



# North Carolina Department of Public Safety

## Private Protective Services Board

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

R. Steven Johnson, Vice-chair  
Paul Sherwin, Director

### MEETING MINUTES OF THE NORTH CAROLINA PRIVATE PROTECTIVE SERVICES BOARD

DATE: April 20, 2023  
TIME: 9:30 A.M.  
PLACE: Hampton Inn & Suites, 3920 Arrow Drive  
Raleigh, North Carolina 27612

#### MEMBERS PRESENT

Stacy Buff \*Sam Russell  
Debra Duncan Steven Johnson  
Kim Heffney Jerry Pitman  
Ron Burris Richard Epley  
Andy Renfrow  
Tamara Rabenold  
Suzanne Creech

MEMBERS ABSENT  
Assata Buffaloe

#### STAFF PRESENT

Paul Sherwin  
Gary Bullard  
Kim Odom  
Mercedes Sierra  
Jeff Gray

#### VISITORS PRESENT

Gary Pastor \*John Honeycutt David Dodge  
William Sconiers \*Vick Underwood Gregory Bentley  
William McRae \*Kara Baldy Sandra Epley  
\* Brett Hickman \* Katarzyna Golleho Don Miller  
\* Camilla Hovey \* Michael Curtis Joshua Freeman  
\* Chief TP Hopkins \* Randall Rabenold Allan Campbell  
\* Donna W. Campbell \* Randy Sturkey David Roebuck  
\* Dwayne Guerrero \* Theidra A. Byrd Robert Dunn  
\* Ephraim Davis \* stephen brown  
\* Greg Hatten \*Timothy Reilly \*v: virtual  
\* Greg Pickrell

Vice-chair Steve Johnson called the April 20, 2023, meeting of the North Carolina Private Protective Services Board to order at 9:30 A.M.

**MAILING ADDRESS:**  
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Raleigh, NC 27609



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3101 Industrial Drive, Suite 104  
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Telephone: (919) 788-5320  
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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 appearance of conflict. If any member has any known conflict of interest or appearance of conflict with respect to any matter coming before this Board today, please identify the conflict or appearance of conflict and refrain from the deliberation and vote in that matter."

### **FINAL AGENCY DECISIONS**

None.

### **APPROVAL OF THE FEBRUARY 2023 MEETING MINUTES**

**DEBRA DUNCAN MADE A MOTION TO ACCEPT THE FEBRUARY 15, 2023, BOARD MEETING MINUTES. SECONDED BY DAVE STEPHENS. MOTION CARRIED. NONE OPPOSED.**

### **GRIEVANCE COMMITTEE REPORT**

Ron Burris presented the Grievance Committee report. Jerry Pitman, Suzanne Creech, Steve Johnson, Ron Burris, and Tamara Rabenold met on April 19, 2023, from 9:00 A.M. to 11:20 A. M. and heard a total of eight (8) cases.

**TAMARA RABENOLD MADE A MOTION TO ACCEPT THE GRIEVANCE COMMITTEE REPORT. KIM HEFFNEY SECONDED THE MOTION. MOTION CARRIED. NONE OPPOSED.**

*SEE ATTACHMENT FOR THE FULL GRIEVANCE COMMITTEE REPORT*

### **SCREENING COMMITTEE REPORT**

Stacy Buff presented the Screening Committee report. Debra Duncan, Kim Heffney, Stacy Buff, Dave Stephens and Richard Epley met on April 19, 2023, from 12:30 P.M. to 3:05 P.M. to review sixty-three (63) license applications, three Dual QA requests, and two registration denial appeals.

**RON BURRIS MADE A MOTION TO APPROVE THE SCREENING COMMITTEE REPORT. TAMARA RABENOLD SECONDED THE MOTION. MOTION CARRIED. NONE OPPOSED.**

*SEE ATTACHMENT FOR THE FULL SCREENING COMMITTEE REPORT*

## **LAWS AND RULES COMMITTEE REPORT**

Steve Johnson presented the Law and Rules Committee report. Steve Johnson, Debra Duncan, Kim Heffney, Jerry Pitman and Tamara Rabenold met on April 19, 2023, from 3:32 P.M. to 4:32 P.M.

Steve Johnson reported that the Laws and Rules Committee discussed the following topics and recommended the Board implement several changes:

- Amend NCGS 74C-12(a)(18) to allow a business entity 90 days (it's currently 30 days) to obtain a new qualifying agent. Doing so would keep the statute consistent throughout, as NCGS 74C-8(c)(3) allows a company to obtain a new qualifying agent within 90 days.
- Amend administrative rule 14B NCAC 16 .1502 to clarify that a CPR/AED/First-aid certification is required for all close personal protection licensees, regardless of whether they qualified for the license using experience or a training course.
- Amend administrative rule 14B NCAC 16 .0701(a)(3) to require a 60-month background check for a new unarmed security guard registration. The rule currently requires a 48-month background check, which is inconsistent with other administrative rules that require 60 months.
- Amend administrative rule 14B NCAC 16 .0904(a)(2) to require a 24-month background check to renew a firearms trainer certification. Board policy currently requires a background check to renew a certification, but the requirement should be embedded in an administrative rule.
- Amend administrative rule 14B NCAC 16 .0910 to mirror administrative rule 14B NCAC 16 .0902 to keep the application requirements for all trainers consistent.
- Repeal administrative rule 14B NCAC 16 .0912 because it is redundant. The data the rule requires is provided by trainers when they submit a certification renewal application.
- Repeal administrative rule 14B NCAC 16 .0708 because it is outdated and no longer needed.

Tamara Rabenold led a discussion among Board members about proposed administrative rule 14B NCAC 16 .1109. The rule would allow private investigator licensees to employ a potential trainee as a probationary employee and to supervise an intern or apprentice who is participating in a school-sponsored or state-sponsored program.

**RICHARD EPLEY MADE A MOTION TO ACCEPT THE LAWS AND RULES COMMITTEE'S RECOMMENDATIONS, TO INCLUDE IMPLEMENTING 14B NCAC 16 .1109. SECONDED BY SUZANNE CREECH. MOTION CARRIED. NONE OPPOSED.**

## **TRAINING AND EDUCATION COMMITTEE REPORT**

Deputy Director Ray Bullard presented the Training and Education report. The Training and Education Committee, consisting of Steve Johnson, Stacy Buff, Richard Epley, and Dave Stephens, met on April 20, 2023, from 8:35 A.M. to 8:49 A.M.

Steve Johnson reported the committee reviewed six applications for new continuing education courses, and eight applications for the renewal of existing continuing education courses. He said the Committee recommended approving all the courses.

**KIM HEFFNEY MADE A MOTION TO ACCEPT THE CONTINUING EDUCATION NEW COURSES AND RENEWALS. RICHARD EPLEY SECONDED THE MOTION. MOTION CARRIED. NONE OPPOSED.**

*SEE ATTACHMENT FOR THE FULL TRAINING AND EDUCATION COMMITTEE REPORT*

### **OLD BUSINESS**

None.

### **NEW BUSINESS**

Steve Johnson reported that Vincent “Bud” Cesena resigned from the Board, effective March 31, 2023. The Board discussed whether to immediately hold a special election to elect a new Board chair or allow Vice-chair Steve Johnson to lead the Board until its normally scheduled elections are held in August 2023.

**RON BURRIS MADE A MOTION TO NOT HOLD A SPECIAL ELECTION AND TAKE NO ACTION REGARDING THE BOARD’S LEADERSHIP STRUCTURE UNTIL ITS AUGUST 2023 MEETING. KIM HEFFNEY SECONDED THE MOTION. MOTION CARRIED. NONE OPPOSED.**

Jerry Pitman mentioned he will attend on behalf of the Board the South Carolina Association of Legal Investigators’ annual conference in Myrtle Beach, S.C., May 3-5, 2023. He asked Director Sherwin to provide handouts with information about the new close personal protection that he could distribute while at the conference.

### **DIRECTOR'S REPORT**

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

**STACY BUFF MADE A MOTION TO ACCEPT THE DIRECTOR'S REPORT. KIM HEFFNEY SECONDED THE MOTION. MOTION CARRIED. NONE OPPOSED.**

*SEE ATTACHMENT FOR THE FULL DIRECTOR'S REPORT*

### **ATTORNEY'S REPORT**

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

*SEE ATTACHMENT FOR THE FULL ATTORNEY'S REPORT*

**RON BURRIS MADE A MOTION TO ACCEPT THE ATTORNEY'S REPORT. DAVE STEPHENS SECONDED THE MOTION. MOTION CARRIED. NONE OPPOSED.**

**GOOD OF THE ORDER**

Don Miller provided an update from the N.C. Association of Private Investigators.

Josh Freeman asked the Board to evaluate its current denial criteria for registrants and the registration denial appeal process. The Board discussed this and instructed Director Sherwin to provide a report to the Laws and Rules Committee about the Board's registration denial policy at its next meeting in June 2023.

Gary Pastor commented that he believed the Board needed to implement higher fines for violations and unlicensed activity. The Board discussed this and instructed Director Sherwin to provide a report to the Laws and Rules Committee about the Board's current procedures for handling violations and unlicensed activity at its next meeting in June 2023.

**DEBRA DUNCAN MADE A MOTION TO ADJOURN THE MEETING. KIM HEFFNEY SECONDED THE MOTION. MOTION CARRIED. NONE OPPOSED.**

Meeting Adjourned: 11:51 A.M.

