

1 12 NCAC 10B .0713 is amended with changes as published in Volume 37, Issue 2 , pages 186-187 of the North
2 Carolina public register as follows:

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4 12 NCAC 10B .0713 ADMISSION OF TRAINEES

5 (a) The school ~~director~~ shall not admit any individual as a trainee in any commission-certified basic training course
6 who is not a citizen of the United States.

7 (b) The school shall not admit any individual younger than ~~21~~ 20 years of age as a trainee in ~~the any~~ Detention Officer
8 Certification Course and shall not admit any individual younger than 18 years of age as a trainee in the
9 Telecommunicator Certification Course without the prior written approval of the Director of the Standards Division.
10 The Director shall approve those individuals who will turn ~~21~~ 20 years of age prior to the end of ~~the any~~ Detention
11 Officer Certification Course and, those individuals who will turn 18 years of age prior to the end of the
12 Telecommunicator Certification Course.

13 (c) The school shall not admit any individual who has not provided ~~the~~ documentation required by 12 NCAC 10B
14 .0302 to demonstrate that he or she meets the high school educational requirement set out in 12 NCAC 10B .0302.

15 (d) The school shall give priority admission in commission-certified basic training courses to individuals holding full-
16 time employment with criminal justice agencies.

17 ~~(e) The school shall administer the reading component of a standardized test it chooses in its discretion so long as it~~
18 ~~reports a grade level for each trainee participating in either the Telecommunicator or Detention Officer Certification~~
19 ~~Course. The specific test instrument shall be determined by the school director and shall be administered within the~~
20 ~~first week of the Course. The grade level results for each trainee shall be submitted to the Commission on each trainee's~~
21 ~~Report of Student Course Completion.~~

22 ~~(e)~~ (c) The school shall not admit any individual as a trainee in a presentation of ~~the any~~ Detention Officer Certification
23 Course or the Telecommunicator Certification Course unless the individual has provided to the School ~~Director~~ a
24 Medical Examination Report Form (F-2) and the Medical History Statement Form (F-1) in compliance with 12 NCAC
25 10B .0304. The F-1 is completed by applicants and shall contain questions concerning biographical information,
26 current medications, allergies, and past medical history, serious illnesses and medical conditions, hospitalizations,
27 immunizations, and occupational history. The F-2 form is completed by a medical examiner and shall contain an
28 applicant's biographical information, vision, hearing, cardiovascular and circulator health, urinalysis, TB skin test,
29 and other medical conditions relevant to the applicant's physical fitness to perform the duties of a justice officer. Form
30 F-2 also contains the examining medical professional's recommendation and concerns as to an applicant's physical
31 fitness to perform the duties of a justice officer. The Medical Examination Report Form (F-2) and the Medical History
32 Statement Form (F-1) required by the North Carolina Criminal Justice Education and Training Standards Commission
33 shall be recognized by the Commission for the purpose of complying with this Rule.

34 ~~(e)~~ (f) The school shall not admit any individual trainee in commission-certified basic training courses unless the
35 individual has provided the School ~~Director~~ a certified criminal record check for local and state records where the
36 trainee has resided within the past 10 years and where the trainee attended high school. The record check shall be from
37 the Clerk of Court, a law enforcement agency within the jurisdiction, or other governmental entity that maintains or

1 ~~has access to criminal records for the jurisdiction. The record shall be certified by the entity providing the record with~~
2 ~~either a raised seal or other visible verification that the document is an authentic copy.~~ An Administrative Office of
3 the Courts criminal record check or a comparable out-of-state criminal record check shall satisfy this requirement. If
4 an individual trainee has received a probationary certificate from the Commission at the time of enrollment, this
5 records check requirement shall be waived.

