

## Burgos, Alexander N

---

**Subject:** FW: [External] Revised 14B NCAC 16 .0701, .0801, .1301 & .1401

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**From:** Gray, Jeffrey <JGray@bdixon.com>  
**Sent:** Friday, August 8, 2025 5:35 PM  
**To:** Ascher, Seth M <seth.ascher@oah.nc.gov>  
**Cc:** Burgos, Alexander N <alexander.burgos@oah.nc.gov>; Rules, Oah <oah.rules@oah.nc.gov>  
**Subject:** RE: [External] Revised 14B NCAC 16 .0701, .0801, .1301 & .1401

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Thanks for advising.

I will, of course, be at the meeting anyhow with the other rules (Travis has) pending.

*Jeffrey P. Gray*

Of Counsel  
Bailey & Dixon, LLP  
434 Fayetteville Street, Suite 2500  
P.O. Box 1351  
Raleigh, NC 27601 (27602)  
Telephone: 919-828-0731  
Facsimile: 919-828-6592  
E-mail: [jgray@bdixon.com](mailto:jgray@bdixon.com)

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**From:** Ascher, Seth M <[seth.ascher@oah.nc.gov](mailto:seth.ascher@oah.nc.gov)>  
**Sent:** Friday, August 8, 2025 4:25 PM  
**To:** Gray, Jeffrey <[JGray@bdixon.com](mailto:JGray@bdixon.com)>  
**Cc:** Burgos, Alexander N <[alexander.burgos@oah.nc.gov](mailto:alexander.burgos@oah.nc.gov)>; Rules, Oah <[oah.rules@oah.nc.gov](mailto:oah.rules@oah.nc.gov)>  
**Subject:** Re: [External] Revised 14B NCAC 16 .0701, .0801, .1301 & .1401

Jeff,

I have reviewed these four rules, and I anticipate recommending that the Commission approve these updated rules.

To be clear, it is my opinion that G.S. 66-58.12 gives authorization for the fees (which was discussed but not voted on by the Commission) and that the added language addresses the form issue raised by former counsel Bill Peaslee.

I'll let you know if anything changes before the meeting.

**Seth Ascher**

Counsel to the North Carolina Rules Review Commission

Office of Administrative Hearings

(984) 236-1934

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## **Burgos, Alexander N**

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**Subject:** FW: [External] Revised 14B NCAC 16 .0701, .0801, .1301 & .1401  
**Attachments:** 07.2025 Extension letter PPSB.docx

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**From:** Ascher, Seth M <seth.ascher@oah.nc.gov>  
**Sent:** Tuesday, August 5, 2025 5:34 PM  
**To:** Gray, Jeffrey <JGray@bdixon.com>  
**Cc:** Burgos, Alexander N <alexander.burgos@oah.nc.gov>  
**Subject:** Re: [External] Revised 14B NCAC 16 .0701, .0801, .1301 & .1401

Jeff,

Thanks for getting these to me. I review them and let you know if I have any questions by early next week.

Also, attached is a letter memorializing the action the Commission took at the July meeting granting your requested extension.

**Seth Ascher**

Counsel to the North Carolina Rules Review Commission  
Office of Administrative Hearings  
(984) 236-1934

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**STATE OF NORTH CAROLINA  
OFFICE OF ADMINISTRATIVE HEARINGS**

August 5, 2025

Jeffrey Gray, Rulemaking Coordinator  
N.C. Private Protective Services Board (PPSB)  
**Sent via email only to: JGray@bdixon.com**

Re: Extension of the period of review for 14B NCAC 16 .0701, .0801, .1301, .1401

Dear Mr. Gray:

This letter will serve as the written notice of extension pursuant to G.S. 150B-21.13.

At its meeting on July 30, 2025, the Rules Review Commission (RRC) further extended the period of review for the above captioned rules originally on the RRC's June agenda. The RRC extended the period of review on your motion.

Pursuant to G.S. 150B-21.13, when the Commission extends the period of review, it is required to approve or object to rules or call a public hearing on the same within 70 days. As a result, the Commission will take a final action on these rules at its August 2025 meeting.

If you have any questions regarding the Commission's actions, please let me know.

Sincerely,

/s/ Seth Ascher

Seth Ascher

Commission Counsel

**Melissa Owens Lassiter**, Director  
Chief Administrative Law Judge

**John C. Evans**  
Senior Administrative Law Judge

*An Equal Employment Opportunity Employer*

1711 New Hope Church Road, Raleigh, NC 27609  
Telephone: (984) 236-1850 | Facsimile: (984) 236-1871  
[www.oah.nc.gov](http://www.oah.nc.gov)

## Burgos, Alexander N

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**Subject:** FW: [External] Revised 14B NCAC 16 .0701, .0801, .1301 & .1401  
**Attachments:** 14B NCAC 16 .0701 - proposed for amendment - 080525.docx; 14B NCAC 16 .0801 - proposed for amendment - 080525.docx; 14B NCAC 16 .1301 - proposed for amendment - 080525.docx; 14B NCAC 16 .1401 - proposed for amendment - 080525.docx

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**From:** Gray, Jeffrey <JGray@bdixon.com>  
**Sent:** Tuesday, August 5, 2025 1:56 PM  
**To:** Ascher, Seth M <seth.ascher@oah.nc.gov>  
**Cc:** Burgos, Alexander N <alexander.burgos@oah.nc.gov>  
**Subject:** [External] Revised 14B NCAC 16 .0701, .0801, .1301 & .1401

**CAUTION:** External email. Do not click links or open attachments unless verified. Report suspicious emails with the Report Message button located on your Outlook menu bar on the Home tab.

Seth:

Attached are the four rules in question, revised consistent with the Child Care Commission rule as discussed.

Thanks again for the extension.

Jeff

*Jeffrey P. Gray*

Of Counsel  
Bailey & Dixon, LLP  
434 Fayetteville Street, Suite 2500  
P.O. Box 1351  
Raleigh, NC 27601 (27602)  
Telephone: 919-828-0731  
Facsimile: 919-828-6592  
E-mail: [jgray@bdixon.com](mailto:jgray@bdixon.com)

1 14B NCAC 16 .0701 is proposed for amendment, with changes, as published in 39:15 NCR 1034-1040 as follows:

2  
3 **14B NCAC 16 .0701 APPLICATION FOR UNARMED SECURITY GUARD REGISTRATION**

4 (a) Each employer or his or her designee shall submit an online application for the registration of each ~~employee~~  
5 unarmed security guard to the Board. The substance of the form shall cover requirements established by statute and  
6 the rules of this Chapter. This online submission shall be accompanied by:

- 7 (1) electronic submission of fingerprints from a Live Scan or similar system approved by the State  
8 Bureau of Investigations or one set of classifiable fingerprints on an applicant fingerprint card that  
9 shall be mailed separately to the Board's office;
- 10 (2) one head and shoulders color digital photograph of the applicant in JPG, JPEG, or PNG format of  
11 sufficient quality for identification, taken within six months prior to online application and  
12 submitted by uploading the photograph online with the application submission;
- 13 (3) a statement of the results of a statewide criminal history records search by the reporting service  
14 designated by the Board pursuant to G.S. 74C-8.1(a) for each state where the applicant has resided  
15 within the preceding 60 months;
- 16 (4) the applicant's non-refundable registration fee, along with the convenience fee charged by the  
17 Board's on-line application vendor and a separate credit card transaction fee;
- 18 (5) the actual cost charged to the Private Protective Services Board by the State Bureau of Investigation  
19 to cover the cost of criminal record checks performed by the State Bureau of Investigation, collected  
20 online by the Private Protective Services Board;
- 21 (6) ~~one original a signed SBI release of information form form; that shall be uploaded online with the~~  
22 ~~original mailed to the Board's administrative office;~~
- 23 (7) a statement signed by a certified trainer that the applicant has completed the training requirements  
24 of Rule .0707 of this ~~Section;~~ Section, unless a valid statement [if is] on file in the Board's office;  
25 and
- 26 (8) a completed affidavit form and public notice statement form.

27 (b) ~~The employer of each applicant for registration shall give the applicant a copy of the online application and a copy~~  
28 ~~of the completed affidavit form to serve as a record of application and shall retain a copy of the application, including~~  
29 ~~affidavit, in the guard's personnel file in the employer's office.~~

30 (b) The applicant's copy copies of the application and application, affidavit, training certification, and the [completed  
31 affidavit form] [a copy of the appropriate] statement required by Subparagraph (a)(7) of this [Rule, unless a valid  
32 statement is on file in the Board's office,] Rule shall together serve as a temporary registration ~~card that card. These~~  
33 copies shall be carried by the applicant ~~when he or she is working within the scope of his or her [probationary or~~  
34 permanent] employment while performing job duties and shall be exhibited upon the request of any law enforcement  
35 officer or authorized representative of the Board. However, if the statement required by Subparagraph (a)(7) is already  
36 on file with the Board, the applicant does not need to carry or present the statement.

1 (c) A copy of the statement required by Subparagraph (a)(7) of this Rule shall be retained by the licensee in the  
2 individual applicant's personnel file in the employer's office.

