



North Carolina Department of Public Safety

Private Protective Services Board

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

Vincent "Bud" Cesena, Chair
Paul Sherwin, Director

MEETING MINUTES OF THE NORTH CAROLINA PRIVATE PROTECTIVE SERVICES BOARD

DATE: February 17, 2022
TIME: 9:00 A.M.
PLACE: 3101 Industrial Drive Suite 104
Raleigh, North Carolina 27609

SUBMITTED BY: Paul Sherwin, Director

MEMBERS PRESENT

Chair-V. Bud Cesena (v)
Stacy Buff
Dave Stephens (v)
Ron Burris
Debra Duncan (v)
Tamara Rabenold (v)
Kim Heffney (v)
Vice-Chair Steve Johnson
Nada Lawrimore
Jerry Pitman
Andy Renfrow
Gerry Stickl (v)
Sam Russell (v)
Assata Buffalo (v)

MEMBERS ABSENT

*v: virtual

STAFF PRESENT

Paul Sherwin Ray Bullard (v)
Jeff Gray Daniel Cheatham (v)
Amanda Rolle (v)
Kim Odom (v)
Garcia Graham (v)
Carolina Valand (v)

VISITORS PRESENT (v)

Shaun Marso Lee Denney
Brandy Lee Adam Trantum
Bill Wilke Johnny Mims
Stephen Brown William MacRae
Childress Klein Bernard Cotton
Harry House John Honeycutt
Joel van Norman Tony Lashley

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Michael Guadagno Matthew Synder
Nick Ezell

Chairman V. "Bud" Cesena called the February 17, 2022 meeting of the North Carolina Private Protective Services Board to order at 9:00 A.M.

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 and refrain from the deliberation and vote in that matter."

JERRY PITMAN MADE A MOTION TO ACCEPT THE DECEMBER 16, 2021 BOARD MEETING MINUTES. SECONDED BY NADA LAWRIMORE. MOTION CARRIED. NONE OPPOSED.

FINAL AGENCY DECISIONS

None

GRIEVANCE COMMITTEE REPORT

Ron Burris presented the Grievance Committee report. Mr. Burris, Vice-Chair Steve Johnson, Jerry Pitman, Nada Lawrimore, Gerry Stickl, and Tamara Rabenold met in person and virtually on February 15, 2022, from 9:00 A.M. to 5:10 P.M. and heard a total of nineteen (19) cases.

VICE CHAIRMAN STEVE JOHNSON MADE A MOTION TO APPROVE ALL CASES EXCEPT CASES #1 and #2- ANDY RENFROW. DAVID STEPHENS SECONDED THE MOTION. MOTION CARRIED. ONE OPPOSED JERRY PITMAN.

STACY BUFF MADE A MOTION TO APPROVE CASE #1 AND #2- ANDY RENFROW. ANDY RENFROW RECUSED HIMSELF. GERALD STICKL SECONDED THE MOTION. MOTION CARRIED. TWO OPPOSED NADA LAWRIMORE AND JERRY PITMAN.

Ron Burris reported that the committee discussed changing the current procedure on how Consent Agreements are handled. He stated that the committee recommends to the Board to grant Director Paul Sherwin the authority to suspend the license of a licensee if the Consent Agreements is not paid, and also allow Mr. Sherwin to reinstate the license once payment has been made without bringing it back before the Board.

STACY BUFF MADE A MOTION TO ALLOW DIRECTOR SHERWIN TO SUSPEND THE LICENSE OF A LICENSEE IF THEY FAIL TO PAY A CONSENT AGREEMENT AND REACTIVATE THE LICENSE IF PAYMENT IS RECEIVED WITHOUT

BRINGING IT BACK BEFORE THE BOARD. GERALD STICKL SECONDED THE MOTION. MOTION CARRIED. NONE OPPOSED

SEE ATTACHMENT FOR THE FULL GRIEVANCE REPORT

SCREENING COMMITTEE REPORT

Stacy Buff presented the Screening Committee report. Stacy Buff, David Stephens, Debra Duncan, Kim Heffney and Sam Russell met on February 16, 2022, from 9:00 A.M. to 10:45 A.M. and heard a total of twenty-five (25) cases and three (3) addendums.

DEBRA DUNCAN MADE A MOTION TO APPROVE ALL CASES PRESENTED TO THE SCREENING COMMITTEE WITH THE EXCEPTION OF #14 AND #15. SAM RUSSELL SECONDED THE MOTION. MOTION CARRIED. NONE OPPOSED.

STACY BUFF MADE A MOTION TO APPROVE CASE #14 – JARED MESSER. ANDY RENFROW SECONDED THE MOTION. BUD CESENA RECUSED HIMSELF. THE MOTION CARRIED. NONE OPPOSED.

