

REQUEST FOR CHANGES PURSUANT TO G.S. 150B-21.10

AGENCY: Criminal Justice Education and Training Standards Commission

RULE CITATION: 12 NCAC 09B .0601 – .0608 (Consecutive Repeals)

DEADLINE FOR RECEIPT: June 16, 2026

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 email the reviewing attorney to inquire concerning the staff recommendation.

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

No comments.

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

Christopher S. Miller
Commission Counsel
Date submitted to agency: June 05, 2026

1 12 NCAC 09B .0601 - .0608 are repealed with changes as published in 40:13 NCR 1064-1068 as follows:

2

3 **SECTION .0600 - CERTIFICATION OF POSTSECONDARY CRIMINAL JUSTICE EDUCATION**

4

PROGRAMS

5

6 **12 NCAC 09B .0601 PURPOSE**

7 **12 NCAC 09B .0602 ESTABLISHMENT OF PROGRAM EVALUATION COMMITTEE**

8 **12 NCAC 09B .0603 LEVELS OF APPROVAL**

9 **12 NCAC 09B .0604 SELF STUDY**

10 **12 NCAC 09B .0605 INSTITUTIONAL VISITATION**

11 **12 NCAC 09B .0606 APPLICATION PROCEDURES**

12 **12 NCAC 09B .0607 PROCEDURAL CONSIDERATIONS**

13 **12 NCAC 09B .0608 APPEAL PROCEDURES**

14

15

16 *History Note: Authority G.S. 17C-6(b)(10);*

17 *Eff. January 1, 1985;*

18 *Amended Eff. December 1, 1998; July 1, 1989; July 1, 1988; September 1, 1987; May 1, 1986;*

19 *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. May 25,*

20 **2019, 2019;**

21 **Repealed [~~Eff.~~] Eff. July 1, 2026.**

REQUEST FOR CHANGES PURSUANT TO G.S. 150B-21.10

AGENCY: Criminal Justice Education and Training Standards Commission

RULE CITATION: 12 NCAC 09E .0107

DEADLINE FOR RECEIPT: June 16, 2026

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 email the reviewing attorney to inquire concerning the staff recommendation.

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

(a), line 7: Rather than “of each calendar year”, should this instead say, “in a given calendar year”? Consider revising for clarity.

(b): You mention a form here, Form F-9B 'Report of Non-Compliance of Mandatory In-Service Training'. Are the required contents of said form laid out somewhere in your rules? If not, you will need to do so in order to require the form via rule. Please see OAH's recent guidance on forms in rules at <https://www.oah.nc.gov/rrc-final-guidance-forms/open>.

(c): Same comment as above applies here for Form F-9C 'Return to Duty Request'.

(c), line 17: Is the reference to 12 NCAC 09E .0106(a) and (c) correct? Does the officer only need to complete the low-light accuracy qualification in order to have a suspension rescinded? Your rule is not clear.

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

Christopher S. Miller
Commission Counsel

Date submitted to agency: June 05, 2026

1 12 NCAC 09E .0107 is readopted with changes as published in 40:13 NCR 1064-1068 as follows:

2
3 **12 NCAC 09E .0107 FAILURE TO QUALIFY: ANNUAL ~~IN-SERVICE~~ FIREARMS TRAINING**
4 **QUALIFICATION**

5 (a) Where an officer is employed with an agency that establishes a higher standard for annual ~~in-service~~ firearms
6 ~~training~~ qualification than those specified in this Subchapter and the officer has failed to meet the requirements of
7 the employing agency as of December 31 of each calendar year, such officer shall meet the requirements of this
8 Rule for continued certification. Prior to transfer to another agency, the officer shall meet the requirements of this
9 Rule.

10 (b) Upon notification to the Division via Form F-9B 'Report of Non-Compliance of Mandatory In-Service Training'
11 that an officer has failed to meet the requirements for ~~in-service~~ annual firearms ~~training and~~ qualification as
12 specified in 12 NCAC 09E ~~.0106(a)~~ .0106 of this Subchapter, the law enforcement officer's certification shall be
13 suspended. Form F-9B is located on the Commission's website: [https://ncdoj.gov/law-enforcement-](https://ncdoj.gov/law-enforcement-training/criminal-justice/forms-and-publications/#91-112-wpfd-in-service-p2)
14 [training/criminal-justice/forms-and-publications/#91-112-wpfd-in-service-p2](https://ncdoj.gov/law-enforcement-training/criminal-justice/forms-and-publications/#91-112-wpfd-in-service-p2).

