

REQUEST FOR TECHNICAL CHANGE

AGENCY: Alarm Systems Licensing Board

RULE CITATION: 14B NCAC 17 .0101

**DEADLINE FOR RECEIPT: Monday, November 6, 2017**

***PLEASE NOTE: This request may extend to 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 our office to inquire concerning the staff recommendation.

In reviewing this Rule, the staff recommends the following technical changes be made:

*This rule makes aspirational statements and conclusions of law, but doesn't regulate anyone. Consider deleting it.*

*Line 6 – add a comma after “associations”*

*Line 12 – add the effective date of this rule.*

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

Jason Thomas  
Commission Counsel  
Date submitted to agency: October 23, 2017

1 14B NCAC 17 .0101 is amended as published in 32:01 NCR 4 as follows:

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3 **14B NCAC 17 .0101 PURPOSE**

4 The Alarm Systems Licensing Board is established within the North Carolina Department of ~~Justice~~ Public Safety for  
5 the purpose of administering the licensing of and setting the educational and training requirements for persons, firms,  
6 associations and corporations engaged in providing alarm systems and services to citizens of North Carolina.

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8 *History Note: Authority G.S. 74D-4;*

9 *Temporary Rule Eff. January 9, 1984, for a Period of 120 Days to Expire on May 7, 1984;*

10 *Eff. May 1, 1984;*

11 *Transferred and Recodified from 12 NCAC 11 .0101 Eff. July 1, 2015.*

REQUEST FOR TECHNICAL CHANGE

AGENCY: Alarm Systems Licensing Board

RULE CITATION: 14B NCAC 17 .0102

**DEADLINE FOR RECEIPT: Monday, November 6, 2017**

***PLEASE NOTE: This request may extend to 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 our office to inquire concerning the staff recommendation.

In reviewing this Rule, the staff recommends the following technical changes be made:

*Line 13 – add the effective date of this rule.*

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

Jason Thomas  
Commission Counsel  
Date submitted to agency: October 23, 2017

1 14B NCAC 17 .0102 is amended as published in 32:01 NCR 4 as follows:

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3 **14B NCAC 17 .0102 LOCATION**

4 The administrative offices of the Alarm Systems Licensing Board are located at ~~4901 Glenwood Avenue, Suite 200,~~  
5 ~~Raleigh, North Carolina 27612,~~ 3101 Industrial Drive, Suite 104, Raleigh, North Carolina 27609, telephone (919)  
6 788-5320.

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8 *History Note: Authority G.S. 74D-4; 74D-5;*

9 *Temporary Rule Eff. January 9, 1984, for a Period of 120 Days to Expire on May 7, 1984;*

10 *Eff. May 1, 1984;*

11 *Amended Eff. December 1, 2012;*

12 *Transferred and Recodified from 12 NCAC 11 .0102 Eff. July 1, 2015.*

REQUEST FOR TECHNICAL CHANGE

AGENCY: Alarm Systems Licensing Board

RULE CITATION: 14B NCAC 17 .0201

**DEADLINE FOR RECEIPT: Monday, November 6, 2017**

***PLEASE NOTE: This request may extend to 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 our office to inquire concerning the staff recommendation.

In reviewing this Rule, the staff recommends the following technical changes be made:

*Paragraphs (a), (c), and (d) require the use of a form. Pursuant to G.S. 150B-2(8a)(d), the form itself does not need to be in a rule, but the contents of the form must be in rule or law. Are the substantive contents of the forms set forth in rule or law?*

*Line 8 – replace “identification and taken” with “identification, taken”*

*Line 8 – add a comma after “submission”*

*Line 10 – add a comma after “Carolina”*

*Line 22 – replace “must” with “shall”*

*Lines 26 and 28 – what specific “administrative rules” do you mean – perhaps “this Chapter”?*

*Page 2, line 2 – add the effective date of this rule.*

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

Jason Thomas  
Commission Counsel  
Date submitted to agency: October 23, 2017

1 14B NCAC 17 .0201 is amended as published in 32:01 NCR 4 as follows:

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**14B NCAC 17 .0201 APPLICATION FOR LICENSE**

(a) Each applicant for a license shall complete an application form provided by the Board. This form and one additional copy shall be submitted to the administrator and shall be accompanied by:

- (1) one set of classifiable fingerprints on an applicant card provided by the Board;
- (2) one head and shoulders digital photograph of the applicant in JPG format of acceptable quality for identification and taken within six months prior to submission and submitted by e-mail to ~~PPSB/ASLB\_photos@ncdoj.gov~~ PPSASL-Photos@ncdps.gov or by compact disc;
- (3) for residents of North Carolina statements of the results of a statewide criminal history records search ~~for the past five years conducted by an Administrative Offices of the Courts' approved firm that conducts criminal history searches and bases its search on the criminal history database maintained by the North Carolina Administrative Offices of the Courts;~~ by the reporting service designated by the Board pursuant to G.S. 74C-8.1(a) for any state where the applicant has resided within the preceeding 60 months;
- ~~(4) for out of state residents, statements of the results of a statewide criminal history records search for the past five years conducted by a Board approved company under contract with, or appointed by, the Board to conduct criminal history searches which bases its search on the criminal history database maintained by the state of residence;~~
- ~~(5)~~(4) the applicant's application fee; and
- ~~(6)~~(5) an Equifax credit check run within 30 days of the license application submission date.

(b) Each applicant must provide evidence of high school graduation either by diploma, G.E.D. certificate, or other equivalent documentation.

(c) Each applicant for a license shall meet personally with either a Board investigator, the Screening Committee, the Director, or a Board representative designated by the Director prior to being issued a license. The applicant shall discuss the provisions of G.S. 74D and the administrative rules during the personal meeting. The applicant shall sign a form provided by the Board indicating that the applicant has reviewed the information with the Board's representative and that the applicant has an understanding of G.S. 74D and the administrative rules.

(d) Each applicant for a branch office license shall complete an application form provided by the Board. This form and one additional copy shall be submitted to the administrator and shall be accompanied by the branch office application fee.

*History Note: Authority G.S. 74D-2; 74D-3; 74D-5; 74D-7;  
Temporary Rule Eff. January 9, 1984, for a period of 120 days to expire on May 7, 1984;  
Eff. May 1, 1984;  
Amended Eff. December 1, 2012; February 1, 2012; January 1, 2007; September 1, 2006; March 1, 1993; July 1, 1987; January 1, 1986;*



REQUEST FOR TECHNICAL CHANGE

AGENCY: Alarm Systems Licensing Board

RULE CITATION: 14B NCAC 17 .0202

**DEADLINE FOR RECEIPT: Monday, November 6, 2017**

***PLEASE NOTE: This request may extend to 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 our office to inquire concerning the staff recommendation.

In reviewing this Rule, the staff recommends the following technical changes be made:

*Line 4 – replace “must” with “shall”*

*Line 4 – add a comma after “requirements”*

*Line 9 – replace “deemed” with “administered” if that is what is meant (see Paragraph (b)).*

*Line 15 – delete the comma*

*Line 15 – replace “must” with “shall”*

*Line 24 – add the effective date of this rule.*

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

Jason Thomas  
Commission Counsel  
Date submitted to agency: October 23, 2017



1 14B NCAC 17 .0202 is amended as published in 32:01 NCR 4 as follows:

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3 **14B NCAC 17 .0202 EXPERIENCE REQUIREMENTS FOR LICENSE**

4 (a) Applicants for an alarm system license must meet the following requirements which are additional to those  
5 specified in G.S. 74D:

6 (1) Establish to the Board's satisfaction two year's experience within the past five years in alarm systems  
7 installation, service, or alarm systems business management;

8 (2) No longer than one year prior to the application date, successfully pass an oral or written  
9 examination deemed by the Board to measure an individual's knowledge and competence in the  
10 alarm systems business; or

11 (3) No longer than one year prior to the application date, successfully complete the Certified Alarm  
12 Technician Level I Course offered by the ~~National Burglar and Fire Alarm Association~~. National  
13 Electronic Security Association or Elite CEU's on-line training course.

14 (b) Any applicant who takes the examination administered by the Board under Subparagraph (a)(2) of this Rule and  
15 who does not successfully complete said examination after two attempts, must wait six months before being allowed  
16 to take the examination again.