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Paul Sherwin, Director

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Mercedes Sierra, Board Secretary

## PPSB Grievance After Report for April 20, 2023 9:00 am

Case Number	Complaint Against	Allegation(s)	Grievance Committee Recommendation	Board Action
1. 2022-PPS-065	Randy Scott Thomas Southern Shield Global Security Group 10900 NW 27th PL Sunrise, FL 33322	NCGS 74C-12(a)(22)	Find a violation of 14B NCAC 16 .0103(6). Issue a non-disciplinary letter of caution to Randy Thomas.	Accepted
2. 2022-PPS-069	Andrew Luchey A & Associates, Inc. 301 McCullough Dr. Suite 424 STE 424 Charlotte , NC 28262	NCGS 74C-8(c)(1) NCGS 74C-11 14B NCAC 16 .0701	Find a violation of NCGS 74C-11 and 14B NCAC 16 .0103(6). Enter into a consent agreement with Andrew Luchey and A & Associates, Inc. in the amount of \$1,224.00 for 10 unarmed security guard registration violations. Staff is to conduct a follow up registration audit of Q4 2022 and Q1 2023. A & Associates, Inc. is to submit an acceptable resident qualifying agent application to Board staff no later than May 31, 2023.	Accepted
3. 2022-PPS-071	James Randolph Walker Sherlock & Walker LLC 4415 Mottisfont Abbey Ln Charlotte, NC 28226	NCGS 74C-12(a)(22) NCGS 74C-12(a)(31)	Find a violation of NCGS 74C-12(a)(22) and NCGS 74C-12(a)(31). Issue a \$2,000.00 civil penalty to James Randolph Walker. Issue a cease and desist order to James Randolph Walker, George Brooks, and Steve Kelly of Sherlock & Walker. Board staff is to send a copy of the Board Finding Letter to the Unclaimed Property Division of the N.C. Department of the State Treasurer, the Better Business Bureau, and the Charlotte Chamber of Commerce.	Accepted
4. 2022-PPS-074	Charles Reedy C&M Defense Group 4917 Albermarle Rd ste 206 charlotte, NC 28205	14 B NCAC 16 .0108(b)	Find a violation of NCGS 74C-11. Enter into a consent agreement with Charles Reedy and C&M Defense Group in the amount of \$4,651.20 for 38 unarmed security guard registration violations. Staff is to conduct a follow up registration audit for Q4 of 2022 and Q1 of 2023.	Accepted

<b>Case Number</b>	<b>Complaint Against</b>	<b>Allegation(s)</b>	<b>Grievance Committee Recommendation</b>	<b>Board Action</b>
5. 2022-PPS-078	Uri Gal Professional Security Consultants 11454 San Vicente Blvd Fl 2 Los Angeles, CA 90049	14B NCAC 16.0108(b)	Find a violation of NCGS 74C-11. Enter into a consent agreement with Uri Gal and Professional Security Consultants in the amount of \$2,325.60 for 19 unarmed security guard registration violations. Staff is to conduct a follow up registration audit of Q1 and Q2 of 2023.	Accepted
6. 2022-PPS-080	Isaiah Quinton Laqun Wesson Security Ops Forces 1530 Rock Spring Street Greensboro, NC 27410	NCGS 74C-2 NCGS 74C-13(a)(b)	Find a violation of NCGS 74C-2 and NCGS 74C-13(a). Continue the cease and desist order previously issued to Isaiah Wesson. Refer this matter to the Screening Committee should Mr. Wesson apply for a license or registration.	Accepted
7. 2022-PPS-083	Sean Lewis Armed Enforcement LLC 8480 Baltimore National Pike #181 Ellicott City, MD 21043	NCGS 74C-13(b)(1) 14B NCAC 16.0801 (c) 14B NCAC 16.0104(a)	Find a violation of NCGS 74C-11 AND NCGS 74C-13(b). Enter into a consent agreement with Sean Lewis and Armed Enforcement LLC in the amount of \$4,100.40 for two unarmed security guard registration violations and 21 armed security guard registration violations. Staff is to conduct a follow up registration audit of Q2 and Q3 of 2023.	Accepted
8. 2023-PPS-035	Donelle Farrar Farrar Security Group, LLC 3962 Park Springs Dr. High Point, NC 27265	NCGS 74C-2 NCGS 74C-11	Find a violation NCGS 74C-2 and NCGS 74C-11. Enter into a consent agreement with Donelle Farrar and Farrar Security Group, LLC in the amount of \$3,916.80 for 41 months of unlicensed activity and seven unarmed security guard registration violations. The consent agreement may be paid in three equal and consecutive monthly installments.	Accepted

# Board Meeting Report

Board Date 04/20/2023

	<b>Name Company Address</b>	<b>License</b>	<b>Committee Recommendation</b>	<b>Board Action</b>
1.	Dustin Charles Anderson Epic Services & Consulting, LLC 212 W Sycamore St Lincolnton, NC 28092	Private Investigator Associate	Approve Level 1 with zero hours	Accepted
2.	Jeffrey Everette Anderson Envista Forensics LLC 2700 Gateway Centre Boulevard Morrisville, NC 27560	Private Investigator	Approve Private Investigator	Accepted
3.	JAHAR ASAD Moselle Security Services 2292 SILVER SPRINGS RD SOPHIA, NC 27350	Security Guard And Patrol	Deny Lack of verifiable experience and failure to complete application process	Accepted
4.	Mark Basil Knight's Journey Investigations 130 Byerly Street Mount Airy, NC 27030	Private Investigator	Approve Private Investigator	Accepted
5.	willie branch blkBare llc 3122 fincher farm rd ste 100-289 matthews, NC 28105	Private Investigator	Approve Private Investigator	Accepted
6.	Stephen Bruet North Carolina Protection Group 740 Greenville Blvd SE #400-105 Greenville, NC 27858	Private Investigator Associate	Approve Level 2 with 1,000 hours	Accepted
7.	Gregory Lee Cathcart GLC Investigation 113 DAISY LN PENROSE, NC 28766	Private Investigator	Approve Private Investigator	Accepted
8.	Robert James Davis Robert Davis 1240 Commack Drive Durham, NC 27703	Private Investigator	Approve Private Investigator	Accepted



	<b>Name Company Address</b>	<b>License</b>	<b>Committee Recommendation</b>	<b>Board Action</b>
9.	Bradley Robert Duffy Per Mar Security Services 1910 E Kimberly Rd Davenport, IA 52807	Security Guard And Patrol	Approve Security Guard & Patrol	Accepted
10.	Jennifer Lynn DuGai Eastern North Carolina Polygraph Services, Inc. 404 West Nash Street Wilson, NC 27893	Polygraph Trainee	Approve Polygraph Trainee	Accepted
11.	Richard Thomas Dunton Jr U.S. Forensic Investigations, LLC 3201 Ridgelake Drive Metarie, LA 70002	Private Investigator	Approve Private Investigator	Accepted
12.	Douglas Elms Sr Safehaven Security Group, LLC. 212 s 3rd Street Rogers, AR 72756	Security Guard And Patrol	Approve Security Guard & Patrol	Accepted
13.	joseph Manuel felton Felton's Investigations 217 Mexico Rd Edenton, NC 27932	Private Investigator	Approve Private Investigator	Accepted
14.	Qadir Jamil Ferguson Private Eyes Inc. 740 Greenville Blvd SE Greenville, NC 27858	Private Investigator Associate	Approve Level 1 with zero hours	Accepted
15.	Brandon Foster Richardson and Davis Investigative Consulting Group 9820 Northcross Center Ct Huntersville, NC 28078	Private Investigator Associate	Approve Level 3 with 2,012.5 hours	Accepted
16.	TOMAINE HOLLOWAY Sr. SECURE ONE SECURITY FIRM 11505 RHODORA RD CHARLOTTE, NC 28227	Security Guard And Patrol	Approve Security Guard & Patrol	Accepted
17.	Thomas Patrick Hopkins TP Hopkins & Hopkins, LLC PO Box 3991 Wilson, NC 27895	Private Investigator	Approve Private Investigator	Accepted

	<b>Name Company Address</b>	<b>License</b>	<b>Committee Recommendation</b>	<b>Board Action</b>
18.	Graham Marshall Horne Marshal Consulting LLC 370 Forest Oaks Drive Clayton, NC 27527	Private Investigator	Approve Private Investigator	Accepted
19.	Lorrie Michelle Jenkins Jenkins Investigative Services 2046 New House Road Ellenboro, NC 28040	Private Investigator	Approve Private Investigator	Accepted
20.	Ashley Kare-Lee Jessup Case-Closed Investigations 200 Charlois Blvd Winston-Salem, NC 27103	Private Investigator Associate	Approve Level 1 with 400 hours	Accepted
21.	Nick P Koutsoupas Trapeza Capital 3755 Stokes Ave Charlotte, NC 28210	Armored Car	Approve	Accepted
22.	Nick P Koutsoupas Trapeza Capital 3755 Stokes Ave Charlotte, NC 28210	Courier Service	Approve	Accepted
23.	Gary S Latham Jr Sheepdog International, LLC P.O. Box 8 Hazelwood, NC 28738	Private Investigator Associate	Approve Level 1 with 400 hours	Accepted
24.	Joseph Michael Levesque Migration Polygraph Services Inc. 5882 Phebe Court Farmington, NY 14425	Polygraph Examiner	Approve Polygraph Examiner	Accepted
25.	Jon Julian Lewis Coastal Carolina Investigations, LLC 26 Westminster Drive Jacksonville, NC 28540	Courier Service	Approve Courier Service	Accepted
26.	Jon Julian Lewis Coastal Carolina Investigations, LLC 26 Westminster Drive Jacksonville, NC 28540	Private Investigator	Approve Private Investigator	Accepted

	<b>Name Company Address</b>	<b>License</b>	<b>Committee Recommendation</b>	<b>Board Action</b>
27.	Jessica Renee Lucas Lewin investigations 4601 Lake Forest Pl. N wilson, NC 27896	Private Investigator	Approve Private Investigator	Accepted
28.	Devante Mackins JPPI, LLC P.O. Box 35385 Charlotte , NC 28235	Private Investigator Associate	Approve Level 3 with 2,000 hours	Accepted
29.	Johnathan Lee Mason Mark Dingman Private Investigator 789 Stewart Cove Rd Brasstown, NC 28902	Private Investigator Associate	Approve Level 1 with 400 hours	Accepted
30.	Charles Wayne McCurry Brookstone Church 90 Griffey Road Weaverville, NC 28787	Proprietary	Approve Proprietary	Accepted
31.	John Melkon DDCues 634 Swift Road West Point, NY 10996	Security Guard And Patrol	Approve Security Guard And Patrol	Accepted
32.	Steven Miller Walton Investigations Inc. PO Box 8246 Greensboro, NC 27419	Private Investigator	Approve Private Investigator	Accepted
33.	Derrick Mitchell Elite Security Group NC,LLC 7907 nc hwy 903 Halifax, NC 27839	Security Guard And Patrol	Approve Security Guard And Patrol	Accepted
34.	Derek Van Morris Crash Investigation Services,LLC 191 Wall Rd Goldston, NC 27252	Private Investigator	Approve Private Investigator	Accepted
35.	Daniel Mowrey Allied Universal Compliance and Investigations, Inc. 910 Paverstone Dr. Raleigh, NC 27615	Private Investigator	Approve Private Investigator	Accepted

	<b>Name Company Address</b>	<b>License</b>	<b>Committee Recommendation</b>	<b>Board Action</b>
36.	Dwight Paul Murphy R.L. YOUNG, LLC 160 Mine Lake Court Raleigh, NC 27615	Private Investigator	Approve Private Investigator	Accepted
37.	Mark Alan Nichols Impact Security Consulting and Investigations LLC 5412 Winsland Lane Charlotte, NC 28277	Private Investigator	Approve Private Investigator	Accepted
38.	Faith Nkwonta Udo Transport, LLC 112 Naperville Drive Cary, NC 27519	Courier Service	Approve Courier Service	Accepted
39.	Jeremy Norville Tin Star Investigative Services 5213 dusty lane granite falls, NC 28630	Private Investigator Associate	Approve Level 1 with 400 hours	Accepted
40.	Richard John Novelli Jr Titan Digital Forensics 3304 Grey Leaf Dr Wilmington, NC 28409	Private Investigator	Approve Private Investigator	Accepted
41.	Richard John Novelli Jr. Titan Forensics 3304 Grey Leaf Drive Wilmington, NC 28409	Digital Forensics Examiner	Approve Digital Forensics Examiner	Accepted
42.	SHAUN O'NEILL S.P. O'Neill Consulting, LLC 427 Millingport Lane New London, NC 28127	Private Investigator	Approve Private Investigator	Accepted
43.	Tracy Lynn Parisher Mr MrBeastyoutube LLC 740 Greenville Blvd SE, suite 400- 163 Greenville , NC 27858	Proprietary	Approve Proprietary	Accepted
44.	Todd Alan Pattison Maxsent 185 ADMIRAL COCHRANE DR Annapolis, MD 21401	Security Guard And Patrol	Approve Security Guard And Patrol	Accepted

