

PROPOSED RULE AMENDMENTS

Public Hearing:

May 13, 2020 – 10:00 am

Full Commission Vote:

May 15, 2020- 9:00 am

**Wake Technical Community College
Public Safety Training Center
321 Chapanoke Rd.
Raleigh, NC 27502**

Instructions for Oral and Written Comments: The objection, reasons for the objection, and the clearly identified portion of the rule to which the objection pertains, must be submitted in writing to:

Charminique Williams
Department of Justice
Criminal Justice Standards Division
PO Drawer 149
Raleigh, NC 27602.



Title: Minimum Training Specifications: Annual In-Service Training
Agency: Criminal Justice Education and Training and Standards Commission
Contact: Charminique Williams
Impact Summary: State Government: No
Local Government: No
Substantial Impact: No
Small Business: No

12 NCAC 09E .0105: Minimum Training Specifications: Annual In-Service Training

Statutory authority for the rule change: G.S. 17C-6; 17C-10.

Amendment: On November 22, 2019, the Criminal Justice Education and Training Standards Commission proposed amendments to the aforementioned rules in order to:

- State Impact:** None
- Local Government Impact:** No
- Substantial Economic Impact:** No
- Small Business Impact:** No

*Rules begin on the following page

1 12 NCAC 09E .0105 is proposed for amendment as follows:

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3 **12 NCAC 09E .0105 MINIMUM TRAINING SPECIFICATIONS: ANNUAL IN-SERVICE TRAINING**

4 (a) The following topics, specifications, and hours shall be included in each law enforcement officer's annual in-
5 service training courses. For the purposes of this Subchapter, a credit shall be equal to one hour of traditional classroom
6 instruction. All sworn law enforcement officers shall complete a minimum of 24 in-service training credits. The
7 following topics, totaling ~~18~~ 14 credits, shall be specifically required:

- 8 (1) ~~2021~~ 2020 Firearms Training and Qualification (minimum 4 credits);
9 (2) ~~2021~~ 2020 Legal Update (minimum 4 credits);
10 (3) ~~2021~~ 2020 Continue to Make a Difference: Positive Engagement Stories and Studies ~~2020~~ Long-Term
11 Effects of Childhood Adversity (minimum 2 credits);
12 (4) ~~2021~~ 2020 School Safety and Responding to School Incidents (minimum 4 credits) ~~2020~~ The Signs
13 Within: Suicide Prevention Education and Awareness (2 credits);
14 (5) ~~2020~~ Career Survival: Training and Standards Issues (2 credits);
15 (6) ~~2020~~ Communication Strategies When Encountering Persons Who are Deaf or Hard of Hearing (2
16 credits);
17 (7) ~~2020~~ Armed/Unarmed Security/Company Police: Understanding Their Roles and Authority (2
18 credits);
19 (5)(8) Topics of Choice (12 credits);
20 (A) Officer Awareness: Responding to Victims of Trauma (minimum 4 credits); ~~Hazardous~~
21 Materials (2 credits);
22 (B) Patrol Vehicle Operations (minimum 4 credits); Bloodborne Pathogens (2 credits);
23 (C) Hemp Industry: Overview and Officer Roles (minimum 2 credits); Situational
24 Awareness/Subject Control (4 credits); and
25 (D) Physical and Mental Wellness: Building & Implementing a Plan for Improvement
26 (minimum 2 credits). ~~Law enforcement Threat Assessment~~ (4 credits).

27 (b) All sworn law enforcement officers shall complete a minimum of ~~10~~ 6 in-service credits, in topics identified by
28 their respective agency heads. The agency head may choose any topic, provided the lesson plan is written in
29 Instructional Systems Design format and is taught by an instructor who is certified by the Commission. Topics
30 delivered pursuant to Rule .0104(1) of this Section and National Certification Programs administered by the
31 International Association of Directors of Law Enforcement Standards and Training (IADLEST) completed during the
32 mandated in-service year, shall satisfy in part or in whole the topic requirements set forth by the agency head. To
33 satisfy this requirement these topics shall not be required to be written in Instructional Systems Design format or
34 delivered by an instructor certified by the Commission.

35 (c) The "Specialized Firearms Instructor Training Manual" published by the North Carolina Justice Academy shall
36 be applied as a guide for conducting the annual in-service firearms training program. Copies of this publication may
37 be inspected at the office of the:

Criminal Justice Standards Division
North Carolina Department of Justice
1700 Tryon Park Drive
Raleigh, North Carolina 27610

and may be obtained at the cost of printing and postage from the Academy at the following address:

North Carolina Justice Academy
Post Office Drawer 99
Salemberg, North Carolina 28385

(d) The "In-Service Lesson Plans" published by the North Carolina Justice Academy shall be applied as a minimum curriculum for conducting the annual in-service training program. Copies of this publication may be inspected at the office of the:

Criminal Justice Standards Division
North Carolina Department of Justice
1700 Tryon Park Drive
Raleigh, North Carolina 27610

and may be obtained at the cost of printing and postage from the Academy at the following address:

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(e) Lesson plans are designed to be delivered in hourly increments. A student who completes an online in-service training topic shall receive the number of credits that correspond to the number of hours of traditional classroom training, regardless of the amount of time the student spends completing the course.

(f) Completion of training shall be demonstrated by passing a written test for each in-service training topic, as follows:

- (1) A written test comprised of at least five questions per credit shall be developed by the agency or the North Carolina Justice Academy for each in-service training topic requiring testing. The Firearms Training and Qualifications in-service course and topics delivered pursuant to Rule .0104(1) of this Section shall be exempt from this written test requirement;
- (2) A student shall pass each test by achieving at least 70 percent correct answers; and
- (3) A student who completes a topic of in-service training in a traditional classroom setting or online and fails the end of topic exam shall be given one attempt to re-test. If the student fails the exam a second time, the student shall complete the in-service training topic in a traditional classroom setting before taking the exam a third time.

History Note: Authority G.S. 17C-6; 17C-10;
Eff. July 1, 1989;
Amended Eff. January 1, 2005; November 1, 1998;
Temporary Amendment Eff. January 1, 2005;

1 *Amended Eff. January 1, 2019; January 1, 2018; January 1, 2017; July 1, 2016; January 1, 2016;*
2 *January 1, 2015; February 1, 2014; June 1, 2012; February 1, 2011; January 1, 2010; April 1,*
3 *2009; April 1, 2008; February 1, 2007; January 1, 2006;*
4 *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. May 25,*
5 *2019;*
6 *Amended Eff. January 1, 2021, January 1, 2020.*