



NOTICE OF TEXT

[Authority G.S. 150B-21.2(c)]

OAH USE ONLY

VOLUME:

ISSUE:

CHECK APPROPRIATE BOX:

- Notice with a scheduled hearing
 Notice without a scheduled hearing
 Republication of text. Complete the following cite for the volume and issue of previous publication, as well as blocks 1 - 4 and 7 - 13. If a hearing is scheduled, complete block 5.
Previous publication of text was published in Volume: Issue:

1. Rule-Making Agency: Private Protective Services Board

2. Link to agency website pursuant to G.S. 150B-19.1(c): <https://www.ncdps.gov/about-dps/boards-commissions/private-protective-services-board>

3. Proposed Action -- Check the appropriate box(es) and list rule citation(s) beside proposed action:

ADOPTION:

READOPTION with substantive changes:

READOPTION without substantive changes:

AMENDMENT: 14B NCAC 16 .0114, .0201, .0202, .0203, .0205, .0502, .0701, .0702, .0705, .0706, .0801, .0802, .0806, .0902, .0903, .0904, .0909, .0910, .0911, .0912, .1301, .1302, .1306, .1401, .1402, .1406

REPEAL:

4. Proposed effective date: 12/1/19

5. Is a public hearing planned? Yes No

If yes: Public Hearing date: 8/30/19

Public Hearing time: 2:00pm

Public Hearing Location: Private Protective Services Board, 3101 Industrial Dr., Suite 104, Raleigh, NC 27609

6. If no public hearing is scheduled, provide instructions on how to demand a public hearing:

7. Explain Reason For Proposed Rule(s): The Board is amending the above-referenced rules to create the ability for new and renewal licensing and registrations to be submitted via online application. The rules include proposed changes to the licensing and registration application fee structure.

8. Procedure for Subjecting a Proposed Rule to Legislative Review: If an objection is not resolved prior to the adoption of the rule, a person may also submit written objections to the Rules Review Commission. If the Rules Review Commission receives written and signed objections in accordance with G.S. 150B-21.3(b2) from 10 or more persons clearly requesting review by the legislature and the Rules Review Commission approves the rule, the rule will become effective as provided in G.S. 150B-21.3(b1). The Commission will receive written objections until 5:00 p.m. on the day following the day the Commission approves the rule. The Commission will receive those objections by mail, delivery service, hand delivery, or facsimile transmission. If you have any further questions concerning the submission of objections to the Commission, please call a Commission staff attorney at 919-431-3000.

Rule(s) is automatically subject to legislative review. Cite statutory reference:

9. The person to whom written comments may be submitted on the proposed rule(s):

Name: Phil Stephenson, Field Services Supervisor

Address: 3101 Industrial Drive, Suite 104, Raleigh, NC 27609

Phone (optional): (919) 788-5320

Fax (optional): (919) 715-0370

E-Mail (optional): Phillip.Stephenson@ncdps.gov

10. Comment Period Ends: 10/14/19

11. Fiscal impact (check all that apply).

If this form contains rules that have different fiscal impacts, list the rule citations beside the appropriate impact.

- State funds affected
- Environmental permitting of DOT affected
Analysis submitted to Board of Transportation
- Local funds affected
- Substantial economic impact (\geq \$1,000,000)
- Approved by OSBM
- No fiscal note required by G.S. 150B-21.4
- No fiscal note required by G.S. 150B-21.3A(d)(2)

12. Rule-making Coordinator: Jeffrey Gray

Address: Bailey & Dixon, LLP, PO box 1351, Raleigh, NC 27602

Phone: (919) 828-0731

E-Mail: jgray@bdixon.com

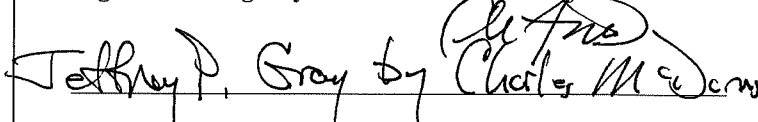
Agency contact, if any: Phil Stephenson

Phone: (919) 788-5320

E-mail: Phillip.Stephenson@ncdps.gov

13. The Agency formally proposed the text of this rule(s) on
Date: 8/15/2019

14. Signature of Agency Head* or Rule-making Coordinator:



*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.

Typed Name: Jeffrey P. Gray

Title: Rule-making Coordinator

1 14B NCAC 16 .0114 is proposed for amendment as follows:
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3 **CHAPTER 16 - PRIVATE PROTECTIVE SERVICES BOARD**
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7 **SECTION .0100 - ORGANIZATION AND GENERAL PROVISIONS**
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9 **14B NCAC 16 .0114 APPLICATION COMPLETION DEADLINE**

10 All necessary photographs, record checks, proof of insurance, explanations, interviews, or requested documents shall
11 be submitted online through the Board's official website by any applicant for a permit, license, registration, or
12 certificate within 60 days of the Board's receipt of the application form or a request from Board staff, whichever is
13 later. Any failure to submit required or requested documents to complete the application process within this 60-day
14 period shall void the application and require re-application.
15

16 *History Note: Authority G.S. 74C-2; 74C-5; 74C-8; 74C-8.1; 74C-12;*

17 *Eff. January 1, 2015;*

18 *Transferred and Recodified from 12 NCAC 07D .0116 Eff. July 1, 2015; December 1, 2019.*

1 14B NCAC 16 .0201 is proposed for amendment as follows:
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3 **SECTION .0200 - LICENSES: TRAINEE PERMITS**
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5 **14B NCAC 16 .0201 APPLICATION FOR LICENSES AND TRAINEE PERMITS**

6 (a) Each applicant for a license or trainee permit shall submit an ~~original~~ online application on the website provided
7 by and one copy of the application to the Board. The application shall be accompanied by:

- 8 (1) one set of classifiable fingerprints on an applicant fingerprint ~~card;~~ card that shall be mailed
9 separately to the Board's office;
- 10 (2) one head and shoulders digital photograph of the applicant in JPG, JPEG, or PNG format of
11 acceptable sufficient quality for identification, taken within six months prior to ~~submission~~ online
12 application and submitted by ~~e-mail to PPSASL-Photos@nedps.gov or by compact disc;~~ uploading
13 the photograph online with the application submission;
- 14 (3) upload online a certified statement of the results of a statewide criminal history records search by
15 the 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 application fee; fee along with a \$4.00 convenience fee and credit
18 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; and
- 22 (6) an Equifax credit check run within 30 days of the license application submission ~~date.~~ date, which
23 will be submitted to the Board's investigator during the application process.

24 (b) Applications for trainee permits shall be accompanied by a notarized statement on a form provided by the Board
25 and signed by the applicant and his or her prospective supervisor, stating that the trainee applicant shall at all times
26 work with and under the direct supervision of that ~~supervisor.~~ supervisor and the form shall be uploaded as part of the
27 online application process.

28 (c) Private investigator trainees applying for a license shall make available for inspection a log of experience on a
29 form provided by the Board.

30 (d) Each applicant must ~~provide~~ upload evidence of high school graduation either by diploma, G.E.D. certificate, or
31 other proof.