	<b>Name Company Address</b>	<b>License</b>	<b>Committee Recommendation</b>	<b>Board Action</b>
45.	Kenneth Keith Plummer Issachar Security Management Team 1206 LAKECREST AVE High Point, NC 27265	Security Guard And Patrol	Deny Lack of verifiable experience	Accepted
46.	Jason Raborn Steele Creek Church of Charlotte 1929 W. Arrowood Rd. Charlotte, NC 28217	Proprietary	Approve Proprietary	Accepted
47.	Carl Walter Robbins Richardson and Davis Investigative Consulting Group LLC 9820 Northcross Center Ct. Suite 62 Huntersville, NC 28078	Private Investigator	Approve Private Investigator	Accepted
48.	Michelle Rose Maverick Strategies LLC 8775-08 Centre Park Drive Columbia, MD 21045	Security Guard And Patrol	Approve Security Guard And Patrol	Accepted
49.	Marcus Shorten CoventBridge (USA) Inc 9485 Regency Square Blvd Jacksonville, FL 32225	Private Investigator	Approve Private Investigator	Accepted
50.	Donnie Earl Slayton Young & Associates 160 Mine Lake Court Raleigh, NC 27615	Private Investigator	Approve Private Investigator	Accepted
51.	Bradford James Smallwood Smallwood SCI, LLC 1421 Flemming House Street, Wake Forest, NC 27587 Wake Forest, NC 27587	Private Investigator	Approve Private Investigator	Accepted
52.	Warren Smith Inari Security Services LLC 23 Ascot Point Circle Charlotte, NC 28215	Security Guard And Patrol	Deny Lack of verifiable experience and failure to complete application process	Accepted

	<b>Name Company Address</b>	<b>License</b>	<b>Committee Recommendation</b>	<b>Board Action</b>
53.	Dimitra Torres Koukla Evimeria LLC 3133 E Independence Blvd Charlotte, NC 28205	Proprietary	Approve Proprietary	Accepted
54.	Anthony John Troeger AARDWOLF International, LLC 1135 Kildaire Farm Rd Cary, NC 275110000	Security Guard And Patrol	Approve Security Guard And Patrol	Accepted
55.	Monica Lago Troeger AARDWOLF INTERNATIONAL 1135 Kildaire Farm Rd Cary, NC 27511	Private Investigator Associate	Approve Level 1 with 800 hours	Accepted
56.	Robert Alan Vanuka Robert Vanuka Investigations 84 West St Weaverville, NC 28787	Private Investigator	Approve Private Investigator	Accepted
57.	Elizabeth Marie Watson Charles C Mayhue D/B/A PDG PO Box 272 Biscoe, NC 27209	Private Investigator Associate	Approve Level 1 with zero hours	Accepted
58.	Robert Benjamin Wigley The Benjamin Lee Group 5262 E. Bandys Crossroad Catawba, NC 28609	Private Investigator	Approve Private Investigator	Accepted
59.	Herbert Lee Williams Overwatch Protection Service 418 Tyler Ridge Murphy, NC 28906	Private Investigator	Approve Private Investigator	Accepted
60.	Cecilia Alleman Williamson Williamson Investigation 14728 Rio Bravo Rd Moreno Valley, CA 92553	Private Investigator	Approve Private Investigator	Accepted
61.	Chad Wayne Williamson Excel Investigations 14728 Rio Bravo Road Moreno Valley, CA 92553	Private Investigator	Approve Private Investigator	Accepted

	<b>Name Company Address</b>	<b>License</b>	<b>Committee Recommendation</b>	<b>Board Action</b>
62.	Gerald Wayne Williamson Williamson Investigations 14728 Rio Bravo Rd Moreno Valley, CA 92553	Private Investigator	Approve Private Investigator	Accepted
63.	Shaun Michael Zywicki Academi LLC 850 Puddin Ridge Road Moyock, NC 27958-8679	Proprietary	Approve Proprietary	Accepted

PPSB Screening AFTER Report for April 19, 2023

Addendum

<b>Name</b>	<b>Company Name</b>	<b>Address</b>	<b>Credential</b>	<b>Recommendation</b>	<b>Action</b>
Crystal Perry	Staff One Services Group, Inc.	915 Lamond Avenue Durham, NC 27701	Unarmed Registration	Discussion	Approved
Joseph Gibson	Weiser Security Services, Inc.	7508 E. Independence Blvd. Ste 106 Charlotte, NC 28227	Unarmed Registration	Discussion	Deny
Jeffrey Moore	Infoquest Information Services, LLC	Clayton, NC	QA for Two Companies	Discussion	Approved
Timothy Gosch	AM Security Group	Huntersville, NC	QA for Two Companies	Discussion	Approved
William Blair	Tatitlek Federal Services, Inc. (TFSI)		QA for Two Companies	Discussion	Approved





# North Carolina Department of Public Safety

## Private Protective Services Board

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Caroline Valand, Deputy Secretary  
Paul Sherwin, Director

### North Carolina Private Protective Services Board Training and Education Committee Agenda April 20, 2023

#### **The following PPS Trainer courses are scheduled:**

#### **Unarmed Guard Trainer Course and Workshop at Wake Tech Community College**

- May 8-12, 2023
- July 10-14, 2023—Newly added course
- September 18-22, 2023
- December 4-8, 2023

#### **Firearms Trainer Recertification/Prequalification, Samarqand Training Academy**

- May 3, 2023
- June 28, 2023
- September 18, 2023
- November 27, 2023-Handgun and Long Gun

#### **Firearms Trainer Course at N.C. Justice Academy, Salemburg**

- April 3-6, 2023--Postponed
- September 11-14, 2023

#### **Completed Training**

- January 23-27, 2023 Unarmed Guard Trainer Course
- March 1, 2023- Handgun/Long Gun Recertification/Prequalification
- March 21-23, 2023-Long Gun Instructor Course

#### **Topics for Discussion**

- Update on weapon discharges at correctional institutions.
- Beginning Firearms Training at Samarqand Training Academy

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### Weapon Discharges:

- On Wednesday, January 18, 2023 Ciara Thomas, Human Resources Director for P&G Security, notified Investigator Bullard of a negligent weapon discharge that occurred at the Caswell Correctional Institute located in Blanch, North Carolina. On Monday, January 23, 2023 Ciara Thomas forwarded Investigator Bullard copies of the reports related to the incident.

According to the reports, at approximately 1:00 a.m. on January 18, 2023 armed security guard John Goodman II was in the process of changing roving patrol post with security guard Mary Blalock. Blalock removed the Smith and Wesson, M&P, 9mm handgun from the holster and turned it over to Goodman. While Goodman was attempting to holster the weapon, it appears that an article of his clothing became lodged in between the holster and the handgun causing a discharge of one round. The round struck Goodman in the right ankle. Goodman was transported to a nearby hospital where he was treated and released. No other injuries or damages were reported. Goodman was drug tested and will receive remedial training before returning to work. Hansel Bumgarner, PPSB Firearms Instructor, responded to the scene. Bumgarner found the handgun to function properly and to be in well maintained condition.

Investigator Bullard queried PPSM (Permittum) and discovered that both John Goodman and Mary Blalock were properly registered armed guard with P&G Security. Both were also qualified to carry a Smith and Wesson, M&P, 9mm handgun.

- On January 28, 2023 Thomas Caune, Qualifying Agent for Piedmont Protective Services, contacted PPSB and reported a weapon discharge that occurred on January 26, 2023. On January 31, 2023, Caune sent an email to Director Sherwin describing the events that occurred.

According to the email at approximately 6:00pm Emmanuel Ceasar was working an unarmed post at Rose's Discount Store #489 located at 4525 The Plaza, Charlotte, North Carolina. A larceny suspect left the store and ran around the side of the business toward Eastway Drive. Ceasar pursued the suspect on foot. Ceasar removed a concealed handgun and fired a "warning shot". The suspect fled the area on foot. Charlotte Mecklenburg Police Department responded to the scene. The suspect was not located so it is undetermined at the time of this report if the suspect was injured. CMPD arrested

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Paul Sherwin, Director

Cesar on unrelated warrants for Possession of Marijuana and Drug Paraphernalia. CMPD also seized the weapon.

Emmanuel Cesar was not trained nor registered to work armed. Piedmont Protective Services also provided a copy of a policy statement signed by Cesar that he was not authorized to pursue suspects, attempt to physically detain suspects, nor carry any equipment that he was not authorized to carry by the company.

Investigator Bullard queried PPSM(Permitium) and discovered that Cesar was a properly registered Unarmed Guard for Piedmont Protective Services at the time of the incident. Since the incident Piedmont Protective Services has terminated Cesar's registration. At the time of this report, Cesar does not have any registrations for the Board to act on.

- On Friday, February 17, 2023 Robert Rhodes, Firearms Trainer for Allied Universal, contacted Deputy Director Bullard and advised of a negligent weapon discharge that occurred at the State Employee's Credit Union in Mebane, North Carolina. On Saturday, February 18, 2023 Rhodes forward a copy of the Allied Universal Incident Report to Deputy Director Bullard. According to the report armed security guard Treshaun Hackney was beginning his shift at the State Employee's Credit Union located at 1900 NC-119, Mebane, North Carolina. Hackney went into the restroom of the bank to check his weapon. It was raining and Hackney wanted to confirm that his weapon was not wet. Hackney removed his weapon from the holster and attempted to clear the handgun. In the process of clearing the handgun, the slide closed, and the handgun discharged one round into the wall of the restroom. The projectile penetrated the wall and struck a water pipe in the wall causing a water leak. No other damages or injuries were reported. The Mebane Police Department was contacted to investigate. At the time of this report no charges will be filed against Hackney.

Deputy Director Bullard queried PPSM(Permitium) and discovered that Hackney was a properly registered armed guard with Allied Universal. Hackney was qualified to carry a Glock, Model 22, .40 caliber handgun. Mebane Police Department did not seize Hackney's weapon. The weapon was turned over to Robert Rhodes.

