



North Carolina Department of Public Safety

Private Protective Services Board

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

Tamara Rabenold, Chair
Paul Sherwin, Director

Meeting Minutes
June 20, 2024, 11:30 a.m.
Hampton Inn and Suites – Raleigh/Crabtree Valley

Board Members Present

Ron Burris
Debra Duncan
Tamara Rabenold
Dave Stephens
Stacy Buff
Sam Russell
Candace Ratliff

Suzanne Creech
Assata Buffaloe
Andy Renfrow
Steve Johnson
Jerry Pitman

Staff Present

Paul Sherwin
Ray Bullard
Kim Odom
Garcia Graham
Karen Battle
Jeff Gray

Board Members Absent

Kim Heffney
Richard Epley

Call to Order

Chair Tamara Rabenold called the June 20, 2024, meeting of the North Carolina Private Protective Services Board to order at 11:30 a.m.

State Ethics Law

Attorney Jeff Gray read the following statement:

"In accordance with the State Ethics Law, it is the duty of every Board member to avoid both conflicts of interest and appearances 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 deliberation and voting in that matter."

Approval of the April 2024 Board Meeting Minutes

Motion: Debra Duncan made a motion to accept the April 18, 2024, Board meeting minutes with correction of adding member Dave Stephens as being present. Andy Renfrow seconded. The motion carried unanimously.

Committee Reports

Grievance Committee: Grievance Committee members Ron Burris, Tamara Rabenold, Suzanne Creech, Jerry Pitman, Candace Ratliff and Steve Johnson met on June 19, 2024, from 9 a.m. to 1:15 p.m. The Committee heard 14 cases. Committee Chair Ron Burris presented the Grievance Committee report.

Motion: Debra Duncan made a motion to accept all cases except 2023-PPS-088 (Hatten). Andy Renfrow seconded. The motion carried unanimously.

Motion: Steve Johnson made a motion to accept 2023-PPS-088 (Hatten). Dave Stephens seconded. The motion carried unanimously. Suzanne Creech recused from the vote.

See the attachment for the full Grievance Committee report.

Screening Committee: Screening Committee members Sam Russell, Debra Duncan, Dave Stephens, and Stacy Buff met on June 19, 2024, from 1:30 p.m. to 2:52 p.m. to review 79 license applications, two QA for Two Companies applications, and one request to renegotiate the consent agreement. Committee Chair Debra Duncan presented the Screening Committee report.

Motion: Steve Johnson made a motion to accept all of the Committee's recommendations, except Marty Burroughs and Michael Overton II. Sam Russell seconded. The motion carried unanimously.

Motion: Stacy Buff made a motion to accept the Committee's recommendation for Marty Burroughs. Steve Johnson seconded. The motion carried unanimously. Suzanne Creech recused from the vote.

Motion: Steve Johnson made a motion to accept the Committee's recommendation for Michael Overton II. Stacy Buff seconded. The motion carried unanimously. Andy Renfrow recused from the vote.

See the attachment for the full Screening Committee report.

Laws and Rules Committee: Laws and Rules committee members Steve Johnson, Jerry Pitman, Andy Renfrow, Assata Buffaloe, Sam Russell and Debra Duncan met on June 20, 2024, from 9:00 a.m. to 10:00 a.m. Committee Chair Steve Johnson delivered the Laws and Rules Committee report.

Mr. Steve Johnson stated that the Committee discussed several potential rule changes to 14B NCAC 16 .0701, .0801, .1301 and 14B NCAC 16 .1401. These changes would allow a security guard to obtain a copy of their training certificate upon completion of a course on their first day of employment.

Motion: Steve Johnson motioned to approve the proposed rule changes 14B NCAC 16 .0701, .0801, .1301 and 14B NCAC 16 .1401. Assata Buffaloe seconded. The motion carried unanimously.

Next the committee discussion was about training requirement for probationary security guards. It was brought up in the grievance committee meeting that a guard might be placed on site without any training. The committee suggested that the board should ensure the guards are provided the proper training through in-person instruction or by having them view a training video. The committee asked Director Paul Sherwin to conduct a survey to collect feedback from industry on this issue and report back to the Board.

The committee also discussed two additional rules regarding the name change of American Safety and Health Institute that provides certification in First Aid, CPR/AED.

Motion: Steve Johnson made a motion to move forward with changing the name of American Safety and Health Institute to Health & Safety Institute 14B NCAC 16 .1501 and 14B NCAC 16 .1502. Ron Burris seconded. The motion carried unanimously.

Lastly, the committee had guest speaker Mr. Brostrom who expressed some concerns about differentiating between security guard and close personal protection duties. The committee will review the current rules to ensure their clarity and determine whether any revisions are necessary.

Motion: Stacy Buff made a motion to accept the Laws and Rules Committee report. Sam Russell seconded. The motion carried unanimously.

Training and Education Committee: Training and Education Committee members Dave Stephens, Stacy Buff, Debra Duncan, Andy Renfrow, Steve Johnson, Candace Ratliff, and Sam Russell met on June 20, 2024, from 10:18 a.m. to 11:10 a.m. Committee Chair Dave Stephens presented the Training and Education Committee report, which included updates about completed and planned train-the-trainer courses, and the results of recent compliance audits of one certified trainer by Board staff.

The Committee reviewed fifteen applications for new continuing education courses applications. He stated the Committee recommended approving all the courses.

Motion: Sam Russell made a motion to accept all fifteen continuing education courses applications. Andy Renfrow seconded. The motion carried unanimously.

Mr. Stephens reported that the committee had a guest speaker, Timothy Heinle, who is a teaching assistant professor, at UNC Chapel Hill School of Government, gave a presentation. He discussed the School of Government's plan to develop free continuing education program for investigators working in both the private and public sectors as well as other valuable resources they can utilize. The presentation was engaging and informative, providing the committee with valuable insights. Mr. Stephens states that staff will be working with professor Heinle to stay up to date on any developments.

The committee briefly discussed the current rule that limits the number of university or community college courses accepted for continuing education (CE) credits. This change would allow licensees to fulfill all their required CE credits through these educational institutions, without the current cap of eight (8) CE credits. The Committee recommended to the Board a proposed change to rule 14B NCAC 16 .1203(f).

Motion: Stacy Buff made a motion to amend the existing rule 14B NCAC 16 .1203(f) that limits the amount of continuing education credits the Board can accept for university or community colleges courses from eight continuing education credits to twelve. Andy Renfrow seconded. The motion carried unanimously.

Motion: Sam Russell made a motion to accept the Training and Education Committee report. Stacy Buff seconded. The motion carried unanimously.

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

Emerging Technology Committee: Emerging Technology Committee members Stacy Buff, Candace Ratliff, Andy Renfrow, and Tamara Rabenold met on June 19, 2024, from 3:05 p.m. to 3:30 p.m. Stacy Buff reported that the Committee met briefly to discuss inviting a guest speaker to the August 2024 meeting. The speaker will be presenting on the topic of Byrna products.

Mr. Buff stated that the Committee asked Paul Sherwin and Ms. Rabenold to explore the possibility of exempting security guard companies from the requirement to apply for a burglar alarm license for monitoring security cameras.

Motion: Ron Burris made a motion to accept the Emerging Technology Committee report. Candace Ratliff seconded. The motion carried unanimously.

Special Committee on Unlicensed Activity: Suzanne Creech turned the floor over to attorney Gray. Attorney Gray reported that he contacted the ABC Commission and suggested that they include certain information in their application packages. Additionally, the Board submitted a proposed rule amendment to the ABC Commission that would require ABC permittees to certify that their security personnel are compliant with chapter 74C.

Attorney Gary stated the Special Committee continues to forge partnerships and communicate with the NC Conference of District Attorneys, the Sheriff's Association, and the N.C. Association of Chiefs of Police to raise awareness about security industry regulation and educate the associations' members about the dangers of unlicensed activity.

Motion: Steve Johnson made a motion to accept the Special Committee on Unlicensed Activity report. Stacy Buff seconded. The motion carried unanimously.

Finance Committee: Sam Russell reported that the Committee met with the Director Paul Sherwin. After brief discussion with Director Sherwin who gave a report on the Board's

finances. Mr. Russell stated based on the information presented, everything appears to be in order and deferred any comments until the Director's report.

Motion: Stacy Buff made a motion to accept the Finance Committee report. Suzanne Creech seconded. The motion carried unanimously.

Special Committee on Continuing Education: Sam Russell reported that committee did not convene. He stated that the committee intended to meet after Professor Heinle's presentation in order to gain some insight and determine the direction they would like the continuing education training to take for all current licensees.

Motion: Debra Duncan made a motion to accept the Special Committee on Continuing Education report. Suzanne Creech seconded. The motion carried unanimously.

Old Business

Jerry Pitman informed the Board that the South Carolina Association of Legal Investigators (SCALI) spring conference was held in May 2024. He attended the conference which was well organized and had approximately 150 attendees. Mr. Pitman stated that he was allotted a 30-minute time slot during the conference to discuss NCPPS and address any inquiries.

New Business

Chair Tamara Rabenold suggested that information regarding the upcoming ADI Expo be added to the PPSB Hotsheet just in case anyone is interested in attending.

Director's Report

Director Sherwin presented his Director's Report. The report included information about Board staff changes, the status of the Board's active licensees and registrants, and an update on Board finances.

Motion: Sam Russell made a motion to accept the Director's Report. Suzanne Creech seconded. The motion carried unanimously.

See the attachment for the full Director's Report.

Attorney's Report

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

Motion: Stacy Buff made a motion to accept all 29 rules changes from attachment 3 of the Attorney's Report. Dave Stephen seconded. The motion carried unanimously.

Motion: Suzanne Creech made a motion to accept the Attorney’s Report. Stacy Buff seconded. The motion carried unanimously.

See the attachment for the full Attorney’s Report.

Good of the Order

Chair Tamara Rabenold recognized and thanked Sam Russell for his years of service on the PPS Board.

Don Miller with the NCAPI provided an update on behalf of the association, announced that the upcoming conference scheduled for November 19-20, 2024, in Carolina Beach, N.C., is now available for registration.

Licensee Bill MacRae reported that the Association of Professional Security Providers are still accepting new members and thanked Director Sherwin for including them on the hotsheet.

Final Agency Decision(s)

None

Motion: Stacy Buff made a motion to adjourn the meeting. Suzanne Creech seconded. The motion carried unanimously.

Meeting Adjourned: 1:15 p.m.

Paul Sherwin, Director

Garcia Graham, Board Secretary

Board Meeting Guests

Don Miller	Thomas Bates	Vicki Underwood	William MacRae
David Stephens	Randall Bass	Kimberly Haswell	David Roebuck
Oscar Quick	June Knowles	Frank Brostrom	Dan Puckett*
Donna Campbell*	Dorian Dehnel*	Gregory Pickrell*	John Honeycutt*
Julie Turner*	Malik Hicks*	T Alexis Byrd*	Vicci Bane*
Bill Joyce*			

*V: Virtual

PPSB Grievance After Report for June 20, 2024 9:00 am

	Case Number	Complaint Against	Allegation(s)	Grievance Committee Recommendation	Board Action
1.	2023-PPS-088	Gregory Hatten T.J. Conner & Associates P.O. Box 1859 Enka, NC 287280000	NCGS 74C-2	Revocation Find a violation of NCGS 74C-2. Revoke Gregory Hatten's private investigator license, unarmed and firearms trainer certifications, and armed licensee registration, and recommend the Board deny any future applications pursuant to NCGS 74C-12(a)(21). Board staff is to send an advisory letter to all persons identified in the complaint and to the business locations where unlicensed activity occurred; and notify S.C. Law Enforcement Division - Regulatory Services of this action.	Accepted
2.	2023-PPS-100	Dwayne Guerrero Black Box Security 301 Green Street #769 Fayetteville, NC 28302	NCGS 74C-11 NCGS 74C-13 14B NCAC 16.0707 14B NCAC 16.0807	Find a violation of NCGS 74C-11. Enter into a consent agreement with Dwayne Guerrero and Black Box Security in the amount of \$1,346.40 for 11 unarmed security guard registration violations. Staff is to conduct a follow up registration audit of Q1 & Q2 2025.	Accepted
3.	2023-PPS-123	Dakota Covil Semper Fidelis Security Services, LLC 2835 Jeff Adams Dr STE G CHARLOTTE, NC 28206	NCGS 74C-11	Find no violation of NCGS 74C-11 against Dakota Covil. Issue a cease-and-desist order to Devin Montray Kirkland for engaging in security guard and patrol profession without being licensed. Refer this matter to the Screening Committee should Mr. Kirkland apply for a license or registration.	Accepted
4.	2023-PPS-124	Furman Michael Jones American Security and Protection Service, LLC 375 Little Ranger Rd Murphy, NC 28906	NCGS 74C-2	Find a violation of NCGS 74C-2 for three months of unlicensed activity. No disciplinary action recommended.	Accepted

	Case Number	Complaint Against	Allegation(s)	Grievance Committee Recommendation	Board Action
5.	2023-PPS-125	Furman Michael Jones American Security and Protection Service, LLC 375 Little Ranger Rd Murphy, NC 28906	14B NCAC 16 .0108(b)	Find a violation of NCGS 74C-11 and NCGS 74C-13. Enter into a consent agreement with Furman Michael Jones and American Security and Protection Service, LLC, and in the amount of \$10,465.20 for 75 unarmed- and seven armed-security guard registration violations. Staff is to conduct a follow up registration audit of Q1 & Q2 2025.	Accepted
6.	2024-PPS-001	Noah David Graeme APOD Group, LLC 1910 Pacific ave Ste., 12000 Dallas, TX 75201	14B NCAC 16 .0108(b)	Find a violation of NCGS 74C-11. Enter into a consent agreement with Noah David Graeme and APOD Group, LLC and in the amount of \$244.80 for two unarmed security guard registration violations. No follow-up registration audit is recommended.	Accepted
7.	2024-PPS-002	Bruce Vernon Seibert Defender Services, Inc. PO Box 1775 Columbia, SC 292021775	14B NCAC 16 .0108(b)	Find a violation of NCGS 74C-11. Enter into a consent agreement with Bruce Vernon Seibert and Defender Services, Inc, and in the amount of \$3,672.00 for 30 unarmed security guard registration violations. Staff is to conduct a follow up registration audit of Q1 & Q2 2025.	Accepted
8.	2024-PPS-003	Jeffrey Thomas Bradshaw Bradshaw Security, LLC 105 Tributary Circle Unit 108 Wilmington, NC 28401	14B NCAC 16 .0108(b)	Find a violation of NCGS 74C-11. Enter into a consent agreement with Jeffrey Thomas Bradshaw and Bradshaw Security, LLC and in the amount of \$1,285.20 for 21 unarmed security guard registration violations. Staff is to conduct a follow up registration audit of Q1 & Q2 2025.	Accepted
9.	2024-PPS-007	John Melkon DDCues 634 Swift Road # 57 West Point, NY 10996	NCGS 74C-13 14B NCAC 16 .0108(b)	Find a violation of NCGS 74C-13. Enter into a consent agreement with John Melkon and DDCues and in the amount of \$918.00 for five armed security guard registration violations. Staff is to conduct a follow up registration audit of Q1 & Q2 2025.	Accepted

	Case Number	Complaint Against	Allegation(s)	Grievance Committee Recommendation	Board Action
10.	2024-PPS-008	Buddy Helton ESS 9202 S. Northshore Drive Ste. 200 Knoxville, NC 37922	NCGS 74C-2	Find a violation of NCGS 74C-2. Continue the cease and desist order previously issued to Buddy Helton and ESS. Refer this matter to the Screening Committee should Mr. Helton apply for a license or registration.	Accepted
11.	2024-PPS-022	Harold Dean Crisp, Jr. Signal of Asheville 76 Bradford creek rd Mills river , NC 28759	NCGS 74C-11	Find a violation of NCGS 74C-11. Enter into a consent agreement with Harold Dean Crisp Jr., and Signal of Asheville and in the amount of \$5,508.00 for 45 unarmed security guard registration violations. Staff is to conduct a follow up registration audit of Q1 & Q2 2025.	Accepted
12.	2024-PPS-025	Michael S. Lunsford Lunsford Security 80 Claredon Road Asheville, NC 28806	NCGS 74C-2 NCGS 74C-13	Find a violation of NCGS 74C-2 and NCGS 74C-13. Defer final disposition until the pending criminal violation of NCGS 74C is adjudicated.	Accepted
13.	2024-PPS-028	Martha Chase Boss Lady Bailbonds 210 Roosevelt Blvd Havelock, NC 28532	NCGS 74C-2	Find a violation of NCGS 74C-2. Continue cease and desist order previously issued to Martha Chase. Attorney Gray is to file a Complaint for Injunctive Relief against Ms. Chase. Staff is to notify the Department of Insurance Bail Bond Regulatory Division of this action. Refer this matter to the Screening Committee should Ms. Chase apply for a registration or license.	Accepted
14.	2024-PPS-031	Anthony Joseph Bruno Coventbridge (USA) Inc. 9485 Regency Square Blvd Ste 200 Jacksonville, FL 32225	NCGS 74C-12(a)(25)	Find a violation of 14B NCAC 16 .0110(a). No penalty is recommended for violating Rule .0110(a). Find a violation of NCGS 74C-12(a)(25) for demonstrated intemperate habits. Suspend Anthony Joseph Bruno's private investigator license for six months for violation of NCGS 74C-12(a)(25).	Accepted