15 (c) The Division shall rescind the suspension indicated in Paragraph (b) of this Rule upon receipt from an agency
16 representative of Form F-9C 'Return to Duty Request', indicating the suspended officer has completed the ~~in-service~~
17 annual firearms ~~training and~~ qualification pursuant to 12 NCAC 09E .0106(a) and ~~(b)~~ (c). Form F-9C is located on
18 the Commission's website: [https://ncdoj.gov/law-enforcement-training/criminal-justice/forms-and-publications/#91-](https://ncdoj.gov/law-enforcement-training/criminal-justice/forms-and-publications/#91-112-wpfd-in-service-p2)
19 [112-wpfd-in-service-p2](https://ncdoj.gov/law-enforcement-training/criminal-justice/forms-and-publications/#91-112-wpfd-in-service-p2).

20 ~~(d) The suspended officer shall be granted limited enrollment in a presentation of the "Basic Law Enforcement~~
21 ~~Training" course to complete the training pursuant to 12 NCAC 09B .0205(b)(5)(B). Such enrollment and successful~~
22 ~~completion must occur within the calendar year of the suspension of law enforcement officer certification.~~

23 ~~(e) Failure to enroll and successfully complete the training pursuant to 12 NCAC 09B .0205(b)(5)(B) within the~~
24 ~~calendar year of the suspension of certification shall subject the officer to training evaluation as specified in 12~~
25 ~~NCAC 09B .0403.~~

26
27 *History Note: Authority G.S. 17C-6; 17C-10;*

28 *Eff. July 1, 1989;*

29 *Amended Eff: January 1, 2005; August 1, 2000; March 1, 1992; March 1, 1990;*

30 *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. May 25,*
31 *2019;*

32 *Amended Eff. July 1, ~~2023~~ 2023;*

33 *Readopted Eff. July 1, 2026.*

REQUEST FOR CHANGES PURSUANT TO G.S. 150B-21.10

AGENCY: Criminal Justice Education and Training Standards Commission

RULE CITATION: 12 NCAC 09G .0305

DEADLINE FOR RECEIPT: June 16, 2026

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 email the reviewing attorney to inquire concerning the staff recommendation.

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

(a), line 7: Is the exclusion supposed to say, “.0208(b)(5)” rather than “.0208(5)”?

(a), line 7: Is the exclusion supposed to say “.0209(b)(5)” rather than “.0209(5)”?

(b)(1), line 15: Consider removing or replacing the semi-colon following “Training”. Also, is “except where” the correct wording here? It’s slightly confusing given what you’ve added below in (A) and (B).

(b)(1)(A) and (B): Is the “state corrections examination” an official, named exam? If so, consider capitalizing this.

History Note, line 32: Italicize “2023.”

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

Christopher S. Miller
Commission Counsel

Date submitted to agency: June 05, 2026

1 12 NCAC 09G .0305 is readopted with changes as published in 40:13 NCR 1064-1068 as follows:

2
3 **12 NCAC 09G .0305 RECERTIFICATION FOLLOWING SEPARATION**

4 (a) Previously certified corrections officers, with a minimum of one year of service who have been separated from
5 the North Carolina Department of Adult Correction for less than three years, may have their certification reinstated
6 following a reverification of employment standards in 12 NCAC 09G .0208 (excluding 12 NCAC 09G ~~.0208(4)~~
7 ~~.0208(5)~~) and 12 NCAC 09G .0209 (excluding 12 NCAC 09G ~~.0209(4)~~; ~~.0209(5)~~), but are exempt from the job
8 appropriate basic training course described in 12 NCAC 09G ~~.0411~~; .0411 and .0412.

9 (b) Previously certified corrections officers with less than one year of service who have completed the applicable
10 basic training course, pursuant to 12 NCAC 09G .0411 and .0412, and who have been separated from the North
11 Carolina Department of Adult Correction for ~~more than three years~~, but less than five years, upon their return shall
12 complete the verification of employment standards and shall complete the following:

13 (1) the appropriate abbreviated course of instruction focused on current standards of the North
14 Carolina Department of Adult Correction (NCDAC), delivered by the NCDAC Office of Staff
15 Development and Training; ~~and~~ except where:

16 (A) previously certified corrections officers who have been separated for less than three years
17 will not be required to complete the state corrections examination;

18 (B) previously certified corrections officers who have been separated between three years and
19 five years will be required to successfully pass the state corrections examination; and

20 (2) the mandatory firearms classroom training and ~~achieves~~ achieve a passing qualification score on
21 the firearms range qualification with the agency duty weapon(s).

