12 NCAC 10B .0414 is proposed for adoption as follows:

12 NCAC 10B .0414 REINSTATEMENT OF JUSTICE OFFICERS

(a) A justice officer whose certification was suspended pursuant to Rule .0204(b)(1) of this Subchapter is eligible to have the certification reinstated provided that:

(1) the period of suspension was six months or less;

(2) the officer has successfully completed the basic training requirements as prescribed in Sections .0500, .0600, or .1300 of this Subchapter; and

(3) the employing agency submits to the Division the following:

(A) Report of Appointment (F-4 or F-4T);

(B) Oath of Office for deputy appointment;

(C) Results of a Fingerprint Criminal History Record Check pursuant to Rule .0303 of this Subchapter;

(D) Results of a criminal record check pursuant to Rule .0305(5) (A) and (B) of this Subchapter;

(E) Processed AOC-280; and

(F) Firearms Qualification Records (F-9A) if authorized by the Sheriff to carry a firearm.

(b) A justice officer for whom a Report of Separation (Form F-5) has been submitted to the Division, and who is re-appointed in the same agency, is eligible for reinstatement provided that:

(1) the period of separation has been six-months or less; and

(2) the employing agency submits to the Division the following:

(A) Report of Appointment (F-4 or F-4T);

(B) Oath of Office for deputy appointment;

(C) Results of a Fingerprint Criminal History Record Check pursuant to Rule .0303 of this Subchapter;

(D) Results of a criminal record check pursuant to Rule .0305(5) (A) and (B) of this Subchapter;

(E) Processed Verification of Expunction (AOC-280); and

(F) Firearms Qualification Records (F-9A) if authorized by the Sheriff to carry a firearm.

History Note: *Authority G.S. 17E-4; 17E-7;*
Eff. March 1, 2027.