

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

AGENCY: NC Security Licensing Board

RULE CITATION: 14B NCAC 17 .0201

DEADLINE FOR RECEIPT: March 13, 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:

For item (a), this looks like a form. Are the contents or substantive requirements established by rule or statute? If not, please include them here.

For item (a)(4), note that a recent Supreme Court case has raised the issue of defining good moral character in rules. See Devalle v. North Carolina Sheriffs' Education and Training Standards Commission, 388 N.C. 21, 919 S.E.2d 152 (2025). It has previously (prior to Devalle) been my advice to the RRC that requiring letters attesting to good moral character and reputation does not require a specific definition since the agency is only requiring the existence of such letters, not their particular substance. I.e. good moral character for the purposes of these letters is whatever the author is willing to attest to. Do you have any additional thoughts on this matter you would like to bring to the Commission's attention?

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

Seth Ascher
Commission Counsel

Date submitted to agency: March 2, 2026

1 14B NCAC 17 .0201 is proposed for amendment as published in 40:08 NCR 722-726 as follows:

2
3 **14B NCAC 17 .0201 APPLICATION FOR LICENSE**

4 (a) Each applicant for a license shall submit an online application on the website provided by the Board. When this
5 online application is submitted, it shall be accompanied by:

- 6 (1) electronic submission of fingerprints from a Live Scan or similar system approved by the State
7 Bureau of Investigation or one set of classifiable fingerprints on an F.B.I. fingerprint card provided
8 by the Board and mailed separately to the Board's office;
- 9 (2) one head and shoulders digital photograph of the applicant in JPG format of sufficient quality for
10 identification, taken within six months prior to the online submission;
- 11 (3) statements of the results of a statewide criminal history records search by the reporting service
12 designated by the Board pursuant to G.S. 74D-2.1(a) for any state where the applicant has resided
13 within the preceding ~~60 months;~~ months and disclosure of any expunged convictions;
- 14 (4) a minimum of three letters attesting to the good character and reputation of the applicant using the
15 online character letter submission process; and
- 16 (5) the applicant's application fee, along with the convenience fee charged by the Board's on-line
17 application vendor and the credit card transaction fee charged by the applicant's credit card provider
18 and collected online.

19 (b) Each applicant shall upload evidence of high school graduation either by diploma, G.E.D. certificate, or other
20 equivalent documentation.

21 (c) Each applicant for a license shall meet personally with either a Board investigator, the Screening Committee, the
22 Director, or a Board representative designated by the Director prior to being issued a license. The applicant shall
23 discuss the provisions of G.S. 74D and the administrative rules in this Chapter during the personal meeting. The
24 applicant shall sign a form provided by the Board stating that the applicant has reviewed the information with the
25 Board's representative and that the applicant understands G.S. 74D and the administrative rules in this Chapter. During
26 a national or State declared state of emergency that restricts or prohibits travel, the personal meeting requirement may
27 be waived if requested by the applicant in favor of alternative means of communication.

28 (d) Each applicant for a branch office license shall submit an online application on the website provided by the Board
29 containing the physical address and telephone number of the branch office, the Qualifying Agent responsible for the
30 branch office, the proposed branch manager, the parameters or scope of duties of the branch office, and the anticipated
31 number of employees. This online application shall be accompanied by the branch office application fee.

32 (e) All photographs, record checks, proof of insurance, explanations of criminal charges, explanations of credit
33 history, or requested documents shall be submitted online through the Board's website by any applicant for a permit,
34 license, registration, or certificate within 60 days of the Board's receipt of the application form or a request from Board
35 staff, whichever is later. Any failure to submit required or requested documents to complete the application process
36 within this 60-day period shall void the application and require re-application.

1 *History Note: Authority G.S. 74D-2; 74D-2.1; 74D-3; 74D-5; 74D-7; 74D-8; 15A-151(a)(10); 93B-8.1(d);*
2 *Temporary Rule Eff. January 9, 1984, for a period of 120 days to expire on May 7, 1984;*
3 *Eff. May 1, 1984;*
4 *Amended Eff. December 1, 2012; February 1, 2012; January 1, 2007; September 1, 2006; March*
5 *1, 1993; July 1, 1987; January 1, 1986;*
6 *Transferred and Recodified from 12 NCAC 11 .0201 Eff. July 1, 2015;*
7 *Amended Eff. December 1, 2017;*
8 *Readopted Eff. June 1, 2018;*
9 *Amended Eff. September 1, 2019;*
10 *Emergency Amendment Eff. June 9, 2020;*
11 *Amended Eff. August 1, 2020;*
12 *Temporary Amendment Eff. August 28, 2020;*
13 *Temporary Amendment Expired Eff. June 12, 2021;*
14 *Amended Eff. April 1, 2026; September 1, 2024; August 1, 2022; November 1, 2021.*

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

AGENCY: NC Security Licensing Board

RULE CITATION: 14B NCAC 17 .0202

DEADLINE FOR RECEIPT: March 13, 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:

Are the course standards for ESA and TMA incorporated somewhere (referenced line 9 and 16 respectively)? If not, please add incorporation language consistent with G.S. 150B-21.6.