STACY BUFF MADE A MOTION TO APPROVE CASE #15- ERRICK MORRIS. NADA LAWRIMORE SECONDED THE MOTION. ANDY RENFROW RECUSED HIMSELF. MOTION CARRIED. NONE OPPOSED.

Stacy Buff reported that the committee recommended to the Board a procedural change on how registration denials are handled. The committee would like to request that the qualifying agent for the company be present at the meeting along with the applicant.

STACY BUFF MADE A MOTION TO REQUEST THE QUALIFYING AGENT TO ATTEND THE SCREENING COMMITTEE MEETING ALONG WITH THE REGISTRANT APPLICANT WHEN REQUESTING AN APPEAL. DAVID STEPHENS SECONDED MOTION. MOTION CARRIED. NONE OPPOSED.

SEE ATTACHMENT FOR THE FULL SCREENING REPORT

LAWS AND RULES COMMITTEE REPORT

Vice Chairman Steve Johnson presented the Laws and Rules Committee report. Vice-Chairman Steve Johnson, Debra Duncan, Kim Heffney, Jerry Pitman and Tamara Rabenold met on February 16, 2022, from 2:00 P.M. to 2:27 P.M. The committee discussed several items: First, should companies be required to report stolen weapons? After a brief discussion the committee decided no, this was a law enforcement matter. Second, discussed allowing Security Guard & Patrol companies to use canine dogs in the mall. Private protective services already includes a separate Guard Dog Profession License, and this profession is not included within the Security Guard & Patrol License. Vice Chairman Steve Johnson stated that the committee would like to make the industry aware that if they wish to offer this type of service they must apply for the license. Third, Mr. Johnson stated that it was brought to the committee's attention that a local

Security Guard & Patrol company is using vehicles that are similar in appearance to a major N.C. law enforcement agency. He stated that the committee will need to conduct additional research on this matter.

Susanna Davis, Director of Legislative Affairs for the NC Department of Public Safety, gave an update on the Board's pending bill. She stated that the bill was passed by the Senate in the last session and hopefully it will be heard in the House during the short session.

The committee also reviewed and discussed possible rules changes to 14B NCAC 16 .0904, .0806, and .0911, and recommended the Board approve changes to the rules.

DEBRA DUNCAN MADE A MOTION TO ACCEPT THE ABOVE PROPOSED RULES CHANGES. STACY BUFF SECONDED THE MOTION. MOTION CARRIED. NONE OPPOSED.

DEBRA DUNCAN MADE A MOTION TO ACCEPT THE LAWS AND RULES REPORT. SAM RUSSELL SECONDED THE MOTION. MOTION CARRIED. NONE OPPOSED.

TRAINING AND EDUCATION COMMITTEE REPORT

CHAIRMAN BUD CESENA PRESENTED THE TRAINING AND EDUCATION REPORT.

On February 16, 2022, the Training and Education Committee met from 1:00 P.M. to 1:48 P.M. Vice-Chairman Steve Johnson, Stacy Buff, Tamara Rabenold, and Sam Russell were present. Training Investigator Ray Bullard presented the trainer courses delivered in 2021 and the course schedule for 2022. Investigator Bullard's report also included information from two reported accidental weapon discharges. The Committee discussed mandating training for armed security guards who accidentally discharge a weapon and the committee decided to table it until its April 2022 meeting. The committee reviewed six (6) applications for continuing education credits, and they were all approved except one due to insufficient information.

TAMARA RABENOLD MADE A MOTION TO ACCEPT THE TRAINING AND EDUCATION REPORT. DEBRA DUNCAN SECONDED THE MOTION. MOTION CARRIED. NONE OPPOSED.

SEE ATTACHMENT FOR THE FULL TRAINING AND EDUCATION REPORT

NEW BUSINESS

Nada Lawrimore reported that information regarding the Grievance Committee was leaked to non-Board members who were not entitled to the information and she would like the Board to address this problem. Chairman Bud Cesena suggested that Director Sherwin and Jeff Gray meet with Nada Lawrimore to discuss this matter.

Ms. Duncan reminded everyone that their Statement of Economic Interest is due by April 15, 2022 and three Board members need to complete ethics training this year.

DIRECTOR'S REPORT

Director Paul Sherwin presented the Director's Report.

STACY BUFF MADE A MOTION TO ACCEPT THE DIRECTOR'S REPORT AS PRESENTED. SECONDED BY SAM RUSSELL. MOTION CARRIED. NONE OPPOSED.

SEE ATTACHMENT FOR THE FULL DIRECTOR'S REPORT

ATTORNEY'S REPORT

Attorney Jeff Gray presented the Attorney's Report.