Board Meeting Report

Board Date 06/20/2024

	Name Company Address	License	Committee Recommendation	Board Action
1.	Majjed Alzid Morgan and Morgan Security Services LLC 6322 Beechfield Dr Lansing, MI 48911	Security Guard And Patrol	Approve	Accepted
2.	Timothy James Bacheler Mr. Allied Universal Compliance & Investigations 910 Paverstone Raleigh, NC 27615	Private Investigator	Approve	Accepted
3.	Jason Baity Baity Crue Investigations 4373 W US HWY 64 Lexington, NC 27295	Private Investigator	Approve	Accepted
4.	Darius Alex Barbour 8G Tactical Security 1814 Westinghouse Blvd Charlotte, NC 28208	Close Personal Protection	Approve	Accepted
5.	Collin Barry ABR Technical Services 2809 Ackley Ave. Henrico, VA 23228	Private Investigator	Approve	Accepted
6.	Devan Ashlee Bell Blackman Detective and PI Services, Inc. 4208 Six Forks Rd. Ste 1000 Raleigh, NC 28609	Private Investigator Associate	Approve Level 1 with zero hours	Accepted
7.	Jason Ryan Blackwell Jason R. Blackwell 2815 Mallard Pond Ln Monroe, NC 28112	Close Personal Protection	Approve	Accepted

	Name Company Address	License	Committee Recommendation	Board Action
8.	Akeem Bolarinwa Surveillance and Security Solutions, LLC 366 Lake Royale Louisburg, NC 27610	Private Investigator Associate	Approve Level 2 with 1,600 hours	Accepted
9.	Winfield Scott Brians A RepoSkip Co. 151 NC-9 Ste B Black Mountain, NC 28711	Private Investigator	Approve	Accepted
10.	Hailey Taylor Buchanan EPIC Services & Consulting, LLC 117 East Sycamore Street Lincolnton, NC 28092	Close Personal Protection	Approve	Accepted
11.	Marty Lynn Burroughs N.C.Premier Investigations 740 S.E. Greenville Blvd. Suite 400-157 Greenville, NC 27858	Private Investigator	Approve	Accepted
12.	Kevin Byrd Brown & Root Industrial Services, LLC 4171 Essen Lane Baton Rouge, LA 70809	Security Guard And Patrol	Approve	Accepted
13.	Charles Cameron Carter Executive Resource Group 2278 Silverstone Road Zionville, NC 28698	Security Guard And Patrol	Approve	Accepted
14.	Amber Brooke Caruso Narcio A & Associates, Inc. 951 Sansburys Way West Palm Beach , FL 33411	Security Guard And Patrol	Approve	Accepted
15.	Jaime Christiansen Allied Universal Compliance and Investigations 910 Paverstone Drive Raleigh, NC 27615	Private Investigator Associate	Approve Level 1 with zero hours	Accepted

	Name Company Address	License	Committee Recommendation	Board Action
16.	Nathan John Cosgrove Coventbridge (USA) Inc. 9485 Regency Square Blvd UNIT 200 Jacksonville, FL 32225	Private Investigator Associate	Approve Level 1 with 400 hours	Accepted
17.	Taylor Cox DigiStream Carolinas, Inc P.O. Box 167, 300 Fayetteville St Raleigh, NC 27602	Private Investigator Associate	Approve Level 1 with 500 hours	Accepted
18.	Marshall Berkley Crutchfield Jr. Crutchfield Investigations 118 Camelot Dr Holly Eidge, NC 28445	Security Guard And Patrol	Approve	Accepted
19.	Dominick Lee Daniels Flying Pigs Investigation Services 7014 Smith Corners Blvd #1186 Charlotte, NC 28269	Private Investigator	Approve	Accepted
20.	Michael Dib DIMEPIECE 1813 Rivers Edge Rd Spring Lake, NC 28390	Close Personal Protection	Deny Unfavorable employment history, falsification of application, and lack of good moral character.	Accepted
21.	Julie Ann Drew Drew Investigative Consulting LLC 5174 Looking Glass Trail Denver, NC 28037	Private Investigator Associate	Approve Level 2 with 1,100 hours	Accepted
22.	Jenna Dunford Command Investigations 1540n International Parkway Suite 3070 Lake Mary , FL 32746	Private Investigator Associate	Approve Level 1 with zero hours	Accepted
23.	James Robert Eaton Bear Inc., LLC 2012 Clemmons Dr Clayton, NC 27520	Close Personal Protection	Approve	Accepted

	Name Company Address	License	Committee Recommendation	Board Action
24.	Russell William Gilmore Protus3 5540 Centerview Dr Raleigh, NC 27606	Digital Forensics Examiner	Approve	Accepted
25.	Jacob Gurney LaSorsa & Associates 101 VFW Rd Suite 2E Cedar Point, NC 28584	Electronic Countermeasures Trainee	Approve Level 1 with zero hours	Accepted
26.	Jacob Gurney LaSorsa & Associates 101 VFW Rd Suite 2E Cedar Point, NC 28584	Private Investigator Associate	Approve Level 1 with zero hours	Accepted
27.	Jacob Gurney LaSorsa & Associates 101 VFW Rd Suite 2E Cedar Point, NC 28584	Close Personal Protection	Approve	Accepted
28.	Jeff Harrington Barefoot Private Investigation 1011 E Morehead St Suite 110 Charlotte, NC 28204	Private Investigator	Approve	Accepted
29.	Malik Shahid Hicks Hicks Material Solutions, LLC 1204 Village Market Morrisville, NC 27560	Courier Service	Approve	Accepted
30.	David Alan Hill Sweepers 310 north front street wilmington, NC 28401	Electronic Countermeasures	Approve	Accepted
31.	Curtis Irvin Ivins PREPAREDNESS CONSULTING SERVICES 33 TANNER LN CANDLER, NC 28715-8150	Security Guard And Patrol	Approve	Accepted

	Name Company Address	License	Committee Recommendation	Board Action
32.	David Franklin James James Private Investigations and Consulting 201 Wood Duck Ct. Gastonia, NC 28056	Private Investigator	Approve with Condition Surrender sworn LEO status	Accepted
33.	Mark Johnson Rockridge Forensics, LLC 4400 NE 92nd Street Kansas City, MO 64156	Digital Forensics Examiner	Approve	Accepted
34.	Kimberly Kelly Viking Private Investigations 209 Creekstone Dr Benson, NC 27504	Private Investigator Associate	Approve Level 1 with zero hours	Accepted
35.	Kevin Donald Kollar Security Engineers Inc. 1617 3rd avenue north Birmingham, AL 35203	Security Guard And Patrol	Approve with Condition Kevin Kollar and Security Engineers Inc. enter into and pay a consent agreement of \$170.00 for two months of unlicensed activity.	Accepted
36.	Kevin James Ladd N.C. Detective Agency, Inc 2102 Fay. St Durham, NC 27704	Security Guard And Patrol	Approve	Accepted
37.	Luis LealContreras Global threat Solutions, LLC 102 Person St Fayetteville, NC 28301	Private Investigator	Approve	Accepted
38.	Uuganchimeg Leonard Black Hawk International Security, LLC 6255 Towncenter Dr #708 Clemmons, NC 27012	Security Guard And Patrol	Approve	Accepted
39.	Kelsie Holden Lineberger 360 Protection Group, Inc 3712 Zebulon Williams Road Monroe, NC 28110	Close Personal Protection	Approve	Accepted

	Name Company Address	License	Committee Recommendation	Board Action
40.	Kelsie Holden Lineberger 360 Protection Group, Inc 3712 Zebulon Williams Road Monroe, NC 28110	Private Investigator Associate	Approve Level 1 with 400 hours	Accepted
41.	Roger Wesley Lineberger 350 Protection Group, Inc. 3712 Zebulon Williams Road Monroe, NC 28110	Close Personal Protection	Approve	Accepted
42.	Jeffrey Lynch Executive Protection Agents LLC 1001 Wickerby Ct Indian Trail , NC 28079	Close Personal Protection	Approve	Accepted
43.	Jeffrey Lynch Executive Protection Agents LLC 1001 Wickerby Ct Indian Trail , NC 28079	Security Guard And Patrol	Approve	Accepted
44.	Manuel rossie Marbet diplomatic solutions LLC 1005 hadel place Knightdale, NC 27545	Security Guard And Patrol	Approve	Accepted
45.	Jerome Douglas Mayfield Jr. Guardian Angels Protective Services 6120 Piedmont Ridge Circle Raleigh, NC 27616	Security Guard And Patrol	Approve	Accepted
46.	Roshawn Antoine McCloud Three Ten Security Services 1123 Oxford dr SE Conyers, GA 30013	Security Guard And Patrol	Deny Unfavorable credit history	Accepted
47.	Justin McDaniel 360 Protection Group, Inc. 3712 Zebulon Williams Rd Monroe, NC 28110	Close Personal Protection	Approve	Accepted

	Name Company Address	License	Committee Recommendation	Board Action
48.	Jeffrey Mederos Loomis Armored US, LLC 114 Roche Drive Raleigh, NC 27703	Armored Car	Approve	Accepted
49.	Shayan Navaie The American Shield, Corp 5268 Nicholson Lane Kensington, MD 20895	Security Guard And Patrol	Approve	Accepted
50.	Lenny Lee Neff St. Moritz Security Services, Inc. 4600 Clairton Blvd Pittsburgh, PA 15236	Security Guard And Patrol	Approve	Accepted
51.	Kimberly Ann Nelson ACE Investigations & Recovery LLC 2618 Battleground Ave Greensboro, NC 27408	Private Investigator Associate	Approve Level 1 with zero hours	Accepted
52.	Luis Nieto III Global Polygraph Analysis, LLC 166 Center Street Cape Canaveral, FL 32920	Polygraph Examiner	Approve with Condition Successfully pass polygraph testing in accordance with 14B NCAC 16 .0501(a)(1)	Accepted
53.	Albert Hirham O'Connell Security Solutions of America/Guard-One Protective Services 1165 Sanctuary Parkway Alpharetta, GA 30009	Security Guard And Patrol	Approve	Accepted
54.	Robert Odwyer Fortis Risk Advisors LLC 1144 Western Blvd #1100 Jacksonville, NC 28546	Private Investigator	Approve	Accepted
55.	Michael Lewis Overton II Renfrow & Associates 8504 Sixforks Rd Ste 101 Raleigh, NC 27615	Security Guard And Patrol	Approve	Accepted

	Name Company Address	License	Committee Recommendation	Board Action
56.	Michael Lewis Overton II Renfrow & Associates 8504 Sixforks Rd Ste 101 Raleigh, NC 27615	Guard Dog Service	Approve	Accepted
57.	JOSEPH LEE PALMER Alpha and Omega Investigations, LLC 205 WEST RUSSELL ST FAYETTEVILLE, NC 28301	Private Investigator Associate	Approve Level 1 with zero hours	Accepted
58.	Jermarion Pegues Blindside Protection Agency LLC 81 Delta place Smithfield, NC 27577	Close Personal Protection	Approve	Accepted
59.	Jason Lee Penn Penn National LLC 918 FM 1544 Sweetwater, TX 79556	Security Guard And Patrol	Approve	Accepted
60.	Karl Person Security Concepts of Atlanta 3444 Chancellors Dr Powder Springs, GA 30127	Security Guard And Patrol	Approve	Accepted
61.	Chasidy Shelaine Privett Laine Federal Security, Inc. 3379 Peachtree Rd. NE Ste. 555 Atlanta, GA 30326	Security Guard And Patrol	Deny Failure to complete application process	Accepted
62.	Daniel Wayne Puckett North Carolina Protection Group 740 Greenville Blvd SE Greenville, NC 27858	Private Investigator Associate	Approve Level 2 with 1,200 hours	Accepted
63.	Christopher Michael Quirk Personal Protection Solutions, LLC 1 Clipper Road Essex, MD 21221	Close Personal Protection	Approve	Accepted

	Name Company Address	License	Committee Recommendation	Board Action
64.	Robert Ripley Workhorse Transportation 11961 Hambright Road Huntersville, NC 28078	Close Personal Protection	Approve	Accepted
65.	Mark Henry Sandomeno Barefoot Private Investigation 1011 E Morehead St Charlotte, NC 28204	Digital Forensics Examiner	Approve	Accepted
66.	Mark Henry Sandomeno Barefoot Private Investigation 1011 E Morehead St Charlotte, NC 28204	Private Investigator Associate	Approve Level 2 with 1,800 hours	Accepted
67.	Christopher Shawkey Christopher Shawkey 951 Flannery PI NW Concord, NC 28027	Private Investigator	Approve	Accepted
68.	Katie Smith J.P. Investigative Group, Inc. 9935-D Rea Road Charlotte, NC 28277	Private Investigator Associate	Approve Level 1 with 800 hours	Accepted
69.	Monty Lou Smothers Smothers Investigations 4416 Lake Ridge Dr Raleigh, NC 27604	Private Investigator	Approve	Accepted
70.	Steven Austin Spaeth Photofax, Inc. P.O. Box 225 Gilberts, IL 60136	Private Investigator	Approve	Accepted
71.	Brian Richard Stewart Off Duty Services, Inc. 580 Westlake Park Blvd Houston, TX 77079	Security Guard And Patrol	Approve	Accepted
72.	THOMAS MICHAEL VAIRO FINEST INVESTIGATIVE SERVICES LLC 2013 LINN COVE WAXHAW, NC 28173	Private Investigator	Approve	Accepted

	Name Company Address	License	Committee Recommendation	Board Action
73.	Michael Velasquez Nomad Consulting LLC 8619 Silver Falls Way Charlotte, NC 28227	Close Personal Protection	Approve	Accepted
74.	William James Voorhees VIS 109 Cape August Place Belmont, NC 28012	Private Investigator	Approve	Accepted
75.	Ronald Lewis Whitaker 360 Protection Group Inc. 3712 Zebulon Williams Rd. Monroe, NC 28110	Close Personal Protection	Approve	Accepted
76.	John Mark Whitfield John Whitfield Investigations 405 Middle Street New Bern, NC 28560	Private Investigator	Approve	Accepted
77.	Casey Paul Wiggins Ash Forensics, LLC 820 Dalton Road Lewisville, NC 27023	Private Investigator	Approve	Accepted
78.	Aaron Lee Williamson Trident Security 2920 Forestville Road Raleigh, NC 27616	Security Guard And Patrol	Approve	Accepted
79.	Christine Zack Gundersen Fiore Industries, Inc 8601 Washington St NE STE B Albuquerque, NH 87113	Security Guard And Patrol	Approve	Accepted

PPSB Screening After Report for June 20, 2024

Addendum

Name Company Name Address	Credential	Committee Recommendation	Action
Michael Matthews Sapphire Valley Public Safety, Inc. 4410 Craftsman Dr. Raleigh NC, 27609	QA for Two Companies	Approve	Accepted
Robert Bond Off Duty Services, Inc. 90 Town Center St. Daleville VA, 24083	QA for Two Companies	Approve with Condition Robert Bond and Off Duty Services Inc., enter into and pay a consent agreement of \$340.00 for three months of unlicensed activity.	Accepted
Vicci Rene' Bane Elite Private Investigations, Inc. 411 Alta Cir Hendersonville, NC 28739	Security Guard & Patrol license	Deferred per Vicci's request.	Accepted



North Carolina Department of Public Safety

Private Protective Services Board

Roy Cooper, Governor
Eddie Buffaloe, Jr., Secretary

Caroline Valand, Deputy Secretary
Paul Sherwin, Director

North Carolina Private Protective Services Board Training and Education Committee Agenda

June 20, 2024

The upcoming PPS Trainer courses are scheduled:

Course: Unarmed Guard Trainer and Workshop

Location: Wake Tech Public Safety Education Campus, Raleigh

- *July 15-19, 2024*
- *September 9-13, 2024*
- *December 9-13, 2024*

Course: Firearms Trainer Recertification/Prequalification (1-day)

Location: Samarcand Training Academy, Jackson Springs

- *September 16, 2024*
- *November 25, 2024 (Recert for both HG and LG)*

Course: New Firearms Trainer Course (32 hours)

Location: North Carolina Justice Academy, Salemburg

- *December 10-13, 2024*

The following training has been completed.