22 (c) Applicants pursuant to Paragraph (b) will be allowed to remediate one failure under each Subparagraph (b)(1)
23 and (b)(2) of this Rule, but, upon a second failure, will be required to complete the entire commission approved
24 basic training for correctional or probation/parole ~~officers~~ officers, pursuant to 12 NCAC 09G .0411 and .0412,
25 before being eligible for certification.

26
27 *History Note: Authority G.S. 17C-2; 17C-6; 17C-10;*

28 *Temporary Adoption Eff. January 1, 2001;*

29 *Eff. August 1, 2002;*

30 *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. May 25,*
31 *2019;*

32 *Amended Eff. October 1, 2025; May 1, 2023, 2023;*

33 *Readopted Eff. July 1, 2026.*

REQUEST FOR CHANGES PURSUANT TO G.S. 150B-21.10

AGENCY: Criminal Justice Education and Training Standards Commission

RULE CITATION: 12 NCAC 09G .0411

DEADLINE FOR RECEIPT: June 16, 2026

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 email the reviewing attorney to inquire concerning the staff recommendation.

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

General Comment: On your Form 0400, you indicate that the rule was adopted by the Agency on May 15, 2026. However, the comment period also ended on May 15, 2026. Please explain how the Agency has complied with G.S. 150B-21.2(f) and (g)?

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

Christopher S. Miller
Commission Counsel

Date submitted to agency: June 05, 2026

1 12 NCAC 09G .0411 is readopted as published in 40:18 NCR 1438-1440 as follows:

2
3 **12 NCAC 09G .0411 BASIC TRAINING FOR CORRECTIONAL OFFICERS**

4 (a) ~~The basic training course for correctional officers shall consist of at least 160 hours of instruction, as approved~~
5 ~~by the Commission, Correctional Officer Basic Training (COBT) Course shall consist of instruction designed to~~
6 provide the trainee with the skills and knowledge to perform those tasks essential to function as a correctional
7 officer. ~~The instructional components of this course must be listed in the "Basic Correctional Officer Training~~
8 ~~Manual," and shall include firearms training; controls, restraints, and defensive techniques; legal issues for~~
9 ~~correctional supervision; emergency procedures; Division of Prisons operational processes such as classification,~~
10 ~~search and seizure, health services, and contemporary correctional theory. The COBT Course shall consist of a~~
11 minimum of 160 hours of instruction and include the following course topics:

- 12 (1) Firearms;
- 13 (2) Defensive Protection;
- 14 (3) Legal Issues for Correctional Supervision;
- 15 (4) Emergency Procedures;
- 16 (5) Operational Processes;
- 17 (6) The Institution Culture;
- 18 (7) Basic Life Support; and
- 19 (8) Contemporary Correctional Theory.

20 (b) ~~The "Basic Correctional Officer Training Manual" as published by the North Carolina Department of Correction~~
21 ~~is to be applied as the basic curriculum for delivery of correctional officer basic training courses. Copies of this~~
22 ~~publication may be inspected at the office of the agency:~~

23 The Office of Staff Development and Training
24 North Carolina Department of Correction
25 2211 Schieffelin Road
26 Apex, North Carolina 27502
27 With mailing address:
28 MSC 4213
29 Raleigh, North Carolina
30 27699 4213

31 ~~and may be obtained at cost from the Department of Correction.~~

32 (b) The Abbreviated COBT Course shall consist of instruction designed to provide trainees that have prior
33 experience as correctional officers, pursuant to 12 NCAC 09G .0305(b), with the skills and knowledge to perform
34 those tasks essential to function as a correctional officer. The Abbreviated COBT Course shall consist of a minimum
35 of 50 hours of instruction and include the following course topics:

- 36 (1) Firearms;
- 37 (2) Defensive Protection;

- 1 (3) Legal Issues for Correctional Supervision;
- 2 (4) Emergency Procedures;
- 3 (5) Operational Processes;
- 4 (6) The Institutional Culture; and
- 5 (7) Contemporary Correctional Theory.

6
7
8
9
10
11
12
13

History Note: Authority G.S. 17C-6; 17C-10;
Temporary Adoption Eff. January 1, 2001;
Eff. August 1, 2002;
Amended Eff. August 1, 2004;
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. May 25,
~~2019.~~ 2019;
Readopted Eff. July 1, 2026.