VICE CHAIRMAN STEVE JOHNSON MADE A MOTION TO ACCEPT THE ATTORNEY'S REPORT. NADA LAWRIKORE SECONDED THE MOTION. MOTION CARRIED. NONE OPPOSED.

SEE ATTACHMENT FOR THE FULL ATTORNEY'S REPORT

GOOD OF THE ORDER

Bill Wilke, President of the NCAPI, greeted the Board and introduced two new members: Billy Moore and Leroy Everhart. The NCAPI Membership increased by 20% this year. Mr. Wilke also stated conference planning has begun and Don Miller will be putting it together and sending it to Director Sherwin for review.

STACY BUFF MADE A MOTION TO ADJOURN. SECONDED BY DAVE STEPHENBS. MOTION CARRIED ON A ROLL CALL VOTE.

Meeting Adjourned: 11:00 A.M.

Paul Sherwin
Director

Garcia Graham
Reporter

PPSB Grievance After Report for February 17, 2022 9:00 am

	Case Number	Complaint Against	Allegation(s)	Grievance Committee Recommendation	Board Action
1.	2021-PPS-025	Andy Renfrow & Associates 2474 Walnut St Unit 280 Cary, NC 27518	NCGS 74C-2 NCGS 74C-12(a)(6)	Find a violation of NCGS 74C-13(b), NCGS 74C-11(a), NCGS 74C-12(a)(6), and NCGS 74C-12(a)(25). Suspend Renfrow's Security Guard and Patrol and Private Investigator licenses for 12 months: First six months active suspension, second six months suspended, on the condition Renfrow remains in compliance with NCGS 74C and the Board's administrative rules, and the results of the follow-up registration audit are favorable. Staff is to conduct a registration audit for Q3 and Q4 of 2021, and Q1 and Q2 of 2022. Consolidated with case 2021-PPS-026.	Accepted
2.	2021-PPS-026	Andy Renfrow & Associates 2474 Walnut St Unit 280 Cary, NC 27518	NCGS 74C-2 NCGS 74C-12(a)(6)	Find a violation of NCGS 74C-13(b), NCGS 74C-11(a), NCGS 74C-12(a)(6), and NCGS 74C-12(a)(25). Suspend Renfrow's Security Guard and Patrol and Private Investigator licenses for 12 months: First six months active suspension, second six months suspended, on the condition Renfrow remains in compliance with NCGS 74C and the Board's administrative rules, and the results of the follow-up registration audit are favorable. Staff is to conduct a registration audit for Q3 and Q4 of 2021, and Q1 and Q2 of 2022. Consolidated with case 2021-PPS-025.	Accepted
3.	2021-PPS-027	William Fair 157 Fawn Lane Mocksville, NC 27028	NCGS 74C-2 NCGS 74C-13(a)	Find a violation of NCGS 74C-2(a) and NCGS 74C-13(a). Continue the cease and desist order previously issued to Fair and refer this case to the Screening Committee should he apply for a registration or license.	Accepted

	Case Number	Complaint Against	Allegation(s)	Grievance Committee Recommendation	Board Action
4.	2021-PPS-046	Carl Dangerfield Raven Rock Investigations 909 S. Main St. Ste 107 Salisbury, NC 28144	NCGS 74C-12(a)(20) 14B NCAC 16 .0404	Find a violation of NCGS 74C-12(a)(20) and 14B NCAC 16 .0404(a). Suspend Dangerfield's Private Investigator license indefinitely; stay the suspension on the condition of Dangerfield's continued compliance with NCGS 74C and the Board's administrative rules. Issue a letter of reprimand for violation of NCGS 74C-12(a)(20) and 14B NCAC 16 .0404(a).	Accepted
5.	2021-PPS-053	Donald Lawrence United Security Forces LLC 14947 Spriggs Tree Ln Woodbridge, VA 22193	14B NCAC 16 .0108(a)	Find no violation. Case dismissed.	Accepted
6.	2021-PPS-058	Eric Lamont Tyson 2170 Fiddlers Court Apt. H Winston-Salem, NC 27107	NCGS 74C-2	Find a violation of NCGS 74C-2(a). Continue the cease and desist order previously issued to Tyson and refer this case to the Screening Committee should he apply for a registration or license.	Accepted