Course: Unarmed Guard Trainer and Workshop

Location: Wake Tech Public Safety Education Campus, Raleigh

- *May 6-10, 2024*

MAILING ADDRESS:
3101 Industrial Drive, Suite 104
Raleigh, NC 27609



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3101 Industrial Drive, Suite 104
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Telephone: (919) 788-5320
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North Carolina Department of Public Safety

Private Protective Services Board

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Course: Firearms Trainer Recertification/Prequalification

Location: Samarcand Training Academy, Jackson Springs

- *April 30, 2024*

Firearms Trainer Audits

- **Michael Boger**

Date: Wednesday, May 8, 2024 @ 10:30am

Location: Eagle Guns & Firing Range, 3789 Roberta Church Rd, Concord NC.

Pre- and post-delivery reports were audited from January – April 2024. FT Boger's records are in compliance with 14B NCAC 16. 0907 and 0908.

- **William Secrest**

Date: Thursday, June 6, 2024 @ 10:30am

Location: Pasquotank County Library, Elizabeth City NC

Pre- and post delivery reports and targets were audited from July 2023 until May 2024. Secrest was missing several pre and post-delivery reports for firearms renewal training dates. They have since been submitted. All pre and post-delivery reports for new firearms courses and all targets were accounted for.

Topics for Discussion

Timothy Heinle, Teaching Assistant Professor, UNC School of Government, to discuss UNC Chapel Hill's planned development of a continuing education program for investigators working in the private and public sectors.

Weapon Discharges

Name: *Waco Douglas*

Company: *P&G Security*

Date of Incident: *Thursday, April 11, 2024 @ 12:23am*

Location of Incident: *Joint Force Headquarters, 1636 Gold Star Drive, Raleigh*

Weapon: *Smith & Wesson M&P 9mm*

PPSB Armed Guard Registration: *Active when incident occurred.*

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On April 11, 2024, Officer Douglas was working as an armed guard for P&G Security assigned to the Joint Force Headquarters located in Raleigh. At approximately 12:23 am during shift change, Officer Douglas was unloading his issued firearm at a clearing barrel when it discharged. P&G Security conducted an investigation and determined Officer Waco violated policy by having a chambered round in the firearm. Officer Waco was terminated on April 13, 2024. There are no reported injuries or property damage as a result of this incident.

Name: Gary Paulling

Company: Blackstone Security Group

Date of Incident: Saturday, April 20, 2024 @ 5:00am

Location of Incident: The Sonesta Hotel, 7925 Forest Pine Drive, Charlotte

Weapon: Glock 19 BYYX988

PPSB Armed Guard Registration: Active

On Saturday, April 20, 2024, at 5:00am, Officer Paulling was working as an armed security guard for Blackstone Security Group at the Sonesta Hotel in Charlotte. While on duty, Officer Paulling observed several suspects breaking and entering into a vehicle in front of the premises. Officer Paulling yelled commands at the suspects to stop, however they did not comply. As Officer Paulling continued to give commands, one of the suspects jumped out of another vehicle nearby and fired several rounds at Officer Paulling. Officer Paulling unholstered his weapon and returned fire. The suspects fled the scene uninjured. There was some property damage reported.

The Charlotte-Mecklenburg Police Department responded to the scene. Officer Pauling has been listed as one of the victims in the case. I attempted to get a copy of the report from the agency, however I have been advised one was not officially filed. Officer Paulling has not been charged or terminated in connection with this incident.

Name: Sheridan Parker

Company: Delta Protection Agency

Date of Incident: Tuesday, April 30, 2024 @ 3:45am

Location of Incident: The Canopy Apartment Complex, 6609 Reafield Drive, Charlotte

Weapon: Canik T9 9mm

PPSB Armed Guard Registration: Active dual armed registration.

On Tuesday April 30, 2024, Officer Sheridan Parker was working as an armed guard for the Delta Protection Agency at the Canopy Apartment Complex in Charlotte. At approximately 3:45am Officer Parker was conducting security checks on the grounds and heard a loud noise

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near the complex's mailboxes. As she investigated the source from where the noise was emitting, she noticed several of the mailboxes were opened as if they had been rummaged through. Upon noticing the opened mailboxes, Officer Sheridan left the area briefly to investigate if another set of mailboxes in the complex had been tampered with as well.

The second set of mailboxes had not been opened or damaged, so Officer Sheridan returned to the first set of mailboxes to investigate further. As she approached the mailboxes again, she observed 2 masked males placing several pieces of mail inside a white trash bag. The suspects immediately fled the scene on foot. While running away, one of the suspects pulled what appeared to be a firearm from his waistband and aimed it at Officer Sheridan. Officer Sheridan chased the suspect ordering him to stop, but he continued to flee. The suspect ran towards a black SUV in the parking lot, entered the vehicle and pointed his weapon at Officer Sheridan. At that time, Officer Sheridan discharged her weapon towards the suspect. A sliding glass door nearby was shattered, however, no injuries were reported. The suspect vehicle left the scene.

This incident was investigated by the Charlotte-Mecklenburg Police Department. I have not been able to confirm if the suspects were ever identified or charged by CMPD. Officer Sheridan has not been charged in connection with this incident. Her weapon was seized by CMPD until they complete their investigation. Officer Sheridan has been temporarily placed in "unarmed status" pending a review from CMPD and PPSB, but no disciplinary action has been imposed.

End of Report

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NCPPSB CE Course Approval New/Renewal 6.2024

<input checked="" type="checkbox"/>	REQUEST ED BY	COURSE NAME / COURSE TYPE TO OBTAIN A LICENSE	Course Number	INSTRUCTOR(S)	Classroom/ Online	Date Submitted	Hours
		New Application(s):					
1.	Frank Weicks	Defining, Recruiting and Managing Informants and Human Sources		Frank Weicks & Rebecca Lomax	Classroom	4/23/2024	2.0
2.	Frank Weicks	The Internationally Recognized Five Sources of Information of Collection Disciplines		Frank Weicks & Rebecca Lomax	Classroom	4/23/2024	4.0
3.	J. Vincent Demps	Report Writing & Case Updates for Investigators		J. Vincent Demps	Classroom	5/7/2024	8.0
4.	Joel Johnson	Introduction to Rural Surveillance		Joel Johnson	Online	5/7/2024	1.0
5.	Sandra von Eschenbach	Terrorism Indicators for Homeland Security		Steve Cassell	Online	4/23/2024	2.0
6.	Sandra von Eschenbach	Successfully Analyzing Statements		Steve Cassell	Online	4/23/2024	2.0
7.	Sandra von Eschenbach	How to get Hired as a PI !		Steve Cassell	Online	4/23/2024	2.0
8.	Sandra von Eschenbach	Skip Tracing & Locates-Mastery of Skills		Steve Cassell	Online	4/23/2024	2.0
9.	Sandra von Eschenbach	Process Server-Honing your Skills		Steve Cassell	Online	4/23/2024	2.0
10.	Sandra von Eschenbach	Working a Missing Person Investigation		Steve Cassell	Online	4/23/2024	2.0
11.	Sandra von Eschenbach	Child and Elderly Abuse-How to Investigate		Steve Cassell	Online	4/23/2024	2.0

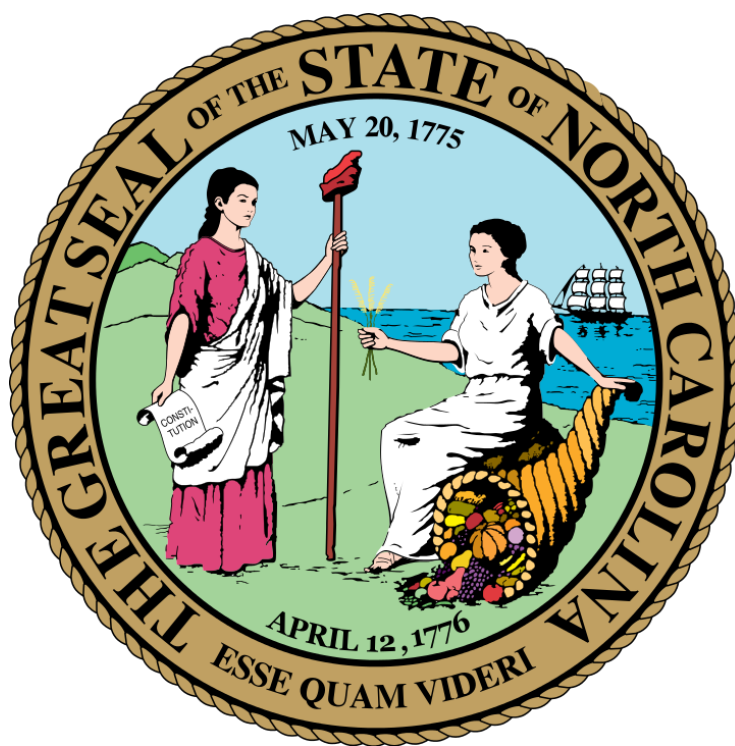
NCPPSB CE Course Approval New/Renewal 6.2024

<input checked="" type="checkbox"/>	REQUEST ED BY	COURSE NAME / COURSE TYPE TO OBTAIN A LICENSE	Course Number	INSTRUCTOR(S)	Classroom/ Online	Date Submitted	Hours
12	Sandra von Eschenbach	Report Writing Guidelines for Security Professionals		Steve Cassell	Online	4/23/2024	2.0
13	Thomas H. Humphreys	Due Diligence for Investigators		Thomas Humphrey & Marcy Phelps	Online	4/30/2024	1.0
14	Thomas H. Humphreys	Criminal Defense Investigation: From Strategy to Action		Thomas H. Humphreys	Online/Virtual	4/30/2024	6.0
15	Thomas H. Humphreys	Research Secrets for Private Investigators: 3 Steps to Better Results		Thomas Humphrey & Marcy Phelps	Online	12/12/2023	1.0
16							
		Renewal Application(s):					
1.							
2.							

NORTH CAROLINA PRIVATE PROTECTIVE SERVICES BOARD

June 20, 2024

DIRECTOR'S REPORT



Paul Sherwin, Director

DIRECTOR'S REPORT

- I. PPS information and updates, page 3**
- II. Licensing, registration and certification summary, page 5**
- III. Budget summary, page 6**
- IV. Budget graphics, page 7**

PPS INFORMATION AND UPDATES

PERSONNEL

Private Protective Services currently has four vacant positions:

- Registration Processor (x3) – Hiring in progress
- Receptionist

Robert Battle was hired May 20, 2024, as an intern to redesign the ASLB and PPSB websites. Robert recently completed his sophomore year at N.C. State, and he will resume his studies in computer science at UNC this fall. His internship ends July 25, 2024.

OPERATIONS

Registration Unit

- Registration applications received in year-to-date: 12,268
 - Same period 2023: 11,241
 - Same period 2022: 10,047
 - Same period 2021: 9,900
 - Same period 2020: 9,841
 - Same period 2019: 11,059

Licensing Unit

- Licensing applications received year-to-date: 557
 - Same period 2023: 511
 - Same period 2022: 585
 - Same period 2021: 375
 - Same period 2020: 545
 - Same period 2019: 379

Investigations Unit

- License applicant background investigations completed year-to-date: 213
 - Same period 2023: 176
 - Same period 2022: 111
 - Same period 2021: 140
 - Same period 2020: 152
 - Same period 2019: 158
- Complaint investigations completed year-to-date: 60
 - Same period 2023: 42
 - Same period 2022: 47
 - Same period 2021: 29
 - Same period 2020: 13

- Same period 2019: 46

Training Unit

- Trainer applications received year-to-date: 63
 - Same period 2023: 57
 - Same period 2022: 49
 - Same period 2021: 34
 - Same period 2020: 16

OTHER

The Board will hold annual elections during the August meeting, in accordance with its bylaws. Board leadership and Committee chairs will be elected.

Officials with DPS Internal Audit began the annual audit of Private Protective Services on June 10, 2024. The audit is expected to conclude in late July. This is a routine audit that will examine fee collections, travel reimbursements, invoice payments, operational policies and procedures, and more.

LICENSING, REGISTRATION, AND CERTIFICATION SUMMARY

Total active in Permitium: 27,305 (+3% from April 2024 meeting)

Registration		
	Armed	4244
	Armed Armored Car	416
	Armed Licensee	108
	Armed Licensee Associate	12
	Unarmed	18510
	Unarmed Armored Car	25
Registration Total		23315
License		
	Armored Car Profession	90
	Close Personal Protection	239
	Courier Service Profession	87
	Digital Forensics Examiner	9
	Digital Forensics Examiner Trainee	0
	Electronic Counter Measures Profession	57
	Electronic Counter Measures Trainee	6
	Guard Dog Service Profession	15
	Polygraph Examiner	30
	Polygraph Trainee Permit	2
	Private Investigator	1932
	Private Investigator Temp Permit	6
	Private Investigator Associate	316
	Private Investigator Associate Temp Permit	3
	Proprietary	108
	Psychological Stress Evaluator	10
	Security Guard and Patrol	554
	Special Limited Guard and Patrol	5
License Total		3469
Certification		
	Firearms Trainer	187
	Unarmed Guard Trainer	334
Certification Total		521

Private Protective Services Board Financial Report
Fiscal Year 2024
July 1, 2023 – April 30, 2024

PPSB Operating Fund Revenue and Expenditures

FYTD24 revenue	\$ 1,348,938.09
FYTD24 expenditures	\$ (1,223,510.03)
FYTD24 FUND BALANCE INCREASE/(DECREASE)	\$ 125,428.06

PPSB Operating Fund Cash Flow

Beginning Cash Balance (July 1, 2023)	\$ 1,688,986.73
FYTD24 revenue	\$ 1,348,938.09
FYTD24 expenditures	\$ (1,223,510.03)
FYTD24 ENDING FUND BALANCE	\$ 1,814,414.79