32 (e) Each applicant for a license shall meet personally with either a Board investigator, the Screening Committee, the
33 Director, or a Board representative designated by the Director prior to being issued a license. The applicant shall
34 discuss the provisions of G.S. Chapter 74C and the administrative rules in this Chapter during the personal meeting.
35 The applicant shall sign a form provided by the Board indicating that he or she has reviewed G.S. Chapter 74C and
36 the administrative rules in this Chapter with the ~~board's~~ Board's representative.

1 *History Note: Authority G.S. 74C-2; 74C-5; 74C-8; 74C-8.1; 74C-12;*
2 *Eff. June 1, 1984;*
3 *Amended Eff. May 1, 2012; July 1, 2011; August 1, 1998; December 1, 1995; July 1, 1987;*
4 *December 1, 1985;*
5 *Transferred and Recodified from 12 NCAC 07D .0201 Eff. July 1, 2015;*
6 *Amended Eff. November 1, 2017; December 1, 2019.*

1 14B NCAC 16 .0202 is proposed for amendment as follows:

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3 **14B NCAC 16 .0202 FEES FOR LICENSES AND TRAINEE PERMITS**

4 (a) Application, license and trainee permit fees are as follows:

- 5 (1) one hundred and fifty dollars (\$150.00) non-refundable application fee;
- 6 (2) two hundred fifty dollar (\$250.00) annual fee for a new or renewal license, unless the applicant is
7 requesting a new license be issued because of a transfer to a new company, which shall require a
8 one hundred dollar (\$100.00) fee for issuance of the new license with the original expiration date in
9 the new company name;
- 10 (3) two hundred fifty dollar (\$250.00) annual trainee permit fee;
- 11 (4) fifty dollars (\$50.00) new or renewal fee per year of the license term for each license in addition to
12 the basic license;
- 13 (5) twenty five dollars (\$25.00) duplicate license fee per year of the license term;
- 14 (6) one hundred dollars (\$100.00) late renewal fee in addition to the renewal fee;
- 15 (7) one hundred dollars (\$100.00) temporary permit fee;
- 16 (8) fifty dollars (\$50.00) branch office license fee per year of the license term; and
- 17 (9) fifty dollars (\$50.00) special limited guard and patrol licensee fee.

18 (b) Fees shall be paid as follows:

- 19 (1) ~~if the application is submitted by hand delivery, U.S. Mail, or delivery service, payment shall be in~~
20 ~~the form of a check or money order made payable to the Private Protective Services Board; or~~
- 21 (2) ~~if the application is submitted online, payment shall be online by credit card, e-check card or other~~
22 form of electronic funds transfer.

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24 *History Note: Authority G.S. 74C-9;*
25 *Eff. June 1, 1984;*
26 *Amended Eff. July 1, 1987; December 1, 1985;*
27 *Temporary Amendment Eff. January 1, 1990 for a period of 180 days to expire on July 1, 1990;*
28 *ARRC Objection Lodged January 18, 1990;*
29 *Amended Eff. July 1, 2010; June 1, 2009; January 1, 2004; February 1, 1995; July 1, 1990;*
30 *Transferred and Recodified from 12 NCAC 07D .0202 Eff. July 1, 2015;*
31 *Amended Eff. January 1, 2018; December 1, 2019.*

1 14B NCAC 16 .0203 is proposed for amendment as follows:

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3 **14B NCAC 16 .0203 RENEWAL OR RE-ISSUE OF LICENSES AND TRAINEE PERMITS**

4 (a) Each applicant for renewal of a license or trainee permit shall submit an ~~original online and one copy of the~~
5 ~~renewal form.~~ application on the website provided by the Board. This ~~form~~ online application shall be submitted to
6 the Director not less than 30 days prior to expiration of the applicant's current license or trainee permit and shall be
7 accompanied by:

- 8 (1) ~~a one~~ head and shoulders digital color photograph of the applicant in JPG, JPEG, or PNG format of
9 a quality sufficient for identification, taken within six months of the online application and ~~e-mail~~
10 ~~to PPSASL-Photos@nedps.gov or by compact disc;~~ submitted by uploading the photograph online
11 with the application submission;
- 12 (2) upload online a statement ~~statements~~ of the result of a ~~local~~ statewide criminal history records search
13 by the reporting service designated by the Board pursuant to G.S. 74C-8.1(a) for each state where
14 the applicant has resided within the preceding 24 months;
- 15 (3) ~~the applicant's renewal fee; and~~ fee along with a \$4.00 convenience fee and credit card transaction
16 fee; and
- 17 (4) upload proof of liability insurance as set out in G.S. 74C-10(e).

18 (b) If a licensee has maintained a license at least two years and then allows the license to expire, the license may be
19 re-issued if application is made within three years of the expiration date and the following documentation is submitted
20 to the Board:

- 21 (1) an online Application For Reinstatement of an Expired License;
- 22 (2) one set of classifiable fingerprints on an applicant fingerprint ~~card;~~ card that shall be mailed
23 separately to the Board's office;
- 24 (3) one head and shoulders digital color photograph of the applicant in JPG, JPEG, or PNG format of a
25 quality sufficient for identification, taken within six months of the online application and ~~submitted~~
26 ~~by e-mail to PPSASL-Photos@nedps.gov or by compact disc;~~ submitted by uploading the
27 photograph online with the application submission;
- 28 (4) upload online statement ~~statements~~ of the result of a ~~local~~ statewide criminal history records search
29 by the reporting service designated by the Board pursuant to G.S. 74C-8.1(a) for each state where
30 the applicant has resided within the preceding 60 months;
- 31 (5) ~~the applicant's non-refundable application fee;~~ fee along with a \$4.00 convenience fee and credit
32 card fee;
- 33 (6) upload proof of liability insurance as set out in G.S. 74C-10(e); and
- 34 (7) ~~a separate check or money order made payable~~ payment to the State Bureau of Investigations to
35 cover the cost of criminal record checks performed by the State Bureau of ~~Investigations,~~
36 Investigations with payment to be paid online through the Board's online application process.

1 (c) A member of the armed forces whose license is in good standing and to whom G.S. 105-249.2 grants an extension
2 of time to file a tax return shall receive that same extension of time to pay the license renewal fee and complete any
3 continuing education requirements prescribed by the Board. A copy of the military order or the extension approval by
4 the Internal Revenue Service or by the North Carolina Department of Revenue shall be furnished to the Board.

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6 *History Note: Authority G.S. 74C-5; 74C-8; 74C-8.1; 74C-9;*
7 *Eff. June 1, 1984;*
8 *Amended Eff. October 1, 2013; May 1, 2012; October 1, 2010; November 1, 2007; January 4, 1994;*
9 *July 1, 1987; December 1, 1985;*
10 *Transferred and Recodified from 12 NCAC 07D .0203 Eff. July 1, 2015;*
11 *Amended Eff. November 1, 2017; December 1, 2019.*

1 14B NCAC 16 .0205 is proposed for amendment as follows:
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3 **14B NCAC 16 .0205 COMPANY BUSINESS LICENSE**

4 (a) Any firm, association, or corporation required to be licensed pursuant to G.S. 74C-2(a) shall ~~submit~~ upload on the
5 website provided by the Board an application for a company business license on a form provided by the Board. Only
6 a sole proprietorship which is owned and operated by an individual licensee shall be exempt from this Rule. This
7 application for license shall call for such information as the firm, association, or corporation name; the address of its
8 principal office within the State; any past conviction 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 ten 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 corporation shall further qualify by
14 filing with its application for a license, a copy of its certificate of authority to transact business in this state issued by
15 the North Carolina Secretary of State in accordance with G.S. 55-15-01 and a consent to service of process and
16 pleadings which shall be authenticated by its corporate seal and accompanied by a duly certified copy of the resolution
17 of the board of directors authorizing the proper officer or officers to execute said consent.