### End of Report

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



[www.ncaps.gov/pps](http://www.ncaps.gov/pps)  
An Equal Opportunity employer

**OFFICE LOCATION:**  
3101 Industrial Drive, Suite 104  
Raleigh, NC 27609  
Telephone: (919) 788-5320  
Fax: (919) 788-5365

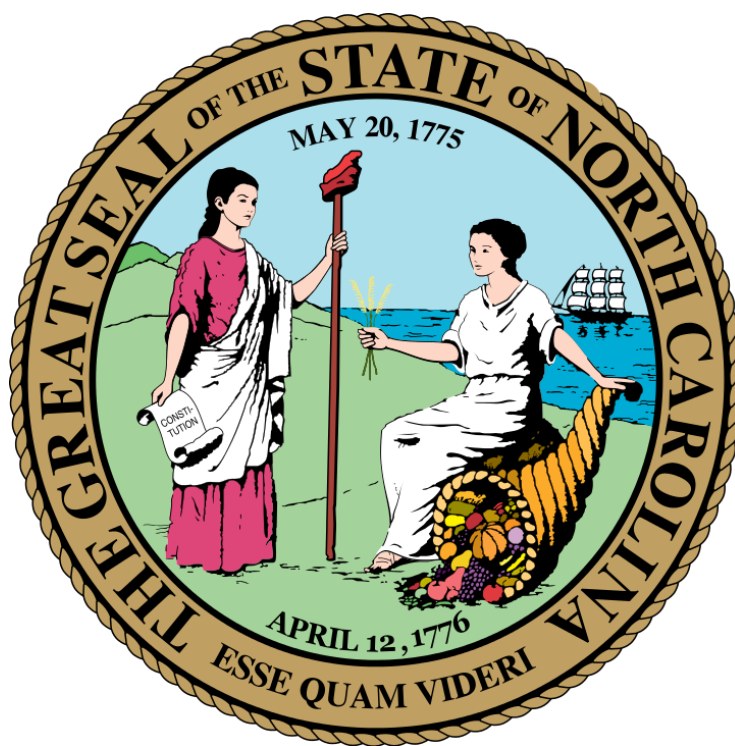
<input checked="" type="checkbox"/>	REQUESTED BY	COURSE NAME	Course Number	INSTRUCTOR(S)	Classroom/ Online	Date Submitted	Hours
		<b>New Application(s):</b>					
1.	Jason Munday	Sexual Behavior Observed In Private Investigation Classes		Jason Munday	Classroom	02/02/2023	8.0
2.	Rodney Smith	Introduction to Micro Expressions		Rodney Smith	Online	02/19/2023	2.0
3.	Catherine Flowers	Active Shooter/Workplace Violation& Defense		Catherine Flowers	Classroom/Online/Virtual	02/24/2023	2.0
4.	Catherine Flowers	Urban Surveillance Techniques		Catherine Flowers	Classroom/Online/Virtual	03/22/2023	2.0
5.	Blake W. LaFond	Crime Prevention Through Environmental Design		Blake W. LaFond	Classroom	02/10/2023	3.0
6.	Blake W. LaFond	Human Trafficking		Blake W. LaFond	Classroom	02/06/2023	3.0
		<b>(RENEWALS)</b>					
1.	Michael Guadagno	Basic Introduction to Electronic Countermeasures	PPSB-13-860	Michael Guadagno	Classroom	01/12/2023	4.0
2.	Brandon Saul	Working Criminal Cases from Start to Finish	PPSB-19-011	Brandon Saul	Classroom	02/09/2023	6.0
3.	Brandon Saul	Players in the game/Knowing your role as a Private Investigator	PPSB-19-012	Brandon Saul	Classroom	02/09/2023	6.0

<input checked="" type="checkbox"/>	REQUESTED BY	COURSE NAME	Course Number	INSTRUCTOR(S)	Classroom/ Online	Date Submitted	Hours
4.	Scott Dukelow	The Surveillance Sequence	PPSB-19-014	Scott Dukelow	Classroom	12/20/2022	6.0
5.	Scott Dukelow	Surveillance Team Communications and Protocol	PPSB-19-015	Scott Dukelow	Classroom	12/20/2022	6.0
6.	Frank J.Weicks	Manage your Time, Reduce Your Stress	PPSB-19-025	Frank Weicks Rebecca Lomax	Classroom	02/10/2023	4.0
7.	Frank J. Weicks	Behavioral Observation Skills for PI's and Private Security Personnel	PPSB-19-026	Frank Weicks Rebecca Lomax	Classroom	02/10/2023	4.0
8.	Catherine Flowers	HIPPA Privacy and Security Laws: State Federal	PPSB-22-076	Catherine Flowers	Virtual	04/12/2023	6.0

# NORTH CAROLINA PRIVATE PROTECTIVE SERVICES BOARD

April 20, 2023

## 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 8**

## **PPS INFORMATION AND UPDATES**

### **PERSONNEL**

Private Protective Services currently has two vacant positions:

- Training Officer/Investigator – Recruitment in progress
- Registration Investigator

Rey Surillo started with Private Protective Services as a registration processor on Monday, March 6, 2023. Rey is originally from Madison, Wisconsin, and has many years of administrative and human resources-related experience. Notably, Rey previously worked as an advanced human resources assistant for the Wisconsin Department of Administration Division of Personnel Management from 2017 to 2022, and as an office management specialist for the Wisconsin Office of State Employment Relations from 2012 to 2017. Rey holds an associate degree in criminal justice from Madison College.

### **OPERATIONS**

#### **Registration Unit**

- Registration applications received year-to-date: 6,792
  - 2022: 5,768
  - 2021: 6,104
  - 2020: 6,131
  - 2019: 6,536

#### **Licensing Unit**

- Licensing applications received year-to-date: 297
  - 2022: 355
  - 2021: 241
  - 2020: 345
  - 2019: 262

#### **Investigations Unit**

- License applicant background investigations completed year-to-date: 118
  - 2022: 68
  - 2021: 93
  - 2020: 103
  - 2019: 100
- Complaint investigations completed year-to-date: 20
  - 2022: 34
  - 2021: 20
  - 2020: 9



- 2019: 29

**Training Unit**

- Trainer applications received year-to-date: 133
  - 2022: 118
  - 2021: 144
  - 2020: 98
  - 2019: 58

**OTHER**

The 2023 Techno Security and Digital Forensics Conference is taking place June 5-8 in Wilmington. The 3 ½-day conference program consists of more than 100 sessions focused on digital forensics, and is designed to share insight, experience and knowledge from the industry’s leading subject matter experts and advisors. The conference has historically been held in Myrtle Beach, S.C., but starting this year and going forward it will be in Wilmington. Two Board staff members, Board Secretary Mercedes Sierra and Investigator Lee Kelly, are attending the conference at no cost as “industry supporters” and will occupy an informational table where they will be available to answer questions from conference attendees about the Board’s new digital forensics examiner license and more.

The Permitium applications for the new Close Personal Protection, Digital Forensics Examiner, and Digital Forensics Examiner Trainee licenses are now available, and a few applications have already been received. In addition, the Close Personal Protection endorsement request form has been made available to the industry, for those who eligible. To date, PPS staff has received and processed 80 requests for the endorsement. For now, the endorsement is not indicated on a private investigator’s ID card, but it is publicly available for viewing on the licensee’s profile page on the Board’s website, as shown below:

Licensee		
Name	[REDACTED]	
Company	[REDACTED]	
Offices		
[REDACTED]		
Licenses		
Number	Type	Expiration
[REDACTED]	Private Investigator	09/30/2024
Endorsement	closePersonalProtection	

## LICENSING, REGISTRATION, AND CERTIFICATION SUMMARY

**Total active in Permitium: 23,816 (-18.2% from February 2023 meeting)**

Registration		
	Armed	3412
	Armed Armored Car	437
	Armed Private Investigator	104
	Armed Private Investigator Associate	16
	Unarmed	16123
	Unarmed Armored Car	15
<b>Registration Total</b>		<b>20107</b>
License		
	Armored Car Profession	79
	Courier Service Profession	82
	Electronic Counter Measures Profession	49
	Electronic Counter Measures Trainee	8
	Guard Dog Service Profession	14
	Polygraph Examiner	30
	Polygraph Trainee Permit	2
	Private Investigator	1900
	Private Investigator Temp Permit	4
	Private Investigator Associate	307
	Private Investigator Associate Temp Permit	2
	Proprietary	90
	Psychological Stress Evaluator	11
	Security guard and Patrol	535
	Special Limited Guard and Patrol	6
<b>License Total</b>		<b>3204</b>
Certification		
	Firearms Trainer	191
	Unarmed Guard Trainer Certification Total	314
<b>Certification Total</b>		<b>505</b>

**Private Protective Services Board Financial Report**  
**Fiscal Year 2022-2023**  
**(July 1, 2022 – March 31, 2023)**

**PPSB Operating Fund Revenue and Expenditures**

FY23 revenue	\$	1,246,464.01
FY23 expenditures	\$	(1,091,333.62)
<b>FYTD FUND BALANCE INCREASE/(DECREASE)</b>		<b>\$ 155,130.39</b>

**PPSB Operating Fund Cash Flow**

Beginning Cash Balance (July 1, 2022)	\$	1,600,025.98
FY23 revenue	\$	1,246,464.01
FY23 expenditures	\$	(1,091,333.62)
<b>FYTD ENDING FUND BALANCE</b>		<b>\$ 1,755,156.37</b>