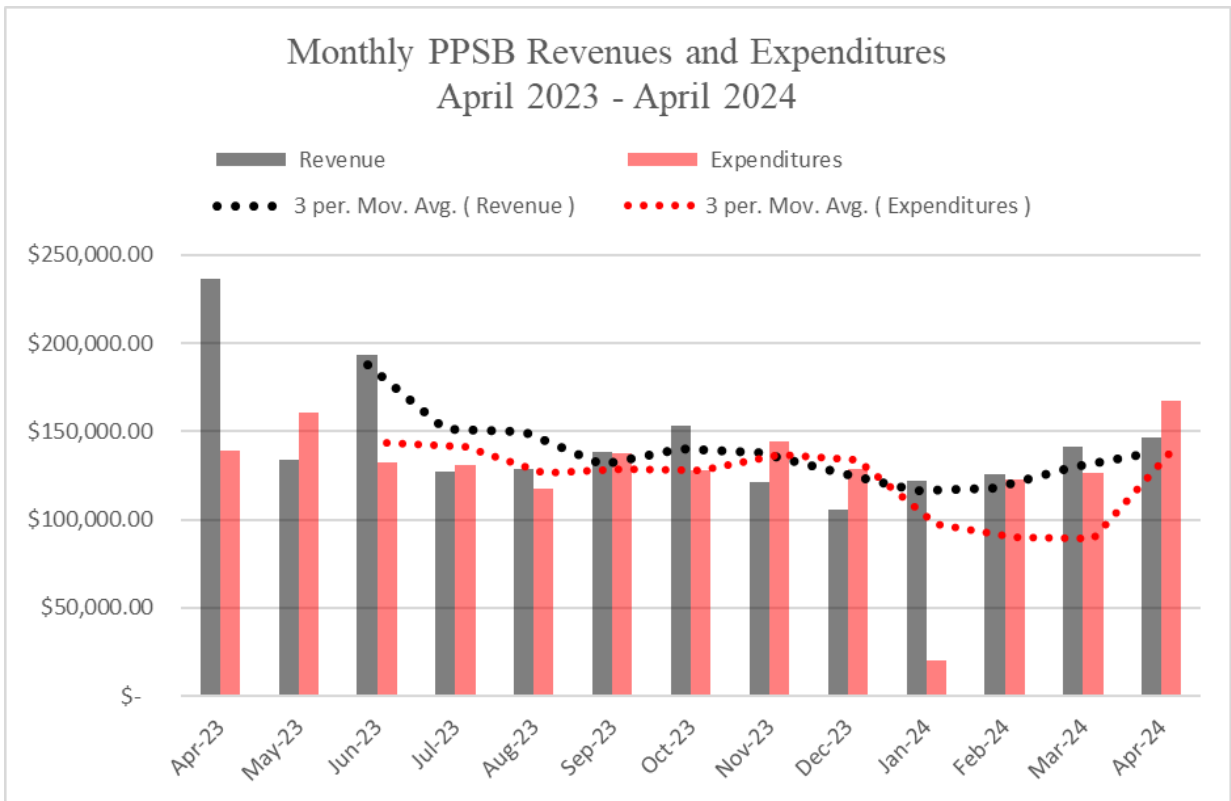
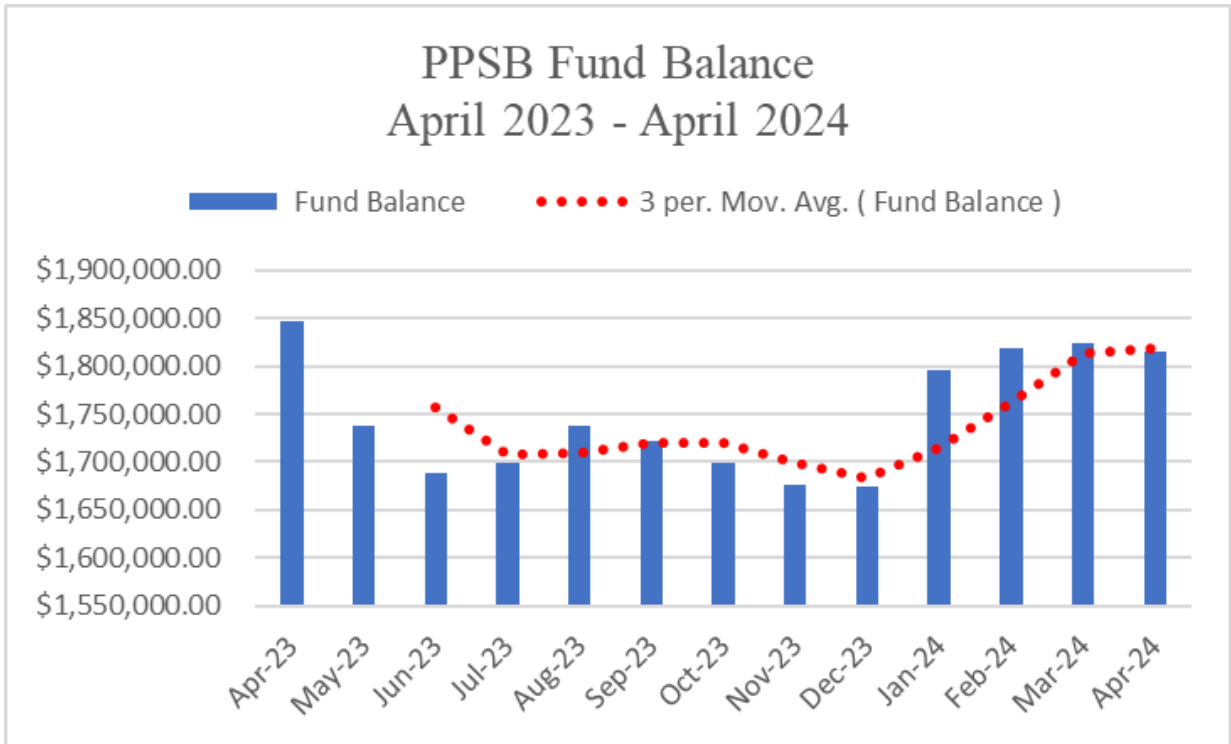
PPSB Education Fund Revenue and Expenditures

FYTD24 revenue	\$ 11,250.00
FYTD24 expenditures	\$ (5,000.00)
FYTD24 EDUCATION FUND BALANCE INCREASE/(DECREASE)	\$ 6,250.00

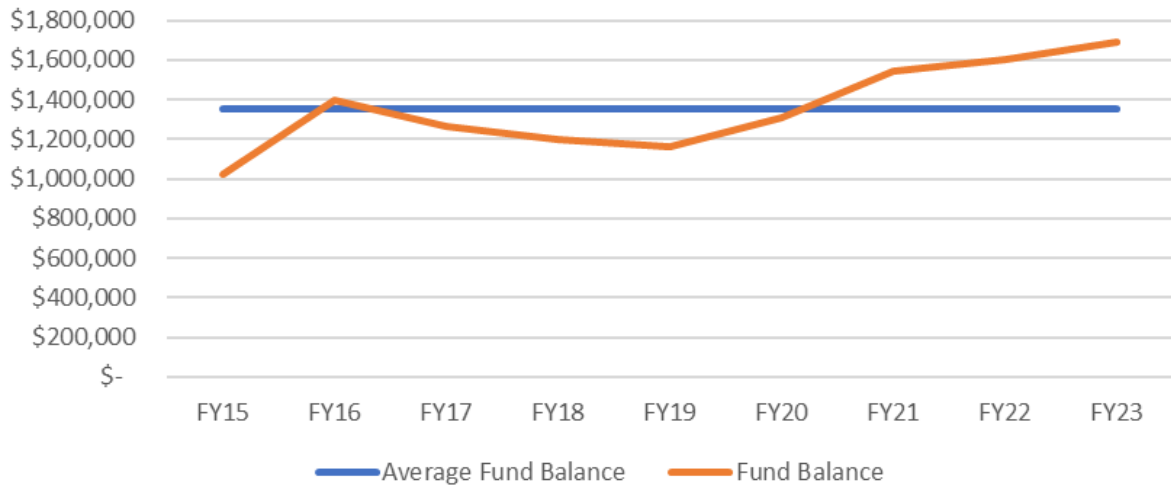
PPSB Education Fund Cash Flow

Beginning Cash Balance (July 1, 2023)	\$ 133,093.38
FYTD24 revenue	\$ 11,250.00
FYTD24 expenditures	\$ (5,000.00)
FYTD 24 ENDING FUND BALANCE	\$ 139,343.38

BUDGET GRAPHICS



Historical PPSB Fund Balance Fiscal Years 2015-2023



PRIVATE PROTECTIVE SERVICES BOARD
Raleigh, North Carolina
June 20, 2024

ATTORNEY'S REPORT



PRIVATE PROTECTIVE SERVICES BOARD

Raleigh, North Carolina

June 20, 2024

I. CONSENT AGREEMENT, SETTLEMENT AGREEMENTS & CIVIL PENALTIES

1. On April 18, 2024, Jimmy Lamar Henley/ A Services Group, LLC entered into a Consent Agreement with the Board in the amount of \$734.40 for six unarmed security guard registration violations. The temporary consent agreement was signed by QA Jimmy Henley on April 16, 2024. Paid in Full.
2. On April 18, 2024, Stephen John Bill/ Inline Defense, LLC entered into a Consent Agreement with the Board in the amount of \$612.00 for five unarmed security guard registration violations. The temporary consent agreement was signed by QA Stephen Bill on April 10, 2024. Paid in Full.
3. On April 18, 2024, Sean Lewis/ Guards United North Carolina, LLC entered into a Consent Agreement with the Board in the amount of \$1,224.00 for seven unarmed and armed security guard registration violations. The temporary consent agreement was signed by QA Sean Lewis on February 13, 2024. Paid in Full.
4. On April 18, 2024, Jefferson Liptak/ Conflict International Inc., entered into a Consent Agreement with the Board in the amount of \$595.00 for seven months of unlicensed activity. The temporary consent agreement was signed by QA Jefferson Liptak on February 26, 2024. Paid in Full.
5. On April 18, 2024, Andrew Luchey/ A & Associates, Inc., entered into a Consent Agreement with the Board in the amount of \$4,467.60 for thirty-five unarmed and one-armed security guard registration violations. The temporary consent agreement was signed by QA Andrew Luchey on April 4, 2024. Paid in Full.
6. On April 18, 2024, Uri Gal/ Professional Security Consultants entered into a Consent Agreement with the Board in the amount of \$979.20 for eight unarmed security guard registration violations. The temporary consent agreement was signed by QA Uri Gal on March 13, 2024. Paid in Full.
7. On April 18, 2024, Margaret Darlene Cox/ Trogdon Private Detective Agency entered into a Consent Agreement with the Board in the amount of \$85.00 for one month of unlicensed activity. The Consent Agreement was prepared or signed. Ms. Bane asked to appear again before the Screening Committee on June 19, 2024.
8. On April 18, 2024, Vicci Rene' Bane/ Elite Private Investigations, Inc., (Screening) entered into a Consent Agreement with the Board in the amount of \$3,060.00 for thirty-six months of unlicensed activity. A Consent Agreement was not prepared or signed. Ms. Bane asked to appear again before the Screening Committee on June 19, 2024.

9. On April 18, 2024, David Kriwox/ SAS Inc., (Screening) entered into a Consent Agreement with the Board in the amount of \$85.00 for one month of unlicensed activity. The temporary consent agreement was signed by QA David Kriwox on April 3, 2024. Paid in Full.
10. On April 18, 2024, David William Ward/ Bering Global Solutions, LLC (Screening) entered into a Consent Agreement with the Board in the amount of \$170.00 for two months of unlicensed activity. The consent agreement was signed by QA David Ward on May 13, 2024. Paid in Full.

II. OFFICE OF ADMINISTRATIVE HEARINGS

See, Hearings List (Attachment 1).

III. ADMINISTRATIVE RULES

a. At its August 2022 meeting the Board voted to amend its rule governing unarmed guard training to incorporate all current methods of administering classroom training: in-person, in-person remotely, synchronously, or in a hybrid format. The Notice of Text for this one rule amendment was filed, it was posted on the Board's website, and the Public Hearing held. The Public Comment Period ended on December 2, 2022. Evidently, with all the temporary and permanent rules being considered and filed for the new CPP and DFE licenses during this period, this amendment to 14B NCAC 16 .0707 "fell through a crack."

At about the same time in mid-November 2023, Director Sherwin and staff of the Office of Administrative Hearings' Rules Division discovered it had never been submitted for a permanent rule.

At its December 14, 2023 meeting I explained my mistake and the Board voted again to approve the amendments so as to start the process over.

The Notice of Text was filed on January 3, 2024. The Public Hearing was Tuesday, February 20, 2024, at 2:00 p.m. at the Board's office and the Public Comment Period ended April 11, 2024. There were written comments which were considered at yesterday's Law & Rules Committee meeting. The Committee voted to remove amended, renumbered .0707(c)(8) in its entirety, and the Board voted to approve it at its April 18, 2024 meeting. I filed the Submission for Permanent Rule form the next day, April 19th. I responded to a few minor Requests for Technical Changes, and these amendments were approved by the Rules Review Commission at its May 29, 2024 meeting. They were effective June 1st.

A copy is attached as Attachment 2.

b. For the most part, the administrative rules governing the initial application and license renewal process are identical. These existing rules were used as a template for the CPP and DFE rules. A Staff Attorney for the Rules Review Commission objected to non-substantive wording in numerous instances. This necessitated changes to seven other pre-existing rules which were approved by the Law & Rules Committee at its February meeting. Other "clean-up" items were approved at that meeting, as well, including adding first aid training to 14B NCAC 16 .1501 and creating an intern and apprenticeship opportunity for Private Investigators as was created for Digital Forensic Examiners.

In the midst of preparing these rule adoption and amendments, Director Sherwin was notified by Permittum that it would be increasing its transaction fee from \$4.00 to

\$5.00 effective September 1, 2024. This necessitated a change in 17 (!) rules. I was authorized at the Board's February meeting, as part of the above adoption and amendment, to make these changes.

The Notice of Text for one rule adoption and 29 amendments were filed on March 1, 2024. The Public Hearing was held April 16, 2024, at 2:00 p.m. at the Board's office and the Public Comment Period ended on May 31, 2024. No comments were received, written or oral, however, a related comment was received regarding a name change of a certifying entity which was addressed at yesterday's Law & Rules Committee meeting.

A copy of these rule amendments is attached as Attachment 3. A motion to approve is in order for today.

IV. LEGISLATION

a. Part I of Senate Bill 41, S.L. 2023-8, "Protect Religious Meeting Places," amends N. C. Gen. Stat. § 14-269.2(2) to define "school operating hours," then amends N. C. Gen. Stat. § 14-269.2 by adding a new subsection, "(k1)," that first excludes property owned by a local board of education or county commission, educational property that is an institution of higher education or a nonpublic post secondary education institution, and property that is posted against carrying a concealed handgun, then allows persons with a concealed handgun permit to carry a handgun on property that is both a school and a building that is a place of religious worship outside of school operating hours.

This bill was vetoed by the Governor but the veto was overridden on March 29, 2023. Part I was effective December 1, 2023.

b. House Bill 47, "School Protection Act," amends N. C. Gen. Stat. § 14-269.2(g), entitled "Weapons on campus or other educational property," to allow armed security guards registered under Chapter 74C to discharge the guard's official duties on the grounds of private church schools and qualified nonpublic schools.

It also unnecessarily amends N. C. Gen. Stat. § 74C-3(a)(6) by creating a new subsection, "f.," to define these guards.

It has been referred to the House Committee on Education K-12.

A copy was attached to my February 16, 2023 Attorney's Report.

c. House Bill 49, "Protect Religious Meeting Places," amends N. C. Gen. Stat. § 14-269.2 by adding two new subsections, (a) (1c) and (k1), and amending N. C. Gen. Stat. § 14-415.27 (i.e. the Concealed Handgun Permit statute) to allow persons with a concealed handgun permit to carry on religious property that is also defined as educational property under certain conditions.

It passed the House on February 16th and has been referred to the Senate Rules Committee.

d. House Bill 101, "The Firearms Liberty Act," makes numerous changes to our State's firearms laws (one of which has already been enacted in a separate bill: repeal of the handgun purchase permit requirement) had a provision similar to HB 49, however it was stricken by Committee Substitute in the House Judiciary Committee. It was re-referred to the House Finance Committee.

e. Senate Bill 343, "Protect Children in Private Schools," amends N. C. Gen. Stat. § 14-269.2(a) to define "administrative director" and "board of trustees" to then allow the administrative director to authorize persons with a concealed handgun permit to carry a "firearm" or a stun gun on educational that is a private school under certain circumstances. It has been referred to the Senate Committee on Rules.

f. I have also been monitoring numerous bills that effect boards and commissions, generally, as well as rulemaking.

V. FINAL AGENCY DECISIONS

None.

**PPSB
MASTER HEARINGS LIST
as of April 9, 2024**

1.

OAH HEARING DATE	PETITIONER	TYPE OF APPLICATION	FAD STATUS OR HEARING DATE
January 18, 2023	Andy Renfrow; The Renfrow Group	Suspension of SG & P Business License and PI License	October 19, 2023. Settled w/Consent Agreement.
June 27, 2023	Daniel Scrimenti 23 DOJ 02494	Summary Suspension of Armed Guard Registration	Guard terminated; hearing withdrawn May 25, 2023.
August 22, 2023	Joseph A. Gibson 23 DOJ 03477	Denial of Unarmed Guard Registration	December 14, 2023.
September 26, 2023	Kenneth Keith Plummer 23 DOJ 03153	Denial of Security Guard & Patrol Business License	February 15, 2024.
November 14, 2023	Christopher Paul Plantier 23 DOJ 04665	Summary Suspension of Armed Guard Registration	February 15, 2024.
February 26, 2024	Sean Anderson Beech 23 DOJ 05060	Denial of Private Investigator License	Sponsorship terminated; hearing withdrawn January 31, 2024.
March 26, 2024	Wesley Londel Ramsey Perry 24 DOJ 00812	Summary Suspension of Unarmed Guard Registration	Guard terminated; hearing withdrawn April 9, 2024.

2.

14B NCAC 16 .0707 TRAINING REQUIREMENTS FOR UNARMED SECURITY GUARDS

(a) Applicants for an unarmed security guard registration shall complete the basic unarmed security guard training course within 30 days from the date of permanent hire. The course shall consist of a minimum of 16 hours of classroom instruction including:

- (1) The Security Officer in North Carolina -- (minimum of one hour);
- (2) Legal Issues for Security Officers -- (minimum of three hours);
- (3) Emergency Response -- (minimum of three hours);
- (4) Communications -- (minimum of two hours);
- (5) Patrol Procedures -- (minimum of three hours);
- (6) Note Taking and Report Writing -- (minimum of three hours); and
- (7) Professional Conduct -- (minimum of one hour).

A minimum of four hours of instruction shall be completed within 20 calendar days of any security guard, including probationary, being placed on a duty station. These four hours shall include the instruction on The Security Officer in North Carolina and Legal Issues for Security Officers.

(b) Training shall be conducted by a Board certified unarmed security guard trainer. A Board created lesson plan covering the training requirements in Paragraph (a) of this Rule shall be made available by the Board to each trainer. The Board may approve other forms of media and training materials that deliver the training requirements of Paragraph (a) of this Rule.