18 (c) After filing a completed written application with the Board, the Board shall conduct a background investigation
19 to ascertain if the qualifying agent is in a management position. The Board shall also determine if the directors, or
20 officers have the requisite good moral character as defined in G.S. 74C-8(d)(2). It shall be prima facie evidence of
21 good moral character if a director or officer has not been convicted by any local, State, federal, or military court of
22 any crime involving the use, carrying, or possession of a firearm; conviction of any crime involving the use,
23 possession, sale, manufacture, distribution, or transportation of a controlled substance, drug, narcotic, or alcoholic
24 beverage; conviction of a crime involving assault or an act of violence; conviction of a crime involving breaking or
25 entering, burglary, larceny, or any offense involving moral turpitude; or does not have a history of addiction to alcohol
26 or a narcotic drug; provided that, for purposes of this Rule, "conviction" means and includes the entry of a plea of
27 guilty or no contest or a verdict rendered in open court by a judge or jury.

28 (d) Upon satisfactory completion of the background investigation, a company business license may be issued. This
29 license shall be conspicuously displayed at the principle place of business within the State of North Carolina.

30 (e) The company business license shall be issued only to the business entity and shall not be construed to extend to
31 the licensing of its officers and employees.

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

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36 *History Note: Authority G.S. 74C-2(a); 74C-5;*
37 *Eff. April 1, 1993;*
38 *Amended Eff. February 1, 1995;*

1 14B NCAC 16 .0502 is proposed for amendment as follows:
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3 **SECTION .0500 - POLYGRAPH**
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7 **14B NCAC 16 .0502 POLYGRAPH TRAINEE PERMIT REQUIREMENTS**

8 In addition to the requirements of, Section .0200 of this Chapter the following requirements shall apply to polygraph
9 trainees:

- 10 (1) The applicant shall successfully complete a formal course of instruction at any polygraph school
11 approved by the American Polygraph Association, the American Association of Police
12 Polygraphists or the Board. A list of approved schools can be found at:
13 [http://www.ncdoj.gov/About-DOJ/Law-Enforcement-Training-and-Standards/Private-Protective-](http://www.ncdoj.gov/About-DOJ/Law-Enforcement-Training-and-Standards/Private-Protective-Services/Licensing-Process.aspx)
14 [Services/Licensing-Process.aspx](https://www.ncdps.gov/list-polygraph-schools); <https://www.ncdps.gov/list-polygraph-schools>;
- 15 (2) The applicant shall be directly supervised by a polygraph examiner approved by the Board and that
16 examiner shall supervise no more than three trainees at any given time;
- 17 (3) An individual currently enrolled in a polygraph school may conduct examinations as a part of the
18 course curriculum provided such examinations are on school premises, under the direct one-on-one
19 supervision of a polygraph licensee, and the school provides written notice to the client that such
20 examinations are being conducted by students and not by licensed polygraph examiners. The school
21 shall maintain a copy of such written notification;
- 22 (4) Trainees who wish to apply for a license must submit an application to the Board in accordance with
23 Rule .0201 of this Chapter. Applicants meeting license qualifications within one year of the issuance
24 of a trainee, permit shall not be required to pay an additional application fee;
- 25 (5) Any request for renewal of a trainee permit or for issuance of a polygraph license shall be
26 accompanied by an evaluation report of the trainee's performance submitted by the trainee's
27 supervisor; and
- 28 (6) In addition to the final evaluation report, supervisors shall submit five monthly evaluation reports
29 over the duration of the traineeship on a checklist provided by the Board.
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31 *History Note: Authority G.S. 74C-5;*

32 *Eff. June 1, 1984;*

33 *Amended Eff. May 1, 2014; December 1, 1985;*

34 *Transferred and Recodified from 12 NCAC 07D .0502 Eff. July 1, 2015; December 1, 2019.*

1 14B NCAC 16 .0701 is proposed for amendment as follows:
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3 **SECTION .0700 - SECURITY GUARD REGISTRATION (UNARMED)**
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5 **14B NCAC 16 .0701 APPLICATION FOR UNARMED SECURITY GUARD REGISTRATION**

6 (a) Each employer or his designee shall submit ~~and sign an application form~~ an online application for the registration
7 of each employee to the Board. This online submission form shall be accompanied by:

- 8 (1) one set of classifiable fingerprints on an applicant fingerprint ~~card~~; card that shall be mailed
9 separately to the Board's office;
- 10 (2) ~~two~~ one head and shoulders color digital photographs of the applicant in JPG, JPEG, or PNG format
11 of acceptable quality for identification, taken within six months prior to online application
12 submission and submitted by ~~e-mail to PPSASL-Photos@nedps.gov or by compact disc;~~ uploading
13 the photograph online with the application submission;
- 14 (3) ~~a certified statement~~ upload online a statement of the results of a statewide criminal history records
15 search ~~from~~ by the reporting service designated by the Board pursuant to G.S. 74C-8.1(a) for each
16 state where the applicant has resided within the preceding 60 months;
- 17 (4) the applicant's non-refundable registration ~~fee;~~ and fee along with a four dollar (\$4.00) convenience
18 fee 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;~~ Board;
- 22 (6) ~~one original signed SBI release of information form that shall be uploaded online with the original~~
23 mailed to the Board's administrative office;
- 24 (7) ~~a statement signed by a certified trainer and uploaded online stating the applicant has successfully~~
25 completed the training requirements of Rule .0707 of this Section if applicable; 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 application and the completed
28 affidavit form and shall retain a copy of the application, including affidavit, in the ~~individual's~~ guard's personnel file
29 in the employer's office.

30 (c) The applicant's copy of the application and completed affidavit form shall serve as a temporary registration card
31 that shall be carried by the applicant when he or she is working within the scope of his employment and that shall be
32 exhibited upon the request of any law enforcement officer or authorized representative of the Board.

33 ~~(d) A statement signed by a certified trainer that the applicant has successfully completed the training requirements~~
34 ~~of Rule .0707 of this Section shall be submitted to the Director with the online application.~~

35 ~~(e)~~ (d) A copy of the statement specified in ~~Paragraph (d)~~ Subparagraph (a)(7) of this Rule shall be retained by the
36 licensee in the individual applicant's personnel file in the employer's office.

1 *History Note: Authority G.S. 74C-5; 74C-8.1; 74C-11;*
2 *Eff. June 1, 1984;*
3 *Amended Eff. May 1, 2012; July 1, 2011; August 1, 1998; December 1, 1995; June 1, 1994;*
4 *February 1, 1990; May 1, 1988;*
5 *Transferred and Recodified from 12 NCAC 07D .0701 Eff. July 1, 2015;*
6 *Amended Eff. November 1, 2017; December 1, 2019.*

1 14B NCAC 16 .0702 is proposed for amendment as follows:

2
3 **14B NCAC 16.0702 FEES FOR UNARMED SECURITY GUARD REGISTRATION**

4 (a) Fees for unarmed security guards are as follows: ~~follows~~, to include a \$4.00 convenience fee and credit card
5 transaction fee:

- 6 (1) thirty dollar (\$30.00) non-refundable initial registration fee;
7 (2) thirty dollar (\$30.00) annual renewal, or reissue fee;
8 (3) fifteen dollar (\$15.00) transfer fee; and
9 (4) twenty-five dollars (\$25.00) late renewal fee to be paid within 90 days from the date the registration
10 expires and to be paid in addition to the renewal fee.

