

**CHAPTER 06 - THE NORTH CAROLINA JUSTICE ACADEMY**

**SUBCHAPTER 06A - ORGANIZATION AND RULES**

**SECTION .0100 - GENERAL PROVISIONS**

**12 NCAC 06A .0101 NAME AND LOCATION**

*History Note:* Authority G.S. 17D-1; 17D-2;  
Eff. February 1, 1976;  
Readopted Eff. January 5, 1978;  
Amended Eff. August 1, 2009; December 1, 1984;  
Expired Eff. November 1, 2016 pursuant to G.S. 150B-21.3A.

**12 NCAC 06A .0102 MAILING ADDRESS**

The mailing address of the Justice Academy is: The North Carolina Justice Academy, P.O. Drawer 99, Salemburg, North Carolina 28385 and PO Box 600, Edneyville, North Carolina 28727.

*History Note:* Authority G.S. 17D-1; 17D-2;  
Eff. February 1, 1976;  
Readopted Eff. January 5, 1978;  
Amended Eff. August 1, 2009;  
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. October 4, 2016.

**12 NCAC 06A .0103 AUTHORITY TO MAKE RULES**

*History Note:* Authority G.S. 17D-1; 17D-2; 17D-3;  
Eff. February 1, 1976;  
Readopted Eff. January 5, 1978;  
Expired Eff. November 1, 2016 pursuant to G.S. 150B-21.3A.

**SECTION .0200 - PURPOSE**

**12 NCAC 06A .0201 STATEMENT OF PURPOSE OF THE JUSTICE ACADEMY**

The purpose of the North Carolina Justice Academy is to provide education and training to the officers and employees of the criminal justice agencies of the State of North Carolina and its local governments; to upgrade criminal justice training and education; to assist in improving the quality of the administration of justice in our state; to provide criminal justice training which is not readily available in North Carolina; to increase the professional skills of criminal justice personnel; and to increase the public awareness of the criminal justice system in North Carolina.

*History Note:* Authority G.S. 17D-1; 17D-2; 17D-3; 17D-4;  
Eff. February 1, 1976;  
Readopted Eff. January 5, 1978;  
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. October 4, 2016.

**12 NCAC 06A .0202 IMPLEMENTATION OF PURPOSE OF THE JUSTICE ACADEMY**

- (a) The North Carolina Justice Academy develops and conducts courses throughout the state on topics that are identified as being needed. These courses will be of the highest quality within the resource limitations of the Justice Academy. These courses shall include all elements of the criminal justice system at all levels.
- (b) The North Carolina Justice Academy develops, publishes, and distributes educational and training materials such as newsletters, textbooks, programmed texts, video tapes, teaching outlines, student materials, notebooks, and other similar items for personnel in the criminal justice system.
- (c) The North Carolina Justice Academy coordinates and cooperates with the other criminal justice training agencies and institutions in North Carolina to combine resources and present wide, effective, quality training.

(d) The North Carolina Justice Academy upon request, provides facilities and other resources for those local or state criminal justice agencies that have their own training staff and conduct their own training. This includes combining training staffs as well as other resources when needed to provide more effective training.

(e) The North Carolina Justice Academy provides technical assistance to criminal justice and related personnel to assist in meeting educational training and operational needs.

*History Note:* Authority G.S. 17D-1; 17D-2; 17D-3; 17D-4;  
Eff. February 1, 1976;  
Readopted Eff. January 5, 1978;  
Amended Eff. December 1, 1984;  
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. October 4, 2016.

## **SECTION .0300 - ORGANIZATION**

### **12 NCAC 06A .0301 JUSTICE ACADEMY COUNCIL**

*History Note:* Authority G.S. 17B-4; 17B-5;  
Eff. February 1, 1976.  
Repealed Eff. January 5, 1978.

### **12 NCAC 06A .0302 JUSTICE ACADEMY PERSONNEL**

The Department of Justice shall employ the director and staff of the Justice Academy.

*History Note:* Authority G.S. 17D-1; 17D-2; 17D-3; 17D-4;  
Eff. February 1, 1976;  
Readopted Eff. January 5, 1978;  
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. October 4, 2016.

### **12 NCAC 06A .0303 OPERATING DEPARTMENTS**

*History Note:* Authority G.S. 17B-3 to 17B-6;  
Eff. February 1, 1976.  
Repealed Eff. January 5, 1978.

## **SECTION .0400 - COURSE AVAILABILITY**

### **12 NCAC 06A .0401 CURRICULUM DEVELOPMENT**

### **12 NCAC 06A .0402 CURRICULUM CONTENT**

*History Note:* Authority G.S. 17B-5(1); 17B-5(3);  
Eff. February 1, 1976.  
Repealed Eff. January 5, 1978.