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

Seth Ascher
Commission Counsel

Date submitted to agency: March 2, 2026

1 14B NCAC 17 .0202 is proposed for amendment as published in 40:08 NCR 722-726 as follows:

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

4 (a) Applicants for ~~an alarm~~ a security systems ~~system~~ business license shall meet the following requirements, which
5 are in addition to those specified in G.S. 74D:

- 6 (1) establish two year's experience within the past five years in alarm or security systems installation or
7 service, or alarm or security systems business management; or
8 (2) no longer than one year prior to the application date, successfully complete the Certified Alarm
9 Technician Level I Course offered by the Electronic Security Association (ESA) or equivalent.
10 Equivalency shall be determined by the Board's Training and Education Committee by comparing
11 each segment of the training to ensure that the alternative course encompasses all segments of the
12 ESA course.

13 (b) Applicants for a remote monitoring license pursuant to G.S. 74D-2(h) shall meet the following requirements:

- 14 (1) hold a security guard and patrol business license issued pursuant to G.S. 74C-2; and
15 (2) the Qualifying Agent for the license shall have completed a central station monitoring operator
16 course offered by The Monitoring Association (TMA) or equivalent. Equivalency shall be determined by
17 the Board's Training and Education Committee by comparing each segment of the training to ensure that the
18 alternative course encompasses all segments of the TMA course.

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

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

22 *Eff. May 1, 1984;*

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

24 *June 1, 1990;*

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

26 *Amended Eff. December. 1, 2017;*

27 *Readopted Eff. June 1, 2018;*

28 *Amended Eff. April 1, 2026; February 1, 2024; April 1, 2021.*

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

AGENCY: NC Security Licensing Board

RULE CITATION: 14B NCAC 17 .0209

DEADLINE FOR RECEIPT: March 13, 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:

For item (c), note that a recent Supreme Court case has raised the issue of defining good moral character in rules. See Devalle v. North Carolina Sheriffs' Education and Training Standards Commission, 388 N.C. 21, 919 S.E.2d 152 (2025). It is likely the Commission will want to discuss whether this rule meets the requirements of Devalle. Do you have any additional thoughts on this matter you would like to bring to the Commission's attention?

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

Seth Ascher
Commission Counsel

Date submitted to agency: March 2, 2026

1 14B NCAC 17 .0209 is proposed for amendment as published in 40:08 NCR 722-726 as follows:

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3 **14B NCAC 17 .0209 COMPANY BUSINESS LICENSE**

4 (a) Any firm, association, or corporation required to be licensed pursuant to G.S. 74D-2(a) shall upload an application
5 for a company business license on a form on the website provided by the Board. A sole proprietorship that is owned
6 and operated by an individual holding a current ~~alarm~~ security systems business license shall be exempt from this
7 Rule. This application form shall include such information as the firm, association, or corporation name; the address
8 of its principal office within the State; all past convictions for criminal offenses of any company director or officer;
9 information concerning the past revocation, suspension, or denial of a business or professional license to any director
10 or officer; a list of all directors and officers of the firm, association, or corporation; a list of all persons, firms,
11 associations, corporations, or other entities owning 10 percent or more of the outstanding shares of any class of stock;
12 and the name and address of the qualifying agent.

13 (b) In addition to the items required in Paragraph (a) of this Rule, an out-of-state company shall file with its license
14 application form a copy of its certificate of authority to transact business in this state issued by the North Carolina
15 Secretary of State, in accordance with G.S. 55-15-01, and a consent to service of process and pleadings that is
16 authenticated by its company seal and accompanied by a duly-certified copy of the resolution of the board of directors
17 authorizing the proper officer or officers to execute this consent.