3  
4 *History Note: Authority G.S. 74C-5; 74C-8.1; 74C-11;*  
5 *Eff. June 1, 1984;*  
6 *Amended Eff. May 1, 2012; July 1, 2011; August 1, 1998; December 1, 1995; June 1, 1994;*  
7 *February 1, 1990; May 1, 1988;*  
8 *Transferred and Recodified from 12 NCAC 07D .0701 Eff. July 1, 2015;*  
9 *Amended Eff. November 1, 2017;*  
10 *Readopted Eff. March 1, 2020;*  
11 *Amended Eff. July 1, 2025; September 1, 2024; January 1, 2024; July 1, 2021.*

1 14B NCAC 16 .0801 is proposed for amendment, with changes, as published in 39:15 NCR 1034-1040 as follows:

2  
3 **14B NCAC 16 .0801 APPLICATION/ARMED SECURITY GUARD FIREARM REGISTRATION**  
4 **PERMIT**

5 (a) Each ~~armed security guard~~ employer or his or her designee shall submit an online application for the registration  
6 of each armed security guard applicant to the Board. [The substance of the form shall cover requirements established  
7 by statute and the rules of this Chapter.] This online submission shall be accompanied by:

- 8 (1) electronic submission of fingerprints from a Live Scan or similar system approved by the State  
9 Bureau of Investigations or one set of classifiable fingerprints on an applicant fingerprint card that  
10 shall be mailed separately to the Board's office;
- 11 (2) one head and shoulders color digital photograph of the applicant in JPG, JPEG, or PNG format of  
12 sufficient quality for identification, taken within six months prior to online application and  
13 submitted by uploading the photograph online with the application submission;
- 14 (3) ~~upload online~~ a statement of the results of a statewide criminal history records search by the  
15 reporting service designated by the Board pursuant to G.S. 74C-8.1(a) for each state where the  
16 applicant has resided within the preceding 60 months;
- 17 (4) the applicant's non-refundable registration fee, along with the convenience fee charged by the  
18 Board's on-line application vendor and credit card transaction fee;
- 19 (5) a statement signed by a certified trainer that the applicant has successfully completed the training  
20 requirements of Rule .0807 of this Section;
- 21 ~~(6) a certification by the applicant that he or she is at least 21 years of age;~~
- 22 (6) a statement signed by a certified trainer that the applicant has completed the training requirements  
23 of Rule .0707 of this Chapter, unless a valid statement is on file in the [Boards Board's] office;
- 24 (7) the actual cost charged to the Private Protective Services Board by the State Bureau of Investigation  
25 to cover the cost of criminal record checks performed by the State Bureau of Investigation, collected  
26 online by the Private Protective Services Board; ~~and~~
- 27 (8) a signed SBI release of information form; and
- 28 ~~(8) (9)~~ (9) a completed affidavit form and public notice statement form.

29 ~~(b) The employer of each applicant for registration shall give the applicant a copy of the online application, the~~  
30 ~~completed affidavit form, and proof of completion of a Board approved firearms course and shall retain a copy of the~~  
31 ~~application, including affidavit and proof of course completion, in the guard's personnel file in the employer's office.~~

32 ~~(c) (b)~~ The applicant's copy of the ~~application, affidavit, application~~ and proof of completion of a Board approved  
33 firearms course shall serve as a temporary registration card that shall be carried by the applicant when he or she is  
34 working within the scope of his or her employment and shall be exhibited upon the request of any law enforcement  
35 officer or authorized representative of the Board.

36 ~~(d) (c)~~ Applications submitted without proof of completion of a ~~Board approved~~ Board-approved firearms training  
37 course shall not serve as temporary registration cards.

1 ~~(e)~~ (d) The provisions of Paragraphs (a), (b), and (c) of this Rule also apply to any employee whose employment is  
2 terminated within 30 days of employment.

3  
4 *History Note: Authority G.S. 74C-5; 74C-9; 74C-13;*  
5 *Eff. June 1, 1984;*  
6 *Amended Eff. May 1, 2012; April 1, 2008; August 1, 1998; December 1, 1995; February 1, 1990;*  
7 *May 1, 1988; July 1, 1987;*  
8 *Transferred and Recodified from 12 NCAC 07D .0801 Eff. July 1, 2015;*  
9 *Amended Eff. November 1, 2017;*  
10 *Readopted Eff. March 1, 2020;*  
11 *Amended Eff. July 1, 2025; September 1, 2024; July 1, 2021.*

1 14B NCAC 16 .1301 is proposed for amendment, with changes, as published in 39:15 NCR 1034-1040 as follows:

2  
3 **14B NCAC 16 .1301 APPLICATION FOR UNARMED ARMORED CAR SERVICE GUARD**  
4 **REGISTRATION**

5 (a) Each ~~armored car~~ employer or his designee shall complete an online application form for the registration of each  
6 unarmed armored car service guard applicant to the Board. [The substance of the form shall cover requirements  
7 established by statute and the rules of this Chapter.] This online form shall be accompanied by:

- 8 (1) electronic submission of fingerprints from a Live Scan or similar system approved by the State  
9 Bureau of Investigations or one set of classifiable fingerprints on an applicant fingerprint card that  
10 shall be mailed separately to the Board's office;
- 11 (2) one head and shoulders color digital photograph of the applicant in JPG, JPEG, or PNG format of  
12 sufficient quality for identification, taken within six months prior to online application and  
13 submitted by uploading the photograph online with the application submission;
- 14 (3) ~~upload online~~ a statement of the result of a statewide criminal history records search by the reporting  
15 service designated by the Board pursuant to G.S. 74C-8.1(a) for each state where the applicant has  
16 resided within the preceding 60 months;
- 17 (4) the applicant's non-refundable registration fee, along with the convenience fee charged by the  
18 Board's on-line application vendor and credit card transaction fee;
- 19 (5) the actual cost charged to the Private Protective Services Board by the State Bureau of Investigation  
20 to cover the cost of criminal record checks performed by the State Bureau of Investigation, collected  
21 online by the Private Protective Services Board;
- 22 (6) a statement signed by a certified trainer that the applicant has ~~successfully~~ completed the training  
23 requirements of Rule .1307 of this Section, if applicable; and Section unless a valid statement is on  
24 file in the Board's office;
- 25 (7) a signed SBI release of information form; and
- 26 ~~(7) (8)~~ a completed affidavit form and public notice statement form.

27 ~~(b) The employer of each applicant for registration shall give the applicant a copy of the online application and~~  
28 ~~completed affidavit and shall retain a copy of the application, including the affidavit, in the guard's personnel file in~~  
29 ~~the employer's office.~~

30 ~~(c)~~ (b) The applicant's copy copies of the application and application, affidavit, training certification, and the  
31 [completed affidavit form] [a copy of the appropriate] statement required by Subparagraph (a)(6) of this [Rule, unless  
32 a valid statement is on file in the Board's office;] Rule shall together serve as a temporary registration ~~card that card.~~  
33 These copies shall be carried by the applicant when he or she is working is within the scope of his or her [probationary  
34 or permanent] employment while performing job duties and shall be exhibited upon the request of any law enforcement  
35 officer or authorized representative of the Board. However, if the statement required by Subparagraph (a)(6) is already  
36 on file with the Board, the applicant does not need to carry or present the statement.

1 ~~(d)~~ (c) A copy of the statement specified in Subparagraph (a)(6) of this Rule shall be retained by the licensee in the  
2 individual applicant's personnel file in the employer's office.

3  
4 *History Note:* Authority G.S. 74C-3; 74C-5; 74C-8.1(a);  
5 Eff. January 1, 2013;  
6 Transferred and Recodified from 12 NCAC 07D .1401 Eff. July 1, 2015;  
7 Amended Eff. November 1, 2017;  
8 Readopted Eff. March 1, 2020;  
9 Amended Eff. July 1, 2025; September 1, 2024; July 1, 2021.

1 14B NCAC 16 .1401 is proposed for amendment, with changes, as published in 39:45 NCR 1034-1040 as follows:

2  
3 **14B NCAC 16 .1401 APPLICATION/ARMED ARMORED CAR SERVICE GUARD FIREARM**  
4 **REGISTRATION PERMIT**

5 (a) Each ~~armed car~~ employer or his or her designee shall submit an online application form for the registration of  
6 each armed armored car service guard applicant to the Board. [The substance of the form shall cover requirements  
7 established by statute and the rules of this Chapter.] This online form shall be accompanied by:

- 8 (1) electronic submission of fingerprints from a Live Scan or similar system approved by the State  
9 Bureau of Investigation or one set of classifiable fingerprints on an applicant fingerprint card that  
10 shall be mailed separately to the Board's office;
- 11 (2) one head and shoulders color digital photograph of the applicant in JPG, JPEG, or PNG format of  
12 sufficient quality for identification, taken within six months prior to online application and  
13 submitted by uploading the photograph online with application submission;
- 14 (3) ~~upload online~~ a statement of the result of a statewide criminal history records search from the  
15 reporting service designated by the Board pursuant to G.S. 74C-8.1(a) for each state where the  
16 applicant has resided within the preceding 60 months;
- 17 (4) the applicant's non-refundable registration fee, along with the convenience fee charged by the  
18 Board's on-line application vendor and credit card transaction fee;
- 19 (5) a statement signed by a certified trainer that the applicant has successfully completed the training  
20 requirements of Rule .1407 of this Section;
- 21 ~~(6) a certification by the applicant that he or she is at least 18 years of age;~~
- 22 (6) a statement signed by a certified trainer that the applicant has completed the training
- 23 (7) the actual cost charged to the Private Protective Services Board by the State Bureau of Investigation  
24 to cover the cost of criminal record checks performed by the State Bureau of Investigation, collected  
25 online by the Private Protective Services Board;
- 26 (8) a signed SBI release of information form; and
- 27 ~~(8) (9)~~ a completed affidavit form and public notice statement form.

28 ~~(b) The employer of each applicant for registration shall give the applicant a copy of the online application and~~  
29 ~~completed affidavit form and shall retain a copy of the application, including affidavit, in the guard's personnel file in~~  
30 ~~the employer's office.~~

31 ~~(c) (b)~~ The applicant's copy copies of the [application, affidavit,] [application and a copy of the statement required by  
32 Subparagraph (a)(5)] training certification, and the statements required by Subparagraphs (a)(5) and (a)(6) of this  
33 Rule, [training certification and a copy of the statement required by Subparagraph(a)(6), unless a valid statement is  
34 on file in the Board's office,] shall together serve as a temporary registration ~~card that card.~~ These copies shall be  
35 carried by the applicant ~~when he or she is working within the scope of his or her employment~~ while performing job  
36 duties and shall be exhibited upon the request of any law enforcement officer or authorized representative of the Board.

1 However, if the statement required by Subparagraph (a)(6) is already on file with the Board, the applicant does not  
2 need to carry or present the statement.

3 ~~(d) (c) Online applications~~ Applications submitted without proof of completion of a ~~Board-approved~~ Board-approved  
4 firearms training course shall not serve as temporary registration cards, ~~unless the armored car employer has obtained~~  
5 ~~prior approval from the Director. The Director shall grant prior approval if the armored car employer provides proof~~  
6 ~~that the applicant has received prior Board-approved firearms training.~~

7 ~~(e) (d)~~ The provisions of Paragraphs (a), (b), and (c) of this Rule also apply to any employee whose employment is  
8 terminated within 30 days of employment.