11 (b) Fees shall be paid as follows:

- 12 (1) ~~if the application is submitted by hand delivery, U.S. Mail, or delivery service, payment shall be in~~
13 ~~the form of a check or money order made payable to the Private Protective Services Board; or~~
14 (2) ~~if the application is submitted online, payment shall be by credit card, e-check card or other form of~~
15 ~~electronic funds transfer.~~

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17 *History Note: Authority G.S. 74C-9;*

18 *Eff. June 1, 1984;*

19 *Amended Eff. December 1, 1985;*

20 *Temporary Amendment Eff. January 1, 1990 for a Period of 180 Days to Expire on July 1, 1990;*

21 *ARRC Objection Lodged January 18, 1990;*

22 *Amended Eff. July 1, 2010; May 1, 2010; December 1, 2003; July 1, 1990;*

23 *Transferred and Recodified from 12 NCAC 07D .0702 Eff. July 1, 2015;*

24 *Amended Eff. January 1, 2018; December 1, 2019.*

1 14B NCAC 16 .0705 is proposed for amendment as follows:

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3 **14B NCAC 16 .0705 UNARMED SECURITY GUARD REGISTRATION IDENTIFICATION CARDS**

4 (a) The registration identification card shall be carried by the registrant when performing the duties of a private
5 protective services 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 any information relating
9 to the holder's eligibility to continue holding such a card.

10 (d) The guard transfer online form and fee shall be submitted to the Board by the employer within 10 days of the
11 beginning of employment.

12 (e) Upon revocation or suspension by the Board, a holder shall return the registration identification card to the
13 administrator within 10 days of the date of the revocation or suspension.

14
15 *History Note: Authority G.S. 74C-5; 74C-11;*

16 *Eff. June 1, 1984;*

17 *Amended Eff. December 1, 1985;*

18 *Transferred and Recodified from 12 NCAC 07D .0705 Eff. July 1, 2015; December 1, 2019.*

1 14B NCAC 16 .0706 is proposed for amendment as follows:

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3 **14B NCAC 16 .0706 RENEWAL ~~OR REISSUE~~ OF UNARMED SECURITY GUARD REGISTRATION**

4 (a) Each applicant for renewal of a registration identification card or his or her employer shall complete a an online
5 form on the website provided by the Board. This online form shall be submitted not fewer than ~~30~~ 90 days prior to the
6 expiration of the applicant's current registration and shall be accompanied by:

- 7 (1) ~~two~~ one head and shoulders color digital photographs of the applicant in JPG, JPEG, or PNG format
8 of acceptable quality for identification, taken within six months prior to ~~submission~~ online
9 application and submitted by ~~e-mail to PPSASL-Photos@ncdps.gov or by compact disc;~~ uploading
10 the photograph online with the application submission;
- 11 (2) upload online a statement of the results of a statewide ~~statements of any criminal history records~~
12 search record obtained from ~~by~~ the reporting service designated by the Board pursuant to G.S. 74C-
13 8.1(a) for each state where the applicant has resided within the preceding 12 months;
- 14 (3) ~~the applicant's renewal fee;~~ fee along with the four dollar (\$4.00) convenience fee and credit card
15 transactions fee; and
- 16 (4) ~~the actual cost charged to the Private Protective Services Board by the State Bureau of Investigation~~
17 ~~to cover the cost of criminal record checks performed by the State Bureau of Investigation, collected~~
18 ~~by the Private Protective Services Board.~~ upload a completed affidavit form and public notice
19 statement form.

20 ~~(b) Each applicant for reissue of a registration identification card shall complete, and his or her employer shall sign,~~
21 ~~a form provided by the Board. This form shall be submitted to the Board and accompanied by:~~

- 22 (1) ~~two~~ one head and shoulders color digital photographs of the applicant in JPG format of acceptable
23 quality for identification, taken within six months prior to submission and submitted by e-mail to
24 PPSASL-Photos@ncdps.gov or by compact disc; and
- 25 (2) ~~the applicant's reissue fee.~~

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

30 (d) Members of the armed forces whose registration is in good standing and to whom G.S. 105-249.2 grants an
31 extension of time to file a tax return shall receive that same extension of time to pay the registration renewal fee and
32 to complete any continuing education requirements prescribed by the Board. A copy of the military order or the
33 extension approval by the Internal Revenue Service or by the North Carolina Department of Revenue shall be
34 furnished to the Board.

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36 *History Note: Authority G.S. 74C-5; 74C-11;*
37 *Eff. June 1, 1984;*

1 *Amended Eff. May 1, 2012; October 1, 2010; December 1, 1995; February 1, 1990; July 1, 1987;*
2 *December 1, 1985;*
3 *Transferred and Recodified from 12 NCAC 07D .0706 Eff. July 1, 2015;*
4 *Amended Eff. November 1, 2017; December 1, 2019.*

1 14B NCAC 16 .0801 is proposed for amendment as follows:

2
3 **SECTION .0800 - ARMED SECURITY GUARD FIREARM REGISTRATION PERMIT**

4
5 **14B NCAC 16 .0801 APPLICATION/ARMED SECURITY GUARD FIREARM REGISTRATION**
6 **PERMIT**

7 (a) Each armed security guard employer or his or her designee shall ~~submit and sign~~ complete an online application
8 form for the registration of each armed security guard applicant to the Board. This online form shall be accompanied
9 by:

- 10 (1) one set of classifiable fingerprints on an applicant fingerprint ~~card; card that shall be mailed~~
11 separately to the Board's office;
- 12 (2) ~~two~~ one head and shoulders color digital photographs of the applicant in JPG, JPEG, or PNG format
13 of sufficient quality for identification, taken within six months prior to ~~submission~~ online application
14 and submitted by ~~e-mail to PPSASL-Photos@ncdps.gov or by compact disc;~~ uploading the
15 photograph online with the application submission;
- 16 (3) ~~a certified statement~~ upload online a statement of the results of a statewide criminal history records
17 search ~~from~~ by the reporting service designated by the Board pursuant to G.S. 74C-8.1(a) for each
18 state where the applicant has resided within the preceding 60 months;
- 19 (4) the applicant's non-refundable registration fee; ~~and~~
- 20 (5) upload a statement signed by a certified trainer that the applicant has successfully completed the
21 training requirements of Rule .0807 of this Section; and
- 22 (6) a certification by the applicant that he or she is at least 21 years of ~~age.~~ age;
- 23 (7) the registration fee required by Rule .0802 of this Section along with a four dollar (\$4.00)
24 convenience fee and credit card transaction fee;
- 25 (8) the actual cost charged to the Private Protective Services Board by the State Bureau of Investigation
26 to cover the cost of criminal record checks performed by the State Bureau of Investigation, collected
27 online by the Private Protective Services Board; and
- 28 (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 ~~individual's~~ guard's personnel file in the
32 employer's office.

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

1 (d) Applications submitted without proof of completion of a Board approved firearms training course shall not serve
2 as temporary registration cards.