(c) The 16 hours of training may be delivered in-person, in-person remotely, synchronously on-line, or in a hybrid format under the following conditions:

- (1) "In-Person" means an instructor physically present in-person in a classroom setting with students physically present in-person in a classroom setting. This is considered traditional in-person training. "In-Person remotely" means an instructor delivering a course to students in an in-person seated classroom while also transmitting to another or multiple other classrooms where students are in-person and observing via video and sound technology. Students must have the ability to have constant audio and visual communication with the instructor as the instructor is presenting. "Synchronously on-line" means instruction utilizing an on-line audio/video platform where the instructor is teaching the course live to students that are attending live and the instructor and students have constant visual and audio communication with each other available. "Hybrid format" means instruction utilizing both in-person classroom teaching as well as synchronously on-line. The instruction is delivered by an instructor that is in-person in a classroom with in-person seated students while the instruction is also being delivered simultaneously in an on-line live format where on-line students have had the ability to have constant audio and video communication with the in-person students and instructor.
- (2) Each student is provided a copy of the unarmed security guard training manual to use for the duration of the 16 hour training course.
- (3) The technology used allows the trainer to see the students and the students to see the trainer in real time during the training.
- (4) All students are able to see and read the screen or monitor, and they must be able to hear and understand the audio presentation. All monitors used in a classroom setting must be at least 32 inches.
- (5) The technology used is of sufficient quality so that the training audio and video is delivered smoothly and without interruption.
- (6) The total number of students receiving the in-person or in-person remotely training at one time does not exceed 35 students. There is no size limitation for synchronous on-line training.
- (7) Any additional training beyond the Board mandated training in the unarmed security guard training manual is taught either before or after the 16 hour unarmed security officer training.

*History Note: Authority G.S. 74C-5; 74C-11; 74C-13(m);
Eff. January 1, 1990;
Amended Eff. June 1, 2009; November 1, 2006; June 1, 2004;
Transferred and Recodified from 12 NCAC 07D .0707 Eff. July 1, 2015;
Readopted Eff. August 1, 2020;
Amended Eff. June 1, 2024; July 1, 2021.*

PROPOSED RULES

3

- (B) every 12 months; and
 - (C) after maintenance that may affect the system's shielding or x-ray beam.
- (9) Reference effective dose limits shall be met as follows:
- (A) General-use systems reference effective dose shall not exceed 25 microrem (.25 microSv) per screening.
 - (B) Limited-use systems reference effective dose shall not exceed 1 mrem (10 microSv) per screening.
 - (C) The reference effective dose received by an individual shall not exceed 25 mrem (250 microSv) in a 12-month period for both general use and limited-use systems.
- (10) Compliance to reference effective dose limits shall be demonstrated by the registrant maintaining records of each individual screened. Records shall show one of the following:
- (A) the number of screenings each individual received, for General-use systems, does not exceed 1,000 in a 12-month period; or
 - (B) the reference effective dose multiplied by the number of screenings, for both General-use and Limited-use systems, does not exceed 25 mrem (250 microSv) in a 12-month period.
- (11) Records of each individual scanned at the same facility shall be maintained for agency review during inspection.
- (12) Each individual being screened shall be informed the system emits radiation and be provided with the following prior to scanning:
- (A) the estimated effective dose from one (1) screening;
 - (B) an example to compare the dose to a commonly known source of radiation; and
 - (C) confirmation the screening complies with the reference effective dose limits in Subparagraph (b)(9) of this Rule.

Authority G.S. 104E-7.

10A NCAC 15 .0808 APPLICABLE RULES FOR BOMB DETECTION RGDs OTHER EQUIPMENT REQUIREMENTS

Bomb detection RGDs utilized by accredited bomb squads and certified bomb technicians shall comply with the following rules of this Chapter:

- (1) .0501;
- (2) .0502;
- (3) .0509;

- (4) .0511-.0520 except for the requirements for a direct reading pocket dosimeter and operating alarm ratemeter in .0512(a);
 - (5) .0522;
 - (6) .0523(a)(1);
 - (7) .0523(a)(3);
 - (8) .0523(a)(6)-.0523(a)(15);
 - (9) .0523(b)(1)-.0523(b)(4);
 - (10) .0523(b)(6)-.0523(b)(7);
 - (11) .0523(b)(9)-.0523(b)(12);
 - (12) .0523(c); and
 - (13) .0525.
- (a) RGD's not listed in Rule .0801 of this Section or that are not able to meet the equipment requirements of either Rule .0806 or .0807 of this Section, shall not be sold, installed, or used prior to the agency completing review of information regarding the RGD and determining if use of the RGD is allowed. The user or manufacturer of the RGD shall submit the following information to the agency for review:
- (1) equipment form for application;
 - (2) manufacturer manual;
 - (3) description of use;
 - (4) operator training;
 - (5) a survey in accordance with Rule .0805(d) of this Section;
 - (6) an area survey in accordance with Rule .0805(e)(2) of this Section;
 - (7) the hazard level associated with use of the RGD; and
 - (8) means to achieve radiation protection equivalent to the Rules of this Section.
- (b) After receiving the information in Paragraph (a) of this Rule, the agency will respond to the applicant in writing within 30 days. Upon review, the agency may require additional information if use of the RGD is allowed.

Authority G.S. 104E-7.

TITLE 14B – DEPARTMENT OF PUBLIC SAFETY

Notice is hereby given in accordance with G.S. 150B-21.2 that the Private Protective Services Board intends to adopt the rule cited as 14B NCAC 16 .1709 and to amend the rules cited as 14B NCAC 16 .0115, .0201, .0203, .0301, .0302, .0401, .0402, .0501, .0701, .0702, .0706, .0801, .0802, .0806, .0902, .0904, .0910, .1101-.1105, .1301, .1302, .1306, .1401, .1402, .1406, .1501.

Link to agency website pursuant to G.S. 150B-19.1(c): <https://www.ncdps.gov/about-dps/boards-commissions/private-protective-services-board>

Proposed Effective Date: August 1, 2024

Public Hearing:

Date: April 16, 2024

Time: 2:00 p.m.

Location: 3101 Industrial Dr., Suite 104, Raleigh, NC 27609

PROPOSED RULES

Reason for Proposed Action:

14B NCAC 16 .0115 - The Board is further defining the standard for the investigation of anonymous complaints.

14B NCAC 16 .0201 - The Board's on-line application vendor is increasing its transaction fee effective September 1, 2024. To avoid having to amend 17 rules again in the future for further increases, and since this fee is set by the vendor and not retained by the Board, the rule is being amended accordingly. Additionally, it is unnecessary to have the Private Investigator temporary permit application be notarized so this requirement is being eliminated.

14B NCAC 16 .0203 - The Board's on-line application vendor is increasing its transaction fee effective September 1, 2024. To avoid having to amend 17 rules again in the future for further increases, and since this fee is set by the vendor and not retained by the Board, the rule is being amended accordingly. Additionally, a licensee can currently allow the license to expire, wait until after the 90-day grace period for late renewal ends, then apply to reinstate the license thereby avoiding the 12 hours of CE requirement. This amendment closes that "loophole."

14B NCAC 16 .0301, .0302, .0401, .0402, .0501, .1101 - .1105 - The Section .1100 rules in this Chapter for the licensing of Private Investigators were used as a template for the 2023 rule adoptions for two new license categories, Close Personal Protection (new Sections .1500 & .1600) and Digital Forensics Examiner (new Section .1700). A Staff Attorney for the Rules Review Commission objected to non-substantive wording in numerous instances necessitating changes. These amendments are to bring the rules in this Chapter back into harmony with each other.

14B NCAC 16 .0701, .0702, .0706, .0801, .0802, .0806, .0902, .0904, .0910, .1301, .1302, .1306, .1401, .1402, .1406 - The Board's on-line application vendor is increasing its transaction fee effective September 1, 2024. To avoid having to amend 17 rules again in the future for further increases, and since this fee is set by the vendor and not retained by the Board, the rule is being amended accordingly.

14B NCAC 16 .1501 - Experience Requirements for Close Personal Protection - **14B NCAC 16 .1502**, Training Requirements for a Close Personal Protection, was proposed for amendment in June, 2023, and required first aid training. An industry member pointed out during the Public Comment Period that there was no similar requirement in **14B NCAC 16 .1501**. The rule was, therefore, amended based on public comment. A Staff Attorney for the Rules Review Commission opined that the change was "substantial" and objected. The requirement is now being proposed again to make the two rules consistent.

14B NCAC 16 .1709 - The private investigator industry expressed to the Board an interest in being able to employ interns and participate in apprenticeship programs and its administrative rules were amended effective January 1, 2024. (Since apprenticeships had not previously existed the Board did not comply with G.S. 93B-8.6 when enacted.) New .1709 allows for probationary employees, interns and apprentices for digital forensic examiners.

Comments may be submitted to: Paul Sherwin, 3101 Industrial Dr., Suite 104, Raleigh, NC 27609; phone (919) 788-5320; fax (919) 715-0370; email paul.sherwin@ncdps.gov

Comment period ends: May 31, 2024

Procedure for Subjecting a Proposed Rule to Legislative Review:

If an objection is not resolved prior to the adoption of the rule, a person may also submit a written objection to the Rules Review Commission. If the Rules Review Commission receives written and signed objections after the adoption of the Rule in accordance with G.S. 150B-21.3(b2) from 10 or more persons clearly requesting review by the legislature and the Rules Review Commission approves the rule, the rule will become effective as provided in G.S. 150B-21.3(b1). The Commission will receive written objections until 5:00 p.m. on the day following the day the Commission approves the rule. The Commission will receive letters via U.S. Mail, private courier service, or hand delivery to 1711 New Hope Church Road, Raleigh, North Carolina, or via email to oah.rules@oah.nc.gov. If you have any further questions concerning the submission of objections to the Commission, please review 26 NCAC 05 .0110 or call a Commission staff attorney at 984-236-1850.

Fiscal impact. Does any rule or combination of rules in this notice create an economic impact? Check all that apply.

- State funds affected
- Local funds affected
- Substantial economic impact (>= \$1,000,000)
- Approved by OSBM
- No fiscal note required

CHAPTER 16 - PRIVATE PROTECTIVE SERVICES BOARD

SECTION .0100 - ORGANIZATION AND GENERAL PROVISIONS

14B NCAC 16 .0115 COMPLAINTS

(a) Any person may file a complaint against any licensee, trainee, registrant or certificate holder, or any unlicensed or unregistered person; acting as or holding himself or herself out as a licensee or registrant, for any violation of G.S. 74C or 14B NCAC 16, or any violation of State or federal criminal law. A complaint form is available on the Board's website at www.ncdps.gov/dps-services/complaint/private-protective-services-board or a copy may be requested from the Board's office.

(b) The complaint shall set forth all relevant facts and the basis for the complainant's belief that the licensee, trainee, registrant, certificate holder, or unlicensed or unregistered person, is in violation. The complainant shall be willing to be interviewed by the Board's investigator, provide any information or documentation to support the allegation, and appear and testify necessary before the Grievance Committee or at any hearing if requested by the attorney prosecuting the case. An anonymous complaint shall not be accepted unless the Director determines that it is meritless on its face, the alleged violation may pose a threat to the public health, safety or welfare.

(c) The complaint shall be filed with the Board online via e-mail, by U.S. Mail, or by hand-delivery to the Board's office.

(d) The complaint shall be evaluated by the Director or the Director's designee and if it alleges a violation of G.S. 74C or 14B NCAC 16, shall be assigned to an investigator for further

substantiation. The results of the investigation shall be reported to the Board's Grievance Committee for review and action.

(e) The Director shall notify the complainant and the licensee, trainee, registrant, or certificate holder of the initial complaint and its final disposition.

Authority G.S. 74C-5; 74C-6; 74C-7; 74C-12.

SECTION .0200 - LICENSES: TRAINEE PERMITS

14B NCAC 16 .0201 APPLICATION FOR LICENSE AND TRAINEE PERMITS

(a) Each applicant for a license or trainee permit shall submit an online application on the website provided by the Board. The online application shall be accompanied by:

- (1) electronic submission of fingerprints from a Live Scan or similar system approved by the State Bureau of Investigations or one set of classifiable fingerprints on an applicant fingerprint card that shall be mailed separately to the Board's office;
- (2) one head and shoulders digital photograph of the applicant in JPG, JPEG, or PNG format of sufficient quality for identification, taken within six months prior to online application and submitted by uploading the photograph online with the application submission;
- (3) a statement of the results of a statewide criminal history records search by the reporting service designated by the Board pursuant to G.S. 74C-8.1(a) for each state where the applicant has resided within the preceding 60 months;
- (4) the applicant's non-refundable application fee, along with a four dollar (\$4.00) the convenience fee charged by the Board's on-line application vendor and a separate credit card transaction fee;
- (5) the actual cost charged to the Private Protective Services Board by the State Bureau of Investigation to cover the cost of criminal record checks performed by the State Bureau of Investigation, collected online by the Private Protective Services Board;
- (6) an Equifax credit check run within 30 days of the license application submission date, which will be submitted to the Board's investigator during the application process; and
- (7) five letters attesting to the good character and reputation of the applicant using the online character letter submission process.

(b) Applications for trainee permits shall be accompanied by a ~~notarized statement on a form~~ provided by the Board and signed by the applicant and his or her prospective supervisor, stating that the trainee applicant shall at all times work with and under the direct supervision of that supervisor and the form shall be uploaded as part of the online application process.

(c) Private investigator and digital forensics examination trainees applying for a license shall make available for inspection a log of

experience on a form provided by the Board as required by Rule .0403 of this Chapter.

(d) Each applicant must upload evidence of high school graduation either by diploma, G.E.D. certificate, or other proof.

(e) Each applicant for a license shall meet personally with either a Board investigator, the Screening Committee, the Director, or another Board representative designated by the Director prior to being issued a license. The applicant shall discuss the provisions of G.S. 74C and the administrative rules in this Chapter during the personal meeting. The applicant shall sign a form provided by the Board indicating that he or she has reviewed G.S. 74C and the administrative rules in this Chapter with the Board's representative. During a national or State declared state of emergency that restricts or prohibits travel, the personal meeting requirement may be waived if requested by the applicant in favor of alternative means of communication.

Authority G.S. 74C-2; 74C-5; 74C-8; 74C-8.1; 74C-12.

14B NCAC 16 .0203 RENEWAL OR RE-ISSUE OF LICENSES AND TRAINEE PERMITS

(a) Each applicant for renewal of a license or trainee permit shall submit an online renewal application on the website provided by the Board. This online application shall be submitted not less than 30 days prior to expiration of the applicant's current license or trainee permit and shall be accompanied by:

- (1) one head and shoulders digital color photograph of the applicant in JPG, JPEG, or PNG format of sufficient quality for identification, taken within six months prior to online application and submitted by uploading the photograph online with the application submission;
- (2) upload online a statement of the result of a statewide criminal history records search by the reporting service designated by the Board pursuant to G.S. 74C-8.1(a) for each state where the applicant has resided within the preceding 24 months;
- (3) the applicant's renewal fee, along with a ~~four dollar (\$4.00) the convenience fee charged by the Board's on-line application vendor~~ and credit card transaction fee; ~~and~~
- (4) for license applicants, proof of liability insurance as set out in G.S. 74C-10(e); ~~and~~
- (5) proof of having completed continuing education as require by Rule .1202 of this Chapter.

(b) If there is a criminal charge pending against the applicant for renewal that constitutes a deniable offense under G.S. 74C-8(d)(2), consideration of the application shall be deferred until the criminal charge is adjudicated.

(c) If a licensee has maintained a license at least two years and then allows the license to expire, the license may be re-issued if application is made within ~~three~~ two years of the expiration date and the following documentation is submitted to the Board:

- (1) an online Application For Reinstatement of an Expired License;

PROPOSED RULES

- (2) one set of classifiable fingerprints on an applicant fingerprint card that shall be mailed separately to the Board's office;
- (3) one head and shoulders digital color photograph of the applicant in JPG, JPEG, or PNG format of sufficient quality for identification, taken within six months prior to online application and submitted by uploading the photograph online with the application submission;
- (4) upload online a statement of the result of a statewide criminal history records search by the reporting service designated by the Board pursuant to G.S. 74C-8.1(a) for each state where the applicant has resided within the preceding 60 months;
- (5) the applicant's non-refundable application fee, along with a ~~four dollar (\$4.00)~~ the convenience fee charged by the Board's on-line application vendor and credit card transaction fee;
- (6) proof of liability insurance as set out in G.S. 74C-10(e); ~~and~~
- (7) payment to the State Bureau of Investigations to cover the cost of criminal record checks performed by the State Bureau of Investigations, with payment to be paid online through the Board's online application ~~process~~ process; and
- (8) proof of having completed continuing education as required by Rule .1202 of this Chapter.

