, define or delete "properly"*

*Line 7, replace "which" with "that"*

*Line 11, replace "2014" to "2015"*

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Abigail M. Hammond  
Commission Counsel

Date submitted to agency: Wednesday, November 26, 2014

12 NCAC 07D .0809 is proposed for amendment as published in 29:03 NCR 234 as follows:

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~~ a standard semi-automatic pistol ~~of from~~ .354 caliber ~~and higher~~, .45 caliber or any standard 12 gauge  
5 shotgun, as long as the ~~officer~~ licensee or registrant has been properly trained ~~on his respective duty weapon as required~~  
6 pursuant to 12 NCAC 7D .0807. For purposes of this Section, "~~standard weapon~~" a "standard" firearm means a ~~weapon~~  
7 firearm which has not been modified or altered from its original manufactured design.

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

10 *Eff. June 1, 1984;*

11 *Amended Eff. January 1, 2014; June 1, 1993; November 1, 1991; July 1, 1987.*

REQUEST FOR TECHNICAL CHANGE

AGENCY: Private Protective Services Board

RULE CITATION: 12 NCAC 07D .1408

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*Line 5, replace "2014" to "2015"*

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Abigail M. Hammond  
Commission Counsel  
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12 NCAC 07D .1408 is proposed for adoption as published in 29:03 NCR 234 as follows:

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. January 1, 2014.



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12 NCAC 07D .1508 is proposed for adoption as published in 29:03 NCR 234 as follows:

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. January 1, 2104.