18 (c) After filing a completed online application with the Board, the Board shall conduct a background investigation to
19 ascertain if the qualifying agent is in a management position. The Board shall also determine if the directors or officers
20 have the requisite good moral character as defined in G.S. 74D-6(3). It shall be prima facie evidence of good moral
21 character if a director or officer has not been convicted by any local, State, federal, or military court of any crime
22 involving the use, carrying, or possession of a firearm; conviction of any crime involving the use, possession, sale,
23 manufacture, distribution, or transportation of a controlled substance, drug, narcotic, or alcoholic beverage; conviction
24 of a crime involving assault or an act of violence; conviction of a crime involving breaking or entering, burglary,
25 larceny, or any offense involving moral turpitude; or does not have a history of addiction to alcohol or a narcotic drug.
26 For the purposes of this Section, "conviction" means and includes the entry of a plea of guilty, no contest, prayer for
27 judgment continued, adjudication withheld, or a verdict rendered in open court by a judge or jury.

28 (d) Upon completion of the background investigation, a company business license shall be issued if all requirements
29 of this Rule are met. A company business license issued by the Board shall be displayed at the principal place of
30 business within North Carolina.

31 (e) The company business license shall be issued only to a corporation and shall not be construed to extend to a
32 licensing of its directors, officers, or employees.

33 (f) The issuance of the company business license is issued to the firm, association, or corporation in addition to the
34 license issued to the qualifying agent. The qualifying agent for the firm, association, or corporation that has been
35 issued the company business license shall be responsible for assuring compliance with G.S. 74D.

36 (g) Within 90 days of the death of a licensee, the existing qualifying agent or a newly designated replacement
37 qualifying agent for the company may submit a written request to the Board, asking that the deceased licensee's license

1 number remain on company advertisements. The Board shall permit the use of the deceased licensee's license number
2 only if the current qualifying agent's license number is printed adjacent to and in the same size print as the deceased
3 licensee's license number.

4

5 *History Note: Authority G.S. 74D-2(a); 74D-5;*

6 *Eff. November 1, 1993;*

7 *Amended Eff. July 1, 2005; March 1, 1995;*

8 *Transferred and Recodified from 12 NCAC 11 .0209 Eff. July 1, 2015;*

9 *Readopted Eff. June 1, 2018;*

10 *Amended Eff. April 1, 2026; September 1, 2019.*

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

AGENCY: NC Security Licensing Board

RULE CITATION: 14B NCAC 17 .0210

DEADLINE FOR RECEIPT: March 13, 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:

On line 5, can you confirm that the SP-LV license is the current terminology used by the Board of Examiners for Electrical Contractors? When I did a brief internet search, the closest thing I could find was a SP-FA/LV license.

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

Seth Ascher
Commission Counsel

Date submitted to agency: March 2, 2026

1 14B NCAC 17 .0210 is proposed for amendment as published in 40:08 NCR 722-726 as follows:

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3 **14B NCAC 17 .0210 ELECTRICAL CONTRACTING LICENSE REQUIREMENTS**

4 (a) Each firm, association, corporation, department, division, or branch office required to be licensed pursuant to G.S.
5 74D-2(a) shall employ on a full-time basis a licensee or registered employee who holds a license for either a SP-LV,
6 limited, intermediate or unlimited examination as administered by the North Carolina Board of Examiners of Electrical
7 Contractors. Pursuant to Rule .0206 of this Section, each firm, association, corporation, department, division, or
8 branch office shall maintain in its records a copy of the licensee's or registered employee's Electrical Contractors
9 License.

10 (b) In the event the licensee holding the electrical contractor's license ceases to perform his duties, the business entity
11 shall notify the Board in writing within 10 working days. The business entity shall employ a substitute electrical
12 contractor licensee within 30 days after the original electrical licensee ceases to serve.

13 (c) If a company provides only ~~alarm~~ security systems monitoring services and submits a written request to the Board
14 certifying that they provide only monitoring services and do not sell, install, service, or respond to ~~burglar~~ security
15 alarms, the Board shall exempt the company from compliance with this rule. If the company later elects to sell, install,
16 service, or respond to ~~burglar~~ security alarms, then the company shall be required to fulfill the requirements of this
17 rule.

18

19 *History Note: Authority G.S. 74D-2(a); 74D-5;*

20 *Eff. January 1, 1995;*

21 *Temporary Adoption Eff. May 18, 1995;*

22 *Amended Eff. September 1, 2008; May 1, 1999; October 1, 1995;*

23 *Transferred and Recodified from 12 NCAC 11 .0210 Eff. July 1, 2015;*

24 *Readopted Eff. June 1, 2018.*

25 *Amended Eff. April 1, 2026.*

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

AGENCY: NC Security Licensing Board

RULE CITATION: 14B NCAC 17 .301

DEADLINE FOR RECEIPT: March 13, 2026

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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:

Both item (a) and (b), appear to reference forms. Are the contents or substantive requirements established by rule or statute? If not, please include them here.