	Case Number	Complaint Against	Allegation(s)	Grievance Committee Recommendation	Board Action
7.	2021-PPS-059	Coree Lashun Baldwin 1405 E. Commerce Ave High Point, NC 27260	NCGS 74C-2	Find a violation of NCGS 74C-2(a). Continue the cease and desist order previously issued to Baldwin and refer this case to the Screening Committee should he apply for a registration or license.	Accepted
8.	2021-PPS-060	Justin Lamont Little 118 Council Street Thomasville, NC 27360	NCGS 74C-2 NCGS 74C-13	Find a violation of NCGS 74C-2(a) and NCGS 74C-13(a). Continue the cease and desist order previously issued to Little and refer this case to the Screening Committee should he apply for a registration or license.	Accepted
9.	2021-PPS-061	Amos McLendon Hidden Muscle Protective 414 Morton Street Thomasville, NC	NCGS 74C-2 NCGS 74C-13	Find a violation of NCGS 74C-2(a) and NCGS 74C-13(a). Continue the cease and desist order previously issued to McLendon and refer this case to the Screening Committee should he apply for a registration or license.	Accepted

	Case Number	Complaint Against	Allegation(s)	Grievance Committee Recommendation	Board Action
10.	2021-PPS-062	Devin Antonio Milton 1702 Bashford Lane Greensboro, NC 27405	NCGS 74C-2 NCGS 74C-13	Find a violation of NCGS 74C-2(a) and NCGS 74C-13(a). Continue the cease and desist order previously issued to Milton and refer this case to the Screening Committee should he apply for a registration or license.	Accepted
11.	2021-PPS-063	Adam Tranum Capitol Special Patrol 9650 Strickland Rd Ste 103-176 Raleigh, NC 27615	NCGS 74C-2	Find a violation of NCGS 74C-12(a)(25). Revoke for 12 months Tranum's Security Guard and Patrol license, Armored Car license, Unarmed Guard Trainer certification, Firearms Trainer certification, Long Gun Firearms Trainer certification, and armed and unarmed security guard registrations. Tranum may retain his Private Investigator Associate license.	Accepted
12.	2021-PPS-064	Brandon Anderson B.e.a.s.t fugitive Blue Room Security 1728 s saunders st 3909 s Wilmington st Raleigh, NC 27610	NCGS 74C-2 NCGS 74C-13	Find a violation of NCGS 74C-2(a) and NCGS 74C-13(a). Continue the cease and desist order previously issued to Anderson and refer this case to the Screening Committee should he apply for a registration or license.	Accepted

	Case Number	Complaint Against	Allegation(s)	Grievance Committee Recommendation	Board Action
13.	2021-PPS-070	Djuandala Burton Bulldog Protection, LLC 2410 Williams Avenue High Point, NC 27262	NCGS 74C-2 NCGS 74C-13(a)	Find a violation of NCGS 74C-2(a) and NCGS 74C-13(a). Continue the cease and desist order previously issued to Burton and refer this case to the Screening Committee should he apply for a registration or license.	Accepted
14.	2021-PPS-071	Diverous Daron Parns All Out Security 744 E. Devonshire Street Winston-Salem, NC 27107	NCGS 74C-2 NCGS 74C-13(a)	Find a violation of NCGS 74C-2(a) and NCGS 74C-13(a). Continue the cease and desist order previously issued to Parns and refer this case to the Screening Committee should he apply for a registration or license.	Accepted
15.	2021-PPS-072	Vonetta McCrae All Out Security 3410 Healy Drive Suite 115 Winston-Salem, NC 27103	NCGS 74C-2 NCGS 74C-13(b)	Find a violation of NCGS 74C-2(a) and NCGS 74C-13(b). Continue the cease and desist order previously issued to McCrae and refer this case to the Screening Committee should she apply for a registration or license.	Accepted

	Case Number	Complaint Against	Allegation(s)	Grievance Committee Recommendation	Board Action
16.	2021-PPS-073	Homa Sanyasi Florida Mart 134 Skeet Club Road High Point, NC 27265	NCGS 74C-13b	Find a violation of NCGS 74C-13(b). Continue the cease and desist order previously issued to Sanyasi and refer this case to the Screening Committee should he apply for a registration or license.	Accepted
17.	2021-PPS-078	Steven Corbin Task Force Protection Bureau 2214 Wrightsville Avenue Suite B Wilmington, NC 28403	14B NCAC 16 .0108(a)	Find a violation of NCGS 74C-11(a). Enter into a consent agreement with Corbin and Task Force Protection Bureau in the amount of \$1,664.64 for 17 registration violations. The consent agreement may be paid in three equal installments. Staff is to conduct a registration audit of Q1 of 2022.	Accepted
18.	2021-PPS-086	Travis Monte' Smith Bulldog Protection, LLC 2410 Williams Ave High Point, NC	NCGS 74C-2 NCGS 74C-13	Find a violation of NCGS 74C-2(a) and NCGS 74C-13(a). Continue the cease and desist order previously issued to Smith and refer this case to the Screening Committee should he apply for a registration or license.	Accepted