**PPSB Education Fund Revenue and Expenditures**

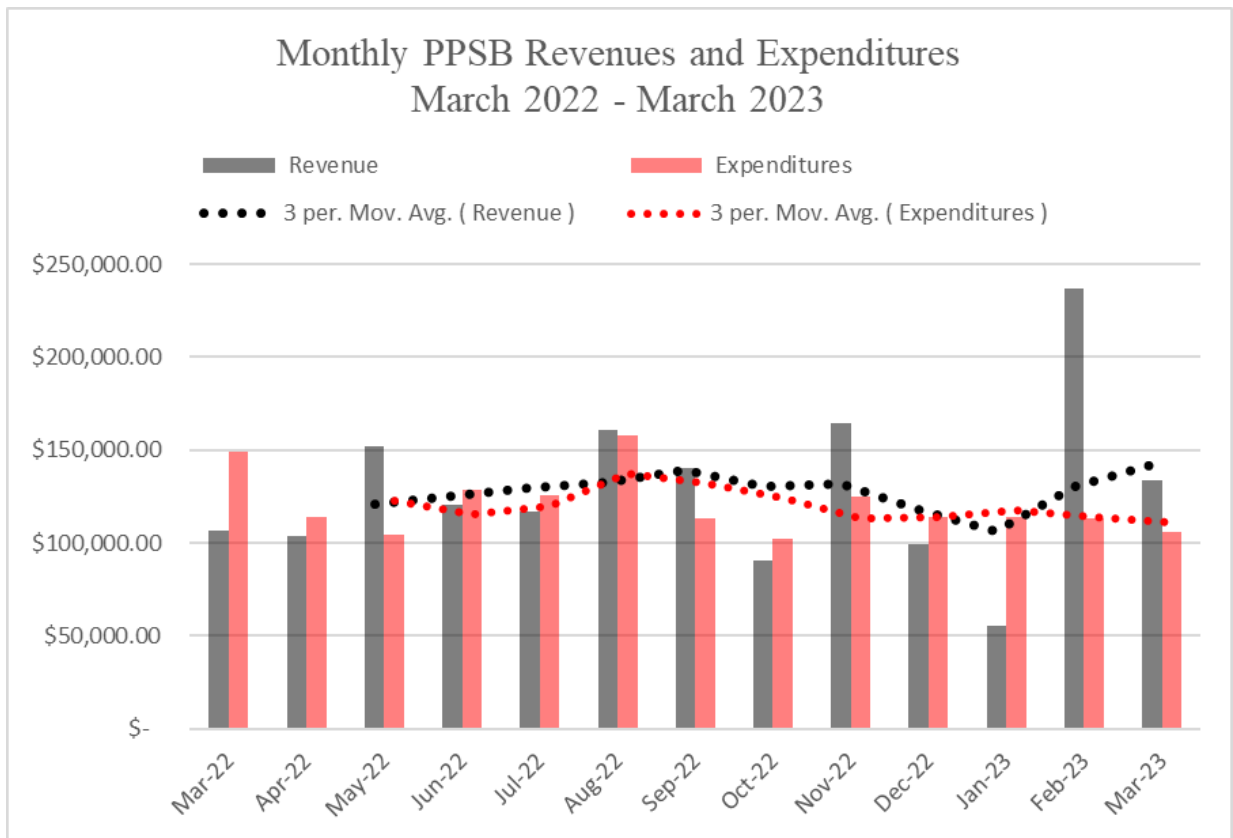
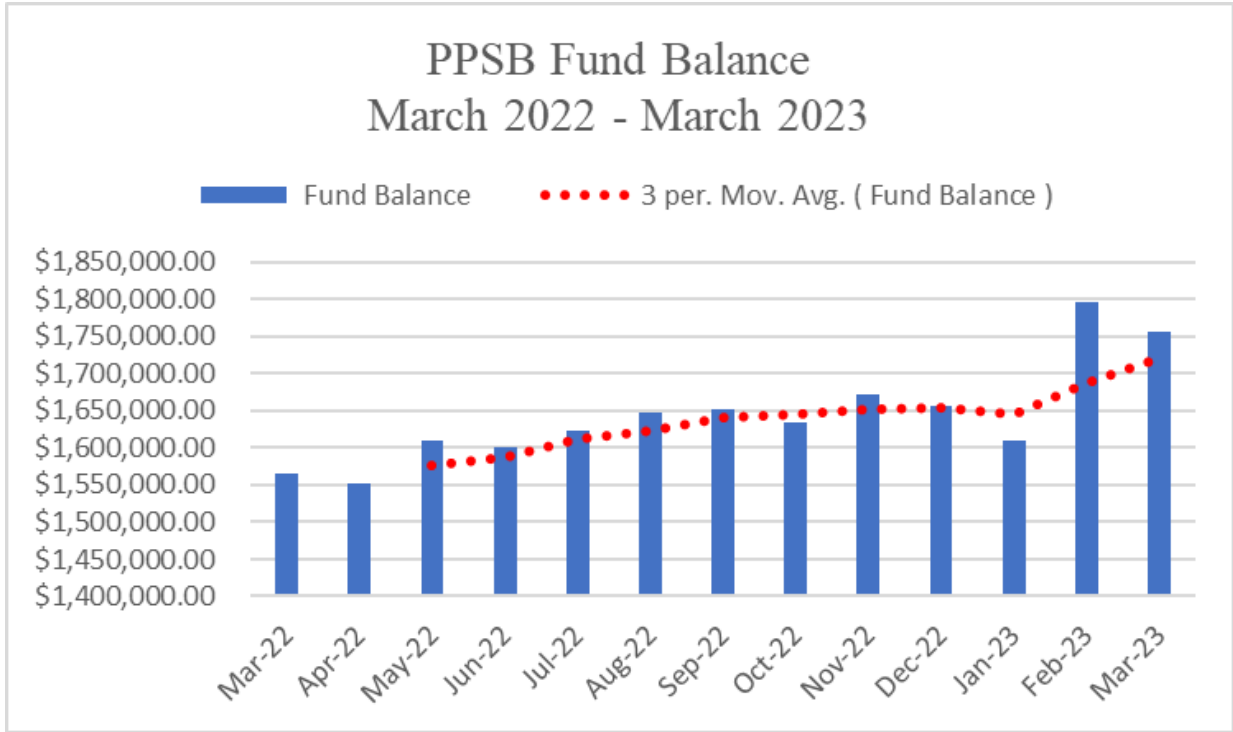
FY23 revenue	\$	10,781.21
FY23 expenditures	\$	(6,001.00)
<b>FYTD EDUCATION FUND BALANCE INCREASE/(DECREASE)</b>		<b>\$ 4,780.21</b>

**PPSB Education Fund Cash Flow**

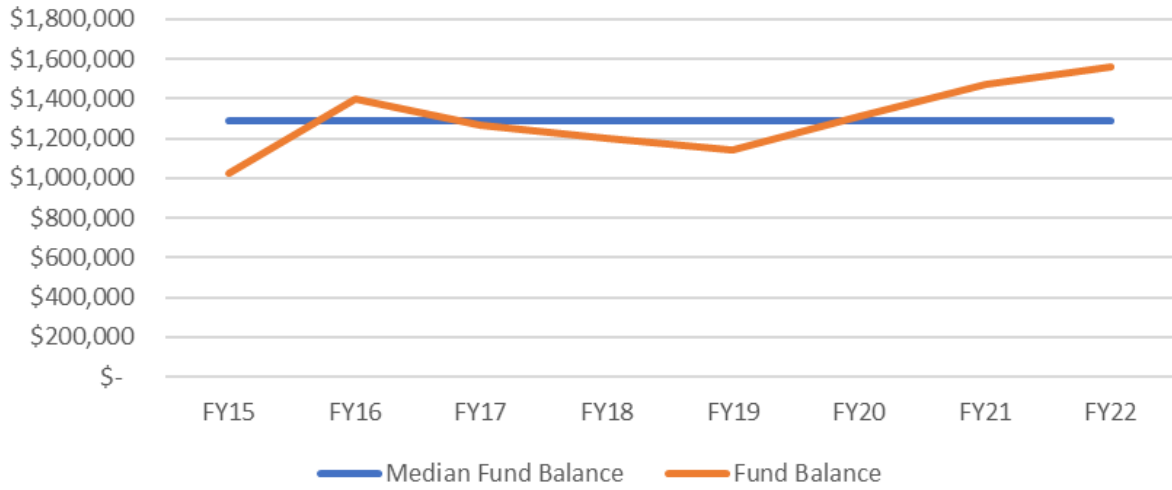
Beginning Cash Balance (July 1, 2022)	\$	129,663.17
FY23 revenue	\$	10,781.21
FY23 expenditures	\$	(6,001.00)
<b>FYTD ENDING FUND BALANCE</b>		<b>\$ 134,443.38</b>

Note: Beginning January 1, 2023, Private Protective Services, after consulting with officials from Permitium and the DPS Controller's Office, began a new Permitium revenue deposit procedure. Previously, revenue collected by Permitium was deposited into the Board's account on a weekly basis. This meant staff from PPS, Permitium, the Controller's Office, and the DPS Budget Office were executing and verifying more than 100 deposits (at least 52 for the PPSB and at least 52 for the ASLB) each year. The frequency of deposits, combined with the manual data entry it requires, was found to be error-prone. Therefore, to reduce likelihood of such errors, deposits will occur only once per month. This will cause the Board's revenue and fund balance to experience greater fluctuations on a month-to-month basis, as depicted in the budget graphics below. Revenue deposits will occur the month following when the revenue is collected. For example, Permitium revenue collected in January 2023 will be deposited into the Board's account no later than February 15, 2023.

## BUDGET GRAPHICS



### Historical PPSB Fund Balance Fiscal Years 2015-2022



# PRIVATE PROTECTIVE SERVICES BOARD

Raleigh, North Carolina

April 20, 2023

## ATTORNEY'S REPORT



# PRIVATE PROTECTIVE SERVICES BOARD

Raleigh, North Carolina

April 20, 2023

## I. CONSENT AGREEMENT, SETTLEMENT AGREEMENTS & CIVIL PENALTIES

1. On October 20, 2022, Marco Norman/Triangle Protective Services, LLC, (Screening) entered into a Consent Agreement with the Board in the amount of \$102.00 for unlicensed branch office. The temporary agreement was signed by QA Marco Norman on March 6, 2023. Paid in full.
2. On February 16, 2023, Joseph Roy/Securitas Security Services USA, Inc., entered into a Consent Agreement with the Board in the amount of \$61,444.80 for registration violations. The Consent Agreement was signed by QA Joseph Roy on March 21, 2023. Paid in full.
3. On February 16, 2023, Timothy Finn/Banknote Corporation of America Inc., entered into a Consent Agreement with the Board in the amount of 360.00 for registration violations. The Consent Agreement was signed by QA Timothy Finn on March 20, 2023. Paid in full.
4. On February 16, 2023, Brian White/Eagle Eye, entered into a Consent Agreement with the Board in the amount of \$306.00 for one armed and one unarmed security guard registration violation. The Temporary Consent Agreement was signed by Armed Guard Robert McCrury on February 1, 2023. Payment has not been received.
5. On February 16, 2023, Clarence Jones/Frontline Security Management LLC, entered into a Consent Agreement with the Board in the amount of \$1,360.00 for unlicensed activity. The Consent Agreement was signed by QA Clarence Jones on March 20, 2023. Paid in full.

## II. OFFICE OF ADMINISTRATIVE HEARINGS

*See, Hearings List (Attachment 1).*

## III. ADMINISTRATIVE RULES

a. At its April 21, 2022 meeting the Board voted to clarify that the 90 day restriction in 14B NCAC 16 .0807(e) for training prior to registration only applies to the initial training. Also, the words "private detective" were removed from the definition of "Armed Security Guard" in 14B NCAC 16 .0103.

The Notice of Text was filed June 1, 2022. The Public Hearing was held Tuesday, July 19, 2022 at 2:00 p.m. at the Board's office. The Public Comment Period expired August 30, 2022. There were no comments, written or oral. A copy of these rule amendments was attached to my October 20<sup>th</sup> Attorney's Report and the Board voted to approve these rule amendments at that meeting.