(d) A member of the armed forces whose license is in good standing and to whom G.S. 105-249.2 grants an extension of time to file a tax return shall receive that same extension of time to pay the license renewal fee and complete any continuing education requirements prescribed by the Board. A copy of the military order or the extension approval by the Internal Revenue Service or by the North Carolina Department of Revenue shall be furnished to the Board.

Authority G.S. 74C-5; 74C-8; 74C-8.1; 74C-9.

**SECTION .0300 - SECURITY GUARD AND PATROL:
GUARD DOG SERVICE**

**14B NCAC 16 .0301 EXPERIENCE
REQUIREMENTS/SECURITY GUARD AND PATROL
LICENSE**

- (a) In addition to the requirements of Section .0200 of this Chapter, applicants for a security guard and patrol license shall:
- (1) ~~establish to the Board's satisfaction~~ three years of verifiable experience as a manager, supervisor, or administrator with a contract security company or a proprietary security organization performing guard and patrol functions;
 - (2) ~~establish to the Board's satisfaction~~ three years of experience as a manager, supervisor, or administrator in security with any federal, state,

- (3) county, or municipal law enforcement agency performing guard and patrol functions; or ~~establish to the Board's satisfaction~~ a military occupational specialty and two years of experience within the past five years in the U.S. Armed Forces as a manager, supervisor, or administrator performing guard and patrol functions.

(b) In addition to the requirements of Section .0200 of this Chapter, an applicant for a security guard and patrol license that is the spouse of an active duty member of the U.S. Armed Forces shall establish to the Board's satisfaction:

- (1) the spouse holds a current license, certification, or registration from another jurisdiction and the other jurisdiction's requirements are substantially equivalent to or exceed the Board's requirements; and
- (2) the spouse has two years verifiable experience within the past five years as a manager, supervisor, or administrator performing guard and patrol ~~functions~~ functions as set forth in G.S. 74C-3(a)(8) while serving in an official capacity with any entity described in Paragraph (a) of this Rule.

(c) ~~The Using the formula in Rule .0204(d) of this Chapter, the~~ Board shall give credit toward the experience requirements set forth in Subparagraphs (a)(1) and (2) and Subparagraph (b)(2) of this Rule as follows:

- (1) An applicant shall receive a minimum of 400 hours of experience credit for an associate's degree. The Board shall grant up to 100 additional hours if the applicant can demonstrate that further training or course-work related to the private protective services industry was received while obtaining the associate's degree.
- (2) An applicant shall receive 800 hours of experience credit for a bachelor's degree. The Board shall grant up to 200 additional hours if the applicant can demonstrate that further training or course-work related to the private protective services industry was received while obtaining the bachelor's degree.
- (3) An applicant shall receive 1,200 hours of experience credit for a graduate degree. The Board shall grant an additional 300 additional hours if the applicant can demonstrate that further training or course-work related to the private protective services industry was received while obtaining the graduate degree.

(d) Persons licensed under Chapter 74D of the General Statutes of North Carolina may be issued a limited guard and patrol license exclusively for providing armed alarm responders.

Authority G.S. 74C-5; 74C-8; 93B-15.1.

14B NCAC 16 .0302 EXPERIENCE REQUIREMENTS FOR GUARD DOG SERVICE LICENSE

(a) In addition to the requirements of Section .0200 of this Chapter, applicants for a guard dog service license shall:

- (1) establish to the Board's satisfaction two years of verifiable experience as a manager, supervisor, administrator, or dog handler with a contract security company or proprietary security organization performing guard dog functions;
- (2) establish to the Board's satisfaction two years of experience as a manager, supervisor, administrator, or dog handler with any federal, state, county, or municipal agency performing guard dog functions; or
- (3) establish to the Board's satisfaction a military occupational specialty and two years of experience within the past five years in the U.S. Armed Forces as a manager, supervisor, or administrator or dog handler performing guard dog functions.

(b) In addition to the requirements of Section .0200 of this Chapter, an applicant for a guard dog service license that is the spouse of an active duty member of the U.S. Armed Forces shall establish to the Board's satisfaction:

- (1) the spouse holds a current license, certification, or registration from another jurisdiction and the other jurisdiction's requirements are substantially equivalent to or exceed the Board's requirements; and
- (2) the spouse has two years of verifiable experience within the past five years as a manager, supervisor, or administrator or dog handler performing guard dog functions.

Authority G.S. 74C-5; 74C-8; 93B-15.1.

SECTION .0400 - PRIVATE INVESTIGATOR: ELECTRONIC COUNTERMEASURES

14B NCAC 16 .0401 EXPERIENCE REQUIREMENTS FOR A PRIVATE INVESTIGATOR LICENSE

(a) In addition to the requirements of G.S. 74C-8 and Section .0200 of this Chapter, applicants for a private investigator license shall:

- (1) establish to the Board's satisfaction three years of verifiable experience while conducting investigations as set forth in G.S. 74C-3(a)(8) with a contract security company or with a private person, firm, association, or corporation;
- (2) establish to the Board's satisfaction three years of verifiable experience while conducting investigations as set forth in G.S. 74C-3(a)(8) while serving in an investigative capacity as defined in Rule .0103(10) of this Chapter with any federal, state, county, municipal law enforcement agency, or other governmental agency; or

- (3) establish to the Board's satisfaction a military occupational specialty and two years of verifiable experience within the past five years in the U.S. Armed Forces while conducting investigations as set forth in G.S. 74C-3(a)(8) while serving in an investigative capacity as defined in Rule .0103(10) of this Chapter.

(b) In addition to the requirements of Section .0200 of this Chapter, an applicant for a private investigator license that is the spouse of an active duty member of the U.S. Armed Forces shall establish to the Board's satisfaction:

- (1) the spouse holds a current license, certification, or registration from another jurisdiction and the other jurisdiction's requirements are substantially equivalent to or exceed the Board's requirements; and
- (2) the spouse has two years verifiable experience within the past five years while conducting investigations as set forth in G.S. 74C-3(a)(8) while serving in an investigative capacity as defined in Rule .0103(10) of this Chapter.

(c) ~~The Using the formula in Rule .0204(d) of this Chapter~~ the Board shall give credit toward the experience requirements set forth in Paragraphs (a) and (b) of this Rule as follows:

- (1) An applicant shall receive of 400 hours of experience credit for an associate's degree. The Board shall grant up to 100 additional hours if the applicant can demonstrate that further training or course-work related to the private protective services industry was received while obtaining the associate's degree.
- (2) An applicant shall receive 800 hours of experience credit for a bachelor's degree. The Board shall grant up to 200 additional hours if the applicant can demonstrate that further training or course-work related to the private protective services industry was received while obtaining the bachelor's degree.
- (3) An applicant shall receive 1,200 hours of experience credit for a graduate degree. The Board shall grant an additional 300 additional hours if the applicant can demonstrate that further training or course-work related to the private protective services industry was received while obtaining the graduate degree.

Authority G.S. 74C-5(2); 93B-15.1.

14B NCAC 16 .0402 EXPERIENCE REQUIREMENTS FOR AN ELECTRONIC COUNTERMEASURES LICENSE

In addition to the requirements of Section .0200 of this Chapter, applicants for an electronic countermeasures license shall:

- (1) establish to the Board's satisfaction three years of experience in electronic countermeasures; or
- (2) have successfully completed a course in electronic countermeasures given by a school specializing in electronic countermeasures that

consists of a minimum of 40 hours of actual classroom instruction.

Authority G.S. 74C-5.

SECTION .0500 - POLYGRAPH

14B NCAC 16 .0501 EXPERIENCE REQUIREMENTS FOR A POLYGRAPH LICENSE

(a) In addition to the requirements of Section .0200 of this Chapter, applicants for a polygraph license shall:

- (1) pass an examination and a performance test administered by a panel of polygraph examiners appointed by an entity designated by the Board;
(2) successfully complete a course of instruction at any polygraph school approved by the American Polygraph Association, the American Association of Police Polygraphists, or the Board; and
(3) have either:
(A) one year of verifiable polygraph experience; or
(B) complete at least six months of training as a holder of a polygraph trainee permit, and have administered no fewer than 50 polygraph examinations; or
(4) establish to the Board's satisfaction a military occupational specialty and two years of verifiable experience within the past five years in the U.S. Armed Forces performing polygraph examinations.

(b) In addition to the requirements of Section .0200 of this Chapter, an applicant for a polygraph license who is the spouse of an active duty member of the U.S. Armed Forces shall establish to the Board's satisfaction: establish:

- (1) the spouse holds a current license, certification, or registration from another jurisdiction and the other jurisdiction's requirements are substantially equivalent to or exceed the Board's requirements; and
(2) the spouse has two years of verifiable experience within the past five years performing polygraph examinations.

(c) Applicants for a polygraph license may take the examination required in Subparagraph (a)(1) of this Rule no more than twice within a 12 month period. All portions of the examination must be completed within that 12 month period. Any applicant who fails the polygraph examination four times shall retake the polygraph course of instruction required in Subparagraph (a)(2) of this Rule before taking the polygraph examination again.

(d) Polygraph operators who are duly licensed in another state may perform up to three examinations in this State without being licensed, provided that those examinations are for the purpose of an evaluation of that examiner and the Director has given authorization for this evaluation in advance.

Authority G.S. 74C-5; 93B-15.1.

SECTION .0700 - SECURITY GUARD REGISTRATION (UNARMED)

14B NCAC 16 .0701 APPLICATION FOR UNARMED SECURITY GUARD REGISTRATION

(a) Each employer or his or her designee shall submit an online application for the registration of each employee to the Board. This online submission shall be accompanied by:

- (1) electronic submission of fingerprints from a Live Scan or similar system approved by the State Bureau of Investigations or one set of classifiable fingerprints on an applicant fingerprint card that shall be mailed separately to the Board's office;
(2) one head and shoulders color digital photograph of the applicant in JPG, JPEG, or PNG format of sufficient quality for identification, taken within six months prior to online application and submitted by uploading the photograph online with the application submission;
(3) a statement of the results of a statewide criminal history records search by the reporting service designated by the Board pursuant to G.S. 74C-8.1(a) for each state where the applicant has resided within the preceding 60 months;
(4) the applicant's non-refundable registration fee, along with a four dollar (\$4.00) the convenience fee charged by the Board's on-line application vendor and a separate credit card transaction fee;
(5) the actual cost charged to the Private Protective Services Board by the State Bureau of Investigation to cover the cost of criminal record checks performed by the State Bureau of Investigation, collected online by the Private Protective Services Board;
(6) one original signed SBI release of information form that shall be uploaded online with the original mailed to the Board's administrative office;
(7) a statement signed by a certified trainer that the applicant has completed the training requirements of Rule .0707 of this Section; and
(8) a completed affidavit form and public notice statement form.

(b) The employer of each applicant for registration shall give the applicant a copy of the online application and a copy of the completed affidavit form to serve as a record of application and shall retain a copy of the application, including affidavit, in the guard's personnel file in the employer's office.

(c) The applicant's copy of the application and completed affidavit form shall serve as a temporary registration card that shall be carried by the applicant when he or she is working within the scope of his or her employment and shall be exhibited upon the request of any law enforcement officer or authorized representative of the Board.

(d) A copy of the statement required by Subparagraph (a)(7) of this Rule shall be retained by the licensee in the individual applicant's personnel file in the employer's office.

Authority G.S. 74C-5; 74C-8.1; 74C-11.

14B NCAC 16 .0702 FEES FOR UNARMED SECURITY GUARD REGISTRATION

(a) Fees for unarmed security guards are as follows, along with a ~~four dollar (\$4.00) the convenience fee charged by the Board's on-line application vendor~~ and credit card transaction fee:

- (1) thirty dollar (\$30.00) non-refundable initial registration fee;
- (2) thirty dollar (\$30.00) annual renewal, or reissue fee;
- (3) fifteen dollar (\$15.00) transfer fee; and
- (4) twenty-five dollars (\$25.00) late renewal fee to be paid within 90 days from the date the registration expires and to be paid in addition to the renewal fee.

(b) Fees shall be paid online by credit card or other form of electronic funds transfer.

Authority G.S. 74C-9.

14B NCAC 16 .0706 RENEWAL OF UNARMED SECURITY GUARD REGISTRATION

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

- (1) one head and shoulders color digital photograph of the applicant in JPG, JPEG, or PNG format of sufficient quality for identification, taken within six months prior to online application and submitted by uploading the photograph online with the application submission;
- (2) upload online a statement of the results of a statewide criminal history records search by the reporting service designated by the Board pursuant to G.S. 74C-8.1(a) for each state where the applicant has resided within the preceding 12 months;
- (3) the applicant's renewal fee, along with the ~~four dollar (\$4.00) convenience fee charged by the Board's on-line application vendor~~ and credit card transaction fee; and
- (4) upload a completed affidavit form and public notice statement form.

(b) If there is a criminal charge pending against the applicant for renewal that constitutes a deniable offense under G.S. 74C-8(d)(2), consideration of the application shall be deferred until the criminal charge is adjudicated.

(c) The employer of each applicant for a registration renewal shall give the applicant a copy of the online application and a copy of the completed affidavit form to serve as a record of application for renewal and shall retain a copy of the application, including affidavit, in the guard's personnel file in the employer's office.

(d) Members of the armed forces whose registration is in good standing and to whom G.S. 105-249.2 grants an extension of time to file a tax return shall receive that same extension of time to pay the registration renewal fee and to complete any continuing

education requirements prescribed by the Board. A copy of the military order or the extension approval by the Internal Revenue Service or by the North Carolina Department of Revenue shall be furnished to the Board.

Authority G.S. 74C-5; 74C-11.

SECTION .0800 - ARMED SECURITY GUARD FIREARM REGISTRATION PERMIT

14B NCAC 16 .0801 APPLICATION/ARMED SECURITY GUARD FIREARM REGISTRATION PERMIT

(a) Each armed security guard employer or his or her designee shall submit an online application for the registration of each armed security guard applicant to the Board. This online submission shall be accompanied by:

- (1) electronic submission of fingerprints from a Live Scan or similar system approved by the State Bureau of Investigations or one set of classifiable fingerprints on an applicant fingerprint card that shall be mailed separately to the Board's office;
- (2) one head and shoulders color digital photograph of the applicant in JPG, JPEG, or PNG format of sufficient quality for identification, taken within six months prior to online application and submitted by uploading the photograph online with the application submission;
- (3) upload online a statement of the results of a statewide criminal history records search by the reporting service designated by the Board pursuant to G.S. 74C-8.1(a) for each state where the applicant has resided within the preceding 60 months;
- (4) the applicant's non-refundable registration fee, along with a ~~four dollar (\$4.00) the convenience fee charged by the Board's on-line application vendor~~ and credit card transaction fee;
- (5) a statement signed by a certified trainer that the applicant has successfully completed the training requirements of Rule .0807 of this Section;
- (6) a certification by the applicant that he or she is at least 21 years of age;
- (7) the actual cost charged to the Private Protective Services Board by the State Bureau of Investigation to cover the cost of criminal record checks performed by the State Bureau of Investigation, collected online by the Private Protective Services Board; and
- (8) a completed affidavit form and public notice statement form.

(b) The employer of each applicant for registration shall give the applicant a copy of the online application, the completed affidavit form, and proof of completion of a Board approved firearms course and shall retain a copy of the application, including affidavit and proof of course completion, in the guard's personnel file in the employer's office.

(c) The applicant's copy of the application, affidavit, and proof of completion of a Board approved firearms course shall serve as a temporary registration card that shall be carried by the applicant when he or she is working within the scope of his or her employment and shall be exhibited upon the request of any law enforcement officer or authorized representative of the Board.

(d) Applications submitted without proof of completion of a Board approved firearms training course shall not serve as temporary registration cards.

(e) The provisions of Paragraphs (a), (b), and (c) of this Rule also apply to any employee whose employment is terminated within 30 days of employment.

Authority G.S. 74C-5; 74C-9; 74C-13.

14B NCAC 16 .0802 FEES FOR ARMED SECURITY GUARD FIREARM REGISTRATION PERMIT

(a) Fees for armed security guard firearm registration permits are as follows, along with a ~~four dollar (\$4.00)~~ convenience fee charged by the Board's on-line application vendor and credit card transaction fee:

- (1) thirty dollars (\$30.00) non-refundable initial registration fee;
- (2) thirty dollars (\$30.00) annual renewal, or reissue fee; and
- (3) fifteen dollar (\$15.00) application fee.

(b) Fees shall be paid online by credit card or other form of electronic funds transfer.

Authority G.S. 74C-9.