Case Number	Complaint Against	Allegation(s)	Grievance Committee Recommendation	Board Action
19. 2022-PPS-003	Rodrick Duane Daniels Garda CL East, Inc. 4300-A North Lake Court #200 Charlotte, NC 28216	74C12. (a)(5)	Find a violation of NCGS 74C-12(a)(5). Summarily suspend Daniels' armed and unarmed security guard and armored car registrations, pending disposition of criminal charges.	Accepted

Board Meeting Report

Board Date 02/17/2022

	Name Company Address	License	Committee Recommendation	Board Action
1.	Yvette Cheree Brown Hawkeye Defense, LLC 6221 Shelley Ave Charlotte, NC 28269	Courier Service	Approve Courier Service Profession License.	Accepted
2.	James Bunch Global Alliance Protection 44965 10th Street West Lancaster, CA 93534	Security Guard And Patrol	Approve Security Guard & Patrol License.	Accepted
3.	luke burkhart Barefoot Professional Investigation[1011 E Morehead St Charlotte, NC 28294	Private Investigator Associate	Approve Private Investigator Associate License Level I with 400 hours.	Accepted
4.	Dustin David Butcher Vanguard Strategic Solutions 129 Watrus Drive Clayton, NC 27527	Private Investigator	Approve Private Investigator License.	Accepted

	Name Company Address	License	Committee Recommendation	Board Action
5.	Jacob Michael Castaneda Prodigy Investigations 2600 Michelson Drive, Suite 160 Irvine, CA 92612	Private Investigator Associate	Approve Private Investigator Associate License Level III with 2,226.65 hours.	Accepted
6.	Kenneth David Cheers Jack Ward Fire Consultants 500 Palmer Street, Suite 608 Green Cove Springs, FL 32043	Private Investigator	Approve Private Investigator License.	Accepted
7.	Russell Todd Farris Farris Investigations 7205 Holmfield Rd Fayetteville, NC 28306	Private Investigator	Approve with Condition Private Investigator License with the condition applicant surrender his sworn law enforcement status prior to the issuance of the license.	Accepted
8.	Bonner Gardner Gaylord Kane Realty Corporation 4321 LASSITER AT NORTH HILLS AVE, Suite 250 RALEIGH, NC 27609	Security Guard And Patrol	Approve Security Guard & Patrol License.	Accepted

	Name Company Address	License	Committee Recommendation	Board Action
9.	John Allen Lloyd Goslin Reign Group, LLC 3924 Mount Olive Church Rd Newton, NC 28658	Security Guard And Patrol	Approve Security Guard & Patrol License. Also staff is to notify North Carolina Secretary of State office regarding the matter of notary public falsifying documents.	Accepted
10.	Ronald Joseph Guardino Jr RMG Investigations 305 Trout Valley Rd Wake Forest, NC 27587	Private Investigator	Approve with Condition Private Investigator License with the condition applicant surrender his sworn law enforcement status prior to the issuance of the license.	Accepted
11.	Caleb Bryce Kerns Professional Investigations INC 14o Reynolds School Rd Asheville, NC 28803	Private Investigator Associate	Approve Private Investigator Associate License Level I with no hours.	Accepted
12.	Charles Benjamin Liles Jericho Investigations LLC 1132 Wilson Avenue Calabash, NC 28467	Private Investigator	Approve Private Investigator License.	Accepted
13.	Andrew Luchey A & A Security 951 Sansbury Way West Palm Beach, FL 33411	Security Guard And Patrol	Approve Security Guard & Patrol License.	Accepted

	Name Company Address	License	Committee Recommendation	Board Action
14.	Jared Chase Messer Principle Investigations, LLC PO Box 365 Denver, NC 28037	Private Investigator Associate	Approve Private Investigator Associate License Level I with no hours.	Accepted
15.	ERRICK LASHAUN MORRIS RENFROW AND ASSOCIATES 2474 WALNUT STREET UNIT 280 CARY, NC 27518	Private Investigator	Approve Private Investigator License.	Accepted
16.	Elizabeth Michelle Perez-Garcia Conflict International Inc. 301 N Elm Street Greensboro, NC 27401	Private Investigator Associate	Approve Private Investigator Associate License Level II with 1,000 hours.	Accepted
17.	James Roy Pool Childress Klein, Inc. 2810 One Wells Fargo Center, 301 S. College Street Charlotte, NC 28202	Security Guard And Patrol	Approve Security Guard & Patrol License.	Accepted