### **12 NCAC 06A .0403 COURSE AVAILABILITY**

*History Note:* Authority G.S. 17D-1; 17D-2; 17D-3; 17D-4;  
Eff. February 1, 1976;  
Readopted Eff. January 5, 1978;  
Amended Eff. December 1, 1984;  
Expired Eff. November 1, 2016 pursuant to G.S. 150B-21.3A.

## **SECTION .0500 - STUDENT COSTS**

## **12 NCAC 06A .0501 MEALS**

*History Note:* Authority G.S. 17D-1; 17D-2; 17D-3; 17D-4;  
Eff. February 1, 1976;  
Readopted Eff. January 5, 1978;  
Amended Eff. December 1, 1984;  
Expired Eff. November 1, 2016 pursuant to G.S. 150B-21.3A.

## **12 NCAC 06A .0502 TUITION**

There is no tuition charge for academy courses.

*History Note:* Authority G.S. 17D-1; 17D-2; 17D-3;  
Eff. February 1, 1976;  
Readopted Eff. January 5, 1978;  
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. October 4, 2016.

## **SECTION .0600 - STUDENT CONDUCT**

### **12 NCAC 06A .0601 STUDENT PARKING**

*History Note:* Authority G.S. 17D-1; 17D-2; 17D-4;  
Eff. February 1, 1976;  
Readopted Eff. January 5, 1978;  
Expired Eff. November 1, 2016 pursuant to G.S. 150B-21.3A.

### **12 NCAC 06A .0602 STUDENT HOUSING**

Student housing is provided free on campus up to the maximum space available; in the event of over-registration, the academy decides which students are to stay in the dorm rooms.

*History Note:* Authority G.S. 17D-1; 17D-2; 17D-4;  
Eff. February 1, 1976;  
Readopted Eff. January 5, 1978;  
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. October 4, 2016.

### **12 NCAC 06A .0603 FIREARMS**

All students shall maintain custody and security of firearms and ammunition while on NC Justice Academy property.

*History Note:* Authority G.S. 17D-2(c)(4);  
Eff. February 1, 1976;  
Readopted Eff. January 5, 1978;  
Amended Eff. June 1, 2015; August 1, 2009;  
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. October 4, 2016.

### **12 NCAC 06A .0604 VALUABLES**

*History Note:* Authority G.S. 17D-1; 17D-2; 17D-4;  
Eff. February 1, 1976;  
Readopted Eff. January 5, 1978;  
Repealed Eff. August 1, 2009.

## **SECTION .0700 - BUILDING USE**

**12 NCAC 06A .0701 GYMNASIUM**  
**12 NCAC 06A .0702 LEARNING RESOURCES CENTER**

*History Note:* Authority G.S. 17B-2; 17B-3; 17B-5(1);  
Eff. February 1, 1976;  
Repealed Eff. January 5, 1978.

**12 NCAC 06A .0703 USE BY PUBLIC**

*History Note:* Authority G.S. 17D-1; 17D-2; 17D-3; 17D-4;  
Eff. February 1, 1976;  
Readopted Eff. January 5, 1978;  
Repealed Eff. August 1, 2009.

**SECTION .0800 - STUDENT AWARDS AND CERTIFICATES**

**12 NCAC 06A .0801 QUALIFICATIONS FOR AWARDS OR CERTIFICATES**  
**12 NCAC 06A .0802 COURSE COORDINATOR'S RESPONSIBILITY**

*History Note:* Authority G.S. 17D-1; 17D-2;  
Eff. February 1, 1976;  
Readopted Eff. January 5, 1978;  
Expired Eff. November 1, 2016 pursuant to G.S. 150B-21.3A.

**12 NCAC 06A .0803 APPEAL UPON UNSATISFACTORY COMPLETION OF COURSE**

*History Note:* Authority G.S. 17D-1; 17D-2;  
Eff. February 1, 1976;  
Readopted Eff. January 5, 1978;  
Amended Eff. December 1, 1984;  
Repealed Eff. August 1, 2009.

**SUBCHAPTER 6B - RULEMAKING AND ADMINISTRATIVE HEARING PROCEDURES**

**SECTION .0100 - PETITIONS FOR RULES**

**12 NCAC 06B .0101 PETITION FOR RULEMAKING HEARINGS**  
**12 NCAC 06B .0102 CONTENTS OF PETITION**  
**12 NCAC 06B .0103 DISPOSITION OF PETITIONS**

*History Note:* Authority G.S. 150A-16;  
Eff. February 1, 1976;  
Readopted Eff. January 5, 1978;  
Repealed Eff. September 29, 1980.

