



North Carolina Department of Public Safety

Alarm Systems Licensing Board

Roy Cooper, Governor
Eddie M. Buffaloe, Jr., Secretary

Stephen Wheeler, Chair
Paul Sherwin, Director

MINUTES OF THE NORTH CAROLINA ALARM SYSTEMS LICENSING BOARD

Date: March 21, 2024
Time: 1:00 p.m.
Location: Hampton Inn and Suites – Raleigh/Crabtree
3920 Arrow Dr., Raleigh, NC 27609

Board Members Present

Stephen Wheeler
Jim Crabtree
Mack Donaldson
R. Wike Graham
Caroline Brown

Board Members Absent

Jamie Brown
Mary Wood

Board Staff Present

Director Paul Sherwin
Deputy Director Ray Bullard
Attorney Jeff Gray
Field Services Supervisor Kim Odom
ASLB Board Secretary Syconda Marrow

Visitors (12 in person, 1 virtual)

Raphael Allen Chad Essick
Billy Wall Matthew Gates
Timothy Mangum Seth Beddes
Paul Stradley Andy Hull
Walter Curtis IV
Adam Christian

Call to Order

The March 21, 2024, meeting of the North Carolina Alarm Systems Licensing Board was called to order by Chair Stephen Wheeler at 1:00 p.m.

State Ethics Law

Attorney Jeff Gray read the following statement:

"In accordance with the State Ethics Act, it is the duty of every Board member to avoid both conflicts of interest and the appearance of conflict. If any Member has any known conflict of interest or appearance of conflict with respect to any matter coming before this Board today,

please identify the conflict or appearance of conflict and refrain from the deliberation and vote in that matter."

Welcome Guests

Chair Stephen Wheeler welcomed all guests.

Final Agency Decision(s)

None.

Approval of the January 2024 Meeting Minutes

Motion: Jim Crabtree motioned to accept the January 2024 Board meeting minutes. Wike Graham seconded. The motion carried unanimously.

Committee Reports

Grievance Committee: Grievance Committee members Jim Crabtree and Caroline Brown met on March 21, 2024, from 10:30 a.m. to 10:46 a.m. They heard two cases. Committee Chair Jim Crabtree presented the Grievance Committee report.

Motion: Caroline Brown motioned to accept the Grievance Committee report. Wike Graham seconded. The motion carried unanimously.

See the attachment for the full Grievance Committee report.

Screening Committee: Screening Committee members Jim Crabtree, Wike Graham, Mack Donaldson, Caroline Brown, and Stephen Wheeler met on March 21, 2024, from 11 a.m. to 11:55 a.m. to review 11 license applications. Committee Chair Caroline Brown presented the Screening Committee report.

Motion: Jim Crabtree motioned to accept the Screening Committee report. Wike Brown seconded. The motion carried unanimously.

See the attachment for the full Screening Committee report.

Training and Education Committee: Committee Chair Mack Donaldson presented the Training and Education Committee report. Mr. Donaldson reported the Committee reviewed nine new applications, two renewal applications and six additional-instructor applications for continuing education courses. The Committee recommended approving all course applications.

Motion: Jim Crabtree motioned to approve the Training and Education Committee report. Caroline Brown seconded. The motion carried unanimously.

See the attachment for the full Training and Education Committee report.

Old Business

Director Sherwin reminded the Board that the May meeting will occur on May 2, 2024, and will be held in Cherokee, N.C., during the N.C. Security and Low Voltage Association's (NCSLVA) annual convention. He also said the July Board meeting will be at the Hilton Raleigh North Hills hotel during the ADI Expo.

New Business

None.

Director's Report

Director Paul Sherwin presented the Director's Report. The report included information about personnel changes, the status of the Board's active licensees and registrants, and a Board finances update.

Motion: Wike Graham motioned to accept the Director's Report. Caroline Brown seconded. The motion carried unanimously.

See the attachment for the full Director's Report.

Attorney's Report

Attorney Jeff Gray presented his Attorney's Report, which included updates about the status of consent agreements, pending administrative rules changes, and legislative updates.

In addition, Attorney Gray reported the Board's on-line application vendor (Permitium) is increasing its transaction fee from \$4.00 to \$5.00 effective September 1, 2024. Therefore, Rules .0201, .0203, .0301, .0302 and .0306 need to be amended to reflect this change and allow for more flexibility with any future fee increases charged by a licensing vendor.

Motion: Jim Crabtree motioned to approve the proposed amendments to Rules .0201, .0203, .0301, .0302 and .0306. Caroline Brown seconded. The motion carried unanimously.

Motion: Jim Crabtree motioned to accept the Attorney's Report. Wike Graham seconded. The motion carried unanimously.