9  
10 *History Note: Authority G.S. 74C-3; 74C-5; 74C-8.1(a); 74C-13;*  
11 *Eff. January 1, 2013;*  
12 *Transferred and Recodified from 12 NCAC 07D .1501 Eff. July 1, 2015;*  
13 *Amended Eff. November 1, 2017;*  
14 *Readopted Eff. March 1, 2020;*  
15 *Amended Eff. July 1, 2025; September 1, 2024.*

## Burgos, Alexander N

---

**Subject:** FW: [External] FW: Message from "RNP002673FB20DB"

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**From:** Gray, Jeffrey <JGray@bdixon.com>  
**Sent:** Thursday, July 17, 2025 6:15 PM  
**To:** Ascher, Seth M <seth.ascher@oah.nc.gov>  
**Cc:** Burgos, Alexander N <alexander.burgos@oah.nc.gov>  
**Subject:** RE: [External] FW: Message from "RNP002673FB20DB"

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Seth:

This project is on my "to do" list for this week (but I have been in three days' worth of board meetings.) Thanks for prompting me.

And yes, I hereby request that the period of review be extended to the Commission's August meeting.

I will send you the four rules (i.e. 14B NCAC 16 .0701, .0801, .1301 & .1401), revised consistent with the Child Care Commission rule referenced below, well before the August 15<sup>th</sup> deadline.

And just a heads up, I will also have rule amendments and adoptions, filed today, which will be on the same meeting agenda as the above.

Jeff

*Jeffrey P. Gray*

Of Counsel  
Bailey & Dixon, LLP  
434 Fayetteville Street, Suite 2500  
P.O. Box 1351  
Raleigh, NC 27601 (27602)  
Telephone: 919-828-0731  
Facsimile: 919-828-6592  
E-mail: [jgray@bdixon.com](mailto:jgray@bdixon.com)

---

**From:** Ascher, Seth M <[seth.ascher@oah.nc.gov](mailto:seth.ascher@oah.nc.gov)>  
**Sent:** Thursday, July 17, 2025 3:46 PM  
**To:** Gray, Jeffrey <[JGray@bdixon.com](mailto:JGray@bdixon.com)>  
**Cc:** Burgos, Alexander N <[alexander.burgos@oah.nc.gov](mailto:alexander.burgos@oah.nc.gov)>  
**Subject:** Re: [External] FW: Message from "RNP002673FB20DB"

Jeff,

I wanted to circle back to this issue, now that I am officially the attorney handling these rules for the RRC.

It is my understanding that you would like to request an extension of the period of your rule for your rules pending as a follow-up matter at the July meeting. This would extend the consideration of the rules to the August 28<sup>th</sup> meeting, and would require the updated rules to be submitted by August 15<sup>th</sup>, as described in 26 NCAC 05 .0115.

Confirming that you are requesting the extension by responding to this email will suffice to "submit a request" under the rule. Based on what we've discussed, I anticipate recommending that the extension request be granted, but please be aware that the statute will not allow the rule to be extended past the August 28<sup>th</sup>. So you should expect that at the meeting on August 28<sup>th</sup> the RRC will either approve or object to the rule.

Let me know if you have any questions.

**Seth Ascher**

Counsel to the North Carolina Rules Review Commission

Office of Administrative Hearings

(984) 236-1934

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## **Burgos, Alexander N**

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**From:** Peaslee, William W  
**Sent:** Friday, June 27, 2025 3:43 PM  
**To:** Gray, Jeffrey  
**Cc:** Burgos, Alexander N  
**Subject:** Extension letter PPSB 14B NCAC 16 .0701, .0801, .1301, .1401  
**Attachments:** 06.2025 Extension letter PPSB.docx

Good afternoon,

Attached is the extension letter for the above captioned rules.

As always if you have any questions please feel free to contact me.

**William W. Peaslee**  
**Rules Review Commission Counsel / Legislative Liaison**  
Office of Administrative Hearings  
1711 New Hope Church Road  
Raleigh NC, 27609  
(984) 236-1939  
[Bill.Peaslee@oah.nc.gov](mailto:Bill.Peaslee@oah.nc.gov)

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## Burgos, Alexander N

---

**Subject:** FW: [External] RE: 14 NCAC 16 .0701, .0801, .1301, and .1401

---

**From:** Gray, Jeffrey <JGray@bdixon.com>  
**Sent:** Wednesday, June 25, 2025 4:14 PM  
**To:** Burgos, Alexander N <alexander.burgos@oah.nc.gov>  
**Cc:** Peaslee, William W <bill.peaslee@oah.nc.gov>  
**Subject:** [External] RE: 14 NCAC 16 .0701, .0801, .1301, and .1401

**CAUTION:** External email. Do not click links or open attachments unless verified. Report suspicious emails with the Report Message button located on your Outlook menu bar on the Home tab.

Alex:

Will you please make whatever notation is necessary such that the Chair knows I wish to make an oral argument to the Commission tomorrow regarding both Objections to these four rules.

Thanks!

Jeff

*Jeffrey P. Gray*

Of Counsel  
Bailey & Dixon, LLP  
434 Fayetteville Street, Suite 2500  
P.O. Box 1351  
Raleigh, NC 27601 (27602)  
Telephone: 919-828-0731  
Facsimile: 919-828-6592  
E-mail: [jgray@bdixon.com](mailto:jgray@bdixon.com)

## **Burgos, Alexander N**

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**Subject:** FW: 14 NCAC 16 .0701, .0801, .1301, and .1401  
**Attachments:** 06.2025 Staff Opinion PPSB 14B NCAC 16 Fees.doc

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**From:** Peaslee, William W <bill.peaslee@oah.nc.gov>  
**Sent:** Monday, June 23, 2025 4:07 PM  
**To:** Gray, Jeffrey <jgray@bdixon.com>  
**Cc:** Burgos, Alexander N <alexander.burgos@oah.nc.gov>  
**Subject:** 14 NCAC 16 .0701, .0801, .1301, and .1401

Good afternoon,

Attached please find a courtesy copy of a recommendation for objection on the above captioned rules.

Thank you.

**William W. Peaslee**  
**Rules Review Commission Counsel / Legislative Liaison**  
Office of Administrative Hearings  
1711 New Hope Church Road  
Raleigh NC, 27609  
(984) 236-1939  
[Bill.Peaslee@oah.nc.gov](mailto:Bill.Peaslee@oah.nc.gov)

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## **Burgos, Alexander N**

---

**Subject:** FW: 14 NCAC 16 .0701, .0801, .1301, and .1401  
**Attachments:** 06.2025 Staff Opinion PPSB 14B NCAC 16 .0701.doc

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**From:** Peaslee, William W <bill.peaslee@oah.nc.gov>  
**Sent:** Friday, June 20, 2025 3:35 PM  
**To:** Gray, Jeffrey <jgray@bdixon.com>  
**Cc:** Burgos, Alexander N <alexander.burgos@oah.nc.gov>  
**Subject:** 14 NCAC 16 .0701, .0801, .1301, and .1401

Jeff,

Attached please find a courtesy copy of the recommendation for objection on the above captioned rules. This opinion addresses one issue applicable to all four rules.

I have not completed my analysis of the other issues; however I suspect additional recommendations for objection will be forthcoming.

Have a good weekend.

Bill

**William W. Peaslee**  
**Rules Review Commission Counsel / Legislative Liaison**  
Office of Administrative Hearings  
1711 New Hope Church Road  
Raleigh NC, 27609  
(984) 236-1939  
[Bill.Peaslee@oah.nc.gov](mailto:Bill.Peaslee@oah.nc.gov)

---

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## **Burgos, Alexander N**

---

**Subject:** FW: [External] RE: 14B NCAC 16 rule Request for Changes  
**Attachments:** 14B NCAC 16 .0707 - proposed for amendment - 061825.docx; 14B NCAC 16 .1203 - proposed for amendment 061825.docx; 14B NCAC 16 .1307 - proposed for amendment - 061825.docx; 14B NCAC 16 .1502 - proposed for amendment - 061825.docx

---

**From:** Peaslee, William W <bill.peaslee@oah.nc.gov>  
**Sent:** Friday, June 20, 2025 10:21 AM  
**To:** Rules, Oah <oah.rules@oah.nc.gov>  
**Cc:** Burgos, Alexander N <alexander.burgos@oah.nc.gov>; Gray, Jeffrey <jgray@bdixon.com>  
**Subject:** FW: [External] RE: 14B NCAC 16 rule Request for Changes

Good morning,

It is my intention to recommend approval of the attached rules as revised.

As always if you have any questions please feel free to contact me.

**William W. Peaslee**  
**Rules Review Commission Counsel / Legislative Liaison**  
Office of Administrative Hearings  
1711 New Hope Church Road  
Raleigh NC, 27609  
(984) 236-1939  
[Bill.Peaslee@oah.nc.gov](mailto:Bill.Peaslee@oah.nc.gov)

---

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## Burgos, Alexander N

---

**Subject:** FW: [External] RE: 14B NCAC 16 .1501  
**Attachments:** 14B NCAC 16 .1501 - proposed for amendment - 061925.docx

---

**From:** Peaslee, William W <bill.peaslee@oah.nc.gov>  
**Sent:** Friday, June 20, 2025 10:14 AM  
**To:** Rules, Oah <oah.rules@oah.nc.gov>  
**Cc:** Burgos, Alexander N <alexander.burgos@oah.nc.gov>; Gray, Jeffrey <jgray@bdixon.com>  
**Subject:** FW: [External] RE: 14B NCAC 16 .1501

Good morning,

It is my intention to recommend approval of the attached rule as revised at the June RRC meeting.

As always, if you have any questions please feel free to contact me.