The submission for Permanent Rule forms were filed October 28<sup>th</sup> and I responded to the Rules Review Commission's Staff Attorney's questions and Requests for Technical Changes on December 7<sup>th</sup>. These amendments were considered by the Commission on December 15, 2022 and approved. A copy was attached to my February 16, 2023, Attorney's Report.

b. As previously reported, Director Sherwin had an issue arise wherein a licensed Security Guard and Patrol business's corporate status had been dissolved. By operation of law this meant it no longer existed as a legal entity. After scouring the Board's law and administrative rules he and I concluded the Board lacked the authority to take action.

Therefore, on behalf of staff, I proposed an amendment to 14B NCAC 16 .0205, a new subsection, (g), to the Law & Rules Committee at its December 2022 meeting. The Committee's recommendation was reflected in its report and the Board voted to approve this amendment.

I also used this opportunity to make a conforming change to the definition of "Associate Log" in 14B NCAC 16 .1101(4) to conform with the change adopted in the Digital Forensic Examiner trainee rule as to who is responsible for maintaining the trainee's log.

The Notice of Text was filed January 10, 2023. The Public Hearing was scheduled for Tuesday, February 21, 2023 at 2:00 p.m. at the Board's office and the Public Comment Period would have expired April 3, 2023. However, right before the Public Hearing Director Sherwin discovered that I had failed to send him the notice and rules for posting on the Board's website as required. I had to re-notice these rule amendments.

The (re-)Notice of Text was filed March 2, 2023. The Public Hearing was April 18, 2023 at 2:00 p.m. at the Board's office. The Public Comment Period now expires June 2, 2023.

c. As you know two subcommittees of the Law & Rules Committee worked diligently to craft new rules, and amend existing rules, to implement the new Close Personal Protection and Digital Forensic Examiner licenses. These administrative rules -- new Sections .1500, .1600 & .1700 -- and conforming amendments to .0201, .0403 & .0807 -- were considered at the December 2022 Law & Rules Committee meeting at its recommendation was reported to the full Board at its December 15, 2022 meeting and approved.

In order to implement the application process as soon as possible these new rules and rule amendments were filed as Temporary Rules, which hastened the usual rulemaking process. (The authority to do so is found in N.C. Gen. Stat. § 150B-21.1(a)(2), "[t]he effective date of a recent act of the General Assembly..." which was October 1, 2022 for the majority of SB 424's provisions, and January 1, 2023 for the PI/PIA "grandfathering" provision for the CPP license.) The temporary rulemaking process still required a Public Hearing and a Public

Comment Period, which expired January 31, 2023. One comment was received and was considered and adopted at the Board's February 16, 2023 meeting.

The Notice of Text for the Permanent rules was filed March 2023. The Public Hearing was held April 4, 2023 at 2:00 p.m. at the Board's office. The Public Comment Period expires May 15, 2023.

A copy of these new and amended rules is attached as Attachment 2.

#### IV. LITIGATION

None pending.

#### V. LEGISLATION

a. 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 "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.

b. 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 16<sup>th</sup> and has been referred to the Senate Rules Committee. A copy is attached as Attachment 3.

c. 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 Rules Committee.

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

#### VI. FINAL AGENCY DECISIONS

None.

**PPSB  
MASTER HEARINGS LIST  
as of April 13, 2023**

1.

OAH HEARING DATE	PETITIONER	TYPE OF APPLICATION	FAD STATUS OR HEARING DATE
January 27, 2022	David Bradford Russell 21 DOJ 04652	Denial of Proprietary Security Organization application	August 18, 2022.
January 27, 2022	Michael Abram Craddock 21 DOJ 05086	Summary Suspension of Armed Guard Registration.	FAD served May 2, 2022.
January 27, 2022	William Christopher Giles 21 DOJ 05206	Summary Suspension of Security Guard and Patrol license and Armed Guard Registration	FAD served May 2, 2022.
February 22, 2022	Jameere Dashun Samuel Ollison 21 DOJ 05506	Summary Suspension of Armed and Unarmed Guard Registration	Registrations expired December 31, 2021; no renewal; hearing withdrawn March 9, 2022.
February 22, 2022	Roderick Duane Daniels 21 DOJ 05507	Summary Suspension of Armed Guard Registration and Armed Armored Car Guard Registration	Heard at February 15, 2022 Grievance Committee meeting and February 17, 2022 Board meeting; summary suspension upheld; hearing withdrawn February 22, 2022.
March 29, 2022	Sharron Monique Patillo 22 DOJ 00417	Summary Suspension of Armed Guard Registration	Terminated by employer; hearing withdrawn April 8, 2022.
March 29, 2022	Terry Wayne Sutherland 22 DOJ 00070	Denial of Private Investigator License	August 18, 2022.
April 26, 2022	Donquavius Averon Boyd 21 DOJ 05505	Summary Suspension of Armed Armored Car Service Registration	Terminated by employer; hearing withdrawn April 8, 2022.
April 26, 2022	Adam Robert Trantum 22 DOJ 00805	12 month Revocation of (2 licenses, 3 certifications & 2 registrations.)	August 18, 2022.
May 24, 2022	Phillip David Holiday 22 DOJ 00908	Summary Suspension of Armed Proprietary Guard Registration	Charges dismissed; summary suspension rescinded June 14, 2022; hearing withdrawn June 16, 2022.
May 24, 2022	Franklin Jones, Jr. 22 DOJ 00909	Summary Suspension of Armed Proprietary Guard Registration	Charges dismissed; summary suspension rescinded June 14, 2022; hearing withdrawn June 16, 2022.

**PPSB  
MASTER HEARINGS LIST  
as of April 13, 2023**

January 18, 2023	Andy Renfrow; The Renfrow Group	Suspension of SG & P License and PI License	Proposed Proposal for Decision filed April 13, 2023.
June 28, 2022	Michael Andrew McCall 22 DOJ 01699	Summary Suspension of Unarmed Guard Registration	Charges dismissed; summary suspension rescinded June 2, 2022; hearing withdrawn June 2, 2022.
June 28, 2022	Micah Xavier Riley 22 DOJ 01700	Summary Suspension of Armed Guard Registration	Terminated by employer; hearing withdrawn June 7, 2022.
July 26, 2022	Kamaljeet Singh Johar 22 DOJ 02390	Summary Suspension of Armed Guard Registration	Charges dismissed; summary suspension rescinded July 13, 2022; hearing withdrawn July 14, 2022.
January 24, 2023	John Thomas Doss 22 DOJ 03644	Summary Suspension of Unarmed Guard Registration	Charges dismissed; summary suspension dismissed and case closed (by ALJ) February 2, 2023.
October 25, 2022	Rakeem Noel Michel 22 DOJ 03701	Denial of Unarmed Security Guard Registration	December 15, 2022.
January 24, 2023	Christopher Faulk, Jr. 22 DOJ 04316	Summary Suspension of Armed Guard Registration	Charges dismissed; summary suspension rescinded January 31, 2023; case closed by ALJ February 2, 2023.
January 24, 2023	Juston Montae Fulmore 22 DOJ 04317	Summary Suspension of Unarmed Guard Registration	Charges dismissed; summary suspension rescinded December 9, 2022; hearing withdrawn December 20, 2022.

TITLE 14B – DEPARTMENT OF PUBLIC SAFETY

2.

Notice is hereby given in accordance with G.S. 150B-21.2 that the Private Protective Services Board intends to adopt the rules cited as 14B NCAC 16 .1501-.1504, .1601, .1701-.1709 and amend the rules cited as 14B NCAC 16 .0201, .0403, and .0807.

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: July 1, 2023

Public Hearing:

Date: April 4, 2023

Time: 2:00 p.m.

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

Reason for Proposed Action: Senate Bill 424 (S.L. 2022-66) created two new license categories for the Board: Close Personal Protection and Digital Forensics Examination. This necessitates the creation of three new Sections of Subchapter 16 (Section 15, Section 16 & Section 17) and conforming changes to three existing rules (.0201, .0403 & .0807). These portions of S.L. 2022-66 were effective October 1, 2022.

(Note 1: The version of 14B NCAC 16 .0807 noticed was approved by the RRC December 15, 2022 and effective January 1, 2023.)

(Note 2: The version of 14B NCAC 16 .0502(b) noticed as a temporary rule was amended based on public comment to include additional course providers.)

(Note 3: The title of Section .1700 as noticed as a temporary rule was amended based on public comment to add the word "Associates".)

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

Comment period ends: May 15, 2023

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 written objections to the Rules Review Commission after the adoption of the Rule. 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 those objections by mail, delivery service, hand delivery, or facsimile transmission. If you have any further questions concerning the submission of objections to the Commission, please 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 .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) 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 application fee, along with a four dollar (\$4.00) convenience fee 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) 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.

(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 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.

*History Note: Authority G.S. 74C-2; 74C-5; 74C-8; 74C-8.1; 74C-12;  
Eff. June 1, 1984;*

*Amended Eff. May 1, 2012; July 1, 2011; August 1, 1998; December 1, 1995; July 1, 1987; December 1, 1985;  
Transferred and Recodified from 12 NCAC 07D .0201 Eff. July 1, 2015;*

*Amended Eff. November 1, 2017;*

*Readopted Eff. March 1, 2020;*

*Emergency Amendment Eff. May 6, 2020;*

*Temporary Amendment Eff. July 24, 2020;*

*Temporary Amendment Expired Eff. May 14, 2021;*

*Amended Eff. July 1, 2022; January 1, 2022; July 1, 2021.*

## **SECTION .0400 - PRIVATE INVESTIGATOR: ELECTRONIC COUNTERMEASURES**

### **14B NCAC 16 .0403 TRAINEE PERMIT REQUIREMENTS**

(a) In addition to the requirements of Section .0200 of this Chapter, applicants for a trainee permit in private ~~investigation or countermeasures~~ investigation, electronic countermeasures, or digital forensics examination shall be directly supervised by a licensee approved by the Board and that supervisor shall be responsible for the training and ~~investigations~~ other professional activities of the trainee.

(b) Trainees who wish to apply for a license must submit an application to the Board in accordance with Rule .0201 of this Chapter.

(c) Private ~~investigator~~ investigator, electronic countermeasures, or digital forensics examination trainees shall maintain a log on a form provided by the Board on its website as evidence of experience. This log must be available for inspection when applying for a license.

(d) Any request for renewal of a trainee permit or for issuance of a license shall be accompanied by an evaluation report of the trainee's performance on a form provided by the Board on its website and submitted by the trainee's supervisor.

*History Note: Authority G.S. 74C-2; 74C-5;  
Eff. June 1, 1984;*

*Amended Eff. December 1, 1985;*

*Transferred and Recodified from 12 NCAC 07D .0403 Eff. July 1, 2015;*

*Readopted Eff. August 1, 2020;*

*Amended Eff.*

## **SECTION .0800 - ARMED SECURITY GUARD FIREARM REGISTRATION PERMIT**

### **14B NCAC 16 .0807 TRAINING REQUIREMENTS FOR ARMED LICENSEES AND REGISTRANTS**

(a) Applicants for an armed security guard firearm registration permit shall first complete the basic unarmed security guard training course set forth in Rule .0707 of this Chapter.