14B NCAC 16 .0806 RENEWAL OF ARMED SECURITY GUARD FIREARM REGISTRATION PERMIT

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

- (1) one head and shoulders color digital photograph of the applicant in JPG, JPEG, or PNG format of sufficient quality for identification, taken within six months prior to online application and submitted by uploading the photograph online with the application submission;
- (2) upload online a statement of the results of a statewide criminal history search obtained by the reporting service designated by the Board pursuant to G.S. 74C-8.1(a) for each state where the applicant has resided within the preceding 12 months;
- (3) the applicant's renewal fee, along with the ~~four dollar (\$4.00)~~ convenience fee charged by the Board's on-line application vendor and credit card transaction fee;
- (4) the actual cost charged to the Private Protective Services Board by the State Bureau of Investigation to cover the cost of criminal

record checks performed by the State Bureau of Investigation, collected online by the Private Protective Services Board;

(5) a statement signed by a certified trainer that the applicant has successfully completed the training requirements of Rule .0807 of this Section; and

(6) a completed affidavit form and public notice statement form.

(b) If there is a criminal charge pending against the applicant for renewal that constitutes a deniable offense under G.S. 74C-8(d)(2), consideration of the application shall be deferred until the criminal charge is adjudicated.

(c) The employer of each applicant for a registration renewal shall give the applicant a copy of the online application and a copy of the completed affidavit form to serve as a record of application for renewal and shall retain a copy of the application, including the affidavit in the guard's personnel file in the employer's office.

(d) Members of the armed forces whose registration is in good standing and to whom G.S. 105-249.2 grants an extension of time to file a tax return shall receive that same extension of time to pay the registration renewal fee and to complete any continuing education requirements prescribed by the Board. A copy of the military order or the extension approval by the Internal Revenue Service or by the North Carolina Department of Revenue shall be furnished to the Board.

(e) A registered armed security guard may utilize a dedicated light system or gun-mounted light for requalification.

(f) During a national or State declared state of emergency that restricts or prohibits a registered armed security guard from requalifying, the Board shall, upon written request to the Director by the licensee, extend the deadline for requalification up to 90 days beyond the effective period of the state of emergency. Any registration renewed pursuant to this Paragraph shall be issued conditionally and shall automatically expire on the 90th day if requalification requirements have not been met.

Authority G.S. 74C-5; 74C-8.1; 74C-9; 74C-13.

SECTION .0900 – TRAINER CERTIFICATE

14B NCAC 16 .0902 APPLICATION FOR FIREARMS TRAINER CERTIFICATE

Each applicant for a firearms trainer certificate shall submit an online application to the Board. The application shall be accompanied by:

- (1) electronic submission of fingerprints from a Live Scan or similar system approved by the State Bureau of Investigations or one set of classifiable fingerprints on an applicant fingerprint card that shall be mailed separately to the Board's office;
- (2) one head and shoulders color digital photograph of the applicant in JPG, JPEG, or PNG format of sufficient quality for identification, taken within six months prior to online submission and submitted by uploading online with the application submission;

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- (3) a statement of the results of a statewide criminal history records search by the reporting service designated by the Board pursuant to G.S. 74C-8.1(a) for each state where the applicant has resided within the preceding 60 months;
- (4) the actual cost charged to the Private Protective Services Board by the State Bureau of Investigation to cover the cost of criminal record checks performed by the State Bureau of Investigation, collected online by the Private Protective Services Board;
- (5) the applicant's non-refundable application fee, along with a ~~four dollar (\$4.00)~~ the convenience fee charged by the Board's on-line application vendor and a separate credit card transaction fee;
- (6) evidence of the liability insurance required by G.S. 74C-10(e) if the applicant is not an employee of a licensee;
- (7) a certificate of successful completion of the training required by Rule .0901(a)(3) and (4) of this Section or acceptable certificate of other current certification as set forth in Rule .0901(c) and (d) of this Section; and
- (8) the actual cost charged to the Private Protective Services Board by the North Carolina Justice Academy or other entity to cover the cost of the firearms training course given by the N.C. Justice Academy or other entity and collected as part of the online application process by the Private Protective Services Board.

Authority G.S. 74C-5; 74C-8(d); 74C-8.1(a); 74C-13.

14B NCAC 16 .0904 RENEWAL OF A FIREARMS TRAINER CERTIFICATE

(a) Each applicant for renewal of a firearms trainer certificate shall complete an online renewal form on the website provided by the Board. This form shall be submitted online not less than 30 days prior to the expiration of the applicant's current certificate and shall be accompanied by:

- (1) uploaded online a certificate of successful completion of a firearms trainer refresher course approved by the Board and the Secretary of Public Safety consisting of a minimum of eight hours of classroom and practical range training in safety and maintenance of the applicable firearm (i.e. handgun, shotgun, or rifle), range operations, control and safety procedures, and methods of firing. This training shall be completed within 180 days of the submission of the renewal application;
- (2) a statement of the results of a criminal history records search by the reporting service designated by the Board pursuant to G.S. 74C-8.1(a) for each state where the applicant has resided within the preceding 24 months; and
- (3) the applicant's renewal fee, along with ~~the four dollar (\$4.00)~~ the convenience fee charged by

the Board's on-line application vendor and a separate credit card transaction fee.

(b) If there is a criminal charge pending against the applicant for renewal that constitutes a deniable offense under G.S. 74C-8(d)(2), consideration of the application shall be deferred until the criminal charge is adjudicated.

(c) Members of the armed forces whose certification is in good standing and to whom G.S. 105-249.2 grants an extension of time to file a tax return shall receive that same extension of time to pay the certification renewal fee and to complete any continuing education requirements prescribed by the Board. The applicant shall furnish the Board a copy of the military order or the extension approval by the Internal Revenue Service or by the North Carolina Department of Revenue.

(d) Any firearms trainer who fails to qualify with the minimum score during the refresher course shall not continue to instruct during the period between the failure to qualify and the expiration of his or her permit.

(e) The holder of a firearms trainer certificate may utilize a dedicated light system or gun mounted light for personal requalification.

(f) During a national or State declared state of emergency that restricts or prohibits a certified firearms trainer from requalifying, the Board shall, upon written request to the Director by the licensee, extend the deadline for requalification up to 90 days beyond the effective period of the state of emergency. Any certificate renewed pursuant to this Paragraph shall be issued conditionally and shall automatically expire on the 90th day if requalification requirements have not been met.

Authority G.S. 74C-5; 74C-8.1(a); 74C-9; 74C-13; 93B-15.

14B NCAC 16 .0910 APPLICATION FOR AN UNARMED TRAINER

Each applicant for an unarmed trainer certificate shall submit an online application to the Board. The application shall be accompanied by:

- (1) electronic submission of fingerprints from a Live Scan or similar system approved by the State Bureau of Investigations or one set of classifiable fingerprints on an applicant fingerprint card that shall be mailed separately to the Board's office;
- (2) one head and shoulders color digital photograph of the applicant in JPG, JPEG, or PNG format of sufficient quality for identification, taken within six months prior to online submission and submitted by uploading online with the application submission;
- (3) a statement of the results of a statewide criminal history records search by the reporting service designated by the Board pursuant to G. S. 74C-8.1(a) for each state where the applicant has resided within the preceding 60 months;
- (4) the actual cost charged to the Private Protective Services Board by the State Bureau of Investigation to cover the cost of criminal record checks performed by the State Bureau of

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- (5) Investigation, collected online by the Private Protective Services Board;
the applicant's non-refundable application fee, along with a ~~four dollar (\$4.00)~~ the convenience fee charged by the Board's on-line application vendor and a separate credit card transaction fee;
- (6) a certificate of successful completion of the training required by Rule .0909(a)(3) or current certificate of other acceptable certification as set forth in Rule .0909(b) of this Section.
- (7) the actual cost charged to the Private Protective Services Board by Wake Technical Community College, or other entity, to cover the cost of the unarmed guard trainer course and collected as part of the online application process by the Private Protective Services Board.

- (3) "~~Training Checklist~~" ~~refers to~~ means the ~~document(s)~~ documents that shall state all areas of training and work that the Associate has performed. The ~~supervising Private Investigator sponsor~~ is responsible for maintaining the training checklist and providing a copy of the checklist to the Associate. The Training Checklist must reflect the date the Associate advances from one level to another. The training checklist must be signed by the Associate and the ~~supervising Private Investigator sponsor~~ at the end of each reporting period. In the event the Associate transfers employment to another Private Investigator, the Associate must provide the new ~~supervising Private Investigator sponsor~~ with the training checklist and the new sponsoring Private Investigator will then be responsible for the maintenance of the checklist. The Training Checklist must be updated on a quarterly basis for Level One Associates and on a yearly basis for Level Two and Level Three Associates. The training checklist must be maintained pursuant to Rule .0108 of this Chapter. When an Associate completes Level Three, the Training Checklist must be made a part of the Associate's application for a Private Investigator's license. The Board shall have immediate access to the ~~training checklist~~ checklist upon request.
- (4) "Associate Log" ~~refers to~~ means the ~~document(s)~~ documents maintained by the ~~sponsoring Private Investigator Associate~~ which shall list each case the Associate has worked, the number of hours spent on the case, and the type of work performed. ~~Details of the one-on-one training must be documented within the Associate's log.~~

Authority G.S. 74C-8; 74C-9; 74C-11; 74C-13.

SECTION .1100 - TRAINING AND SUPERVISION FOR PRIVATE INVESTIGATOR ASSOCIATES

14B NCAC 16 .1101 DEFINITIONS

In addition to the definitions set forth in G.S. 74C, the following definitions shall apply to this Section:

- (1) "Private Investigator Associate" ~~refers to~~ means an individual training to become a Private Investigator. A Private Investigator Associate may also be referred to as a "trainee" in these Rules. A Private Investigator Associate must complete three training levels as set out in this Section.
- (2) "One-on-one Supervision" means person-to-person contact whereby the licensed investigator is personally and directly supervising or training the Associate. The training investigator must be the sponsoring licensed Private Investigator or any licensed Private Investigator who is a member of the sponsoring Private Investigator's firm, association, or corporation. The Private Investigator Associate may not subcontract his or her employment to another Private Investigator. However, the sponsoring Private Investigator may subcontract the Private Investigator Associate if the sponsor obtains prior written approval from the Board's Director by showing that the Private Investigator Associate will receive an educational benefit from the subcontract employment and the Associate will receive one-on-one supervision from another licensed Private Investigator. One-on-one supervision may also be satisfied if the Associate undergoes training from an individual or educational course approved by the Board's Director prior to the Associate receiving the training.

Authority G.S. 74C-2(c); 74C-5(2).

14B NCAC 16 .1102 TRAINING AND SUPERVISION REQUIRED IN LEVEL ONE

- (a) If upon sponsorship, the Associate has less than one year or 1,000 hours of verifiable training or experience, the Associate shall be classified as a Level One Associate and undergo 160 hours of one-on-one supervision training.
- (b) The first 40 hours of employment shall be one-on-one supervision. The remaining 120 hours of one-on-one supervision shall be gathered over the first year of employment or the first 1,000 hours of work, whichever comes first.
- (c) A Level One Associate cannot, independently of the sponsor, accept or contract employment. The Associate shall have direct face-to-face or telephone contact with the sponsor or another licensed Private Investigator within the firm, association, or corporation before accepting employment or before accepting a new case.
- (d) The sponsor or another licensed Private Investigator associated with the sponsor's firm, association, or corporation

shall meet with the Level One associate to review the Associate's work product. The ~~Private Investigator's sponsor's~~ review may be by telephone or face-to-face and shall occur at least four times per month. The ~~licensed Private Investigator sponsor~~ shall review each case on which the Associate is working or has worked since the last review. Review sessions may encompass more than one case.

Authority G.S. 74C-5(2).

14B NCAC 16 .1103 TRAINING AND SUPERVISION REQUIRED IN LEVEL TWO

(a) If upon initial application for an Associate permit, the applicant has at least one year or 1,000 hours of verifiable training or experience, the applicant will skip Level One and be classified as a Level Two Private Investigator Associate. An applicant that skips Level One shall undergo 80 hours of one-on-one training. The first 40 hours of one-on-one supervision shall occur within the first 40 hours of employment. The remaining 40 hours shall be gathered over the first year of employment or the first 1,000 hours of work, whichever comes first.

(b) A Level Two Associate cannot, independently of the sponsor, accept or contract employment. The Associate shall have direct face-to-face or telephone contact with the sponsor or another licensed Private Investigator within the firm, association, or corporation before accepting employment or before accepting a new case.

(c) The sponsor or another licensed Private Investigator associated with the sponsor's firm, association, or corporation shall meet with the Level Two Associate to review the Associate's work product. The ~~Private Investigator's sponsor's~~ review may be by telephone or face-to-face and shall occur at least four times per month. The ~~licensed Private Investigator sponsor~~ shall review each case on which the Associate is working or has worked since the last review. Review sessions may encompass more than one case.

Authority G.S. 74C-5(2).

14B NCAC 16 .1104 TRAINING AND SUPERVISION REQUIRED IN LEVEL THREE

(a) If upon sponsorship the Associate has at least two years or 2,000 hours of verifiable training or experience, the Associate will be classified as a Level Three Private Investigator Associate and shall undergo 40 hours of one-on-one training.

(b) The first 40 hours of employment for the Level Three Private Investigator Associate shall be one-on-one supervision.

(c) When the Level Three Associate completes the requirements of Level Three by fulfilling the licensing requirements set forth in Rules .0204 and .0401 of this Chapter, the Associate may apply for a private investigator's license.

(d) The sponsor or another licensed Private Investigator associated with the sponsor's firm, association, or corporation shall meet with the Level Three Associate to review the Associate's work product. The ~~licensed Private Investigator sponsor~~ shall review each case on which the Associate is working or has worked since the last review. Review sessions may encompass more than one case.

(e) ~~The sponsoring Private Investigator sponsor shall have contact with the Level Three Associate sufficient to ensure the Level Three Associate remains in compliance with G.S. 74C.~~

Authority G.S. 74C-5(2).

14B NCAC 16 .1105 EDUCATIONAL DEGREES AND NON-DEGREED TRAINING

(a) Using the formula in Rule .0204 of this Chapter, the Board shall give credit toward the educational and training requirements of this Section as follows:

(1) An applicant shall receive a minimum of 400 hours of experience credit for an associate's degree. The Board shall grant up to 100 additional hours if the applicant can demonstrate that further training or course-work related to the private protective services industry was received while obtaining the associate's degree.

(2) An applicant shall receive 800 hours of experience credit for a bachelor's degree. The Board shall grant up to 200 additional hours if the applicant can demonstrate that further training or course-work related to the private protective services industry was received while obtaining the bachelor's degree.

(3) An applicant shall receive 1,200 hours of experience credit for a graduate degree. The Board shall grant an additional 300 additional hours if the applicant can demonstrate that further training or course-work related to the private protective services industry was received while obtaining the graduate degree.

~~(a) An applicant shall receive a minimum of 400 hours of experience credit for an associate's degree. The Board shall grant up to 100 additional hours if the applicant can demonstrate that further training or course-work related to the private protective services industry was received while obtaining the associate's degree.~~

~~(b) An applicant shall receive 800 hours of experience credit for a bachelor's degree. The Board shall grant up to 200 additional hours if the applicant can demonstrate that further training or course-work related to the private protective services industry was received while obtaining the bachelor's degree.~~

~~(c) An applicant shall receive 1,200 hours of experience credit for a graduate degree. The Board shall grant an additional 300 additional hours if the applicant can demonstrate that further training or course-work related to the private protective services industry was received while obtaining the graduate degree.~~

~~(d)(b) During the first 40 hours of one-on-one supervision, a Level One Associate may receive up to 4 hours of one-on-one supervision credit for time spent in the courtroom observing a docketed trial. Of the remaining 120 hours of one-on-one supervision required in Level One, the Associate may receive up to 12 hours of credit for time spent in the courtroom observing a trial. Of the thousand hours of training required in Level One, the Associate cannot receive more than 100 hours of credit for time spent in the courtroom observing a trial. To receive credit for courtroom observation, the Level One Associate must state in the~~

Associate's Log the docket number of the trial and the time spent observing the trial.

(e)(c) During the first 40 hours of one-on-one supervision, a Level Two Associate may receive up to 4 hours of one-on-one supervision credit for time spent in the courtroom observing a docketed trial. Of the remaining 80 hours of one-on-one supervision required in Level Two, the Associate may receive up to 8 hours of credit for time spent in the courtroom observing a trial. Of the thousand hours of training required in Level Two, the Associate cannot receive more than 100 hours of credit for time spent in the courtroom observing a trial. To receive credit for courtroom observation, the Level Two Associate must state in the Associate's Log the docket number of the trial and the time spent observing the trial.

(f)(d) During the first 40 hours of one-on-one supervision, a Level Three Associate may receive up to 4 hours of one-on-one supervision credit for time spent in the courtroom observing a docketed trial. Of the one thousand hours of training required in Level Three, the Associate cannot receive more than 100 hours of credit for time spent in the courtroom observing a trial. To receive credit for courtroom observation, the Level Three Associate must state in the Associate's Log the docket number of the trial and the time spent observing the trial.