**William W. Peaslee**  
**Rules Review Commission Counsel / Legislative Liaison**  
Office of Administrative Hearings  
1711 New Hope Church Road  
Raleigh NC, 27609  
(984) 236-1939  
[Bill.Peaslee@oah.nc.gov](mailto:Bill.Peaslee@oah.nc.gov)

---

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## Burgos, Alexander N

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**Subject:** FW: [External] RE: 14B NCAC 16 .1501  
**Attachments:** 14B NCAC 16 .1501 - proposed for amendment - 061925.docx

---

**From:** Gray, Jeffrey <JGray@bdixon.com>  
**Sent:** Thursday, June 19, 2025 4:49 PM  
**To:** Peaslee, William W <bill.peaslee@oah.nc.gov>  
**Cc:** Burgos, Alexander N <alexander.burgos@oah.nc.gov>  
**Subject:** RE: [External] RE: 14B NCAC 16 .1501

**CAUTION:** External email. Do not click links or open attachments unless verified. Report suspicious emails with the Report Message button located on your Outlook menu bar on the Home tab.

I have revised the rule as you have asked. *See*, attached.

You do realize, I hope, that this unnecessary change, which has been in this and six other rules for 13 years -- and reviewed by RRC staff multiple times -- will necessitate me going back and changing six other rules. If I don't, you have officially made this rule statutorily "unclear" as compared to the others.

*Jeffrey P. Gray*

Of Counsel  
Bailey & Dixon, LLP  
434 Fayetteville Street, Suite 2500  
P.O. Box 1351  
Raleigh, NC 27601 (27602)  
Telephone: 919-828-0731  
Facsimile: 919-828-6592  
E-mail: [jgray@bdixon.com](mailto:jgray@bdixon.com)

1 14B NCAC 16 .1501 is proposed for amendment as published in 39:15 NCR 1034-1040 as follows:

2  
3 **14B NCAC 16 .1501 EXPERIENCE REQUIREMENTS FOR CLOSE PERSONAL PROTECTION**  
4 **LICENSE**

5 (a) In addition to the requirements of G.S. 74C-8 and Section .0200 of this Chapter, applicants for a close personal  
6 protection license shall:

- 7 (1) establish three years of verifiable experience while conducting close personal protection services as  
8 set forth in G.S. 74C-3(a)(3a) with a private person, firm, association, or corporation within the last  
9 10 years;
- 10 (2) establish three years of verifiable experience while conducting close personal protection services as  
11 set forth in G.S. 74C-3(a)(3a) with any federal, state, county or municipal law enforcement agency,  
12 or other governmental agency within the last 10 years;
- 13 (3) establish a military occupational specialty and two years of verifiable experience within the past  
14 five years in the U.S. Armed Forces while conducting close personal protection services as set forth  
15 in G.S. 74C-3(a)(3a) while serving in an official capacity; or
- 16 (4) have completed a course in close personal protection approved by the Board given by a school  
17 specializing in close personal protection (or "executive protection") that consists of a minimum of  
18 40 hours of actual classroom and practical instruction within the last two years as required by Rule  
19 .1502 of this ~~Chapter.~~ **Chapter; and**
- 20 (5) possess a valid basic first aid certificate ~~from the American Red Cross~~ and a valid CPR and AED  
21 certification from the American Red Cross, American Heart Association, American Safety and  
22 Health Institute, or National Safety Council.

23 (b) In addition to the requirements of Section .0200 of this Chapter, an applicant for a close personal protection license  
24 that is the spouse of an active duty member of the U.S. Armed Forces shall establish to the Board's satisfaction:

- 25 (1) the **[spouse applicant]** holds a current license, certification, or registration from another jurisdiction  
26 and the other jurisdiction's requirements are substantially equivalent to or exceed the Board's  
27 requirements; and
- 28 (2) the **[spouse applicant]** has two years verifiable experience within the past five years while  
29 conducting close personal protection as set forth in in G.S. 74C-3(a)(3a) while serving in an official  
30 capacity with any entity described in Paragraph (a) of this Rule.

31  
32 *History Note: Authority G.S. 74C-5(2); 93B-15.1;*  
33 *Temporary Adoption Eff. April 28, 2023;*  
34 *Eff. November 1, 2023;*  
35 *Amended Eff. July 1, 2025; September 1, 2024.*

## Burgos, Alexander N

---

**Subject:** FW: [External] RE: 14B NCAC 16 .1501

---

**From:** Peaslee, William W <bill.peaslee@oah.nc.gov>  
**Sent:** Thursday, June 19, 2025 4:26 PM  
**To:** Gray, Jeffrey <JGray@bdixon.com>  
**Cc:** Burgos, Alexander N <alexander.burgos@oah.nc.gov>  
**Subject:** RE: [External] RE: 14B NCAC 16 .1501

This is clear.

In addition to the requirements set forth in Section .0200 of this Chapter, an applicant for a close personal protection license who is the spouse of an active duty member of the U.S. Armed Forces must demonstrate to the Board's satisfaction that:

- (1) **The applicant** holds a current license, certification, or registration from another jurisdiction, and the requirements of that jurisdiction are substantially equivalent to or exceed those of the Board; and
- (2) **The applicant** has at least two years of verifiable experience, within the past five years, performing close personal protection as defined in G.S. 74C-3(a)(3a), while serving in an official capacity with an entity described in Paragraph (a) of this Rule

**William W. Peaslee**  
**Rules Review Commission Counsel / Legislative Liaison**  
Office of Administrative Hearings  
1711 New Hope Church Road  
Raleigh NC, 27609  
(984) 236-1939  
[Bill.Peaslee@oah.nc.gov](mailto:Bill.Peaslee@oah.nc.gov)

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**From:** Gray, Jeffrey <JGray@bdixon.com>  
**Sent:** Thursday, June 19, 2025 4:22 PM  
**To:** Peaslee, William W <[bill.peaslee@oah.nc.gov](mailto:bill.peaslee@oah.nc.gov)>  
**Cc:** Burgos, Alexander N <[alexander.burgos@oah.nc.gov](mailto:alexander.burgos@oah.nc.gov)>  
**Subject:** [External] RE: 14B NCAC 16 .1501

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Bill:

.1501(b) clearly states, “an applicant...that is a spouse of.” I don’t know how it could be any clearer. Are you suggesting that each time the word “spouse” is used in (b)(1) and (b)(2) it should say “spouse of an active duty member of the U.S. Armed Forces...”?

“Spouse,” with no qualifier, is how it is used in the enabling statute, G.S. 93B-15.1(b) & (c).

Jeff

*Jeffrey P. Gray*

Of Counsel

Bailey & Dixon, LLP

434 Fayetteville Street, Suite 2500

P.O. Box 1351

Raleigh, NC 27601 (27602)

Telephone: 919-828-0731

Facsimile: 919-828-6592

E-mail: [jgray@bdixon.com](mailto:jgray@bdixon.com)

---

**From:** Peaslee, William W <[bill.peaslee@oah.nc.gov](mailto:bill.peaslee@oah.nc.gov)>

**Sent:** Thursday, June 19, 2025 3:59 PM

**To:** Gray, Jeffrey <[JGray@bdixon.com](mailto:JGray@bdixon.com)>

**Cc:** Burgos, Alexander N <[alexander.burgos@oah.nc.gov](mailto:alexander.burgos@oah.nc.gov)>

**Subject:** 14B NCAC 16 .1501

Jeff,

As written, Paragraph (b) of the above captioned rule is ambiguous. It is unclear who “the spouse” is in (b)(1) and (2). I believe you mean that the applicant must hold (b)(1) and (2) but the language implies that the active-duty member must have (b)(1) and (2).

More globally, prior approval of language does not give agencies a free pass on the language forevermore. I have heard this argument many times and so far the RRC has not found it compelling.

Bill

**William W. Peaslee**

**Rules Review Commission Counsel / Legislative Liaison**

Office of Administrative Hearings

1711 New Hope Church Road

Raleigh NC, 27609

(984) 236-1939

[Bill.Peaslee@oah.nc.gov](mailto:Bill.Peaslee@oah.nc.gov)

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## Burgos, Alexander N

---

**Subject:** FW: [External] RE: 14B NCAC 16 rule Request for Changes

---

**From:** Peaslee, William W <[bill.peaslee@oah.nc.gov](mailto:bill.peaslee@oah.nc.gov)>  
**Sent:** Thursday, June 19, 2025 3:28 PM  
**To:** Gray, Jeffrey <[JGray@bdixon.com](mailto:JGray@bdixon.com)>  
**Cc:** Burgos, Alexander N <[alexander.burgos@oah.nc.gov](mailto:alexander.burgos@oah.nc.gov)>  
**Subject:** RE: [External] RE: 14B NCAC 16 rule Request for Changes

I have received this email.

**William W. Peaslee**  
**Rules Review Commission Counsel / Legislative Liaison**  
Office of Administrative Hearings  
1711 New Hope Church Road  
Raleigh NC, 27609  
(984) 236-1939  
[Bill.Peaslee@oah.nc.gov](mailto:Bill.Peaslee@oah.nc.gov)

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---

**From:** Gray, Jeffrey <[JGray@bdixon.com](mailto:JGray@bdixon.com)>  
**Sent:** Thursday, June 19, 2025 3:26 PM  
**To:** Peaslee, William W <[bill.peaslee@oah.nc.gov](mailto:bill.peaslee@oah.nc.gov)>  
**Cc:** Burgos, Alexander N <[alexander.burgos@oah.nc.gov](mailto:alexander.burgos@oah.nc.gov)>  
**Subject:** [External] RE: 14B NCAC 16 rule Request for Changes

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Bill:

I saw Brian's e-mail about y'all having e-mail issues at the main e-mail address. Will you please confirm receipt of the below.

Thanks!