	Name Company Address	License	Committee Recommendation	Board Action
18.	Michael Antonio Robinson DNA Solutions, Inc 3512 Sparrowwood Drive Wake Forest, NC 27587	Security Guard And Patrol	Approve Security Guard & Patrol License.	Accepted
19.	Scott Irwin Shapiro East Tennessee Investigations and Services Inc 214 Curtis Rd Tellico Plains, TN 37385	Private Investigator	Approve Private Investigator License.	Accepted
20.	Terry Wayne Sutherland Jr Donan Engineering Company Inc. 3708 Pemberton Way High Point, NC 27265	Private Investigator	Deny Private Investigator License for demonstrated lack of good moral character related to employment history and falsification of reference forms. Staff is to notify the North Carolina Secretary of State office regarding the matter of notary public falsifying documents.	Accepted
21.	Bjorn Kristinn Ulfarsson S.T.A.R. Security Corp Inc 2811 sw sun ct port st lucie, FL 34953	Security Guard And Patrol	Approve Security Guard & Patrol License.	Accepted

	Name Company Address	License	Committee Recommendation	Board Action
22.	Mark Andrew Wilcox SAS Institute, Inc. 100 SAS Campus Dr. Cary, NC 27513	Proprietary	Approve Proprietary Application.	Accepted
23.	Charles Edward Williamson IV EFI Global 3101 Yorkmont Road, Suite 1800 Charlotte, NC 28208	Private Investigator	Approve Private Investigator License.	Accepted
24.	Edward Christopher Wolff East Tennessee Investigations and Services 214 Curtis Road Tellico Plains, TN 37385	Private Investigator	Approve Private Investigator License with the condition that a favorable fingerprint results are received.	Accepted
25.	Reuben Douglas Young Swivel Investigations P.O. BOX 40942 Raleigh, NC 27629	Private Investigator	Approve Private Investigator License.	Accepted



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North Carolina Private Protective Services Board Training and Education Committee

Agenda

February 16, 2022

The following PPS Trainer courses are scheduled:

Unarmed Guard Trainer Course and Workshop at Wake Tech. Community College

- April 25-29, 2022
- September 26-30, 2022
- November 5-9, 2022

Firearms Trainer Recertification/Prequalification

Salemburg

- March 2, 2022
- May 11, 2022
- July 11, 2022
- August 29, 2022
- November 14, 2022

Firearms Instructor Course at N.C. Justice Academy, Salemburg

- April 4-7, 2022
- September 12-15, 2022

Completed Training

- February 7-11, 2022

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Topics for Discussion

- Unarmed Guard Trainer Manual in PDF on-line.
- 14B NCAC 16 .0807
- Granting standing Continuing Education for conferences

Trainer Audits

On January 6, 2021 Gary Long, firearms trainer for Paragon, was audited on an indoor firing range conducting the qualification for an armed registration renewal. There was not a barricade being used at the 25-yard line. The measure was corrected by Investigator Bullard. Everything else appeared to be in order.

On January 12, 2021 Ronald Bryson, firearms trainer for Allied Universal, was audited on an outdoor range. Bryson was conducting the range portion of the 20-hour course for three guards. One guard was struggling with accuracy. Bryson took extra time and ammunition to work with the guard to improve accuracy.

Weapon Discharges:

- On November 29, 2021 Raleigh Police Department reported a weapon discharge by an armed security officer at the North Raleigh Apartments on North Raleigh Blvd, Raleigh, North Carolina. Investigator Bullard interviewed Randall Vandyke about the incident. Vandyke advised that he was working armed at the North Raleigh Apartments in Raleigh, North Carolina on Saturday, November 27, 2021 at approximately 11:00 p.m. and was in the “security office”. The “security office” was located in the maintenance building. Vandyke was employed by Saker Aegis Systems, Inc. Vandyke advised that Brian Covington was also present. Covington is also an armed security guard employed by Saker Aegis Systems, Inc. Vandyke advised that he heard approximately 6 gunshots from somewhere in the apartment complex. Vandyke and Covington ran out of the security office to investigate. Vandyke advised that he removed his handgun from his holster as he was running out of the building. Vandyke advised that he tripped and fell to the ground causing him to discharge his handgun one time. The Raleigh Police Department responded and filed a report. No damage or injuries were reported. Investigator Bullard has not been able to confirm that Vandyke was carrying the correct weapon on the night of this incident. Vandyke advised that he was carrying a Glock, Model 19 the night of the incident and the weapon belonged to the company.

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Investigator Bullard queried PPSM(Permitium) and discovered that Vandyke was not a properly registered armed security guard for Saker Aegis Systems, Inc., Brian Covington is properly registered. Vandyke advised that he had been employed with Saker for approximately one year. Investigator Bullard has filed a complaint with the Board about this incident.

