

**Commission Review**  
**Rules for G.S. 150B-19.1 Certification**  
**September 19, 2013 through October 17, 2013**

\* Certification Recommended, \*\* Certification Not Recommended, \*\*\* Other

**JUSTICE, DEPARTMENT OF - DIVISION OF CRIMINAL INFORMATION**

The rules in Subchapter 04H concern organizational functions and definitions including general provisions (.0100); requirements for access (.0200); agreements (.0300); and standards and certification as a DCIN user (.0400).

<u>Scope</u>	12 NCAC 04H .0101
Adopt/*	
<u>Definitions</u>	12 NCAC 04H .0102
Adopt/*	
<u>Function of DCIN</u>	12 NCAC 04H .0103
Adopt/*	
<u>Eligibility for Access to DCIN</u>	12 NCAC 04H .0201
Adopt/*	
<u>Management Control Requirements</u>	12 NCAC 04H .0202
Adopt/*	
<u>Non-Terminal Access</u>	12 NCAC 04H .0203
Adopt/*	
<u>User Agreement</u>	12 NCAC 04H .0301
Adopt/*	
<u>Servicing Agreement</u>	12 NCAC 04H .0302
Adopt/*	
<u>Control Agreements</u>	12 NCAC 04H .0303
Adopt/*	
<u>Disclosure Agreement</u>	12 NCAC 04H .0304
Adopt/*	
<u>DCIN Users</u>	12 NCAC 04H .0401
Adopt/*	
<u>Certification and Recertification of DCIN Users</u>	12 NCAC 04H .0402
Adopt/*	
<u>Local Agency Instructor Program</u>	12 NCAC 04H .0403
Adopt/*	
<u>Enrollment</u>	12 NCAC 04H .0404
Adopt/*	

The rules in Subchapter 4I concern security and privacy including security of DCIN devices (.0100); NCIC restricted and restricted files (.0200); submission of data for criminal history records (.0300); use and access requirements for criminal history record information, NICS information, and N-DEX information (.0400); removal of criminal history record information (.0500); statewide automated fingerprint identification system (.0600); division of motor vehicle information (.0700); and audits (.0800).

<u>Security of DCIN Devices</u>	12 NCAC 04I .0101
Adopt/*	
<u>Official Use of DCIN</u>	12 NCAC 04I .0102

Adopt/*	
<u>Personnel Security</u>	12 NCAC 04I .0103
Adopt/*	
<u>Security Awareness Training</u>	12 NCAC 04I .0104
Adopt/*	
<u>Documentation and Accuracy</u>	12 NCAC 04I .0201
Adopt/*	
<u>Timeliness</u>	12 NCAC 04I .0202
Adopt/*	
<u>Validations</u>	12 NCAC 04I .0203
Adopt/*	
<u>Hit Confirmation</u>	12 NCAC 04I .0204
Adopt/*	
<u>Arrest Fingerprint Card</u>	12 NCAC 04I .0301
Adopt/*	
<u>Final Disposition Information</u>	12 NCAC 04I .0302
Adopt/*	
<u>Incarceration Information</u>	12 NCAC 04I .0303
Adopt/*	
<u>Dissemination and Logging of CHRI and NICS Records</u>	12 NCAC 04I .0401
Adopt/*	
<u>Accessing of CCH Records</u>	12 NCAC 04I .0402
Adopt/*	
<u>Use of CHRI for Criminal Justice Employment</u>	12 NCAC 04I .0403
Adopt/*	
<u>Right to Review</u>	12 NCAC 04I .0404
Adopt/*	
<u>CCH Use in Licensing and Non-Criminal Justice Employment ...</u>	12 NCAC 04I .0405
Adopt/*	
<u>Restrictive Use of CCH for Employment Purposes</u>	12 NCAC 04I .0406
Adopt/*	
<u>Research Use and Access of CCH Records</u>	12 NCAC 04I .0407
Adopt/*	
<u>Limitation Requirements</u>	12 NCAC 04I .0408
Adopt/*	
<u>Access to CHRI by Attorneys</u>	12 NCAC 04I .0409
Adopt/*	
<u>Access to CHRI in Civil Procedures</u>	12 NCAC 04I .0410
Adopt/*	
<u>Expungements</u>	12 NCAC 04I .0501
Adopt/*	
<u>Statewide Automated Fingerprint Identification System</u>	12 NCAC 04I .0601
Adopt/*	
<u>Available Data</u>	12 NCAC 04I .0602
Adopt/*	
<u>Fingerprinting of Convicted Sex Offenders</u>	12 NCAC 04I .0603
Adopt/*	
<u>Dissemination of Division of Motor Vehicles Information</u>	12 NCAC 04I .0701
Adopt/*	

Audits 12 NCAC 04I .0801  
Adopt/\*

The rules in Subchapter 4J concern penalties and administrative hearings including definitions and penalty provisions (.0100); appeals (.0200); and informal hearings (.0300).

Definitions 12 NCAC 04J .0101  
Adopt/\*

Sanctions for Violations by Individuals 12 NCAC 04J .0102  
Adopt/\*

Sanctions for Violations by Agencies 12 NCAC 04J .0103  
Adopt/\*

Notice of Violation 12 NCAC 04J .0201  
Adopt/\*

Informal Hearing Procedure 12 NCAC 04J .0301  
Adopt/\*

### **PRIVATE PROTECTIVE SERVICES BOARD**

The rules in Subchapter 7D cover organization and general provisions (.0100); licenses and trainee permits (.0200); security guard patrol and guard dog service (.0300); private investigator and counterintelligence (.0400); polygraph (.0500); psychological stress evaluator (PSE) (.0600); unarmed security guard registration (.0700); armed security guard firearm registration permit (.0800); trainer certificate (.0900); recovery fund (.1000); training and supervision for private investigator associates (.1100); continuing education (.1300); unarmed armored car service guard registration requirements (.1400); and armed armored car service guard registration permit requirements (.1500).

Prohibited Acts 12 NCAC 07D .0106  
Amend/\*

Experience Requirements for a Polygraph License 12 NCAC 07D .0501  
Amend/\*

Polygraph Trainee Permit Requirements 12 NCAC 07D .0502  
Amend/\*

Polygraph Examination Requirements 12 NCAC 07D .0503  
Amend/\*

Polygraph Instruments 12 NCAC 07D .0504  
Amend/\*

Required Continuing Education Hours 12 NCAC 07D .1302  
Amend/\*

### **ALARM SYSTEMS LICENSING BOARD**

The rules in Chapter 11 are from the N.C. Alarm Systems Licensing Board and cover the organization and general provisions (.0100); license applications and requirements (.0200); registration of employees of licensees (.0300); the recovery fund (.0400); and continuing education for licensees (.0500).

Prohibited Acts 12 NCAC 11 .0105  
Amend/\*