

REQUEST FOR TECHNICAL CHANGE

AGENCY: Justice Academy

RULE CITATION: 12 NCAC 06A .0603

DEADLINE FOR RECEIPT: Thursday, May 7, 2015

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:

What is "a manner such that they are inaccessible"?

What is are "non-certified law enforcement officers"? Is this term defined in statute or another rule?

In the History Note, how is G.S. 17D-1 applicable? As it is only definitions, it does not seem to apply to the content of this Rule.

Are you relying upon G.S. 17D-2(c)(4) as your authority for rulemaking?

§ 17D-2. Academy established; duties.

- (a) The North Carolina Department of Justice shall establish a North Carolina Justice Academy.
- (b) The Department of Justice shall employ the staff of the academy and direct its operations.
- (c) Duties of the academy. **The North Carolina Justice Academy shall have, but is not limited to, the following functions:**
 - (1) It may provide training programs for criminal justice personnel.
 - (2) It may provide technical assistance upon request to criminal justice agencies to aid them in the discharge of their responsibilities.
 - (3) It may develop, publish, and distribute educational and training materials.
 - (4) **It may take such other actions as may be deemed necessary or appropriate to carry out its assigned duties and responsibilities. (1973, c. 749; 1979, c. 763, s. 2.)**

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

Amanda J. Reeder
Commission Counsel
Date submitted to agency: April 23, 2015

1 12 NCAC 06A .0603 is amended as published in 29:16 NCR 1938 as follows:

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3 **12 NCAC 06A .0603 FIREARMS**

4 All students shall secure firearms and ammunition in a manner such that they are inaccessible to non-certified law
5 enforcement officers. ~~Students shall not keep firearms and ammunition in dorm rooms.~~

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7 *History Note: Authority G.S. 17D-1; 17D-2;*

8 *Eff. February 1, 1976;*

9 *Readopted Eff. January 5, 1978;*

10 *Amended Eff. June 1, 2015; August 1, 2009.*