Jeff

*Jeffrey P. Gray*

Of Counsel  
Bailey & Dixon, LLP  
434 Fayetteville Street, Suite 2500

P.O. Box 1351  
Raleigh, NC 27601 (27602)  
Telephone: 919-828-0731  
Facsimile: 919-828-6592  
E-mail: [jgray@bdixon.com](mailto:jgray@bdixon.com)

## Burgos, Alexander N

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**Subject:** FW: [External] RE: 14B NCAC 16 rule Request for Changes  
**Attachments:** 14B NCAC 16 .0701 - proposed for amendment - 061825.docx; 14B NCAC 16 .0707 - proposed for amendment - 061825.docx; 14B NCAC 16 .0801 - proposed for amendment - 061825.docx; 14B NCAC 16 .1203 - proposed for amendment - 061825.docx; 14B NCAC 16 .1301 - proposed for amendment - 061825.docx; 14B NCAC 16 .1307 - proposed for amendment - 061825.docx; 14B NCAC 16 .1401 - proposed for amendment - 061825.docx; 14B NCAC 16 .1501 - proposed for amendment - 061825.docx; 14B NCAC 16 .1502 - proposed for amendment - 061825.docx

---

**From:** Gray, Jeffrey <JGray@bdixon.com>  
**Sent:** Wednesday, June 18, 2025 1:25 PM  
**To:** Peaslee, William W <bill.peaslee@oah.nc.gov>  
**Cc:** Burgos, Alexander N <alexander.burgos@oah.nc.gov>  
**Subject:** [External] RE: 14B NCAC 16 rule Request for Changes

**CAUTION:** External email. Do not click links or open attachments unless verified. Report suspicious emails with the Report Message button located on your Outlook menu bar on the Home tab.

Bill:

These took a little longer than expected. My apologies I did not get them to you sooner.

I am answering each of your questions below, by rule number, and where a change has been made, I have so noted. The corresponding revised rule is attached.

### 14B NCAC 16 .0701

Page 1, Line 4: The entirety of Chapter 74C allows the Board to regulate employers. However, this rule is not “regulating” each employer. It is merely instructions on how to register a guard. G.S. 74C-8(c)(1) requires each business (“employer”) to have a Qualifying Agent, and this QA or a designee of the QA are the only persons who can access the portal to make application on behalf of the potential employee. As to stating “employer of an unarmed security guard,” that is the title of this section; this entire section only applies to applications for unarmed security guards. Also, the need for a separate rule with the substantive requirements was resolved years ago in that the only entity that can access the application portal is a licensed business (and not the general public) and all the requirements are self-explanatory therein.

Page 1, Line 13: G.S. 74C-8.1(a) (last paragraph) and the State bidding process. The regulated public knows because there is only one and it is integrated into the Board’s on-line licensing system. The name of the company is not put in the rule because that would necessitate a rule change every time the contract changes.

Page 1, Lines 15-16: G.S. 74C-9(e)(6) authorizes the registration fee. The other fees are charged by the vendor that controls the on-line application platform and is retained by it. (It is a “fee for service” contract.)

Page 1, Line 23: Correction made. And a “valid” form is one that was actually issued by the entity and has not been falsified. (Which, unfortunately, does happen.)

Page 1, Lines 28-32: The intent is that the Subparagraph (a)(7) statement does not need to be carried by the applicant if it is on file with the Board. Albeit, admittedly, it could be written better. Since the language in this rule is virtually identical to that in .1401, I used your suggested language for .1401 to rewrite it. (And it was a challenge!)

Page 1, Lines 33-34: The licensee and employer are one in the same. This rule is merely stating where it must be retained. And common sense says it must be retained as long as the person is an employee.

#### **14B NCAC 16 .0707**

Page 1, Line 19: Yes, the process is found in 14B NCAC 16 .0909.

Page 1, Lines 21-22: Admittedly, it is not written as clearly as it could be, so using your questions as a guideline I have rewritten it.

#### **14B NCAC 16 .0801**

Page 1, Line 5: As with .0701, above, the entire Chapter is the authority to regulate the employer. And like .0701, this section (.0801) is for armed guards, as its title indicates. Same for the substantive requirements.

Page 1, Line 13 & 14: Same as the answer to Line 13 in .0701, above.

Page 1, Line 22: Correction made. As with .0701, above, a “valid” form is one that was actually issued by the entity and has not been falsified.

Page 1, Lines 33-34: Same as above.

Page 1, Line 35: Change made.

Page 1, Line 35: The criteria are spelled out in G.S. 74C-13(h).

Page 2, Line 1: No, the requirements of this section apply to the “employer.” *See*, first two words in (a).

#### **14B NCAC 16 .1202**

Page 1, Line 10: Suggested change made.

Page 1, Line 29: In this instance, a “contact hour” is defined not by the Board, but by the accredited, certified, or approved institution. It varies. But whatever is approved by the Department of Public Instruction (in most instances its 50 minutes) is accepted by the Board. The Board cannot define or determine this. It does not have the authority.

#### **14B NCAC 16 .1301**

(This rule is identical to .0701 and .0801, above. The answers to all questions are the same, including using your suggested language for .1401 to rewrite it.)

#### **14B NCAC 16 .1307**

Page 1, Line 22: No, an “unarmed trainer” is a person who trains unarmed guards. It is used to distinguish the person from an “**armed** guard trainer,” a person who trains armed guards. The requirements for an unarmed guard trainer are found in 14B NCAC 16 .0909.

Page 1, Lines 23-24: Admittedly, it is not written as clearly as it could be, so using your questions as a guideline I have rewritten it.

#### **14B NCAC 16 .1401**

(This rule is identical to .0701, .0801, & .1301, above. The answers to all questions are the same and I used your suggested language to rewrite (c).)

#### **14B NCAC 16 .1501**

Page 1, Line 16: The process for approval is the same as for any and all approved courses, including continuing education. To be approved the proposed course must follow the process set forth in 14B NCAC 16 .1203.

Page 1, Line 19: Suggested change made.

Page 1, Line 20: A “valid” form is one that was actually issued by the entity and has not been falsified.

Page 1, Line 24: This identical language exists in 14B NCAC .0301(b), .0302(b), .0401(b), .0601(b) & .1601(b). It was initially approved in this rule (.1501) by the RRC in 2023, and also (re-)approved when the rule was amended effective September 1, 2024. To change it would necessitate going back and amending these other five rules to insure clarity and a lack of ambiguity.

Page 1, Lines 23-30: Again, as with the above, this language exists in five other rules for this Board alone and was in fact the “suggested language” approved by the Staff Attorneys for the RRC in 2012 when the legislature mandated that all occupational and professional licensing boards adopt such a rule.

#### **14B NCAC 16 .01502**

Page 1, Line 7: Same as .1501, above.

Page 1, Line 7: Suggested change made.

Page 1, Line 19: A “valid” form is a form that was actually issued by the entity has not been falsified.

Jeff

*Jeffrey P. Gray*

Of Counsel

Bailey & Dixon, LLP

434 Fayetteville Street, Suite 2500

P.O. Box 1351

Raleigh, NC 27601 (27602)

Telephone: 919-828-0731

Facsimile: 919-828-6592

E-mail: [jgray@bdixon.com](mailto:jgray@bdixon.com)

1 14B NCAC 16 .0701 is proposed for amendment as published in 39:15 NCR 1034-1040 as follows:

2  
3 **14B NCAC 16 .0701 APPLICATION FOR UNARMED SECURITY GUARD REGISTRATION**

4 (a) Each employer or his or her designee shall submit an online application for the registration of each ~~employee~~  
5 unarmed security guard to the Board. This online submission shall be accompanied by:

- 6 (1) electronic submission of fingerprints from a Live Scan or similar system approved by the State  
7 Bureau of Investigations or one set of classifiable fingerprints on an applicant fingerprint card that  
8 shall be mailed separately to the Board's office;
- 9 (2) one head and shoulders color digital photograph of the applicant in JPG, JPEG, or PNG format of  
10 sufficient quality for identification, taken within six months prior to online application and  
11 submitted by uploading the photograph online with the application submission;
- 12 (3) a statement of the results of a statewide criminal history records search by the reporting service  
13 designated by the Board pursuant to G.S. 74C-8.1(a) for each state where the applicant has resided  
14 within the preceding 60 months;
- 15 (4) the applicant's non-refundable registration fee, along with the convenience fee charged by the  
16 Board's on-line application vendor and a separate credit card transaction fee;
- 17 (5) the actual cost charged to the Private Protective Services Board by the State Bureau of Investigation  
18 to cover the cost of criminal record checks performed by the State Bureau of Investigation, collected  
19 online by the Private Protective Services Board;
- 20 (6) ~~one original a signed SBI release of information form form; that shall be uploaded online with the~~  
21 ~~original mailed to the Board's administrative office;~~
- 22 (7) a statement signed by a certified trainer that the applicant has completed the training requirements  
23 of Rule .0707 of this ~~Section;~~ Section, unless a valid statement [if is] on file in the Board's office;  
24 and
- 25 (8) a completed affidavit form and public notice statement form.

26 ~~(b) The employer of each applicant for registration shall give the applicant a copy of the online application and a copy~~  
27 ~~of the completed affidavit form to serve as a record of application and shall retain a copy of the application, including~~  
28 ~~affidavit, in the guard's personnel file in the employer's office.~~

29 (b) The applicant's ~~copy~~ copies of the ~~application and~~ application, affidavit, training certification, and the [completed  
30 affidavit form] [a copy of the appropriate] statement required by Subparagraph (a)(7) of this [Rule, unless a valid  
31 statement is on file in the Board's office;] Rule shall together serve as a temporary registration ~~card that card. These~~  
32 copies shall be carried by the applicant ~~when he or she is working within the scope of his or her [probationary or~~  
33 ~~permanent] employment while performing job duties~~ and shall be exhibited upon the request of any law enforcement  
34 officer or authorized representative of the Board. However, if the statement required by Subparagraph (a)(7) is already  
35 on file with the Board, the applicant does not need to carry or present the statement.

36 (c) A copy of the statement required by Subparagraph (a)(7) of this Rule shall be retained by the licensee in the  
37 individual applicant's personnel file in the employer's office.