(b) Private ~~investigator~~ investigator, close personal protection, or any other licensee applying for an armed ~~security guard firearm registration~~ permit shall first complete a ~~five-hour~~ training course consisting of the courses set forth in Rule .0707(a)(1) and (2) of this Chapter and all additional training requirements set forth in that Rule.

(c) Applicants for an armed security guard firearm registration permit shall complete a basic training course for armed security guards which consists of at least 20 hours of classroom instruction including:

- (1) legal limitations on the use of handguns and on the powers and authority of an armed security guard, including familiarity with rules and regulations relating to armed security guards (minimum of four hours);

- (2) handgun safety, including range firing procedures (minimum of one hour);
- (3) handgun operation and maintenance (minimum of three hours);
- (4) handgun fundamentals (minimum of eight hours); and
- (5) night firing (minimum of four hours).

Subparagraph (c)(2), "operation" under Subparagraph (c)(3), and Subparagraph (c)(4) of this Rule shall be completed prior to the applicant's participation in range firing.

(d) Applicants for either an armed licensee permit or an armed security guard firearm registration permit shall attain a score of at least 80 percent accuracy on a firearms range qualification course established by the Board and the Secretary of Public Safety, a copy of which is on file in the Director's office, once in three consecutive attempts. Should a student fail to attain a score of 80 percent accuracy, the student may be given a second opportunity to qualify once in three consecutive attempts on the course of fire the student did not pass. Failure to qualify after the second series of attempts shall require the student to repeat the entire basic training course for armed security guards. All attempts must take place within 20 days of the completion of the initial 20 hour course. For rifle qualification all shots shall be located on the target.

(e) All initial ~~armed security guard~~ training required by this Chapter shall be administered by a certified trainer and shall be completed no more than 90 days prior to the date of ~~issuance of~~ application for the licensee permit or armed security guard firearm registration permit.

(f) All applicants for an armed security guard firearm registration permit shall obtain training under the provisions of this Section using their duty weapon and their duty ammunition or ballistic equivalent ammunition, to include lead-free ammunition that meets the same point of aim, point of impact, and felt recoil of the duty ammunition, for all ~~weapons.~~ firearms.

(g) No more than six new or renewal licensee permit or armed security guard applicants per one instructor shall be placed on the firing line at any one time during ~~firearms range training for armed security guards.~~ training.

(h) Applicants for re-certification of a licensee permit or an armed security guard firearm registration permit shall complete a the basic recertification training course for armed security guards that consists of at least four hours of classroom instruction and is a review of the requirements set forth in Subparagraphs (c)(1) through (c)(5) of this Rule. Subparagraphs (c)(2), operation under Subparagraph (c)(3), and Subparagraphs (c)(4) and (5) of this Rule shall be reviewed prior to range firing and maintenance under Subparagraph (c)(3) of this Rule may be reviewed after range firing. The recertification course is valid for 180 days after completion of the course. Applicants for recertification of a licensee permit or an armed security guard firearm registration permit shall also complete the requirements of Paragraph (d) of this Rule.

(i) An armed guard registered with one company may be registered with a second company. The registration shall be considered "dual." The registration with the second company shall expire at the same time that the registration expires with the first company. An updated application shall be required to be submitted by the applicant, along with the digital photograph, updated criminal records checks, and a forty dollar (\$40.00) registration fee. If the guard will be carrying a firearm of the same make, model, and caliber, then no additional firearms training shall be required. The licensee shall submit a letter stating the guard will be carrying the same make and model firearm. If the guard will be carrying a firearm of a different make and model, the licensee shall submit a letter to the Board advising of the make, model, and caliber of the firearm the guard will be carrying and the guard shall be required to qualify at the firing range on both the day and night qualification course. The qualification score is valid for 180 days after completion of the course.

(j) To be authorized to carry a standard 12 gauge shotgun in the performance of his or her duties as an armed security guard, an applicant shall complete, in addition to the requirements of Paragraphs (a), (c), and (d) of this Rule, six hours of classroom training that shall include the following:

- (1) legal limitations on the use of shotgun (minimum of one hour);
- (2) shotgun safety, including range firing procedures (minimum of one hour);
- (3) shotgun operation and maintenance (minimum of one hour);
- (4) shotgun fundamentals (minimum of two hours); and
- (5) night firing (minimum of one hour).

Subparagraph (j)(2), "operation" under Subparagraph (j)(3), and Subparagraph (j)(4) of this Rule shall be completed prior to the applicant's participation in range firing.

(k) An armed security guard applicant may take the additional shotgun training at a time after the initial training in this Rule. If the shotgun training is completed at a later time, the shotgun certification shall run concurrent with the armed registration permit. In addition to the requirements set forth in Paragraph (j) of this Rule, applicants shall attain a score of at least 80 percent accuracy on a shotgun range qualification course established by the Board and the Secretary of Public Safety, a copy of which is on file in the Director's office.

(l) Applicants for shotgun recertification shall complete one hour of classroom training covering the topics set forth in Paragraph (j) of this Rule and shall also complete the requirements of Paragraph (d) of this Rule.

(m) To be authorized to carry a rifle in the performance of his or her duties as an armed security guard, an applicant shall complete, in addition to the requirements of Paragraphs (a), (c), and (d) of this Rule, 16 hours of classroom training which shall include the following:

- (1) legal limitations on the use of rifles (minimum of one hour);
- (2) rifle safety, including range firing procedures (minimum of one hour);
- (3) rifle operation and maintenance (minimum of two hours);
- (4) rifle fundamentals (minimum of ten hours); and
- (5) night firing (minimum two hours).

Subparagraph (m)(2), "operation" under Subparagraph (m)(3), and Subparagraph (m)(4) of this Rule shall be completed prior to the applicant's participation in range firing.

(n) The applicant shall pass a skills course that tests each basic rifle skill and the test of each skill shall be completed within three attempts.

(o) An applicant may take the additional rifle training at a time after the initial training in Paragraph (c) of this Rule. If the rifle training is completed at a later time, the rifle certification shall run concurrent with the armed registration permit. In addition to the requirements

set forth in Paragraphs (m) and (n) of this Rule, applicants shall attain a score of at least 80 percent accuracy on a rifle range qualification course established by the Board and the Secretary of Public Safety, a copy of which is on file in the Director's office.

(p) Applicants for rifle recertification shall complete an additional one hour of classroom training covering the topics set forth in Paragraph (m) of this Rule and shall also complete the requirements of Paragraph (d) of this Rule.

(q) Upon written request, an applicant for a licensee permit or an armed security guard firearm registration permit who possesses a current firearms trainer certificate shall be given a ~~firearms~~ licensee permit or registration permit that will run concurrent with the trainer certificate upon completion of an annual qualification with the applicant's duty firearms as set forth in Paragraph (d) of this Rule.

(r) An armed licensee or security guard is required to qualify annually both for day and night firing with his or her duty handgun, shotgun, and rifle, if applicable. If the licensee or security guard fails to qualify on any course of fire, licensee or the security guard shall not carry the firearm until such time as he or she meets the qualification requirements. Upon failure to qualify, the firearm instructor shall notify the licensee or security guard that he or she is no longer authorized to carry the firearm and the firearm instructor shall notify the employer and the Private Protective Services Board staff on the next business day.

(s) A firearm training certificate of an armed security guard remains valid even if the guard leaves the employment of one company for the employment of another. The range qualifications shall remain valid if the guard will be carrying a firearm of the same make, model, and caliber and no additional firearms training shall be required. The licensee shall submit a letter stating the guard will be carrying the same make and model firearm. If the guard will be carrying a firearm of a different make and model, the licensee shall submit a letter to the Board advising of the make, model, and caliber of the firearm the guard will be carrying and the guard shall be required to qualify at the firing range on both the day and night qualification course. The qualification score is valid for 180 days after completion of the course. However, nothing herein shall extend the period of time the qualification is valid.

*History Note: Authority G.S. 74C-5; 74C-9; 74C-13;  
Eff. June 1, 1984;  
Amended Eff. November 1, 1991; February 1, 1990; July 1, 1987;  
Temporary Amendment Eff. January 14, 2002;  
Amended Eff. October 1, 2013; October 1, 2010; June 1, 2009; February 1, 2006; August 1, 2002;  
Transferred and Recodified from 12 NCAC 07D .0807 Eff. July 1, 2015;  
Amended Eff. January 1, 2018; February 1, 2016; October 1, 2015;  
Readopted Eff. November 1, 2019;  
Amended Eff. January 1, 2023; February 1, 2022.*

## 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 to the Board's satisfaction 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 to the Board's satisfaction 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 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 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 2 years.

(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.

*History Note: Authority G.S. 74C-5(2); 93B-15.1;  
Eff.*

### 14B NCAC 16 .1502 TRAINING REQUIREMENTS FOR CLOSE PERSONAL PROTECTION LICENSE

(a) Applicants for a close personal protection license who do not have the experience set forth in Rule .1501(a)(1)-(3) or (b)(1) and (2) of this Section shall complete a basic close personal protection (or "executive protection") training course approved by the Board within the previous 24 months. The course shall consist of a minimum of 40 hours of classroom and practical instruction including:

- (1) Fundamentals of personal protection, including mission planning, performing site surveys, route selection (primary, secondary, etc.), medical evacuation, walking formations (single, multiple, etc.), communications with protectees, and transitional movements (arrivals, departures, plan changes, hasty movements, etc.) – (minimum of 26 hours);



- (2) Practical exercises – (minimum of 12 hours); and
- (3) Legal Issues, including the rules set forth in this Section, G.S. 74C-13 and 14B NCAC 16 .0807, North Carolina's laws on use of force, and the federal and State firearms law– (minimum of two hours).

(b) In addition to the minimum classroom and practical instruction required by Paragraph (a) of this Rule, the applicant must 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.

(c) Subparagraph (a)(3) of this Rule may be conducted remotely as provided for by 14B NCAC 16 .0707(c).

*History Note:* Authority G.S. 74C-5;  
Eff.

#### **14B NCAC 16 .1503 INVESTIGATIONS DIRECTLY RELATED TO PROVISION OF SERVICES**

A close personal protection licensee may engage in activities otherwise defined by G.S. 74C-3(a)(8) as an investigation which are directly related to the provision of services including but not limited to advance planning, intelligence, and risk assessment.

*History Note:* Authority G.S. 74C-5;  
Eff.

#### **14B NCAC 16 .1504 DISTINGUISHING SECURITY SERVICES**

(a) Prior to providing any service to a client, a close personal protection licensee shall enter into a written contract or agreement that lists by name the individual person or persons for whom service is to be provided, the specific function that constitutes the service, and the duration of the service.

(b) A close personal protection license does not entitle the licensee to provide services defined by G.S. 74C-3(a)(6) to any person or persons not listed in the contract or agreement.

*History Note:* Authority G.S. 74C-5;  
Eff.