See the attachment for the full Attorney's Report.

Good of the Order and Public Comment

None.

Closed Session (Pending litigation)

Motion: Jim Crabtree motioned to go into Closed Session to discuss pending litigation. Caroline Brown seconded. The motion carried unanimously.

Closed session began at 1:40 p.m.

Motion: Jim Crabtree motioned to end the Closed Session. Caroline Brown seconded. The motion carried unanimously.

Closed session ended at 3:15 p.m.

Motion: Caroline Brown motioned to adjourn the meeting. Jim Crabtree seconded. The motion carried unanimously.

Meeting adjourned at 3:18 p.m.

Paul Sherwin, Director

Syconda Marrow, Board Secretary

ASLB Grievance After Report for March 21, 2024 9:00 am

| Case Number | Complaint Against | Allegation(s) | Grievance Committee Recommendation | Board Action |
|------------------|--|---|---|--------------|
| 1. 2023-ASLB-030 | Edward Isom Lawson ADT, LLC 965 Pine Brook Knolls Dr Winston-Salem, NC 27105 | NCGS 74D-7(d) 14B NCAC 17 .0210(a) 14B NCAC 17 .0210(b) | Find violation of NCGS 74D-7(d), 14B NCAC 17 .0210(a), 14B NCAC 17 .0210(b). Enter into a consent agreement with Edward Lawson and ADT, LLC in the amount of \$1,105.00 for 13 months without a qualifying agent. | Accepted |
| 2. 2024-ASLB-004 | Steve Beck Wired Solutions 4927 Cypress Rd fayetteville, NC 28304 | NCGS 74D-2 | Find violation of 74D-2. Continue the cease and desist order previously issued to Stephen Beck and Wired Solutions apply. Refer this matter to the Screening Committee should Stephen Beck apply for a license. | Accepted |

Board Meeting Report

Board Date 03/21/2024

| | Name Company Address | License | Committee Recommendation | Board Action |
|----|---|----------------|---------------------------------|-------------------------|
| 1. | Jonathon Dale Acord CyberShepherd Solutions 2962 S NC 127 Hwy Hickory, NC 28602 | Alarm | Approve | Accepted |
| 2. | Jonathan Christopher Allen Sonitrol Integrated Security 11899 Exit 5 Parkway Fishers, IN 46037 | Alarm | Approve | Accepted |
| 3. | Andrew Scott Chalson S- Core Technologies of NC LLC 4440 canoebrook rd charlotte, NC 28210 | Alarm | Approve | Accepted |
| 4. | Matthew Ryan Gates Mountain View Sound and Video 6720 Lakeview Terrace Hickory, NC 28601 | Alarm | Approve | Accepted |

| | Name Company Address | License | Committee Recommendation | Board Action |
|----|---|----------------|---|-------------------------|
| 5. | David Harold Grundy Jr SAFE, Inc. 2590 Dobbs Rd St Augustine, FL 32086 | Alarm | Approve | Accepted |
| 6. | Robert Harman Hinton Hinton Smart Home, LLC 11809 old creedmoor rd raleigh, NC 27613 | Alarm | Approve with Condition Robert Hinton and Hinton Smart Home, LLC enter into and pay a consent agreement of \$340.00 for four months of unlicensed activity. | Accepted |
| 7. | Casey Robert Johnson Lumentant LLC 1166 King St. Charleston, SC 29403 | Alarm | Approve | Accepted |
| 8. | Timothy Adam Nail Digital Group LLC 3834 Generosity Court Raleigh, NC 27529 | Alarm | Approve | Accepted |



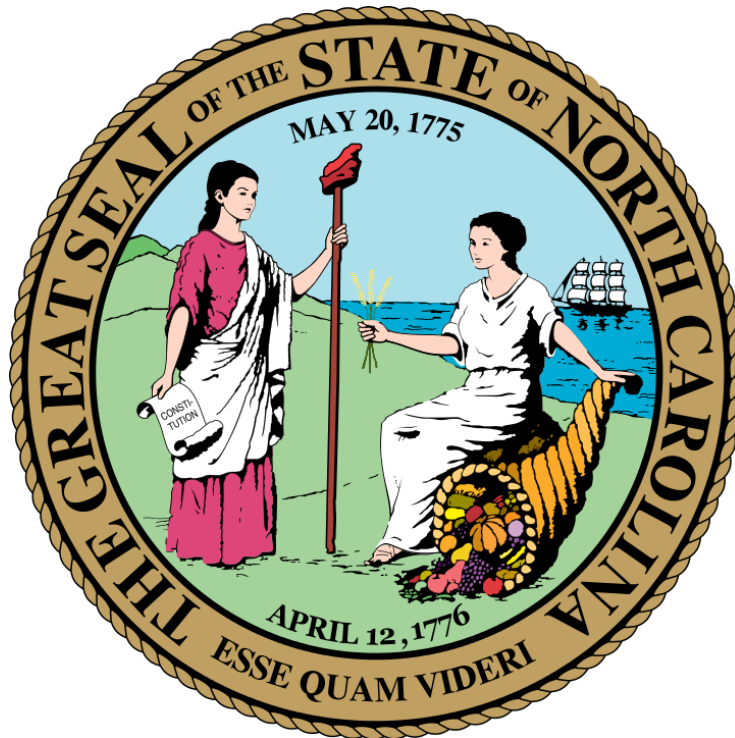
North Carolina Alarm Systems Licensing Board Continuing Education Committee Report - March 2024