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9

*History Note: Authority G.S. 74C-5; 74C-8.1; 74C-11;*  
*Eff. June 1, 1984;*  
*Amended Eff. May 1, 2012; July 1, 2011; August 1, 1998; December 1, 1995; June 1, 1994;*  
*February 1, 1990; May 1, 1988;*  
*Transferred and Recodified from 12 NCAC 07D .0701 Eff. July 1, 2015;*  
*Amended Eff. November 1, 2017;*  
*Readopted Eff. March 1, 2020;*  
*Amended Eff. July 1, 2025; September 1, 2024; January 1, 2024; July 1, 2021.*

1 14B NCAC 16 .0707 is proposed for amendment as published in 39:15 NCR 1034-1040 as follows:

2  
3 **14B NCAC 16 .0707 TRAINING REQUIREMENTS FOR UNARMED SECURITY GUARDS**

4 (a) ~~Applicants for an unarmed security guard registration shall complete the~~ The basic unarmed security guard training  
5 course ~~within 30 days from the date of permanent hire. The course~~ shall consist of a minimum of 16 hours of classroom  
6 instruction including:

- 7 (1) The Security Officer in North Carolina -- (minimum of one hour);  
8 (2) Legal Issues for Security Officers -- (minimum of three hours);  
9 (3) Emergency Response -- (minimum of three hours);  
10 (4) Communications -- (minimum of two hours);  
11 (5) Patrol Procedures -- (minimum of three hours);  
12 (6) Note Taking and Report Writing -- (minimum of three hours); and  
13 (7) Professional Conduct -- (minimum of one hour).

14 (b) A minimum of four hours of instruction consisting of the topics in Subparagraph (a)(1) and Subparagraph (a)(2)  
15 of this Rule shall be completed within 20 calendar days of before any security guard, including probationary, being is  
16 placed on a duty station. These four hours shall include the instruction on The Security Officer in North Carolina and  
17 Legal Issues for Security Officers. The 16 hour basic unarmed security guard course shall be completed within 30  
18 days from the date of permanent, non-probationary employment.

19 (c) Training shall be conducted by a Board certified unarmed security guard trainer. A Board created lesson plan  
20 covering the training requirements in Paragraph (a) of this Rule shall be made available by the Board to used by each  
21 trainer. trainer and a copy made available to each student during instruction. The Board trainer may approve use other  
22 forms of media and training materials that deliver to supplement the training requirements of Paragraph (a) of this  
23 Rule.

24 (d) The 16 hours of training may be delivered in-person, in-person remotely, synchronously on-line, or in a hybrid  
25 format under the following conditions:

- 26 (1) "In-Person" means an instructor physically present in-person in a classroom setting with students  
27 physically present in-person in a classroom setting. This is considered traditional in-person training.  
28 "In-Person remotely" means an instructor delivering a course to students in an in-person seated  
29 classroom while also transmitting to another or multiple other classrooms where students are in-  
30 person and observing via video and sound technology. Students must have the ability to have  
31 constant audio and visual communication with the instructor as the instructor is presenting.  
32 "Synchronously on-line" means instruction utilizing an on-line audio/video platform where the  
33 instructor is teaching the course live to students that are attending live and the instructor and students  
34 have constant visual and audio communication with each other available. "Hybrid format" means  
35 instruction utilizing both in-person classroom teaching as well as synchronously on-line. The  
36 instruction is delivered by an instructor that is in-person in a classroom with in-person seated  
37 students while the instruction is also being delivered simultaneously in an on-line live format where

on-line students have had the ability to have constant audio and video communication with the in-person students and instructor.

- (2) Each student is provided a copy of the unarmed security guard training manual to use for the duration of the 16 hour training course.
- (3) The technology used allows the trainer to see the students and the students to see the trainer in real time during the training.
- (4) All students are able to see and read the screen or monitor, and they must be able to hear and understand the audio presentation. All monitors used in a classroom setting must be at least 32 inches.
- (5) The technology used is of sufficient quality so that the training audio and video is delivered smoothly and without interruption.
- (6) The total number of students receiving the in-person or in-person remotely training at one time does not exceed 35 students. There is no size limitation for synchronous on-line training.
- (7) Any additional training beyond the Board mandated training in the unarmed security guard training manual is taught either before or after the 16 hour unarmed security officer training.

*History Note: Authority G.S. 74C-5; 74C-11; 74C-13(m);  
Eff. January 1, 1990;  
Amended Eff. June 1, 2009; November 1, 2006; June 1, 2004;  
Transferred and Recodified from 12 NCAC 07D .0707 Eff. July 1, 2015;  
Readopted Eff. August 1, 2020;  
Amended Eff. July 1, 2025; June 1, 2024; July 1, 2021.*

1 14B NCAC 16 .0801 is proposed for amendment as published in 39:15 NCR 1034-1040 as follows:

2  
3 **14B NCAC 16 .0801 APPLICATION/ARMED SECURITY GUARD FIREARM REGISTRATION**  
4 **PERMIT**

5 (a) Each ~~armed security guard~~ employer or his or her designee shall submit an online application for the registration  
6 of each armed security guard applicant to the Board. This online submission shall be accompanied by:

- 7 (1) electronic submission of fingerprints from a Live Scan or similar system approved by the State  
8 Bureau of Investigations or one set of classifiable fingerprints on an applicant fingerprint card that  
9 shall be mailed separately to the Board's office;
- 10 (2) one head and shoulders color digital photograph of the applicant in JPG, JPEG, or PNG format of  
11 sufficient quality for identification, taken within six months prior to online application and  
12 submitted by uploading the photograph online with the application submission;
- 13 (3) ~~upload online~~ a statement of the results of a statewide criminal history records search by the  
14 reporting service designated by the Board pursuant to G.S. 74C-8.1(a) for each state where the  
15 applicant has resided within the preceding 60 months;
- 16 (4) the applicant's non-refundable registration fee, along with the convenience fee charged by the  
17 Board's on-line application vendor and credit card transaction fee;
- 18 (5) a statement signed by a certified trainer that the applicant has successfully completed the training  
19 requirements of Rule .0807 of this Section;
- 20 ~~(6) a certification by the applicant that he or she is at least 21 years of age;~~
- 21 (6) a statement signed by a certified trainer that the applicant has completed the training requirements  
22 of Rule .0707 of this Chapter, unless a valid statement is on file in the [Boards Board's] office;
- 23 (7) the actual cost charged to the Private Protective Services Board by the State Bureau of Investigation  
24 to cover the cost of criminal record checks performed by the State Bureau of Investigation, collected  
25 online by the Private Protective Services Board; ~~and~~
- 26 (8) a signed SBI release of information form; and
- 27 ~~(8) (9)~~ (9) a completed affidavit form and public notice statement form.

28 ~~(b) The employer of each applicant for registration shall give the applicant a copy of the online application, the~~  
29 ~~completed affidavit form, and proof of completion of a Board approved firearms course and shall retain a copy of the~~  
30 ~~application, including affidavit and proof of course completion, in the guard's personnel file in the employer's office.~~

31 ~~(c) (b)~~ The applicant's copy of the ~~application, affidavit, application~~ and proof of completion of a Board approved  
32 firearms course shall serve as a temporary registration card that shall be carried by the applicant when he or she is  
33 working within the scope of his or her employment and shall be exhibited upon the request of any law enforcement  
34 officer or authorized representative of the Board.

35 ~~(d) (c)~~ Applications submitted without proof of completion of a ~~Board approved Board-approved~~ firearms training  
36 course shall not serve as temporary registration cards.

1 ~~(e)~~ (d) The provisions of Paragraphs (a), (b), and (c) of this Rule also apply to any employee whose employment is  
2 terminated within 30 days of employment.

3  
4 *History Note: Authority G.S. 74C-5; 74C-9; 74C-13;*  
5 *Eff. June 1, 1984;*  
6 *Amended Eff. May 1, 2012; April 1, 2008; August 1, 1998; December 1, 1995; February 1, 1990;*  
7 *May 1, 1988; July 1, 1987;*  
8 *Transferred and Recodified from 12 NCAC 07D .0801 Eff. July 1, 2015;*  
9 *Amended Eff. November 1, 2017;*  
10 *Readopted Eff. March 1, 2020;*  
11 *Amended Eff. July 1, 2025; September 1, 2024; July 1, 2021.*

1 14B NCAC 16 .1203 is proposed for amendment as published in 39:15 NCR 1034-1040 as follows:

2  
3 **14B NCAC 16 .1203 ACCREDITATION STANDARDS**

4 (a) CE courses may obtain the approval of the Board by submitting the following information to the Board for  
5 consideration:

- 6 (1) the nature and purpose of the course;  
7 (2) the course objectives or goals;  
8 (3) the outline of the course, including the number of training hours for each segment; and  
9 (4) the name of the instructor.

10 (b) ~~To determine if a course will receive approval from the Board, the~~ **The** Board shall complete the following review:

- 11 (1) The matter shall be referred to the Training and Education Committee for the appointment of a sub-  
12 committee that shall review the course under consideration. The sub-committee shall consist of at  
13 least two industry members of the Training and Education Committee. Other members of the sub-  
14 committee may be appointed at the discretion of the Training and Education Committee Chairman.  
15 (2) The sub-committee shall review the course to determine if the course is pertinent to the industry,  
16 and if the course meets its stated objectives or goals.  
17 (3) When the sub-committee completes its review, it shall report to the Training and Education  
18 Committee. The Training and Education Committee shall review the course to determine if the  
19 course is pertinent to the industry, and if the course meets its stated objectives and goals. The  
20 Training and Education Committee shall then report the findings with a recommendation of  
21 acceptance or denial to the Private Protective Services Board.

22 (c) Upon receipt of the Training and Education Committee report, the Private Protective Services Board shall  
23 determine by majority vote if the course will be approved for continuing education credits. In making its determination,  
24 the Board shall review the course to determine if the course is pertinent to the industry, and if the course meets its  
25 stated objectives or goals.

26 (d) Each approved course shall remain an approved course for four years from the date of approval by the Board,  
27 unless the course content changes or the course instructor changes.

28 (e) Trainers and instructors shall receive continuing education credit of five hours for every actual teaching hour with  
29 an eight hour cap of continuing education credit every two years.

30 (f) Colleges, universities, trade schools, and other degree granting institutions shall be granted standing approval  
31 when the institutions are accredited, certified, or approved by the Department of Public Instruction or by a similar  
32 agency in another state and the course is related to law, criminal justice, security profession, finance, ethics, forensics,  
33 crime prevention, and investigation. Approval is one credit hour per contact hour ~~not to exceed eight~~ up to the  
34 maximum 12 credit hours.