### **SECTION .1600 – DIGITAL FORENSICS EXAMINER**

#### **14B NCAC 16 .1601 EXPERIENCE REQUIREMENTS FOR A DIGITAL FORENSICS EXAMINER LICENSE**

(a) In addition to the requirements of Section .0200 of this Chapter, applicants for a Digital Forensic Examiner (D.F.E.) license shall:

- (1) establish to the Board's satisfaction three years of verifiable experience within the past five years conducting digital forensic examinations as defined by G.S. 74C-3(a)(5a) individually, or with any private company or federal, state, county or municipal agency;
- (2) hold a North Carolina private investigator license, or private investigator license from a state reciprocal with North Carolina, and have completed a course of instruction consisting of not less than 40 hours of live classroom and practical instruction in digital forensics and obtained certification from a certifying entity approved by the Board within the previous two years;
- (3) establish to the Board's satisfaction that the applicant has been qualified as an expert witness in an area of digital forensics in a court of law using the standard set forth by the United States Supreme Court in Daubert v. Merrell Dow Pharmaceuticals, Inc., 509 U.S. 579 (1993), and its progeny cases, within the previous three years; or
- (4) establish to the Board's satisfaction a military occupational specialty and two years of verifiable experience conducting digital forensics examinations within the past five years in the U.S. Armed Forces.

(b) In addition to the requirements of Section .0200 of this Chapter, an applicant for a D.F.E. 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 conducting digital forensics examinations within the past five years.

(c) 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 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 digital forensics examination 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 digital forensics examination 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 digital forensics examination was received while obtaining the graduate degree.

*History Note:* Authority G.S. 74C-5; 93B-15.1;  
Eff.

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

#### **14B NCAC 16.1701 DEFINITIONS**

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

- (1) "Digital Forensics Examiner Associate" refers to an individual training to become a digital forensics examiner licensee. A Digital Forensics Examiner Associate may also be referred to as a "trainee" in these Rules. A Digital Forensics Examiner Associate must complete three training levels as set out in this Section.
- (2) "One-on-one Supervision" means person-to-person contact whereby the licensee is personally and directly supervising or training the Associate. The training licensee must be the sponsoring digital forensics examiner licensee. The Digital Forensics Examiner Associate may not subcontract his or her employment to another licensee. However, the sponsoring digital forensics examiner licensee may subcontract the Digital Forensics Examiner Associate if the sponsor obtains prior written approval from the Board's Director by showing that the Digital Forensics Examiner Associate will receive an educational benefit from the subcontract employment and the Associate will receive one-on-one supervision from another licensee.
- (3) "Training Checklist" refers to the document(s) that shall state all areas of training and work that the Associate has performed. The supervising licensee 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 sponsoring licensee at the end of each reporting period. In the event the Associate transfers employment to another licensee, the Associate must provide the new supervising licensee with the training checklist and the new sponsoring licensee 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 digital forensics examiner license. The Board shall have immediate access to the training checklist.
- (4) "Associate Log" refers to the document(s) maintained by the 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.

*History Note:* Authority G.S. 74C-2(c); 74C-5(2);  
Eff.

#### **14B NCAC 16.1702 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 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, telephone or virtual contact with the sponsor before accepting employment or before accepting a new case.
- (d) The sponsor shall meet with the Level One Associate to review the Associate's activities. The sponsor licensee's review may be by telephone, virtually, or face-to-face and shall occur at least four times per month. The licensee shall review each assignment the Associate is working or has worked since the last review. Review sessions may encompass more than one assignment.

*History Note:* Authority G.S. 74C-5(2);  
Eff.

#### **14B NCAC 16.1703 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 Digital Forensics Examiner 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, virtual, or telephone contact with the sponsor.
- (c) The sponsor shall meet with the Level Two Associate to review the Associate's work product. The licensee's review may be by telephone, virtually, or face-to-face and shall occur at least four times per month. The licensee shall review each assignment the Associate is working or has worked since the last review. Review sessions may encompass more than one assignment.

*History Note:* Authority G.S. 74C-5(2);  
Eff.

#### **14B NCAC 16.1704 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 Associate and shall undergo 40 hours of one-on-one training.
- (b) The first 40 hours of employment for the Level Three Digital Forensics Examiner 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 digital forensics examiner license.

(d) The sponsor shall meet with the Level Three Associate to review the Associate's activities. The sponsor licensee shall review each assignment the Associate is working or has worked since the last review. Review sessions may encompass more than one assignment.

(e) The sponsoring licensee shall have contact with the Level Three Associate sufficient to ensure compliance with G.S. Chapter 74C.

*History Note: Authority G.S. 74C-5(2);  
Eff.*

#### **14B NCAC 16 .1705 EDUCATIONAL DEGREES AND NON-DEGREED TRAINING**

(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 digital forensics examination 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 digital forensics examination 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 digital forensics examination was received while obtaining the graduate degree.

*History Note: Authority G.S. 74C-5(2);  
Eff.*

#### **14B NCAC 16 .1706 CONSIDERATION OF EXPERIENCE**

(a) The Board shall consider any practical experience gained prior to the application date. The Board shall not consider experience claimed by the applicant if the experience was gained after December 1, 2022:

(1) by contracting private protective services to another person, firm, association, or corporation while not in possession of a valid private protective services license; or

(2) when employed by a company contracting private protective services to another person, firm, association, or corporation while the company is not in possession of a valid private protective services license.

(b) The Board shall consider any educational experience referred to in Rule .1705 of this Section.

*History Note: Authority G.S. 74C-5(2);  
Eff.*

#### **14B NCAC 16 .1707 ENFORCEMENT**

A violation by the Associate may be deemed by the Board to be a violation of the sponsor if the violation is found to be the result of insufficient supervision and may subject the sponsor to any enforcement actions pursuant to G.S. 74C-17.

*History Note: Authority G.S. 74C-2(c); 74C-5(2); 74C-12;  
Eff.*

#### **14B NCAC 16 .1708 TRANSFERABILITY OF TRAINING HOURS**

If a Level One Associate transfers employment to another digital forensics examiner licensee, the one-on-one training shall not transfer and the Associate shall undergo new one-on-one supervised training hours with the new sponsoring licensee. If a Level Two or Level Three Associate transfers employment to another licensee, all training hours shall be transferred.

*History Note: Authority G.S. 74C-5(2);  
Eff.*

#### **14B NCAC 16 .1709 PROBATIONARY EMPLOYEES**

(a) A digital forensics examiner licensee may employ a potential examiner as a probationary employee for 60 consecutive calendar days. The Director, upon written request, may extend the probationary period by 30 additional days. Upon completion of the probationary period and the desire of the licensee to hire the probationary employee the employee shall apply pursuant to this Section.

(b) Before a probationary employee engages in digital forensic examination, the employee shall complete any training requirements required by this Section, and the licensee shall conduct a criminal record check on the employee.

(c) Within five business days of hiring the licensee shall submit to the Director the name, address, social security number, and date of employment of the probationary employee.

*History Note: Authority G.S. 74C-5(2);  
Eff.*

3.

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2023

H

2

HOUSE BILL 49  
Committee Substitute Favorable 2/15/23

Short Title: Protect Religious Meeting Places.

(Public)

Sponsors:

Referred to:

February 7, 2023

A BILL TO BE ENTITLED

AN ACT TO ENACT THE RELIGIOUS ASSEMBLY SECURITY AND PROTECTION ACT OF 2023 AND TO AUTHORIZE CONCEALED CARRY FOR CERTAIN LAW ENFORCEMENT FACILITY EMPLOYEES.

The General Assembly of North Carolina enacts:

**SECTION 1.** This act shall be known as "The Religious Assembly Security and Protection Act of 2023."

**SECTION 2.** G.S. 14-269.2(a) is amended by adding a new subdivision to read:

"(1c) School operating hours. – Any time when any of the following occur:

- a. The premises are being used for curricular or extracurricular activities.
- b. The premises are being used for educational, instructional, or school-sponsored activities.
- c. The premises are being used for programs for minors by entities not affiliated with the religious institution."

**SECTION 3.** G.S. 14-269.2 is amended by adding a new subsection to read:

"(k1) For the purposes of this subsection, property owned by a local board of education or county commission shall not be construed as a building that is a place of religious worship as defined in G.S. 14-54.1. The provisions of this section shall not apply to a person who has a concealed handgun permit that is valid under Article 54B of this Chapter, or who is exempt from obtaining a permit pursuant to that Article, if all of the following conditions apply:

- (1) The person possesses and carries a handgun on educational property other than an institution of higher education as defined by G.S. 116-143.1 or a nonpublic, postsecondary educational institution.
- (2) The educational property is the location of both a school and a building that is a place of religious worship as defined in G.S. 14-54.1.
- (3) The weapon is a handgun.
- (4) The handgun is only possessed and carried on educational property outside of the school operating hours.
- (5) The person or persons in legal possession or control of the premises have not posted a conspicuous notice prohibiting the carrying of a concealed handgun on the premises in accordance with G.S. 14-415.11(c)."

**SECTION 4.** G.S. 14-415.11(c) reads as rewritten:

"(c) Except as provided in G.S. 14-415.27, a permit does not authorize a person to carry a concealed handgun in any of the following:

- (1) Areas prohibited by G.S. 14-269.2, 14-269.3, and 14-277.2, except as allowed under G.S. 14-269.2(k1).



1 (1a) Areas prohibited by G.S. 14-269.3 and G.S. 14-277.2.

2 ...."

3 SECTION 5.(a) G.S. 14-415.27 reads as rewritten:

4 "§ 14-415.27. **Expanded permit scope for certain persons.**

5 Notwithstanding G.S. 14-415.11(c), any of the following persons who has a concealed  
6 handgun permit issued pursuant to this Article or that is considered valid under G.S. 14-415.24  
7 is not subject to the area prohibitions set out in G.S. 14-415.11(c) and may carry a concealed  
8 handgun in the areas listed in G.S. 14-415.11(c) unless otherwise prohibited by federal law:

9 ...

10 (10) For only a law enforcement facility covered under G.S. 14-415.11(c)(5), a  
11 person employed by a law enforcement agency who (i) is not a law  
12 enforcement officer sworn and certified pursuant to Article 1 of Chapter 17C  
13 or 17E of the General Statutes, (ii) has been designated in writing by the head  
14 of the law enforcement agency in charge of the facility, (iii) has in the person's  
15 possession written proof of the designation, and (iv) has not had the  
16 designation rescinded by the head of the law enforcement agency in charge of  
17 the facility. Nothing in this subdivision shall be construed as prohibiting the  
18 head of the law enforcement agency in charge of a facility from rescinding  
19 any written designation described in this subdivision."

20 SECTION 5.(b) This section becomes effective July 1, 2023, and applies to offenses  
21 committed on or after that date.

22 SECTION 6. Except as otherwise provided, this act is effective when it becomes  
23 law.