| Item # | Course Sponsor | Course Title | New or Renewal | # CEU's | Course Format | Committee Recommends | Comments |
|--------|---------------------------------------|--|-----------------------|---------|---------------|----------------------|-------------|
| 1 | Peggi Williams | Dahua: Using A.I. and Analytics to Secure your Environment | New | 1 Hour | Classroom | Approve | ASLB-24-011 |
| 2 | Peggi Williams | TRENDnet Multi-Gig Wired and Wireless Solutions | New | 1 Hour | Classroom | Approve | ASLB-24-009 |
| 3 | Peggi Williams | Vanco – HDMI in CCTV Applications | New | 1 Hour | Classroom | Approve | ASLB-24-010 |
| 4 | Margaret Labanowitz | DWU VMS and Ai Integration in IP – Camera Systems | New | 8 Hours | Classroom | Approve | ASLB-24-012 |
| 5 | Margaret Labanowitz | Ai Enabled Video Management | New | 1 Hour | Classroom | Approve | ASLB-24-013 |
| 6 | Margaret Labanowitz | Door Opening and Access Control Hardware | Renewal | 1 Hour | Classroom | Approve | ASLB-18-595 |
| 7 | Margaret Labanowitz | Video Management Made Easy | Renewal | 1 Hour | Classroom | Approve | ASLB-18-593 |
| 8 | Margaret Labanowitz | IP Video Management Simplified | Additional Instructor | 2 Hours | | Approve | ASLB-15-999 |
| 9 | Margaret Labanowitz | Megapixel Crash Course | Additional Instructor | 2 Hours | | Approve | ASLB-14-887 |
| 10 | Margaret Labanowitz | Video Management Made Easy | Additional Instructor | 1 Hour | | Approve | ASLB-18-593 |
| 11 | Margaret Labanowitz | IP Video Management Essentials | Additional Instructor | 1 Hour | | Approve | ASLB-21-022 |
| 12 | Margaret Labanowitz | Megapixel Crash Course | Additional Instructor | 1 Hour | | Approve | ASLB-21-021 |
| 13 | Margaret Labanowitz | Networking Essentials | Additional Instructor | 1 Hour | | Approve | ASLB-21-020 |
| 14 | Nydia Milton/Axis Communications Inc. | Unlock the power behind complete solutions. | New | 1 Hour | Classroom | Approve | ASLB-24-008 |
| 15 | Brad Conely | Campus Days 1 | New | 6 Hours | Classroom | Approve | ASLB-24-005 |
| 16 | Brad Conely | Campus Days 2 | New | 6 Hours | Classroom | Approve | ASLB-24-006 |
| 17 | Brad Conely | Campus Days 3 | New | 6 Hours | Classroom | Approve | ASLB-24-007 |

NORTH CAROLINA ALARM SYSTEMS LICENSING BOARD

March 21, 2024

DIRECTOR'S REPORT



Paul Sherwin, Director

DIRECTOR'S REPORT

- I. PPS information and updates, page 3**
- II. Registration and licensing summary, page 5**
- III. FY23 budget summary, page 6**

PPS INFORMATION AND UPDATES

Personnel

Private Protective Services currently has three vacant positions:

- Registration Processor (x2)
- Receptionist

Kelli Baker, who worked at Private Protective Services for 14 years as a registration processor and, later, as a receptionist, retired February 1, 2024.

Mary Shephard, who worked at Private Protective Services for 18 years as a registration processor, retired March 1, 2024.