- On December 1, 2021 Jeff Kiker, Qualifying Agent for P & G Security, emailed Investigator Bullard and advised of a weapon discharge at Polk Correctional Institute in Butner, North Carolina. On December 6, 2021 Nicholas Richards, site supervisor, emailed the specifics to Investigator Bullard. The email advised that on December 1, 2021 at approximately 2:30 a.m. Edan Cooper was changing posts with another guard. Cooper was at the clearing barrel per policy. Cooper took possession of the firearm from the other guard and attempted to place the weapon into his holster. Edan was wearing a heavy jacket that was interfering with him holstering his weapon. By the powder burn stains and hole in his clothing it appears that Cooper may have caught the trigger of the weapon on the top of the holster causing the negligent discharge. One round was discharged into the sand around the clearing barrel. No damages or injuries reported.

Investigator Bullard queried PPSM (Permitium) and determined that Cooper was a properly registered armed guard for P & G Security. Cooper was qualified to carry a Smith & Wesson, M&P, 9mm handgun. It appears by the photographs that Cooper was carrying a Smith & Wesson M&P on the day of this incident. A copy of emails and photographs are included in this file.

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Fax: (919) 788-5365



North Carolina Department of Public Safety

Private Protective Services Board

Roy Cooper, Governor
Eddie Buffaloe, Jr., Secretary

Caroline Valand, Deputy Secretary
Paul Sherwin, Director



- December 16, 2021 Robert Rhodes, Unarmed Guard Trainer for Allied Universal, emailed Investigator Bullard and advised of a weapon discharge at the Sturm Ruger & Company located in Mayodan, North Carolina. Rhodes also included a copy of an Allied Universal Incident Report and a Mayodan Police Report. The reports indicate that David Martin entered the security office on December 15, 2021. Security guard Charles McKenna noticed that the magazine in Martin's handgun was not properly seated. McKenna pointed this out to Martin. Martin attempted to seat the magazine by striking it on the bottom with his hand. The attempts were not successful. Martin then removed his handgun from the holster, dropped the magazine and worked the action a couple of times.

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



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One round ejected out of the handgun the first time Martin worked the slide. Martin then worked the slide again and pulled the trigger. The weapon fired one round going through an office chair and striking the floor. No other damages or injuries were reported. Investigator Bullard queried PPSM (Permitium) and discovered that Martin was a properly registered armed guard. Martin was qualified to carry a Ruger, RAP, 9mm handgun. Investigator Bullard was not able verify that Martin was carrying the correct weapon because it is not included in any of the reports. As of the time of this report Martin's Armed Registration has been terminated by Allied. A copy of both reports and the email are included in this case file.

- On January 31, 2022, Tyrone Jeremiah Jackson was working an armed post at the Wake Inn located at 3120 New Bern Avenue, Raleigh, North Carolina. Jackson was stationed in the lobby of the hotel. Jackson heard approximately 3 gunshots from outside of the hotel. Jackson exited the hotel and observed three males running by the entrance. Jackson drew his weapon and challenged the three males to stop. One of the males began firing a handgun toward Jackson. Jackson returned fire, killing one of the suspects and wounding another. The Raleigh Police Department responded and is actively investigating the incident. At the time of this report Jackson has not been charged with any crimes.

Investigator Bullard queried PPSM(Permitium) and discovered that Jackson is **not** a properly registered armed guard. Jackson advised that he is employed by Saker Aegis Systems, Inc. security. Jackson advised that he has been employed with Saker Aegis Systems, Inc for approximately one year. Jackson advised that the Raleigh Police Department seized his weapon and body camera.

A complaint has previously been filed against Saker Aegis Systems, Inc for not registering guards and has been scheduled for June 2022. This incident will be added to that Complaint.