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

1 14B NCAC 17 .0301 is proposed for amendment as published in 40:08 NCR 722-726 as follows:

2
3 **14B NCAC 17 .0301 APPLICATION FOR REGISTRATION**

4 (a) Each licensee or qualifying agent shall submit an online application for the registration of his or her employee on
5 the website provided by the Board. When this online application is submitted, it shall be accompanied by:

- 6 (1) electronic submission of fingerprints from a Live Scan or similar system approved by the State
7 Bureau of Investigation or one set of classifiable fingerprints on a standard F.B.I. fingerprint card
8 mailed separately to the Board's office;
- 9 (2) one original signed S.B.I. release of information form uploaded online and the original mailed
10 separately to the Board's office;
- 11 (3) one head and shoulders digital photograph of the applicant of sufficient quality for identification,
12 taken within six months prior to online submission, and uploaded with the application submission;
- 13 (4) statements of the results of a statewide criminal history records search by the reporting service
14 designated by the Board pursuant to G.S. 74D-2.1(a) for any state where the applicant has resided
15 within the preceding ~~60 months~~; months and disclosure of any expunged convictions;
- 16 (5) the registration fee required by Rule .0302 of this Section, along with the convenience fee charged
17 by the Board's on-line application vendor and the credit card transaction fee charged by the
18 applicant's credit card provider and collected online; and
- 19 (6) a completed affidavit form attesting to the truth of the information provided and public notice
20 statement form.

21 (b) The employer of an applicant who is currently registered with another alarm business shall complete an online
22 application form provided by the Board. This form shall be accompanied by the applicant's multiple registration fee
23 along with the convenience fee charged by the Board's on-line application vendor and the credit card transaction fee
24 charged by the applicant's credit card provider and collected online. This online application shall be accompanied by
25 a completed affidavit form and public notice statement form.

26 (c) The employer of each applicant for registration shall print and retain a copy of the applicant's online application
27 in the individual applicant's personnel file in the employer's office.

28
29 *History Note: Authority G.S. 74D-2.1; 74D-5; 74D-8; 15A-151(a)(10); 93B-8.1(a);*
30 *Temporary Rule Eff. January 9, 1984 for a Period of 120 Days to Expire on May 7, 1984;*
31 *Eff. May 1, 1984;*
32 *Amended Eff. December 1, 2012; January 1, 2007; July 1, 1993; March 1, 1993; September 1, 1990;*
33 *November 1, 1988;*
34 *Transferred and Recodified from 12 NCAC 11 .0301 Eff. July 1, 2015;*
35 *Amended Eff. December 1, 2017;*
36 *Readopted Eff. June 1, 2018;*

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Amended Eff. April 1, 2026; September 1, 2024; August 1, 2022; August 1, 2020; September 1, 2019.

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

AGENCY: NC Security Licensing Board

RULE CITATION: 14B NCAC 17 .305

DEADLINE FOR RECEIPT: March 13, 2026

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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:

*On line 4, are the duties of a security systems employee spelled out in rule or statute?
Where?*

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

Seth Ascher
Commission Counsel
Date submitted to agency: March 2, 2026

1 14B NCAC 17 .0305 is proposed for amendment as published in 40:08 NCR 722-726 as follows:

2

3 **14B NCAC 17 .0305 REGISTRATION IDENTIFICATION CARDS**

4 (a) The registration identification card shall be carried by the registrant when performing the duties of ~~an alarm a~~
5 security systems employee.

6 (b) The registration identification card shall be exhibited upon the request of any law enforcement officer or any other
7 authorized representative of the Board.

8 (c) Registration identification card holders shall immediately notify the Board upon receipt of information relating to
9 the holder's ineligibility to continue holding such a card.

10 (d) Upon revocation or suspension by the Board, a holder shall return the registration identification card to the
11 ~~administrator~~ Director within 10 days of the date of the revocation or suspension.

12

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

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

15 *Eff. May 1, 1984;*

16 *Transferred and Recodified from 12 NCAC 11 .0305 Eff. July 1, 2015;*

17 *Readopted Eff. June 1, 2018.*

18 *Amended Eff. April 1, 2026.*