6 ~~(h) (g)~~ The school shall not admit any individual as a trainee in commission-certified basic training courses who has
7 been convicted of the following:

- 8 (1) a felony;
- 9 (2) a crime for which the punishment could have been imprisonment for more than two years;
- 10 (3) a crime or unlawful act defined as a "Class B Misdemeanor" within the five year period prior to the
11 date of appointment;
- 12 (4) four or more crimes or unlawful acts as defined as "Class B Misdemeanors" regardless of the date
13 of conviction;
- 14 (5) four or more crimes or unlawful acts defined as "Class A Misdemeanors" except the trainee may be
15 enrolled if the last conviction occurred more than two years prior to the date of enrollment; or
- 16 (6) ~~a any~~ combination of four or more "Class A Misdemeanors" or "Class B Misdemeanors" regardless
17 of the date of conviction.

18 ~~(i) Individuals charged with crimes specified in Paragraph that were dismissed or the person was found not guilty may~~
19 ~~be admitted into the commission certified basic training courses, but completion will not ensure that certification as a~~
20 ~~justice officer through the Commission will be issued.~~

21 ~~(h) Pursuant to 12 NCAC 09B .0203. Every every~~ individual who is admitted as a trainee in a presentation of the
22 Commission-certified Basic Law Enforcement Training Course shall notify the School ~~Director~~ of all criminal
23 offenses that the trainee is arrested for, charged with, pleads no contest to, pleads guilty to, or is found guilty of, and
24 shall notify the School ~~Director~~ of all Domestic Violence Orders ~~(G.S. 50B)~~ ~~pursuant to G.S. Chapter 50B and~~ Civil
25 No Contact Orders ~~(50C)~~ ~~pursuant to G.S. Chapter 50C~~, that are issued by a judicial ~~official~~ ~~official.~~ ~~after a hearing~~
26 ~~that provide an opportunity for both parties to be present, present.~~

27 ~~(i) Notification shall including include~~ all criminal offenses except minor traffic offenses. A minor traffic offense is
28 defined for purposes of this Paragraph as any offense under G.S. ~~Chapter~~ 20 or similar laws of other ~~jurisdictions~~
29 ~~jurisdictions~~, except those Chapter 20 offenses published in the Class B Misdemeanor ~~Manual~~ ~~Manual as referenced~~
30 ~~in 12 NCAC 10B. 0103.~~ ~~Other traffic offenses under laws of other jurisdictions that shall be reported to the School~~
31 ~~Director include driving~~ ~~All~~ driving while ~~impaired~~ ~~impaired, driving under the influence,~~ if the maximum allowable
32 punishment is for a term of more than six months but not more than two years and driving while license permanently
33 revoked or permanently ~~suspended.~~ ~~suspended offenses shall also be reported to the school.~~

34 ~~(j)~~ The notifications required under ~~this~~ Paragraph ~~(i)~~ shall be in writing and shall specify the nature of the offense,
35 the court ~~in which the case was handled,~~ ~~where the case was initiated and the court where the case was or will be heard~~
36 ~~or disposed of if it is a different court,~~ the date of the arrest or criminal charge, the date of issuance of the Domestic
37 Violence Order ~~(G.S. 50B)~~ or Civil No Contact Order ~~Order,~~ ~~(G.S. 50C)~~, and the final disposition and the date thereof.

1 The notifications required under ~~this~~ Paragraph (i) shall be received by the School Director within 30 days of the date
2 the case was disposed of in court. The requirements of this Paragraph shall apply at all times during which the trainee
3 is enrolled in a Basic Law Enforcement Training Course. The requirements of this Paragraph shall be in addition to
4 the notifications required under 12 NCAC 10B .0301 and 12 NCAC ~~09B .0101(8)~~, ~~09B .0101~~.

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6 *History Note: Authority G.S. 17C-4; 17E-7;*

7 *Eff. April 1, 2001;*

8 *Amended Eff. January 1, 2018; January 1, 2013; January 1, 2007; January 1, 2005;*

9 *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. March 6,*
10 *2018;*

11 *Italicized Amendments have previously been published and are effective January 1, 2023.*

12 *Amended Eff. January 1, 2023.*