Operations

Registration Unit

- Registration applications received year-to-date: 727
 - Same period 2023: 780
 - Same period 2022: 684
 - Same period 2021: 850
 - Same period 2020: 827
 - Same period 2019: 816

Licensing Unit

- License applications received year-to-date: 60 (7 new)
 - Same period 2023: 79 (9 new)
 - Same period 2022: 62 (8 new)
 - Same period 2021: 83 (10 new)
 - Same period 2020: 75 (18 new)
 - Same period 2019: 91 (20 new)

Investigations Unit

- New license applicant background investigations completed year-to-date: 15
 - Same period 2023: 15
 - Same period 2022: 16
 - Same period 2021: 17
 - Same period 2020: 26
 - Same period 2019: 22
- Complaint investigations completed year-to-date: 8
 - Same period 2023: 9
 - Same period 2022: 6

- Same period 2021: 7
- Same period 2020: 4
- Same period 2019: 6

Other

None

REGISTRATION AND LICENSING SUMMARY

Total active in Permittium: 7,936
(-2.4% from January 2024 meeting)

| | | |
|---------------------------|------------------------|--------------|
| Registration | | |
| | Alarm Registrant | 6,899 |
| Registration Total | | 6,899 |
| License | | |
| | Burglar Alarm Business | 1,037 |
| License Total | | 1,037 |

FINANCIAL REPORTS

While preparing the March 2024 Director's Report, I discovered a significant discrepancy within the Board's financial statement for January 2024. Therefore, this Director's Report will not include an update about Board finances because the information would not be accurate.

To summarize the apparent problem, the ASLB typically pays approximately \$39,000 each month toward salaries and benefits for Private Protective Services (PPS) employees; but in January, the Board paid more more than \$170,000. The Private Protective Services Board, however, which is responsible for approximately 75% of PPS employee salaries and benefits, was *credited* more than \$22,000. The Department of Public Safety's budget director, Dr. Sharon Marsalis, was notified and the matter it is being researched.

ALARM SYSTEMS LICENSING BOARD

Raleigh, North Carolina

March 21, 2024

ATTORNEY'S REPORT



ALARM SYSTEMS LICENSING BOARD

Raleigh, North Carolina

March 21, 2024

I. CONSENT AGREEMENTS & CIVIL PENALTIES

On January 26, 2024, Rick Sheets and Brinks Home Security entered into a Consent Agreement in the amount of \$85.00 for registration violations. Payment has been received. (PAID IN FULL)

On January 29, 2024, Michael Lancaster and CKL Electrical Contractors, Inc. entered into a Consent Agreement in the amount of \$85.00 for registration violations. Payment has been received. (PAID IN FULL)

On February 8, 2024, Zane Riddle and Zirrus entered into a Consent Agreement in the amount of \$3,468.00 for registration violations. Payment has been received. (PAID IN FULL)

II. OFFICE OF ADMINISTRATIVE HEARINGS

See, Hearings List (attachment 1.)

III. PENDING LITIGATION

After numerous attempts to resolve a licensure issue informally, the Board instructed me at its February 2023 meeting to file a Complaint for Injunctive Relief against Flock Group, Inc. d/b/a Flock Safety for unlicensed activity. It was filed on March 3, 2023.

On the Friday before the Monday April 10th hearing on my Motion for Temporary Restraining Order the attorney for Flock Safety assured me his client would consent to the TRO. Based on those assurances I advised the presiding Judge that a consent order was forthcoming and the matter was continued. Thereafter, Flock Safety refused to sign the Consent Order for TRO, which its attorney drafted(!) and I agreed to.

Defendant Flock Group filed its Answer on May 2, 2023.

Thereupon representatives of Flock Group Inc., its in-house legal counsel and its North Carolina attorney, met in Closed Session with the Board at its May meeting and presumedly resolved the issue of licensure through a Consent Order, however Flock Safety refused to sign the Consent Order and has blatantly failed to abide by the handwritten version of the agreement signed at the Board's May meeting.

It also failed to meet the agreed application deadline and by every indicator had -- and has -- no intention of completing the application process as agreed. At its September 21, 2023 meeting, following a Closed Session, the Board voted to withdraw the offer of settlement.

Having learned through media reports and other sources that Flock Safety had recently signed at least two more contracts for installations I re-calendared the Motion for Temporary Restraining Order, which was granted. On October 30, 2023 a Wake County Superior Court Judge granted a partial Preliminary Injunction barring Flock Safety from any further installations or servicing of its camera systems.

Flock Safety withdrew its application for licensure on December 12, 2023 and to date, has not submitted a new one.

Although it was initially non-responsive, Flock Safety was (paritally) responsive to my simple discovery requests.

A "status report" had been calendared for February 5, 2024. Following that Court appearance I proceeded with calendaring the hearing on the merits. It is now set for Wednesday, March 27, 2024. (Next Wednesday.)

The attorneys for Flock Safety have requested to meet with the Board prior to next week's hearing, which was granted by the Chair.