REQUEST FOR CHANGES PURSUANT TO G.S. 150B-21.10

AGENCY: Criminal Justice Education and Training Standards Commission

RULE CITATION: 12 NCAC 09G .0412

DEADLINE FOR RECEIPT: June 16, 2026

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 email the reviewing attorney to inquire concerning the staff recommendation.

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

General Comment: On your Form 0400, you indicate that the rule was adopted by the Agency on May 15, 2026. However, the comment period also ended on May 15, 2026. Please explain how the Agency has complied with G.S. 150B-21.2(f) and (g)?

(b), page 2, line 2: Delete the extra space before "50 hours".

(b)(8), line 9: Your numbering is off here – it skips over (7). Please correct this.

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

Christopher S. Miller
Commission Counsel

Date submitted to agency: June 05, 2026

1 12 NCAC 09G .0412 is readopted as published in 40:18 NCR 1438-1440 as follows:

2
3 **12 NCAC 09G .0412 BASIC TRAINING FOR PROBATION/PAROLE OFFICERS**

4 (a) ~~The basic training course for probation/parole officers shall consist of at least 216 hours of instruction, as~~
5 ~~approved by the Commission, Probation/Parole Officer Basic Training (PPOBT) Course shall consist of instruction~~
6 ~~designed to provide the trainee with the skills and knowledge to perform those tasks essential to function as a~~
7 ~~probation/parole officer. The instructional components of this course shall be listed in the "Basic Probation/Parole~~
8 ~~Officer Training Manual," and shall include firearms training; administrative matters, review and testing; controls,~~
9 ~~restraints, and defensive techniques; court processes; case processing and management; arrest procedures; basic life~~
10 ~~support; employee wellness; professional ethics; personal and professional conduct; and contemporary correctional~~
11 ~~theory. The PPOBT Course shall consist of a minimum of 216 hours and include the following course topics:~~

- 12 (1) Firearms;
- 13 (2) Defensive Protection;
- 14 (3) Court Processes;
- 15 (4) Case Processing and Management;
- 16 (5) Arrest Procedures;
- 17 (6) Basic Life Support;
- 18 (7) Employee Wellness;
- 19 (8) Professional Ethics;
- 20 (9) Personal and Professional Conduct; and
- 21 (10) Contemporary Correctional Theory.

22 (b) ~~The "Basic Probation/Parole Officer Training Manual" as published by the North Carolina Department of Public~~
23 ~~Safety, Division of Adult Correction and Juvenile Justice shall be applied as the curriculum for probation/parole~~
24 ~~officer basic training courses specified in Paragraph (a) of this Rule. Copies of this publication may be inspected at~~
25 ~~the office of the agency:~~

26 ~~The Office of Staff Development and Training~~
27 ~~North Carolina Department of Public Safety~~
28 ~~Division of Adult Correction and Juvenile Justice~~
29 ~~2211 Schieffelin Road~~
30 ~~Apex, North Carolina 27502~~
31 ~~With mailing address:~~
32 ~~MSC 4213~~
33 ~~Raleigh, North Carolina 27699 4213~~

34 ~~and may be obtained at the cost of printing and postage from the Department of Public Safety, Division of Adult~~
35 ~~Correction and Juvenile Justice.~~

36 (b) The Abbreviated PPOBT Course shall consist of instruction designed to provide trainees that have prior
37 experience as probation/parole officers, pursuant to 12 NCAC 09G .0305(b), with the skills and knowledge to

1 perform those tasks essential to function as a probation/parole officer. The Abbreviated PPOBT Course shall consist
2 of a minimum of 50 hours of instruction and include the following course topics:

- 3 (1) Firearms;
- 4 (2) Defensive Protection;
- 5 (3) Court Processes;
- 6 (4) Case Processing and Management;
- 7 (5) Arrest Procedures;
- 8 (6) Professional Ethics;
- 9 (8) Personal and Professional Conduct; and
- 10 (9) Contemporary Correctional Theory.

11
12
13 *History Note: Authority G.S. 17C-6; 17C-10;*
14 *Temporary Adoption Eff. January 1, 2001;*
15 *Eff. August 1, 2002;*
16 *Amended Eff. January 1, 2015; February 1, 2006; August 1, 2004;*
17 *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. May 25,*
18 *~~2019.~~ 2019;*
19 *Readopted Eff. July 1, 2026.*