35  
36 *History Note: Authority G.S. 74C-5; 74C-22;*  
37 *Eff. February 1, 2010;*

1           *Amended Eff. October 1, 2011;*  
2           *Transferred and Recodified from 12 NCAC 07D .1303 Eff. July 1, 2015;*  
3           *Emergency Amendment Eff. May 6, 2020;*  
4           *Readopted Eff. July 1, 2020;*  
5           *Temporary Amendment Eff. July 24, 2020;*  
6           *Temporary Amendment Expired Eff. May 14, 2021;*  
7           *Amended Eff. July 1, 2025; February 1, 2022; January 1, 2022; July 1, 2021.*

1 14B NCAC 16 .1301 is proposed for amendment as published in 39:15 NCR 1034-1040 as follows:

2  
3 **14B NCAC 16 .1301 APPLICATION FOR UNARMED ARMORED CAR SERVICE GUARD**  
4 **REGISTRATION**

5 (a) Each ~~armored car~~ employer or his designee shall complete an online application form for the registration of each  
6 unarmed armored car service guard applicant to the Board. This online form shall be accompanied by:

- 7 (1) electronic submission of fingerprints from a Live Scan or similar system approved by the State  
8 Bureau of Investigations or one set of classifiable fingerprints on an applicant fingerprint card that  
9 shall be mailed separately to the Board's office;
- 10 (2) one head and shoulders color digital photograph of the applicant in JPG, JPEG, or PNG format of  
11 sufficient quality for identification, taken within six months prior to online application and  
12 submitted by uploading the photograph online with the application submission;
- 13 (3) ~~upload online~~ a statement of the result of a statewide criminal history records search by the reporting  
14 service designated by the Board pursuant to G.S. 74C-8.1(a) for each state where the applicant has  
15 resided within the preceding 60 months;
- 16 (4) the applicant's non-refundable registration fee, along with the convenience fee charged by the  
17 Board's on-line application vendor and credit card transaction fee;
- 18 (5) the actual cost charged to the Private Protective Services Board by the State Bureau of Investigation  
19 to cover the cost of criminal record checks performed by the State Bureau of Investigation, collected  
20 online by the Private Protective Services Board;
- 21 (6) a statement signed by a certified trainer that the applicant has ~~successfully~~ completed the training  
22 requirements of Rule .1307 of this Section, if applicable; and Section unless a valid statement is on  
23 file in the Board's office;
- 24 (7) a signed SBI release of information form; and
- 25 ~~(7) (8)~~ a completed affidavit form and public notice statement form.

26 ~~(b) The employer of each applicant for registration shall give the applicant a copy of the online application and~~  
27 ~~completed affidavit and shall retain a copy of the application, including the affidavit, in the guard's personnel file in~~  
28 ~~the employer's office.~~

29 ~~(c) (b)~~ The applicant's ~~copy~~ copies of the ~~application and~~ application, affidavit, training certification, and the  
30 [completed affidavit form] [a copy of the appropriate] statement required by Subparagraph (a)(6) of this [Rule, unless  
31 a valid statement is on file in the Board's office;] Rule shall together serve as a temporary registration ~~card that card.~~  
32 These copies shall be carried by the applicant ~~when he or she is working is within the scope of his or her [probationary~~  
33 ~~or permanent] employment while performing job duties~~ and shall be exhibited upon the request of any law enforcement  
34 officer or authorized representative of the Board. However, if the statement required by Subparagraph (a)(6) is already  
35 on file with the Board, the applicant does not need to carry or present the statement.

36 ~~(d) (c)~~ A copy of the statement specified in Subparagraph (a)(6) of this Rule shall be retained by the licensee in the  
37 individual applicant's personnel file in the employer's office.

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7

*History Note: Authority G.S. 74C-3; 74C-5; 74C-8.1(a);  
Eff. January 1, 2013;  
Transferred and Recodified from 12 NCAC 07D .1401 Eff. July 1, 2015;  
Amended Eff. November 1, 2017;  
Readopted Eff. March 1, 2020;  
Amended Eff. July 1, 2025; September 1, 2024; July 1, 2021.*

1 14B NCAC 16 .1307 is proposed for amendment as published in 39:15 NCR 1034-1040 as follows:

2  
3 **14B NCAC 16 .1307 TRAINING REQUIREMENTS FOR UNARMED ARMORED CAR SERVICE**  
4 **GUARDS**

5 (a) ~~Applicants for an unarmed armored car service guard registration shall complete a~~ The basic training course for  
6 unarmed armored car service guard course ~~guards within 30 days from the date of permanent hire. The course shall~~  
7 consist of a minimum of 16 hours of classroom instruction including:

- 8 (1) The Security Officer in North Carolina – (minimum of one hour);  
9 (2) Legal Issues for Security Officers – (minimum of three hours);  
10 (3) ~~Department~~ Professional Conduct – (minimum of one hour);  
11 (4) Armored Security Operations – (minimum of five hours);  
12 (5) Emergency Responses – (minimum of three hours); and  
13 (6) Safe Driver Training – (minimum of three hours);

14 (b) A minimum of four hours of classroom instruction consisting of the topics in Subparagraph (a)(1) and  
15 Subparagraph (a)(2) of this Rule shall be completed within 20 calendar days of any before any unarmed armored car  
16 service guard, including probationary, being is placed on a duty station. These four hours shall include The Security  
17 Officer in North Carolina and Legal Issues for Security Officers. The 16 hour basic unarmed armored car service  
18 guard course shall be completed within 30 days from the date of permanent, non-probationary employment. Unarmed  
19 armored car service guard training is not transferable to qualify as unarmed security guard training.

20 ~~(b) Licensees shall submit their names and resumes for proposed certified unarmed trainer registrations to the Director~~  
21 ~~for Board approval.~~

22 (c) Training shall be conducted by a Board certified unarmed trainer. A Board approved created lesson plan covering  
23 the training requirements in Paragraph (a) of this Rule shall be made available by the Board to used by each trainer.  
24 trainer and a copy made available to each student during instruction. The trainer may use other forms of media and  
25 training materials that deliver to supplement the training requirements of Paragraph (a) of this Rule.

26 ~~(d) The 16 hours of training may be delivered remotely under the following conditions:~~ The 16 hours of training may  
27 be delivered in-person, in-person remotely, synchronously on-line, or in a hybrid format under the following  
28 conditions:

- 29 (1) ~~The training is presented by a Board certified unarmed trainer.~~ “In-person” means an instructor  
30 physically present in-person in a classroom setting with students physically present in-person in a  
31 classroom setting. This is considered traditional in-person training. “In-person remotely” means an  
32 instructor delivering a course to students in an in-person seated classroom while also transmitting  
33 to another or multiple other classrooms where students are in-person and observing via video and  
34 sound technology. Students must have the ability to have constant audio and visual communication  
35 with the instructor as the instructor is presenting. “Synchronously on-line” means instruction  
36 utilizing an on-line audio/video platform where the instructor is teaching the course live to students  
37 that are attending live and the instructor and students have constant visual and audio communication

1           with each other available. “Hybrid format” means instruction utilizing both in-person classroom  
2           teaching as well as synchronously on-line. The instruction is delivered by an instructor that is in-  
3           person in a classroom with in-person seated students while the instruction is also being delivered  
4           simultaneously in an on-line live format where on-line students have had the ability to have constant  
5           audio and video communication with the in-person students and instructor.

6           (2)   Each student is given a copy of the Board approved unarmed armored car service guard training  
7           manual to use for the duration of the 16 hour training course.

8           (3)   The technology used allows the trainer to see the students and the students to see the trainer in real  
9           time during the training.

10          (4)   All students in each classroom are able to see and read the screen or monitor, and they must be able  
11          to hear and understand the audio presentation. All monitors used in ~~each~~ a classroom setting must  
12          be at least 32 inches ~~wide~~.

13          (5)   The technology used is of sufficient quality so that the training audio and video is delivered  
14          smoothly and without interruption.

15          ~~(6) — Each student is taught to use the audio and video equipment in the classroom prior to the start of the~~  
16          ~~16 hour unarmed armored car service guard training course.~~

17          ~~(7)~~ (6)   The total number of students receiving ~~remote~~ the in-person or in-person remotely training at one  
18          time does not exceed 35 students. There is no size limitation for synchronous on-line training.

19          ~~(8)~~ (7)   Any additional training beyond the Board mandated training in the unarmed armored car service  
20          guard training manual is taught either before or after the 16 hour unarmed armored car service guard  
21          training.

22          ~~(9) — The Director is notified five days prior to training of the location of each classroom, the name of the~~  
23          ~~certified trainer, and the number of students who will be present.~~

24          ~~(10) — The sponsoring agency allows the Director or designee access via computer to the training during~~  
25          ~~the time that it is taking place.~~

27   History Note:    Authority G.S. 74C-3; 74C-5;

28                    Eff. January 1, 2013;

29                    Transferred and Recodified from 12 NCAC 07D .1407 Eff. July 1, 2015;

30                    Readopted Eff. July 1, 2020.

31                    Amended Eff. July 1, 2025.

1 14B NCAC 16 .1401 is proposed for amendment as published in 39:45 NCR 1034-1040 as follows:

2  
3 **14B NCAC 16 .1401 APPLICATION/ARMED ARMORED CAR SERVICE GUARD FIREARM**  
4 **REGISTRATION PERMIT**

5 (a) Each ~~armed car~~ employer or his or her designee shall submit an online application form for the registration of  
6 each armed armored car service guard applicant to the Board. This online form shall be accompanied by:

- 7 (1) electronic submission of fingerprints from a Live Scan or similar system approved by the State  
8 Bureau of Investigation or one set of classifiable fingerprints on an applicant fingerprint card that  
9 shall be mailed separately to the Board's office;
- 10 (2) one head and shoulders color digital photograph of the applicant in JPG, JPEG, or PNG format of  
11 sufficient quality for identification, taken within six months prior to online application and  
12 submitted by uploading the photograph online with application submission;
- 13 (3) ~~upload online~~ a statement of the result of a statewide criminal history records search from the  
14 reporting service designated by the Board pursuant to G.S. 74C-8.1(a) for each state where the  
15 applicant has resided within the preceding 60 months;
- 16 (4) the applicant's non-refundable registration fee, along with the convenience fee charged by the  
17 Board's on-line application vendor and credit card transaction fee;
- 18 (5) a statement signed by a certified trainer that the applicant has successfully completed the training  
19 requirements of Rule .1407 of this Section;
- 20 ~~(6) a certification by the applicant that he or she is at least 18 years of age;~~  
21 (6) a statement signed by a certified trainer that the applicant has completed the training
- 22 (7) the actual cost charged to the Private Protective Services Board by the State Bureau of Investigation  
23 to cover the cost of criminal record checks performed by the State Bureau of Investigation, collected  
24 online by the Private Protective Services Board;
- 25 (8) a signed SBI release of information form; and  
26 ~~(8) (9)~~ a completed affidavit form and public notice statement form.