IV. ADMINISTRATIVE RULES

a. At its May meeting the Board requested I prepare a draft of an amendment to 14B NCAC 17. 0202(2) to provide flexibility for approved Level I courses and to 14B NCAC 17 .0502 to allow one (1) hour of CE credit for attending a Board meeting virtually. Those proposed amendments were approved at the Board's July meeting. The Notice of Text was filed on July 28, 2023, and the public hearing was September 19, 2023 at the Board's office. The Public Comment Period expired October 31, 2023. There were no comments, written or oral. A copy of these rule amendments was attached as Attachment 2 to my November 16, 2023 Attorney's Report. The Board voted

to approve these rule amendments and a repeal (i.e. 14B NCAC 17 .0208 which required every licensee to view a Board video ... which nobody knows if it ever existed!)

The Notice of Text was filed on November 22, 2023. The Staff Attorney for the Rules Review Commission objected to existing language in .0502 which initially appeared to necessitate Board action to address it. I requested the period of review be extended. I addressed an objection to 14B NCAC 17 .0202 and it, along with the repeal of .0208, were approved by the Commission at its meeting on January 18, 2024.

I was ultimately able to resolve the objection to 14B NCAC 17 .0502 without further Board action. It was approved by the Rules Review Commission at its February 28, 2024 meeting.

Copies of both amended rules, .0202 and .0502, are attached as Attachment 2.

b. Permittum is increasing its transaction fee by \$1.00, from \$4.00 to \$5.00, effective September 1, 2024. This increase necessitates an amendment to five administrative rules. Those proposed amendments are attached as Attachment 3. With a vote to approve these amendments today -- barring any unforeseen circumstances -- the Board can meet Permittum's deadline.

Please note that I have worded the amendment to each so that future increases will not require subsequent amendments. The Rules Review Commission may or may not allow this.

V. LEGISLATION

a. The Board's bill, the "Alarm Systems Licensing Act Modernization," was introduced on March 2nd by Senator Warren Daniel. It is Senate Bill 345. A copy was attached as Attachment 2 to my May Attorney's Report.

It passed the Senate State and Local Government Committee with a favorable report and referred to the Senate Finance Committee where it was amended with an unrelated provision regarding the Machinery Act and received a favorable report.

It passed the Senate on June 28, 2023 on a vote of 46-0 and has been referred to the House Rules Committee. It did not pass prior to the legislature's adjournment of October 30th, however, Susana Davis, Legislative Liaison for the Department of Public Safety, has advised it remains eligible for consideration in the "short session" next year. Between now and then the legislature will reconvene for some limited purposes, but the short session convenes on April 11, 2024.

b. House Bill 385, "Regulation of Battery-Charged Security Fences," would prohibit counties and cities from adopting certain ordinances, rules, and regulations related to battery-charged security fences and defines and establishes requirements for those fences. A copy was attached as Attachment 3 to my May Attorney's Report.

This bill passed the House on April 25, 2023 and was referred to the Senate Committee on Rules and remains eligible for consideration.

V. FINAL AGENCY DECISIONS

None.

1.

**ASLB
MASTER HEARINGS LIST
as of March 14, 2024**

| OAH HEARING DATE | PETITIONER | TYPE OF APPLICATION | FAD HEARING DATE |
|-------------------|---|---|--|
| November 28, 2017 | Daniel Carl Hagerty / Guardian Eagle Security, LLC d/b/a AVSX Technologies 17 DOJ 06331 | Letter of Reprimand (business license) | FAD served April 12, 2018. Petition for Judicial Review filed in Wake County Superior Court May 25, 2018. |
| April 24, 2024 | Seth Brewer Beddes/Alder Holdings, LLC 23 DOJ 02590 | Suspension of Alarm Systems Business License | |
| February 27, 2024 | Nathan Orion Taylor 24 DOJ 00314 | Suspension of Alarm Systems Business License | |
| February 27, 2024 | Steven Daniel Smith 24 DOJ 00396 | Suspension of Alarm Systems Business License | |

14B NCAC 17 .0202 EXPERIENCE OR TRAINING REQUIREMENTS FOR LICENSE

Applicants for an alarm system license shall meet the following requirements, which are in addition to those specified in G.S. 74D:

- (1) establish two year's experience within the past five years in alarm systems installation or service, or alarm systems business management; or
- (2) no longer than one year prior to the application date, successfully complete the Certified Alarm Technician Level I Course offered by the Electronic Security Association (ESA) or equivalent. Equivalency shall be determined by the Board's Training and Education Committee by comparing each segment of the training to ensure that the alternative course encompasses all segments of the ESA course.