**SECTION .0200 - NOTICE OF RULEMAKING HEARINGS**

**12 NCAC 06B .0201 TIMING OF NOTICE: MANNER OF NOTICE**  
**12 NCAC 06B .0202 NOTICE OF MAILING LIST**  
**12 NCAC 06B .0203 ADDITIONAL INFORMATION**

*History Note:* Authority G.S. 150A-12; 150A-12(a)(2); 150A-12(b);

*Eff. February 1, 1976;*  
*Readopted Eff. January 5, 1978;*  
*Repealed Eff. September 29, 1980.*

#### **SECTION .0300 - RULEMAKING HEARINGS**

<b>12 NCAC 06B .0301</b>	<b>REQUEST TO PARTICIPATE</b>
<b>12 NCAC 06B .0302</b>	<b>CONTENTS OF REQUEST: GENERAL TIME LIMITATIONS</b>
<b>12 NCAC 06B .0303</b>	<b>RECEIPT OF REQUEST: SPECIFIC TIME LIMITS</b>
<b>12 NCAC 06B .0304</b>	<b>WRITTEN SUBMISSIONS</b>
<b>12 NCAC 06B .0305</b>	<b>PRESIDING OFFICER: POWERS AND DUTIES</b>
<b>12 NCAC 06B .0306</b>	<b>STATEMENT OF REASONS FOR DECISION</b>
<b>12 NCAC 06B .0307</b>	<b>RECORD OF PROCEEDINGS</b>
<b>12 NCAC 06B .0308</b>	<b>SUBMISSION OF RULE TO ATTORNEY GENERAL</b>

*History Note: Authority G.S. 150A-11; 150A-11(2); 150A-12(d); 150A-12(e);*  
*Eff. February 1, 1976;*  
*Readopted Eff. January 5, 1978;*  
*Repealed Eff. September 29, 1980.*

#### **SECTION .0400 - DECLARATORY RULINGS**

<b>12 NCAC 06B .0401</b>	<b>SUBJECTS OF DECLARATORY RULINGS</b>
<b>12 NCAC 06B .0402</b>	<b>SUBMISSION OF REQUEST FOR RULING</b>
<b>12 NCAC 06B .0403</b>	<b>DISPOSITION OF REQUESTS</b>
<b>12 NCAC 06B .0404</b>	<b>RECORD OF DECISION</b>
<b>12 NCAC 06B .0405</b>	<b>DEFINITION</b>

*History Note: Authority G.S. 150A-11; 150A-17;*  
*Eff. February 1, 1976;*  
*Readopted Eff. January 5, 1978;*  
*Repealed Eff. September 29, 1980.*

#### **SECTION .0500 - ADMINISTRATIVE HEARING PROCEDURES**

<b>12 NCAC 06B .0501</b>	<b>RIGHT TO HEARING</b>
<b>12 NCAC 06B .0502</b>	<b>REQUEST FOR HEARING</b>
<b>12 NCAC 06B .0503</b>	<b>GRANTING OR DENYING HEARING REQUESTS</b>
<b>12 NCAC 06B .0504</b>	<b>NOTICE OF HEARING</b>
<b>12 NCAC 06B .0505</b>	<b>WHO SHALL HEAR CONTESTED CASES</b>
<b>12 NCAC 06B .0506</b>	<b>PETITION FOR INTERVENTION</b>
<b>12 NCAC 06B .0507</b>	<b>TYPES OF INTERVENTION</b>
<b>12 NCAC 06B .0508</b>	<b>DISQUALIFICATION OF HEARING OFFICERS</b>

*History Note: Authority G.S. 1A-1, Rule 24; 150A-2(2); 150A-11; 150A-23;*  
*150A-23(d); 150A-23 et seq.; 150A-32;*  
*Eff. February 1, 1976;*  
*Readopted Eff. January 5, 1978;*  
*Repealed Eff. September 29, 1980.*

#### **SECTION .0600 - ADMINISTRATIVE HEARINGS: DECISIONS: RELATED RIGHTS AND PROCEDURES**

<b>12 NCAC 06B .0601</b>	<b>FAILURE TO APPEAR</b>
<b>12 NCAC 06B .0602</b>	<b>SIMPLIFICATION OF ISSUES</b>
<b>12 NCAC 06B .0603</b>	<b>SUBPOENAS</b>
<b>12 NCAC 06B .0604</b>	<b>FINAL DECISIONS IN ADMINISTRATIVE HEARINGS</b>
<b>12 NCAC 06B .0605</b>	<b>PROPOSALS FOR DECISIONS</b>

*History Note:* Authority G.S. 150A-25(a); 150A-27; 150A-33(5); 150A-34(a); 150A-36;  
150A-37; 150A-43;  
Eff. February 1, 1976;  
Readopted Eff. January 5, 1978;  
Repealed Eff. September 29, 1980.