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

5
6 *History Note: Authority G.S. 74C-5; 74 C-9; 74C-13;*
7 *Eff. June 1, 1984;*
8 *Amended Eff. May 1, 2012; April 1, 2008; August 1, 1998; December 1, 1995; February 1, 1990;*
9 *May 1, 1988; July 1, 1987;*
10 *Transferred and Recodified from 12 NCAC 07D .0801 Eff. July 1, 2015;*
11 *Amended Eff. November 1, 2017; December 1, 2019.*

1 14B NCAC 16 .0802 is proposed for amendment as follows:

2
3 **14B NCAC 16 .0802 FEES FOR ARMED SECURITY GUARD FIREARM REGISTRATION PERMIT**

4 (a) Fees for armed security guard firearm registration permits are as follows: follows, to include a four dollar (\$4.00)
5 convenience fee and credit card transaction fee:

- 6 (1) thirty dollars (\$30.00) non-refundable initial registration fee;
7 (2) thirty dollars (\$30.00) annual renewal, or reissue fee; and
8 (3) fifteen dollar (\$15.00) application fee.

9 (b) Fees shall be paid as follows:

- 10 (1) ~~if the application is submitted by hand delivery, U.S. Mail, or delivery service, payment shall~~
11 ~~be in the form of a check or money order made payable to the Private Protective Services Board; or~~
12 (2) ~~if the application is submitted online, payment shall be~~ online ~~by credit card, e-check card or~~
13 ~~other form of electronic funds transfer.~~

14
15 *History Note: Authority G.S. 74C-9;*

16 *Eff. June 1, 1984;*

17 *Amended Eff. December 1, 1985;*

18 *Temporary Amendment Eff. January 1, 1990 for a Period of 180 Days to Expire on July 1, 1990;*

19 *ARRC Objection Lodged January 18, 1990;*

20 *Amended Eff. July 1, 2010; December 1, 2003; July 1, 1990;*

21 *Transferred and Recodified from 12 NCAC 07D .0802 Eff. July 1, 2015;*

22 *Amended Eff. January 1, 2018; December 1, 2019.*

1 14B NCAC 16 .0806 is proposed for amendment as follows:

2
3 **14B NCAC 16 .0806 RENEWAL OF ARMED SECURITY GUARD FIREARM REGISTRATION**
4 **PERMIT**

5 (a) Each applicant for renewal of an armed security guard firearm registration permit identification card or his or her
6 employer shall complete ~~a~~ an online form on the website provided by the Board. This online form shall be submitted
7 not more than 90 days nor fewer than 30 days prior to expiration of the applicant's current armed registration and shall
8 be accompanied by:

9 (1) ~~two~~ one head and shoulders color digital photographs of the applicant in JPG, JPEG, or PNG format
10 of acceptable quality for identification, taken within six months prior to ~~submission~~ online
11 application and submitted by ~~e-mail to PPASL-Photos@ncdps.gov or by compact disc~~; uploading
12 the photograph online with the application submission;

13 (2) ~~statement~~ upload online a statement of the results of a statewide of any criminal record history search
14 obtained ~~from~~ by the reporting service designated by the Board pursuant to G.S. 74C-8.1(a) for each
15 state where the applicant has resided within the preceding 12 months;

16 (3) the applicant's renewal ~~fee~~, and fee along with the four dollar (\$4.00) convenience fee and credit
17 card transaction fee;

18 (4) 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~~; Board; and

21 (5) a statement signed by a certified trainer and uploaded online stating the applicant has successfully
22 completed the training requirements of Rule .0807 of this Section; and

23 (6) a completed affidavit form and public notice statement form.

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

27 (e) ~~Applications for renewal shall be accompanied by a statement signed by a certified trainer that the applicant has~~
28 ~~successfully completed the training requirements of Rule .0807 of this Section.~~

29 (d) (c) Members of the armed forces whose registration is in good standing and to whom G.S. 105-249.2 grants an
30 extension of time to file a tax return shall receive that same extension of time to pay the registration renewal fee and
31 to complete any continuing education requirements prescribed by the Board. A copy of the military order or the
32 extension approval by the Internal Revenue Service or by the North Carolina Department of Revenue shall be
33 furnished to the Board.

34
35 *History Note: Authority G.S. 74C-5; 74C-11; 74C-13;*

36 *Eff. June 1, 1984;*

1 *Amended Eff. May 1, 2012; October 1, 2010; December 1, 1995; February 1, 1990; December 1,*
2 *1985;*
3 *Transferred and Recodified from 12 NCAC 07D .0806 Eff. July 1, 2015;*
4 *Amended Eff. January 1, 2018; November 1, 2017; December 1, 2019.*

1 14B NCAC 16 .0902 is proposed for amendment as follows:

2
3 **SECTION .0900 – TRAINER CERTIFICATE**
4

5
6 **14B NCAC 16 .0902 APPLICATION FOR FIREARMS TRAINER CERTIFICATE**

7 Each applicant for a firearms trainer certificate shall submit an ~~original and one copy of the~~ online application to the
8 Board. The application shall be accompanied by:

- 9 (1) one set of classifiable fingerprints on an applicant fingerprint ~~card;~~ card that shall be mailed
10 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 ~~adequate~~ acceptable quality for identification, taken within six months prior to online submission
13 and submitted by ~~e-mail to PPSASL-Photos@ncdps.gov or by compact disc~~ uploading online with
14 the application submission;
15 (3) ~~a certified statement~~ upload online a statement of the ~~result~~ results of a statewide criminal history
16 records search by the reporting service designated by the Board pursuant to G.S. 74C-8.1(a) for each
17 state where the applicant has resided within the preceding 60 months;
18 (4) 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 (5) the applicant's non-refundable ~~registration fee;~~ application fee along with a four dollar (\$4.00)
22 convenience fee and credit card transaction fee;
23 (6) a certificate of successful completion of the training required by Rule .0901(3) and (4) of this
24 ~~Section. This training shall have been completed~~ Section indicating the training was completed
25 within 60 days of the submission of the application; application and uploaded online as part of the
26 online application process; and
27 (7) the actual cost charged to the Private Protective Services Board by the North Carolina Justice
28 Academy to cover the cost of the firearms training course given by the N.C. Justice Academy and
29 collected as part of the online application process by the Private Protective Services Board.

30
31 *History Note: Authority G.S. 74C-5; 74C-8.1(a); 74C-13;*
32 *Eff. June 1, 1984;*
33 *Amended Eff. August 1, 1998; December 1, 1995; July 1, 1987; December 1, 1985;*
34 *Temporary Amendment Eff. July 17, 2001;*
35 *Amended Eff. January 1, 2013; May 1, 2012; August 1, 2002;*
36 *Transferred and Recodified from 12 NCAC 07D .0902 Eff. July 1, 2015;*
37 *Amended Eff. November 1, 2017; December 1, 2019.*

1 14B NCAC 16 .0903 is proposed for amendment as follows:

2

3 **14B NCAC 16 .0903 FEES FOR TRAINER CERTIFICATE**

4 (a) Trainer certificate fees are as follows:

- 5 (1) forty dollar (\$40.00) non-refundable initial application fee for firearms trainer applicants;
- 6 (2) twenty-five dollar (\$25.00) non-refundable initial application fee for an unarmed trainer applicant;
- 7 (3) twenty-five dollar (\$25.00) biennial fee for a renewal or replacement trainer certificate.