*History Note: Authority G.S. 74D-5;
Temporary Rule Eff. January 9, 1984, for a period of 120 days to expire on May 7, 1984;
Eff. May 1, 1984;
Amended Eff. January 1, 2007; August 1, 1998; January 1, 1995; March 1, 1993; August 3, 1992;
June 1, 1990;
Transferred and Recodified from 12 NCAC 11 .0202 Eff. July 1, 2015;
Amended Eff. December. 1, 2017;
Readopted Eff. June 1, 2018;
Amended Eff. February 1, 2024; April 1, 2021.*

14B NCAC 17 .0502 REQUIRED CONTINUING EDUCATION HOURS

Each licensee shall complete a minimum of six credit hours of continuing education training during each two-year renewal period. Each registrant shall complete a minimum of three credit hours of continuing education training during each renewal period. Only registrants who engage in installation, service, sales, or monitoring of alarm systems shall be required to complete the continuing education requirements. Credit shall be given only for classes that have been preapproved by the Board using the criteria set forth in Rule .0503 of this Section. A licensee or registrant who attends a complete meeting of a regularly scheduled meeting of the Alarm Systems Licensing Board in person shall receive three credit hours for each meeting that the licensee or registrant attends and shall receive one credit hour for each meeting that the licensee or registrant views virtually. The Board-approved continuing education form showing the credit hours earned must be uploaded online and submitted with each licensee or registrant's online application submission.

*History Note: Authority G.S. 74D-2; 74D-5;
 Eff. May 1, 1999;
 Amended Eff. July 18, 2002;
 Transferred and Recodified from 12 NCAC 11 .0502 Eff. July 1, 2015;
 Readopted Eff. June 1, 2018;
 Amended Eff. March 1, 2024; September 1, 2019.*

3.

1 14B NCAC 17 .0201 is proposed for amendment as follows:

2

3 **14B NCAC 17 .0201 APPLICATION FOR LICENSE**

4 (a) Each applicant for a license shall submit an online application on the website provided by the Board. When this
5 online application is submitted, it shall be accompanied by:

6 (1) electronic submission of fingerprints from a Live Scan or similar system approved by the State
7 Bureau of Investigation or one set of classifiable fingerprints on an F.B.I. fingerprint card provided
8 by the Board and mailed separately to the Board's office;

9 (2) one head and shoulders digital photograph of the applicant in JPG format of sufficient quality for
10 identification, taken within six months prior to the online submission;

11 (3) statements of the results of a statewide criminal history records search by the reporting service
12 designated by the Board pursuant to G.S. 74D-2.1(a) for any state where the applicant has resided
13 within the preceding 60 months;

14 (4) a minimum of three letters attesting to the good character and reputation of the applicant using the
15 online character letter submission process; and

16 (5) the applicant's application fee, along with a ~~four dollar (\$4.00)~~ the convenience fee charged by the
17 ~~third party~~ Board's on-line application vendor and the credit card transaction fee charged by the
18 applicant's credit card provider and collected online.

19 (b) Each applicant shall upload evidence of high school graduation either by diploma, G.E.D. certificate, or other
20 equivalent documentation.

21 (c) Each applicant for a license shall meet personally with either a Board investigator, the Screening Committee, the
22 Director, or a Board representative designated by the Director prior to being issued a license. The applicant shall
23 discuss the provisions of G.S. 74D and the administrative rules in this Chapter during the personal meeting. The
24 applicant shall sign a form provided by the Board stating that the applicant has reviewed the information with the
25 Board's representative and that the applicant understands G.S. 74D and the administrative rules in this Chapter. During
26 a national or State declared state of emergency that restricts or prohibits travel, the personal meeting requirement may
27 be waived if requested by the applicant in favor of alternative means of communication.

28 (d) Each applicant for a branch office license shall submit an online application on the website provided by the Board.
29 This online application shall be accompanied by the branch office application fee.

30 (e) All photographs, record checks, proof of insurance, explanations of criminal charges, explanations of credit
31 history, or requested documents shall be submitted online through the Board's website by any applicant for a permit,
32 license, registration, or certificate within 60 days of the Board's receipt of the application form or a request from Board
33 staff, whichever is later. Any failure to submit required or requested documents to complete the application process
34 within this 60-day period shall void the application and require re-application.