Authority G.S. 74C-5(2).

SECTION .1300 – ARMORED CAR SERVICE GUARD REGISTRATION (UNARMED)

14B NCAC 16 .1301 APPLICATION FOR UNARMED ARMORED CAR SERVICE GUARD REGISTRATION

(a) Each armored car employer or his designee shall complete an online application form for the registration of each unarmed armored car service guard applicant to the Board. This online form shall be accompanied by:

- (1) electronic submission of fingerprints from a Live Scan or similar system approved by the State Bureau of Investigations or one set of classifiable fingerprints on an applicant fingerprint card that shall be mailed separately to the Board's office;
- (2) one head and shoulders color digital photograph of the applicant in JPG, JPEG, or PNG format of sufficient quality for identification, taken within six months prior to online application and submitted by uploading the photograph online with the application submission;
- (3) upload online a statement of the result of a statewide criminal history records search by the reporting service designated by the Board pursuant to G.S. 74C-8.1(a) for each state where the applicant has resided within the preceding 60 months;
- (4) the applicant's non-refundable registration fee, along with a four dollar (\$4.00) the convenience fee charged by the Board's on-line application vendor and credit card transaction fee;
- (5) the actual cost charged to the Private Protective Services Board by the State Bureau of

Investigation to cover the cost of criminal record checks performed by the State Bureau of Investigation, collected online by the Private Protective Services Board;

- (6) a statement signed by a certified trainer that the applicant has successfully completed the training requirements of Rule .1307 of this Section, if applicable; and
- (7) a completed affidavit form and public notice statement form.

(b) The employer of each applicant for registration shall give the applicant a copy of the online application and completed affidavit and shall retain a copy of the application, including the affidavit, in the guard's personnel file in the employer's office.

(c) The applicant's copy of the application and completed affidavit form shall serve as a temporary registration card that shall be carried by the applicant when he or she is working is within the scope of his or her employment and shall be exhibited upon the request of any law enforcement officer or authorized representative of the Board.

(d) A copy of the statement specified in Subparagraph (a)(6) of this Rule shall be retained by the licensee in the individual applicant's personnel file in the employer's office.

Authority G.S. 74C-3; 74C-5; 74C-8.1(a).

14B NCAC 16 .1302 FEES FOR UNARMED ARMORED CAR SERVICE GUARD REGISTRATION

(a) Fees for unarmed armored car service guards are as follows, along with a four dollar (\$4.00) the convenience fee charged by the Board's on-line application vendor and credit card transaction fee:

- (1) thirty dollar (\$30.00) non-refundable initial registration fee;
- (2) thirty dollar (\$30.00) annual renewal, or reissue fee;
- (3) fifteen dollar (\$15.00) transfer fee; and
- (4) twenty-five dollars (\$25.00) late renewal fee to be paid within 90 days from the date the registration expires and to be paid in addition to the renewal fee.

(b) Fees shall be paid by credit card or other form of electronic funds transfer.

Authority G.S. 74C-3; 74C-5; 74C-9.

14B NCAC 16 .1306 RENEWAL OR REISSUE OF UNARMED ARMORED CAR SERVICE GUARD REGISTRATION

(a) Each applicant for renewal of an unarmed armored car service guard registration identification card or his or her employer shall complete an online form provided by the Board. This online form shall be submitted not fewer than 90 days prior to the expiration of the applicant's current registration and shall be accompanied by:

- (1) upload online a statement of the results of a statewide criminal history records search obtained from the reporting service designated by the Board pursuant to G.S. 74C-8.1(a) for

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each state where the applicant has resided within the preceding 12 months;

- (2) the applicant's renewal fee, along with a ~~four dollar (\$4.00)~~ the convenience fee charged by the Board's on-line application vendor and credit card transaction fee.
- (3) one head and shoulders color digital photograph of the applicant in JPG, JPEG, or PNG format of sufficient quality for identification, taken within six months prior to online application and submitted by uploading the photograph online with application submission; and
- (4) a completed affidavit form and public notice statement form.

(b) If there is a criminal charge pending against the applicant for renewal that constitutes a deniable offense under G.S. 74C-8(d)(2), consideration of the application shall be deferred until the criminal charge is adjudicated.

(c) The employer of each applicant for a registration renewal or reissue shall give the applicant a copy of the online application, including the completed affidavit form, that shall serve as a record of application for renewal or reissue and shall retain a copy of the online application and affidavit in the guard's personnel file in the employer's office.

(d) Members of the armed forces whose registration is in good standing and to whom G.S. 105-249.2 grants an extension of time to file a tax return shall receive that same extension of time to pay the registration renewal fee and to complete any continuing education requirements prescribed by the Board. A copy of the military order or the extension approval by the Internal Revenue Service or by the North Carolina Department of Revenue shall be furnished to the Board.

Authority G.S. 74C-3; 74C-5; 78C-8.1(a).

**SECTION .1400 - ARMED ARMORED CAR SERVICE
GUARDS FIREARM REGISTRATION PERMIT**

**14B NCAC 16 .1401 APPLICATION/ARMED
ARMORED CAR SERVICE GUARD FIREARM
REGISTRATION PERMIT**

(a) Each armored car employer or his or her designee shall submit an online application form for the registration of each armed armored car service guard applicant to the Board. This online form shall be accompanied by:

- (1) one set of classifiable fingerprints on an applicant fingerprint card that shall be mailed separately to the Board's office;
- (2) one head and shoulders color digital photograph of the applicant in JPG, JPEG, or PNG format of sufficient quality for identification, taken within six months prior to online application and submitted by uploading the photograph online with application submission;
- (3) upload online a statement of the result of a statewide criminal history records search from the reporting service designated by the Board pursuant to G.S. 74C-8.1(a) for each state

where the applicant has resided within the preceding 60 months;

- (4) the applicant's non-refundable registration fee, along with a ~~four dollar (\$4.00)~~ the convenience fee charged by the Board's on-line application vendor and credit card transaction fee;
- (5) a statement signed by a certified trainer that the applicant has successfully completed the training requirements of Rule .1407 of this Section;
- (6) a certification by the applicant that he or she is at least 18 years of age;
- (7) the actual cost charged to the Private Protective Services Board by the State Bureau of Investigation to cover the cost of criminal record checks performed by the State Bureau of Investigation, collected online by the Private Protective Services Board; and
- (8) a completed affidavit form and public notice statement form.

(b) The employer of each applicant for registration shall give the applicant a copy of the online application and completed affidavit form and shall retain a copy of the application, including affidavit, in the guard's personnel file in the employer's office.

(c) The applicant's copy of the application, affidavit, and training certification shall serve as a temporary registration card that shall be carried by the applicant when he or she is working within the scope of his or her employment and shall be exhibited upon the request of any law enforcement officer or authorized representative of the Board.

(d) Online applications submitted without proof of completion of a Board approved firearms training course shall not serve as temporary registration cards unless the armored car employer has obtained prior approval from the Director. The Director shall grant prior approval if the armored car employer provides proof that the applicant has received prior Board approved firearms training.

(e) The provisions of Paragraphs (a), (b), and (c) of this Rule also apply to any employee whose employment is terminated within 30 days of employment.

Authority G.S. 74C-3; 74C-5; 74C-8.1(a); 74C-13.

**14B NCAC 16 .1402 FEES FOR ARMED ARMORED
CAR SERVICE GUARD FIREARM REGISTRATION
PERMIT**

(a) Fees for armed armored car service guard firearm registration permits are as follows, along with a ~~four dollar (\$4.00)~~ the convenience fee charged by the Board's on-line application vendor and credit card transaction fee:

- (1) thirty dollars (\$30.00) non-refundable initial registration fee;
- (2) thirty dollars (\$30.00) annual renewal, or reissue fee; and
- (3) fifteen dollars (\$15.00) application fee.

(b) Fees shall be paid by credit card or other form of electronic funds transfer.

Authority G.S. 74C-3; 74C-5; 74C-9; 74C-13.

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14B NCAC 16 .1406 RENEWAL OF ARMED ARMORED CAR SERVICE GUARD FIREARM REGISTRATION PERMIT

(a) Each applicant for renewal of an armed armored car service guard firearm registration permit identification card his or her employer or designee shall complete an online form provided by the Board. This online form shall be submitted not more than 90 days nor fewer than 30 days prior to expiration of the applicant's current armed registration and shall be accompanied by:

- (1) one head and shoulders color digital photograph of the applicant in JPG, JPEG, or PNG format of sufficient quality for identification, taken within six months prior to online application and submitted by uploading the photograph online with the application submission;
- (2) upload online a statement of the result of a statewide criminal history records search by the reporting service designated by the Board pursuant to G.S. 74C-8.1(a) for each state where the applicant has resided within the preceding 12 months;
- (3) the applicant's renewal fee, along with a ~~four dollar (\$4.00)~~ the convenience fee charged by the Board's on-line application vendor and credit card transaction fee;
- (4) the actual cost charged to the Private Protective Services Board by the State Bureau of Investigation to cover the cost of criminal record checks performed by the State Bureau of Investigation, collected online by the Private Protective Services Board;
- (5) a statement signed by a certified trainer that the applicant has successfully completed the training requirements of Rule .0807 of the Section; and
- (6) a completed affidavit form and public notice statement form.

(b) If there is a criminal charge pending against the applicant for renewal that constitutes a deniable offense under G.S. 74C-8(d)(2), consideration of the application shall be deferred until the criminal charge is adjudicated.

(c) The employer of each applicant for a registration renewal shall give the applicant a copy of the online application and completed application, including the completed affidavit form, to serve as a record of application for renewal and shall retain a copy of the online application and affidavit in the guard's personnel file in the employer's office.

(d) Members of the armed forces whose registration is in good standing and to whom G.S. 105-249.2 grants an extension of time to file a tax return shall receive that same extension of time to pay the registration renewal fee and to complete any continuing education requirements prescribed by the Board. A copy of the military order or the extension approval by the Internal Revenue Service or by the North Carolina Department of Revenue shall be furnished to the Board.

Authority G.S. 74C-3; 74C-5; 74C-8.1(a); 74C-13.

SECTION .1500 - CLOSE PERSONAL PROTECTION

14B NCAC 16 .1501 EXPERIENCE REQUIREMENTS FOR A CLOSE PERSONAL PROTECTION LICENSE

(a) In addition to the requirements of G.S. 74C-8 and Section .0200 of this Chapter, applicants for a close personal protection license shall:

- (1) establish three years of verifiable experience while conducting close personal protection services as set forth in G.S. 74C-3(a)(3a) with a private person, firm, association, or corporation within the last 10 years;
- (2) establish three years of verifiable experience while conducting close personal protection services as set forth in G.S. 74C-3(a)(3a) with any federal, state, county or municipal law enforcement agency, or other governmental agency within the last 10 years;
- (3) establish a military occupational specialty and two years of verifiable experience within the past five years in the U.S. Armed Forces while conducting close personal protection services as set forth in G.S. 74C-3(a)(3a) while serving in an official capacity; or
- (4) have completed a course in close personal protection approved by the Board given by a school specializing in close personal protection (or "executive protection") that consists of a minimum of 40 hours of actual classroom and practical instruction within the last two years as required by Rule .1502 of this Chapter.
- (5) possess a basic first aid certificate from the American Red Cross and a valid CPR and AED certification from the American Red Cross, American Heart Association, American Safety and Health Institute, or National Safety Council.

(b) In addition to the requirements of Section .0200 of this Chapter, an applicant for a close personal protection license that is the spouse of an active duty member of the U.S. Armed Forces shall establish to the Board's satisfaction:

- (1) the spouse holds a current license, certification, or registration from another jurisdiction and the other jurisdiction's requirements are substantially equivalent to or exceed the Board's requirements; and
- (2) the spouse has two years verifiable experience within the past five years while conducting close personal protection as set forth in in G.S. 74C-3(a)(3a) while serving in an official capacity with any entity described in Paragraph (a) of this Rule.

Authority G.S. 74C-5(2); 93B-15.1.

SECTION .1700 – TRAINING AND SUPERVISION FOR DIGITAL FORENSICS EXAMINER (D.F.E.) ASSOCIATES

PROPOSED RULES

14B NCAC 16 .1709 PROBATIONARY EMPLOYEES

(a) A digital forensic examiner licensee may employ a potential trainee as a probationary employee for 60 consecutive calendar days. The Director, upon written request of the licensee, shall extend the probationary period by 30 additional days.

(b) A digital forensic examiner licensee may supervise an intern as a probationary employee concurrent with the intern's educational institution's schedule.

(c) A digital forensic examiner licensee may employ an apprentice participating in a North Carolina registered apprentice program as set forth in G.S. 93B-8.6 as a probationary employee for the period prescribed in the federal guidelines as set forth therein.

(d) To qualify as an "intern" the potential probationary employee must be enrolled as a student in a high school, community college, college, or university, be in good standing with the educational institution, and the internship must be for credit towards a degree, diploma, or certificate issued by the educational institution.

(e) Upon completion of the probationary period and the desire of the licensee to supervise the probationary employee as a digital forensic examiner trainee, the potential trainee shall apply pursuant to Section .0200 of this Chapter.

(f) For hours gained during probationary employment, an internship, or apprenticeship to be considered for licensure the probationary employee shall comply with Rule .1702 of this Section.

(g) Before a probationary employee engages in any activity defined as digital forensic examination or has access to any confidential client information, the employee shall complete 40 hours of one-on-one supervision by the supervising licensee, and the licensee shall conduct a criminal record check on the employee.

(h) Before engaging the probationary employee, intern, or apprentice the licensee shall submit to the Director in writing the name, address, last four digits of social security number, confirmation that the results of the criminal history record check contain no prohibitions as set forth in G.S. 74C-8(d)(2), and anticipated start date and ending date of employment of the probationary employee. The Director shall confirm receipt within three business days of receipt.

(i) Probationary employment which does not comply with this Rule is a violation of Rule .0204(c)(2) of this Chapter.

(j) Any probationary employee, intern, or apprentice shall be a minimum of 18 years of age.

(k) The use of the terms "employee" and "employment" in this Rule does not require or mandate compensation for any probationary employment, internship, or apprenticeship.

Authority G.S. 74C-5(2); 93B-8.6.

TITLE 15A – DEPARTMENT OF ENVIRONMENTAL QUALITY

Notice is hereby given in accordance with G.S. 150B-21.2 and G.S. 150B-21.3A(c)(2)g. that the Wildlife Resources Commission intends to amend the rules cited as 15A NCAC 10I .0103-.0105 and readopt with substantive changes the rule cited as 15A NCAC 10I .0102.

Link to agency website pursuant to G.S. 150B-19.1(c):
<https://ncwildlife.org/Proposed-Regulations>

Proposed Effective Date: August 1, 2024

Public Hearing:

Date: May 21, 2024

Time: 2:00 p.m.

Location:

Zoom Meeting. Registration Required: https://ncwildlife.org.zoomgov.com/webinar/register/WN_b5sL6WDdT12pwEbl6sSwwr

Join by phone: Toll Free (877) 853-5247 or (888) 788-0099

Webinar ID: 161 747 0820

Reason for Proposed Action:

Amendments to 15A NCAC 10I .0100 Endangered and Threatened Species Rules:

15A NCAC 10I .0102 was determined to be "necessary with substantive public interest" and is required to be readopted as part of the periodic review. Amendments were made to clarify requirements and conditions for:

- *take, possession, sale, propagation, transport, import, export, transfer, barter, trade, or stocking endangered, threatened, or special concern species;*
- *application of an endangered species permit;*
- *take and possession without a permit; and*
- *reporting.*

15A NCAC 10I .0103, .0104, and .0105 were amended to update names of species, change listing statuses, and incorporate technical edits.

Comments may be submitted to: *Rulemaking Coordinator, 1701 Mail Service Center, Raleigh, NC 27699; email regulations@ncwildlife.org*

Comment period ends: *May 31, 2024*

Procedure for Subjecting a Proposed Rule to Legislative Review: If an objection is not resolved prior to the adoption of the rule, a person may also submit a written objection to the Rules Review Commission. If the Rules Review Commission receives written and signed objections after the adoption of the Rule in accordance with G.S. 150B-21.3(b2) from 10 or more persons clearly requesting review by the legislature and the Rules Review Commission approves the rule, the rule will become effective as provided in G.S. 150B-21.3(b1). The Commission will receive written objections until 5:00 p.m. on the day following the day the Commission approves the rule. The Commission will receive letters via U.S. Mail, private courier service, or hand delivery to 1711 New Hope Church Road, Raleigh, North Carolina, or via email to oah.rules@oah.nc.gov. If you have any further questions concerning the submission of objections to the Commission, please review 26 NCAC 05 .0110 or call a Commission staff attorney at 984-236-1850.