27 ~~(b) The employer of each applicant for registration shall give the applicant a copy of the online application and~~  
28 ~~completed affidavit form and shall retain a copy of the application, including affidavit, in the guard's personnel file in~~  
29 ~~the employer's office.~~

30 ~~(c) (b)~~ The applicant's copy copies of the [application, affidavit,] ~~[application and a copy of the statement required by~~  
31 ~~Subparagraph (a)(5)]~~ training certification, and the statements required by Subparagraphs (a)(5) and (a)(6) of this  
32 Rule, [training certification and a copy of the statement required by Subparagraph(a)(6), unless a valid statement is  
33 on file in the Board's office,] shall together serve as a temporary registration ~~card that card.~~ These copies shall be  
34 carried by the applicant ~~when he or she is working within the scope of his or her employment~~ while performing job  
35 duties and shall be exhibited upon the request of any law enforcement officer or authorized representative of the Board.  
36 However, if the statement required by Subparagraph (a)(6) is already on file with the Board, the applicant does not  
37 need to carry or present the statement.

1 ~~(d) (c) Online applications~~ Applications submitted without proof of completion of a ~~Board-approved~~ Board-approved  
2 firearms training course shall not serve as temporary registration cards, ~~unless the armored car employer has obtained~~  
3 ~~prior approval from the Director. The Director shall grant prior approval if the armored car employer provides proof~~  
4 ~~that the applicant has received prior Board-approved firearms training.~~

5 ~~(e) (d)~~ The provisions of Paragraphs (a), (b), and (c) of this Rule also apply to any employee whose employment is  
6 terminated within 30 days of employment.

7  
8 *History Note: Authority G.S. 74C-3; 74C-5; 74C-8.1(a); 74C-13;*  
9 *Eff. January 1, 2013;*  
10 *Transferred and Recodified from 12 NCAC 07D .1501 Eff. July 1, 2015;*  
11 *Amended Eff. November 1, 2017;*  
12 *Readopted Eff. March 1, 2020;*  
13 *Amended Eff. July 1, 2025; September 1, 2024.*

1 14B NCAC 16 .1501 is proposed for amendment as published in 39:15 NCR 1034-1040 as follows:

2  
3 **14B NCAC 16 .1501 EXPERIENCE REQUIREMENTS FOR CLOSE PERSONAL PROTECTION**  
4 **LICENSE**

5 (a) In addition to the requirements of G.S. 74C-8 and Section .0200 of this Chapter, applicants for a close personal  
6 protection license shall:

- 7 (1) establish three years of verifiable experience while conducting close personal protection services as  
8 set forth in G.S. 74C-3(a)(3a) with a private person, firm, association, or corporation within the last  
9 10 years;
- 10 (2) establish three years of verifiable experience while conducting close personal protection services as  
11 set forth in G.S. 74C-3(a)(3a) with any federal, state, county or municipal law enforcement agency,  
12 or other governmental agency within the last 10 years;
- 13 (3) establish a military occupational specialty and two years of verifiable experience within the past  
14 five years in the U.S. Armed Forces while conducting close personal protection services as set forth  
15 in G.S. 74C-3(a)(3a) while serving in an official capacity; or
- 16 (4) have completed a course in close personal protection approved by the Board given by a school  
17 specializing in close personal protection (or "executive protection") that consists of a minimum of  
18 40 hours of actual classroom and practical instruction within the last two years as required by Rule  
19 .1502 of this ~~Chapter.~~ **Chapter; and**
- 20 (5) possess a valid basic first aid certificate ~~from the American Red Cross~~ and a valid CPR and AED  
21 certification from the American Red Cross, American Heart Association, American Safety and  
22 Health Institute, or National Safety Council.

23 (b) In addition to the requirements of Section .0200 of this Chapter, an applicant for a close personal protection license  
24 that is the spouse of an active duty member of the U.S. Armed Forces shall establish to the Board's satisfaction:

- 25 (1) the spouse holds a current license, certification, or registration from another jurisdiction and the  
26 other jurisdiction's requirements are substantially equivalent to or exceed the Board's requirements;  
27 and
- 28 (2) the spouse has two years verifiable experience within the past five years while conducting close  
29 personal protection as set forth in in G.S. 74C-3(a)(3a) while serving in an official capacity with  
30 any entity described in Paragraph (a) of this Rule.

31  
32 *History Note: Authority G.S. 74C-5(2); 93B-15.1;*  
33 *Temporary Adoption Eff. April 28, 2023;*  
34 *Eff. November 1, 2023;*  
35 *Amended Eff. July 1, 2025; September 1, 2024.*

1 14B NCAC 16 .1502 is proposed for amendment published in 39:15 NCR 1034-1040 as follows:

2  
3 **14B NCAC 16 .1502 TRAINING REQUIREMENTS FOR CLOSE PERSONAL PROTECTION**  
4 **LICENSE**

5 (a) Applicants for a close personal protection license who do not have the experience set forth in Rule .1501(a)(1)  
6 through (3) or (b)(1) and (2) shall complete a basic close personal protection (or "executive protection") training course  
7 approved by the Board within the previous 24 ~~months~~ **months of application**. The course shall consist of a minimum  
8 of 40 hours of classroom and practical instruction including as a minimum:

- 9 (1) Fundamentals of personal protection, including as a minimum mission planning, performing site  
10 surveys, route selection (primary, secondary, etc.), medical evacuation, walking formations (single,  
11 multiple, etc.), communications with protectees, and transitional movements (arrivals, departures,  
12 plan changes, hasty movements, etc.) – (minimum of 26 hours);  
13 (2) Practical exercises – (minimum of 12 hours); and  
14 (3) Legal Issues, including the rules applicable to each of the below blocks of instruction and this  
15 Section and North Carolina's laws on use of force, and the federal and State firearms law. The three  
16 hour unarmed guard block of instruction, set forth in 14B NCAC 16 .0707 if performing services  
17 unarmed, or the four hour armed guard block of instruction set forth in 14B NCAC 16 .0807(c)(1)  
18 if performing services armed taught by a certified instructor shall fulfill this requirement –  
19 (minimum of two hours).

20 (b) In addition to the minimum classroom and practical instruction required by Paragraph (a) of this Rule, the applicant  
21 must possess a basic valid first aid certificate ~~from the American Red Cross~~ and a ~~valid~~ CPR and AED certification  
22 from the American Red Cross, American Heart Association, American Safety and Health Institute, or National Safety  
23 Council.

24 (c) Subparagraph (a)(3) of this Rule may be conducted remotely as provided for by 14B NCAC 16 .0707(c).  
25

26 *History Note: Authority G.S. 74C-5;*  
27 *Temporary Adoption Eff. April 28, 2023;*  
28 *Eff. July 1, 2025; November 1, 2023.*

## Burgos, Alexander N

---

**From:** Peaslee, William W  
**Sent:** Wednesday, June 4, 2025 5:11 PM  
**To:** Gray, Jeffrey  
**Cc:** Burgos, Alexander N  
**Subject:** RE: [External] RE: 14B NCAC 16 rule Request for Changes

BTW in several of the questions I request if and where the process for approval is. To be clear, the process does not necessarily need to be identified or cited in the text of the rule. A response citing any rules will most likely suffice.

Bill

**William W. Peaslee**  
**Rules Review Commission Counsel / Legislative Liaison**  
Office of Administrative Hearings  
1711 New Hope Church Road  
Raleigh NC, 27609  
(984) 236-1939  
[Bill.Peaslee@oah.nc.gov](mailto:Bill.Peaslee@oah.nc.gov)

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---

**From:** Gray, Jeffrey <JGray@bdixon.com>  
**Sent:** Wednesday, June 4, 2025 4:50 PM  
**To:** Peaslee, William W <bill.peaslee@oah.nc.gov>  
**Cc:** Burgos, Alexander N <alexander.burgos@oah.nc.gov>  
**Subject:** [External] RE: 14B NCAC 16 rule Request for Changes

**CAUTION:** External email. Do not click links or open attachments unless verified. Report suspicious emails with the Report Message button located on your Outlook menu bar on the Home tab.

Bill:

RECEIVED. And thank you!

I should be able to get these back to you well before the June 18<sup>th</sup> deadline.

Jeff

*Jeffrey P. Gray*  
Of Counsel  
Bailey & Dixon, LLP  
434 Fayetteville Street, Suite 2500  
P.O. Box 1351

Raleigh, NC 27601 (27602)  
Telephone: 919-828-0731  
Facsimile: 919-828-6592  
E-mail: [jgray@bdixon.com](mailto:jgray@bdixon.com)

---

**From:** Peaslee, William W <[bill.peaslee@oah.nc.gov](mailto:bill.peaslee@oah.nc.gov)>  
**Sent:** Wednesday, June 4, 2025 4:08 PM  
**To:** Gray, Jeffrey <[JGray@bdixon.com](mailto:JGray@bdixon.com)>  
**Cc:** Burgos, Alexander N <[alexander.burgos@oah.nc.gov](mailto:alexander.burgos@oah.nc.gov)>  
**Subject:** 14B NCAC 16 rule Request for Changes

Good afternoon,

Attached please find the request for changes to the above captioned rules set for consideration by the RRC at its June 2025 meeting.

As always if you have any questions please feel free to contact me.

**William W. Peaslee**  
**Rules Review Commission Counsel / Legislative Liaison**  
Office of Administrative Hearings  
1711 New Hope Church Road  
Raleigh NC, 27609  
(984) 236-1939  
[Bill.Peaslee@oah.nc.gov](mailto:Bill.Peaslee@oah.nc.gov)

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