35

36 *History Note: Authority G.S. 74D-2; 74D-2.1; 74D-3; 74D-5; 74D-7; 74D-8;*

37 *Temporary Rule Eff. January 9, 1984, for a period of 120 days to expire on May 7, 1984;*

1 *Eff. May 1, 1984;*
2 *Amended Eff. December 1, 2012; February 1, 2012; January 1, 2007; September 1, 2006; March*
3 *1, 1993; July 1, 1987; January 1, 1986;*
4 *Transferred and Recodified from 12 NCAC 11 .0201 Eff. July 1, 2015;*
5 *Amended Eff. December 1, 2017;*
6 *Readopted Eff. June 1, 2018;*
7 *Amended Eff. September 1, 2019;*
8 *Emergency Amendment Eff. June 9, 2020;*
9 *Amended Eff. August 1, 2020;*
10 *Temporary Amendment Eff. August 28, 2020;*
11 *Temporary Amendment Expired Eff. June 12, 2021;*
12 *Amended Eff. _____; November 1, 2021.*

1 14B NCAC 17 .0203 is proposed for amendment as follows:

2

3 **14B NCAC 17 .0203 FEES FOR LICENSE**

4 (a) Application license fees are as follows plus a four dollar (\$4.00) ~~the~~ convenience fee charged by the ~~third-party~~
5 Board's on-line application vendor and credit card transaction fee charged by the applicant's credit card provider and
6 collected online:

- 7 (1) one hundred fifty dollars (\$150.00) non-refundable initial application fee.
- 8 (2) five hundred dollar (\$500.00) biennial fee for a new or renewal license.
- 9 (3) one hundred fifty dollars (\$150.00) branch office license fee.
- 10 (4) one hundred dollars (\$100.00) late renewal fee to be paid in addition to the renewal fee if the license
11 has not been renewed on or before the expiration date.

12 (b) Fees shall be paid by credit card, or electronic funds transfer.

13

14 *History Note: Authority G.S. 74D-7;*
15 *Temporary Rule Eff. January 9, 1984, for a period of 120 days to expire on May 7, 1984;*
16 *Eff. May 1, 1984;*
17 *Amended Eff. January 1, 1986;*
18 *Temporary Amendment Eff. October 6, 1992 for a period of 180 days or until the permanent rule*
19 *becomes effective, whichever is sooner;*
20 *Amended Eff. February 1, 2010; March 1, 1993;*
21 *Transferred and Recodified from 12 NCAC 11 .0203 Eff. July 1, 2015;*
22 *Amended Eff. January 1, 2018;*
23 *Readopted Eff. June 1, 2018;*
24 *Amended Eff. _____; September 1, 2019.*

1 14B NCAC 17 .0301 is proposed for amendment as follows:

2
3 **14B NCAC 17 .0301 APPLICATION FOR REGISTRATION**

4 (a) Each licensee or qualifying agent shall submit an online application for the registration of his or her employee on
5 the website provided by the Board. When this online application is submitted, it shall be accompanied by:

- 6 (1) electronic submission of fingerprints from a Live Scan or similar system approved by the State
7 Bureau of Investigation or one set of classifiable fingerprints on a standard F.B.I. fingerprint card
8 mailed separately to the Board's office;
- 9 (2) one original signed S.B.I. release of information form uploaded online and the original mailed
10 separately to the Board's office;
- 11 (3) one head and shoulders digital photograph of the applicant of sufficient quality for identification,
12 taken within six months prior to online submission, and uploaded with the application submission;
- 13 (4) statements of the results of a statewide criminal history records search by the reporting service
14 designated by the Board pursuant to G.S. 74D-2.1(a) for any state where the applicant has resided
15 within the preceding 60 months;
- 16 (5) the registration fee required by Rule .0302 of this Section, along with a ~~four dollar (\$4.00)~~ the
17 convenience fee charged by the ~~third-party provider~~ Board's on-line application vendor and the
18 credit card transaction fee charged by the applicant's credit card provider and collected online; and
- 19 (6) a completed affidavit form attesting to the truth of the information provided and public notice
20 statement form.

21 (b) The employer of an applicant who is currently registered with another alarm business shall complete an online
22 application form provided by the Board. This form shall be accompanied by the applicant's multiple registration fee
23 along with a ~~four dollar (\$4.00)~~ the convenience fee charged by the ~~third-party provider~~ Board's on-line application
24 vendor and the credit card transaction fee charged by the applicant's credit card provider and collected online. This
25 online application shall be accompanied by a completed affidavit form and public notice statement form.

26 (c) The employer of each applicant for registration shall print and retain a copy of the applicant's online application
27 in the individual applicant's personnel file in the employer's office.

