

# PROPOSED RULE AMENDMENTS

## Public Hearing:

*May 11, 2022*  
*10:00 am*

## Full Commission Vote:

**May 13, 2022**  
**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:** Physical and Mental Standards  
**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 09G .0205 Physical and Mental Standards

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

Amendment: On February 14, 2022, the Criminal Justice Education and Training Standards Commission proposed amendments to the rules mentioned above to:

To ensure compliance with pre-employment psychological examination screening.

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

\*Rules begin on the following page

1 12 NCAC 09G .0205 is proposed for amendment as follows:

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3 **12 NCAC 09G .0205 PHYSICAL AND MENTAL STANDARDS**

4 (a) Every person employed as a correctional officer or probation/parole officer by the North Carolina Department of  
5 Public Safety, Division of Adult Correction and Juvenile Justice shall have been examined and certified within one  
6 year prior to employment with the North Carolina Department of Public Safety, Division of Adult Correction and  
7 Juvenile Justice by a physician licensed in North Carolina, physician's assistant, or nurse practitioner to meet the  
8 physical requirements to fulfill the officer's particular responsibilities as stated in the essential job functions.

9 (b) Every person employed as a correctional officer or probation/parole officer by the North Carolina Department of  
10 Public Safety, Division of Adult Correction and Juvenile Justice shall have been administered ~~within one year prior~~  
11 ~~to employment with the North Carolina Department of Public Safety, Division of Adult Correction and Juvenile Justice~~  
12 ~~a psychological screening examination by a clinical psychologist or psychiatrist licensed to practice in North Carolina~~  
13 ~~to determine the officer's mental and emotional suitability to fulfill the officer's particular responsibilities as stated in~~  
14 ~~the essential job functions. a psychological screening examination in accordance with G.S. 17C-10(c). The~~  
15 ~~psychological screening shall be valid for a period of one year to the criminal justice officer's initial appointment and~~  
16 ~~applies to any criminal justice officer seeking initial or probationary certification.~~

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18 *History Note: Authority G.S. 17C-6; 17C-10;*  
19 *Temporary Adoption Eff. January 1, 2001;*  
20 *Eff. August 1, 2002;*  
21 *Amended Eff. January 1, 2015; April 1, 2009; August 1, 2004;*  
22 *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. May 25,*  
23 *2019.*  
24 *Amended Eff. July 1, 2022.*