8 (b) Fees shall be paid as follows:

- 9 (1) ~~if the application is submitted by hand delivery, U.S. Mail, or delivery service, payment shall be in~~
- 10 ~~the form of a check or money order made payable to the Private Protective Services Board; or~~
- 11 (2) ~~if the application is submitted online, payment shall be online by credit card, e-check card or other~~
- 12 form of electronic funds transfer.

13

14 *History Note: Authority G.S. 74C-9;*

15 *Eff. June 1, 1984;*

16 *Amended Eff. January 1, 2005; January 1, 2004;*

17 *Transferred and Recodified from 12 NCAC 07D .0903 Eff. July 1, 2015;*

18 *Amended Eff. January 1, 2018; December 1, 2019.*

1 14B NCAC 16 .0904 is proposed for amendment as follows:

2
3 **14B NCAC 16 .0904 RENEWAL OF A FIREARMS TRAINER CERTIFICATE**

4 (a) Each applicant for renewal of a firearms trainer certificate shall complete ~~a~~ an online renewal form on the website
5 ~~provided by the Board and available on its website at www.ncdps.gov/PPS- Board.~~ This form shall be submitted online
6 not less than 30 days prior to the expiration of the applicant's current certificate and shall be accompanied by:

- 7 (1) ~~certification~~ uploaded online a certificate of the successful completion of a firearms trainer refresher
8 course approved by the Board and the Secretary of Public Safety consisting of a minimum of eight
9 hours of classroom and practical range training in safety and maintenance of the applicable firearm
10 (i.e. handgun, shotgun or rifle), range operations, control and safety procedures, and methods of
11 firing. This training shall be completed within 180 days of the submission of the renewal application;
- 12 (2) ~~a certified statement~~ uploaded online a statement of the ~~result~~ results of a criminal history records
13 search ~~from~~ by the reporting service designated by the Board pursuant to G.S. 74C-8.1(a) for each
14 state where the applicant has resided within the preceding 48 months;
- 15 (3) the applicant's renewal fee; fee along with the four dollar (\$4.00) convenience fee and credit card
16 transaction fee; and
- 17 (4) 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 (b) Members of the armed forces whose certification is in good standing and to whom G.S. 105-249.2 grants an
21 extension of time to file a tax return shall receive that same extension of time to pay the certification renewal fee and
22 to complete any continuing education requirements prescribed by the Board. A copy of the military order or the
23 extension approval by the Internal Revenue Service or by the North Carolina Department of Revenue shall be
24 furnished to the Board.

25
26 *History Note: Authority G.S. 74C-5; 74C-8.1(a); 74C-13;*
27 *Eff. June 1, 1984;*
28 *Amended Eff. January 1, 2013; October 1, 2010; June 1, 2009; December 1, 1995; December 1,*
29 *1985;*
30 *Transferred and Recodified from 12 NCAC 07D .0904 Eff. July 1, 2015;*
31 *Amended Eff. February 1, 2016; October 1, 2015;*
32 *Amended Eff. November 1, 2017; December 1, 2019.*

1 14B NCAC 16 .0909 is proposed for amendment as follows:

2
3 **14B NCAC 16 .0909 UNARMED TRAINER CERTIFICATE**

4 (a) To receive an unarmed trainer certificate, an applicant shall meet the following requirements:

- 5 (1) comply with the requirements of Rule .0703 of this Chapter;
- 6 (2) have a minimum of one year of experience in security with a contract security company or
7 proprietary security organization, or one year of experience with any federal, state, county or
8 municipal law enforcement agency;
- 9 (3) successfully complete a training course approved by the Board and the Secretary of Public Safety
10 which shall consist of a minimum of 24 hours classroom instruction to include the following topic
11 areas:
- 12 (A) civil liability for the security trainer -- (two hours);
- 13 (B) interpersonal communications in instruction -- (three hours);
- 14 (C) teaching adults -- (four hours);
- 15 (D) principles of instruction -- (one hour);
- 16 (E) methods and strategies of instruction -- (one hour);
- 17 (F) principles of instruction: audio-visual aids -- (three hours); and
- 18 (G) student performance -- (45 minute presentation);
- 19 (4) receive a favorable recommendation from the employing or contracting licensee; and
- 20 (5) submit the online application required by Rule .0910 of this Section, ~~which is available on the~~
21 ~~Board's website at www.nedps.gov/PPS.~~ Section.

22 (b) In lieu of completing the training course set forth in Subparagraph (a)(3) of this Rule, an applicant may submit to
23 the Board:

- 24 (1) a Criminal Justice General Instructor Certificate from the North Carolina Criminal Justice Education
25 and Training Standards Commission; or
- 26 (2) any training certification that meets or exceeds the requirements of Subparagraph (a)(3) of this Rule
27 and is approved by the Director of PPS.

28 (c) In lieu of the experience requirement of Subparagraph (a)(2) of this Rule and completing the training course set
29 forth in Subparagraph (a)(3) of this Rule, an applicant may establish that the applicant satisfies the conditions set forth
30 in G.S. 93B-15.1(a) for an unarmed trainer and two years of verifiable experience within the past five years in the
31 U.S. Armed forces as an unarmed guard trainer.

32 (d) In addition to the requirements of Section .0200 of this Chapter, an applicant for an unarmed guard trainer
33 certificate that is the spouse of an active duty member of the U.S. Armed Forces shall establish that the applicant
34 satisfies the conditions set forth in G.S. 93B-15.1(b).

35 (e) An Unarmed Trainer Certificate shall expire two years after the date of issuance.

36
37 *History Note: Authority G.S. 74C-8; 74C-9; 74C-11; 93B-15.1;*

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2
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Eff. October 1, 2004;

Amended Eff. October 1, 2013; January 1, 2013; January 1, 2008;

Transferred and Recodified from 12 NCAC 07D .0909 Eff. July 1, 2015;

Amended Eff. October 1, 2015; December 1, 2019.

1 14B NCAC 16 .0910 is proposed for amendment as follows:

2

3 **14B NCAC 16 .0910 APPLICATION FOR AN UNARMED TRAINER**

4 Each applicant for an unarmed trainer certificate shall submit an online application to the Board. The application shall
5 be accompanied by:

6 (1) the certified trainer application fee established in Rule .0903(a)(2) of this ~~Section and~~ Section along
7 with a four dollar (\$4.00) convenience fee and credit card transaction fee; and

8 (2) a certificate of successful completion of the training required. This training shall have been
9 completed within 120 days of the submission of the application or current certificate of other
10 acceptable certification as set forth in Rule .0909(b) of this Section.

11

12 *History Note: Authority G.S. 74C-8; 74C-9; 74C-11; 74C-13;*

13 *Eff. October 1, 2004;*

14 *Amended Eff. January 1, 2013;*

15 *Transferred and Recodified from 12 NCAC 07D .0910 Eff. July 1, 2015; December 1, 2019.*

1 14B NCAC 16 .0911 is proposed for amendment as follows:

2
3 **14B NCAC 16 .0911 RENEWAL OF AN UNARMED TRAINER CERTIFICATE**

4 (a) Each applicant for renewal of an unarmed trainer certificate shall complete ~~a board~~ an online renewal ~~form~~. Form
5 on the website provided by the Board. This form shall be submitted online not less than 30 days prior to the expiration
6 of the applicant's current certificate. In addition, the applicant shall include the following:

7 (1) the renewal fee set forth in Rule .0903(a)(3) of this ~~Section~~; Section and collected online as part of
8 the application process;

9 (2) ~~certification~~ uploaded online a certificate of completion of a minimum of 16 hours of Board
10 approved armed or unarmed instruction performed during the current unarmed trainer certification
11 period; and

12 (3) ~~a-an uploaded~~ statement verifying the classes taught during the current unarmed trainer certification
13 period on a form ~~prescribed~~ provided by the ~~Board~~. Board as part of the online application process.