28
29 *History Note: Authority G.S. 74D-2.1; 74D-5; 74D-8;*
30 *Temporary Rule Eff. January 9, 1984 for a Period of 120 Days to Expire on May 7, 1984;*
31 *Eff. May 1, 1984;*
32 *Amended Eff. December 1, 2012; January 1, 2007; July 1, 1993; March 1, 1993; September 1, 1990;*
33 *November 1, 1988;*
34 *Transferred and Recodified from 12 NCAC 11 .0301 Eff. July 1, 2015;*
35 *Amended Eff. December 1, 2017;*
36 *Readopted Eff. June 1, 2018;*
37 *Amended Eff. _____; August 1, 2022; August 1, 2020; September 1, 2019.*

1 14B NCAC 17 .0302 is proposed for amendment as follows:

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3 **14B NCAC 17 .0302 FEES FOR REGISTRATION**

4 (a) Registration fees are as follows, plus a ~~four dollar (\$4.00)~~ the convenience fee charged by the third-party Board's
5 on-line application vendor and credit card transaction fee charged by the applicant's credit card provider and collected
6 online.

7 (1) Fifty dollar (\$50.00) non-refundable biennial registration fee.

8 (2) Ten dollar (\$10.00) non-refundable fee for registration of an employee who changes employment
9 to another licensee.

10 (3) Ten dollar (\$10.00) non-refundable annual multiple registration fee.

11 (4) Twenty dollar (\$20.00) late renewal fee to be paid for an application submitted no more than 30
12 days from the date the registration expires and to be paid in addition to the renewal fee.

13 (b) Fees shall be paid by credit card, or electronic funds transfer.

14

15 *History Note: Authority G.S. 74D-7;*

16 *Temporary Rule Eff. January 9, 1984, for a period of 120 days to expire on May 7, 1984;*

17 *Eff. May 1, 1984;*

18 *Amended Eff. January 1, 1986;*

19 *Temporary Amendment Eff. October 6, 1992 for a period of 180 days or until the permanent rule*
20 *becomes effective, whichever is sooner;*

21 *Amended Eff. May 1, 2010; February 1, 2010; April 1, 2005; March 1, 1993;*

22 *Transferred and Recodified from 12 NCAC 11 .0302 Eff. July 1, 2015;*

23 *Amended Eff. January 1, 2018;*

24 *Readopted Eff. June 1, 2018;*

25 *Amended Eff. _____; September 1, 2019.*

1 14B NCAC 17 .0306 is proposed for amendment as follows:

2

3 **14B NCAC 17 .0306 RENEWAL OR REREGISTRATION OF REGISTRATION**

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

7 (1) one digital head and shoulders color photograph of the applicant of acceptable quality for
8 identification and made within 90 days of the application uploaded online with application
9 submission;

10 (2) statements of the result of a statewide criminal history records search by the reporting service
11 designated by the Board pursuant to G.S. 74D-2.1(a) for any state where the applicant has resided
12 within the preceding 24 months; and

13 (3) the applicant's renewal fee, along with the ~~four dollar (\$4.00)~~ convenience fee charged by the ~~third-~~
14 ~~party Board's on-line application~~ vendor and credit card transaction fee charged by the applicant's
15 credit card provider and collected online.

16 (b) Each licensee shall provide each applicant for registration or re-registration a copy of the online submitted
17 application form provided by the Board. This form shall be submitted to the Board online and accompanied by:

18 (1) one digital head and shoulders color photograph of the applicant of acceptable quality for
19 identification and made within 90 days of the application uploaded online with the application
20 submission; and

21 (2) the applicant's registration fee, along with the ~~four dollar (\$4.00)~~ convenience fee charged by the
22 ~~third party Board's on-line application~~ vendor and credit card transaction fee charged by the
23 applicant's credit card provider and collected online.

24 (c) The employer of each applicant for a registration renewal or reregistration shall give the applicant a copy of the
25 online application which will serve as a record of application for renewal and shall retain a copy of the applicant's
26 online renewal application in the individual's personnel file in the employer's office.

27 (d) Members of the armed forces whose registrations are in good standing and to whom G.S. 105-249.2 grants an
28 extension of time to file a tax return are granted that same extension of time to pay the registration renewal fee and to
29 complete the continuing education requirements prescribed by Section .0500 of this Chapter. A copy of the military
30 order or the extension approval by the Internal Revenue Service or by the North Carolina Department of Revenue
31 must be furnished to the Board.

32

33 *History Note: Authority G.S. 74D-7; 74D-8; 93B-15;*

34 *Temporary Rule Eff. January 9, 1984, for a Period of 120 Days to Expire on May 7, 1984;*

35 *Eff. May 1, 1984;*

36 *Amended Eff. February 1, 2012; July 1, 2010; March 1, 1993; December 1, 1988; July 1, 1987;*

37 *Transferred and Recodified from 12 NCAC 11 .0306 Eff. July 1, 2015;*

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Readopted Eff. June 1, 2018;

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Amended Eff. _____; September 1, 2019.