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18 *History Note: Authority G.S. 74D-5;*

19 *Temporary Rule Eff. January 9, 1984, for a period of 120 days to expire on May 7, 1984;*

20 *Eff. May 1, 1984;*

21 *Amended Eff. January 1, 2007; August 1, 1998; January 1, 1995; March 1, 1993; August 3, 1992;*

22 *June 1, 1990;*

23 *Transferred and Recodified from 12 NCAC 11 .0202 Eff. July 1, 2015.*

REQUEST FOR TECHNICAL CHANGE

AGENCY: Alarm Systems Licensing Board

RULE CITATION: 14B NCAC 17 .0301

**DEADLINE FOR RECEIPT: Monday, November 6, 2017**

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In reviewing this Rule, the staff recommends the following technical changes be made:

*Paragraphs (a) and (b) require the use of a form. Pursuant to G.S. 150B-2(8a)(d), the form itself does not need to be in a rule, but the contents of the form must be in rule or law. Are the substantive contents of the forms set forth in rule or law?*

*Line 5 – capitalize “Board” consistently*

*Line 8 – replace “identification and taken” with “identification, taken”*

*Line 8 – add a comma after “submission”*

*Line 10 – add a comma after “Carolina”*

*Line 26 – do you mean “every” or “each”? Is there a single certification that lists every applicant, or is there a separate certification for each applicant?*

*Line 35 – add the effective date of this rule.*

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

Jason Thomas  
Commission Counsel  
Date submitted to agency: October 23, 2017

1 14B NCAC 17 .0301 is amended as published in 32:01 NCR 4 as follows:

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3 **14B NCAC 17 .0301 APPLICATION FOR REGISTRATION**

4 (a) Each licensee or qualifying agent shall submit and sign an application form for the registration of his employee  
5 on a form provided by the Board. This form, when sent to the board, shall be accompanied by:

6 (1) one set of classifiable fingerprints on a standard F.B.I. applicant card,

7 (2) one head and shoulders digital photograph of the applicant in JPG format of acceptable quality for  
8 identification and taken within six months prior to submission and submitted by e-mail to  
9 ~~PPSB/ASLB\_photos@ncdoj.gov~~ PPSASL-Photos@ncdps.gov or by compact disc;

10 (3) for residents of North Carolina statements of the results of a statewide criminal history records  
11 search ~~for the preceding 48 months conducted by an Administrative Offices of the Courts' approved~~  
12 ~~firm that conducts criminal history searches and bases its search on the criminal history database~~  
13 ~~maintained by the North Carolina Administrative Offices of the Courts;~~ by the reporting service  
14 designated by the Board pursuant to G.S. 74C-8.1(a) for any state where the applicant has resided  
15 within the preceeding 60 months; and

16 ~~(4) for out of state residents, statements of the results of a statewide criminal history records search for~~  
17 ~~the past 48 months conducted by a Board approved company under contract with, or appointed by,~~  
18 ~~the Board to conduct criminal history search which bases its searches on the criminal history~~  
19 ~~database maintained by the state of residence; and~~

20 ~~(5)~~(4) the registration fee required by Rule .0302 of this Section.

21 (b) The employer of an applicant who is currently registered with another alarm business shall complete an application  
22 form provided by the Board. This form shall be accompanied by the applicant's multiple registration fee.

23 (c) The employer of each applicant for registration shall retain a copy of the applicant's application in the individual  
24 applicant's personnel file in the employer's office.

25 (d) The employer of each applicant for registration shall complete and submit to the Board a certification of the  
26 background and criminal record check of every applicant signed by the licensee or qualifying agent. A copy of this  
27 certification shall be retained in the individual applicant's personnel file in the employer's office.

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29 *History Note: Authority G.S. 74D-5; 74D-8;*

30 *Temporary Rule Eff. January 9, 1984 for a Period of 120 Days to Expire on May 7, 1984;*

31 *Eff. May 1, 1984;*

32 *Amended Eff. December 1, 2012; January 1, 2007; July 1, 1993; March 1, 1993; September 1, 1990;*

33 *November 1, 1988;*

34 *Transferred and Recodified from 12 NCAC 11 .0301 Eff. July 1, 2015.*