14 (b) Members of the armed forces whose certification is in good standing and to whom G.S. 105-249.2 grants an
15 extension of time to file a tax return are granted that same extension of time to pay the certification renewal fee and
16 to complete any continuing education requirements prescribed by the Board. A copy of the military order or the
17 extension approval by the Internal Revenue Service or by the North Carolina Department of Revenue must be
18 furnished to the Board.

19
20 *History Note: Authority G.S. 74C-8; 74C-9; 74C-11; 74C-13;*

21 *Eff. August 1, 2004;*

22 *Amended Eff. January 1, 2013; October 1, 2010; January 1, 2008;*

23 *Transferred and Recodified from 12 NCAC 07D .0911 Eff. July 1, 2015; December 1, 2019.*

1 14B NCAC 16 .0912 is proposed for amendment as follows:

2

3 **14B NCAC 16 .0912 ROSTERS OF UNARMED TRAINER CLASSES**

4 Each unarmed trainer shall ~~send to the Board training officer, by e-mail,~~ upload on the Board's website all rosters of
5 classes taught during the current unarmed trainer certification period by June 30 and by December 31 of each year.

6

7 *History Note: Authority G.S. 74C-5; 74C-13;*

8 *Eff. January 1, 2013;*

9 *Transferred and Recodified from 12 NCAC 07D .0912 Eff. July 1, 2015; December 1, 2019.*

1 14B NCAC 16 .1301 is proposed for amendment as follows:

2
3 **SECTION .1300 – ARMORED CAR SERVICE GUARD REGISTRATION (UNARMED)**
4

5 **14B NCAC 16 .1301 APPLICATION FOR UNARMED ARMORED CAR SERVICE GUARD**
6 **REGISTRATION**

7 (a) Each armored car employer or his designee shall submit ~~and sign~~ an online application form for the registration
8 of each unarmed armored car service guard employee to the Board. This online form shall be accompanied by:

- 9 (1) one set of classifiable fingerprints on an applicant fingerprint card; card that shall be mailed
10 separately to the Board's office;
11 (2) ~~two~~ one head and shoulders color digital photographs of the applicant in JPG, JPEG, or PNG format
12 of acceptable quality for identification, taken within six months prior to online ~~submission~~
13 application and submitted by e-mail to PPSASL-Photos@ncdps.gov or by compact disc; uploading
14 the photograph online with the application submission;
15 (3) ~~a certified statement~~ upload online a statement of the result of a statewide criminal history records
16 search ~~from~~ by the reporting service designated by the Board pursuant to G.S. 74C-8.1(a) for each
17 state where the applicant has resided within the preceding 60 months;
18 (4) the applicant's non-refundable registration fee; ~~and~~ fee along with a four dollar (\$4.00) convenience
19 fee and credit card transaction fee;
20 (5) the actual cost charged to the Private Protective Services Board by the State Bureau of Investigation
21 to cover the cost of criminal record checks performed by the State Bureau of Investigation, collected
22 online by the Private Protective Services Board. ~~Board;~~
23 (6) ~~a statement signed by a certified trainer that the applicant has successfully completed the training~~
24 requirements of Rule .1307 of this Section if applicable; and
25 (7) ~~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 affidavit, in the individual's guard's personnel
28 file in the employer's office.

29 (c) The applicant's copy of the application and completed affidavit form shall serve as a temporary registration card
30 that shall be carried by the applicant when he or she is working is within the scope of his or her employment and ~~that~~
31 shall be exhibited upon the request of any law enforcement officer or authorized representative of the Board.

32 ~~(d) A statement signed by a certified trainer that the applicant has successfully completed the training requirements~~
33 ~~of Rule .1307 of this Section shall be submitted to the Director with the application.~~

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

36
37 *History Note: Authority G.S. 74C-3; 74C-5; 74C-8.1(a);*

- 1 *Eff. January 1, 2013;*
- 2 *Transferred and Recodified from 12 NCAC 07D .1401 Eff. July 1, 2015;*
- 3 *Amended Eff. November 1, 2017; December 1, 2019.*

1 14B NCAC 16 .1302 is proposed for amendment as follows:

2
3 **14B NCAC 16 .1302 FEES FOR UNARMED ARMORED CAR SERVICE GUARD REGISTRATION**

4 (a) Fees for unarmed armored car service guards are as follows: ~~follows, to include a \$4.00 convenience fee and credit~~
5 ~~card transaction fee:~~

- 6 (1) thirty dollar (\$30.00) non-refundable initial registration fee;
- 7 (2) thirty dollar (\$30.00) annual renewal, or reissue fee;
- 8 (3) fifteen dollar (\$15.00) transfer fee; and
- 9 (4) twenty-five dollars (\$25.00) late renewal fee to be paid within 90 days from the date the registration
10 expires and to be paid in addition to the renewal fee.

11 (b) Fees shall be paid as follows:

- 12 (1) ~~if the application is submitted by hand delivery, U.S. Mail, or delivery service, payment shall be in~~
13 ~~the form of a check or money order made payable to the Private Protective Services Board; or~~
- 14 (2) ~~if the application is submitted online, payment shall be and by credit card, e-check card or other~~
15 ~~form of electronic funds transfer.~~

16
17 *History Note: Authority G.S. 74C-3; 74C-5; 74C-9;*

18 *Eff. January 1, 2013;*

19 *Transferred and Recodified from 12 NCAC 07D .1402 Eff. July 1, 2015;*

20 *Amended Eff. January 1, 2018; December 1, 2019.*

1 14B NCAC 16 .1306 is proposed for amendment as follows:

2
3 **14B NCAC 16 .1306 RENEWAL OR REISSUE OF UNARMED ARMORED CAR SERVICE GUARD**
4 **REGISTRATION**

5 (a) Each applicant for renewal of an unarmed armored car service guard registration identification card or his or her
6 employer shall complete ~~a~~ an online form provided by the Board. This online form shall be submitted not fewer than
7 ~~30~~ 90 days prior to the expiration of the applicant's current registration and shall be accompanied by:

8 (1) ~~statements of any~~ upload online a statement of the results of a statewide criminal record history
9 records search obtained from the reporting service designated by the Board pursuant to G.S. 74C-
10 8.1(a) for each state where the applicant has resided within the preceding 12 months; and

11 (2) the applicant's renewal ~~fee~~. fee along with a four dollar (\$4.00) convenience fee and credit card
12 transaction fee.

13 ~~(b) Each applicant for reissue of a registration identification card shall complete, and his or her employer shall sign,~~
14 ~~a form provided by the Board. This form shall be submitted to the Board and accompanied by:~~

15 (3) ~~two~~ one head and shoulders color digital photographs of the applicant in JPG, JPEG, or PNG format
16 of acceptable quality for identification, taken within six months prior to ~~submission~~ online
17 application and submitted by ~~e-mail to PPSASL_Photos@ncdps.gov or by compact disc; uploaded~~
18 online with application submission; and

19 ~~(2) the applicant's reissue fee.~~

20 ~~(4) a completed affidavit form and public notice statement form.~~

21 (c) The employer of each applicant for a registration renewal or reissue shall give the applicant a copy of the online
22 application and ~~shall the completed affidavit form to serve as a record of application for renewal or reissue and shall~~
23 ~~retain a copy of the application packet, including affidavit, in the individual's guard's personnel file in the employer's~~
24 ~~office.~~

25 (d) Members of the armed forces whose registration is in good standing and to whom G.S. 105-249.2 grants an
26 extension of time to file a tax return shall receive that same extension of time to pay the registration renewal fee and
27 to complete any continuing education requirements prescribed by the Board. A copy of the military order or the
28 extension approval by the Internal Revenue Service or by the North Carolina Department of Revenue shall be
29 furnished to the Board.

30
31 *History Note: Authority G.S. 74C-3; 74C-5; 78C-8.1(a);*

32 *Eff. January 1, 2013;*

33 *Transferred and Recodified from 12 NCAC 07D .1406 Eff. July 1, 2015;*

34 *Amended Eff. November 1, 2017; December 1, 2019.*

1 14B NCAC 16 .1401 is proposed for amendment as follows:

2
3 **SECTION .1400 - ARMED ARMORED CAR SERVICE GUARDS FIREARM REGISTRATION PERMIT**

4
5 **14B NCAC 16 .1401 APPLICATION/ARMED ARMORED CAR SERVICE GUARD FIREARM**
6 **REGISTRATION PERMIT**

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

- 10 (1) one set of classifiable fingerprints on an applicant fingerprint ~~card;~~ card that shall be mailed
11 separately to the Board's office;
- 12 (2) ~~two~~ one head and shoulders color digital photographs of the applicant in JPG, JPEG, or PNG format
13 of acceptable quality for identification, taken within six months prior to ~~submission~~ online
14 application and submitted by ~~e-mail to PPSASL-Photos@ncdps.gov or by compact disc;~~ uploading
15 the photograph online with application submission;
- 16 (3) ~~a certified statement~~ upload online a statement of the result of a statewide criminal history records
17 search from the reporting service designated by the Board pursuant to G.S. 74C-8.1(a) for each state
18 where the applicant has resided within the preceding 60 months;
- 19 (4) the applicant's non-refundable registration fee; fee along with a four dollar (\$4.00) convenience fee
20 and credit card transaction fee;
- 21 (5) a statement signed by a certified trainer that the applicant has successfully completed the training
22 requirements of Rule .1407 of this Section; ~~and~~
- 23 (6) a certification by the applicant that he or she is at least 18 years of ~~age;~~ age;
- 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 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 ~~individual's~~ guard's
30 personnel file in the employer's office.

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

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

1 (e) 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-3; 74C-5; 74C-8.1(a); 74C-13;*
5 *Eff. January 1, 2013;*
6 *Transferred and Recodified from 12 NCAC 07D .1501 Eff. July 1, 2015;*
7 *Amended Eff. November 1, 2017; December 1, 2019.*

1 14B NCAC 16 .1402 is proposed for amendment as follows:

2

3 **14B NCAC 16 .1402 FEES FOR ARMED ARMORED CAR SERVICE GUARD FIREARM**
4 **REGISTRATION PERMIT**

5 (a) Fees for armed armored car service guard firearm registration permits are as follows: ~~follows~~, to include a four
6 dollar (\$4.00) convenience fee and credit card transaction fee:

7 (1) thirty dollars (\$30.00) non-refundable initial registration fee;

8 (2) thirty dollars (\$30.00) annual renewal, or reissue fee; and

9 (3) fifteen dollars (\$15.00) application fee.

10 (b) Fees shall be paid as follows:

11 (1) ~~if the application is submitted by hand delivery, U.S. Mail, or delivery service, payment shall be in~~
12 ~~the form of a check or money order made payable to the Private Protective Services Board; or~~

13 (2) ~~if the application is submitted online, payment shall be by credit card, e-check card or other form of~~
14 ~~electronic funds transfer.~~

15

16 *History Note: Authority G.S. 74C-3; 74C-5; 74C-9; 74C-13;*

17 *Eff. January 1, 2013;*

18 *Transferred and Recodified from 12 NCAC 07D .1502 Eff. July 1, 2015;*

19 *Amended Eff. January 1, 2018; December 1, 2019.*

1 14B NCAC 16 .1406 is proposed for amendment as follows:

2
3 **14B NCAC 16 .1406 RENEWAL OF ARMED ARMORED CAR SERVICE GUARD FIREARM**
4 **REGISTRATION PERMIT**

5 (a) Each applicant for renewal of an armed armored car service guard firearm registration permit identification card
6 or his or her employer or designee shall complete a ~~an online~~ form provided by the Board. This online form shall be
7 submitted not more than 90 days nor fewer than 30 days prior to expiration of the applicant's current armed registration
8 and shall be accompanied by:

- 9 (1) ~~two one~~ one head and shoulders color digital photographs of the applicant in JPG, JPEG, or PNG format
10 of acceptable quality for identification, taken within six months prior to ~~submission~~ online
11 application and submitted by ~~e-mail to PPSASL-Photos@ncdps.gov or by compact disc; uploading~~
12 the photograph online with the application submission;
- 13 (2) ~~a certified statement~~ upload online a statement of the result of a statewide criminal history records
14 search ~~from~~ by the reporting service designated by the Board pursuant to G.S. 74C-8.1(a) for each
15 state where the applicant has resided within the preceding 12 months;
- 16 (3) ~~the applicant's renewal fee; and fee along with a four dollar (\$4.00) convenience fee and credit card~~
17 transaction fee;
- 18 (4) 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. Board;
- 21 (5) a statement signed by a certified trainer that the applicant has successfully completed the training
22 requirements of Rule .0807 of the Section; and
- 23 (6) a completed affidavit form and public notice statement form.

24
25 (b) The employer of each applicant for a registration renewal shall give the applicant a copy of the online application
26 ~~that shall and completed application, including affidavit,~~ to serve as a record of application for renewal and shall retain
27 a copy of the application, including affidavit, in the ~~individual's guard's~~ personnel file in the employer's office.

28 ~~(e) Applications for renewal shall be accompanied by a statement signed by a certified trainer that the applicant has~~
29 ~~successfully completed the training requirements of Rule .1407 of this Section.~~

30 ~~(d)~~ (c) Members of the armed forces whose registration is in good standing and to whom G.S. 105-249.2 grants an
31 extension of time to file a tax return shall receive that same extension of time to pay the registration renewal fee and
32 to complete any continuing education requirements prescribed by the Board. A copy of the military order or the
33 extension approval by the Internal Revenue Service or by the North Carolina Department of Revenue shall be
34 furnished to the Board.

35
36 *History Note: Authority G.S. 74C-3; 74C-5; 74C-8.1(a); 74C-13;*
37 *Eff. January 1, 2013;*

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*Transferred and Recodified from 12 NCAC 07D .1506 Eff. July 1, 2015;
Amended Eff. November 1, 2017; December 1, 2019.*