End of Report

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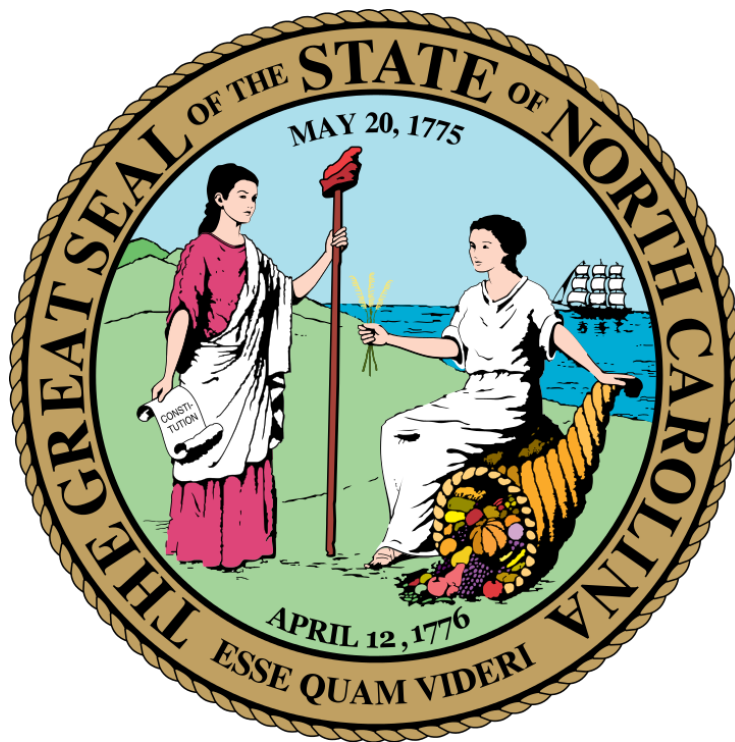
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<input checked="" type="checkbox"/>	REQUESTED BY	COURSE NAME	Course Number	INSTRUCTOR(S)	Classroom/ Online	Date Submitted	Hours
		New Application(s):					
1	Mark McClish	Statement Analysis On-Demand Training - Approved		Mark McClish	Online	2/3/2022	6
2	John Fay	North Carolina Unarmed Guard Course - Denied		John Fay	Online	12/20/201	6
		Renewal Application(s):					
1	Cathy Champion	Insurance Investigations and the NC Private Investigator - Approved		Jim Ruark and William Gregory	Classroom/Virtual	12/10/2021	6
2	Frank Bianco	Crash Investigation for Civil Litigation - Approved		Frank Bianco	Classroom	12/23/2021	6
3	Frank Bianco	Tradecraft for Asset Handlers - Approved		Frank Bianco	Classroom	12/23/2021	6
4	Theresa Carroll	Interviewing, Note Taking & Testifying - Approved		Ryan Robison	Classroom	10/5/2021	6

NORTH CAROLINA PRIVATE PROTECTIVE SERVICES BOARD

February 17, 2022 Meeting

DIRECTOR'S REPORT



Paul Sherwin, Director

DIRECTOR'S REPORT

- I. PPS information and updates, page 3**
- II. Licensing, registration and certification summary, page 4**
- III. Budget summary, page 5**
- IV. Budget graphics, page 6**

PPS INFORMATION AND UPDATES

PERSONNEL

Private Protective Services currently has five vacant positions:

- Registration Application Processor (two positions) – Recruitment in progress
- PPSB Secretary – Recruitment in progress
- Administrative Assistant – Staffed with a part-time, temporary employee
- Greensboro-based Investigator – Recruitment in progress

Greensboro-based investigator Nicky Ezell on Dec. 31, 2021, resigned from his position with Private Protective Services to pursue other career opportunities.

Operations – 2021 Year-End Report

Registration Unit

- Registration applications received in 2021: 24,729
 - 2020: 24,071
 - 2019: 26,273

Licensing Unit

- Licensing applications received in 2021: 981
 - 2020: 1,236
 - 2019: 990

Investigations Unit

- License applicant background investigations completed in 2021: 275
 - 2020: 283
 - 2019: 305
- Complaint investigations completed in 2021: 71
 - 2020: 48
 - 2019: 69

LICENSING, REGISTRATION, AND CERTIFICATION SUMMARY

Total active in Permitium: 25,620 (+4.7% from December 2021 meeting)

Registration		
	Armed	3817
	Armed Armored Car	464
	Armed Private Investigator	114
	Armed Private Investigator Associate	10
	Unarmed	17642
	Unarmed Armored Car	76
Registration Total		22123
License		
	Armored Car Profession	72
	Courier Service Profession	72
	Electronic Counter Measures Profession	49
	Electronic Counter Measures Trainee	9
	Guard Dog Service Profession	16
	Polygraph Examiner	28
	Polygraph Trainee Permit	3
	Private Investigator	1805
	Private Investigator Temp Permit	4
	Private Investigator Associate	296
	Private Investigator Associate Temp Permit	1
	Proprietary	81
	Psychological Stress Evaluator	11
	Security guard and Patrol	515
	Special Limited Guard and Patrol	6
License Total		2968
Certification		
	Firearms Trainer	186
	Unarmed Guard Trainer Certification Total	343
Certification Total		529

Private Protective Services Board Financial Report
Fiscal Year 2022
(July 1, 2021 – January 1, 2022)

PPSB Operating Fund Revenue and Expenditures

FY22 revenue	\$	780,330.13
FY22 expenditures	\$	(772,972.56)
FY21 FUND BALANCE INCREASE/(DECREASE)		\$ 7,357.57

PPSB Operating Fund Cash Flow

Beginning Cash Balance (July 1, 2021)	\$	1,520,915.25
FY22 revenue	\$	780,330.13
FY22 expenditures	\$	(772,972.56)
CURRENT FUND BALANCE		\$ 1,528,272.82

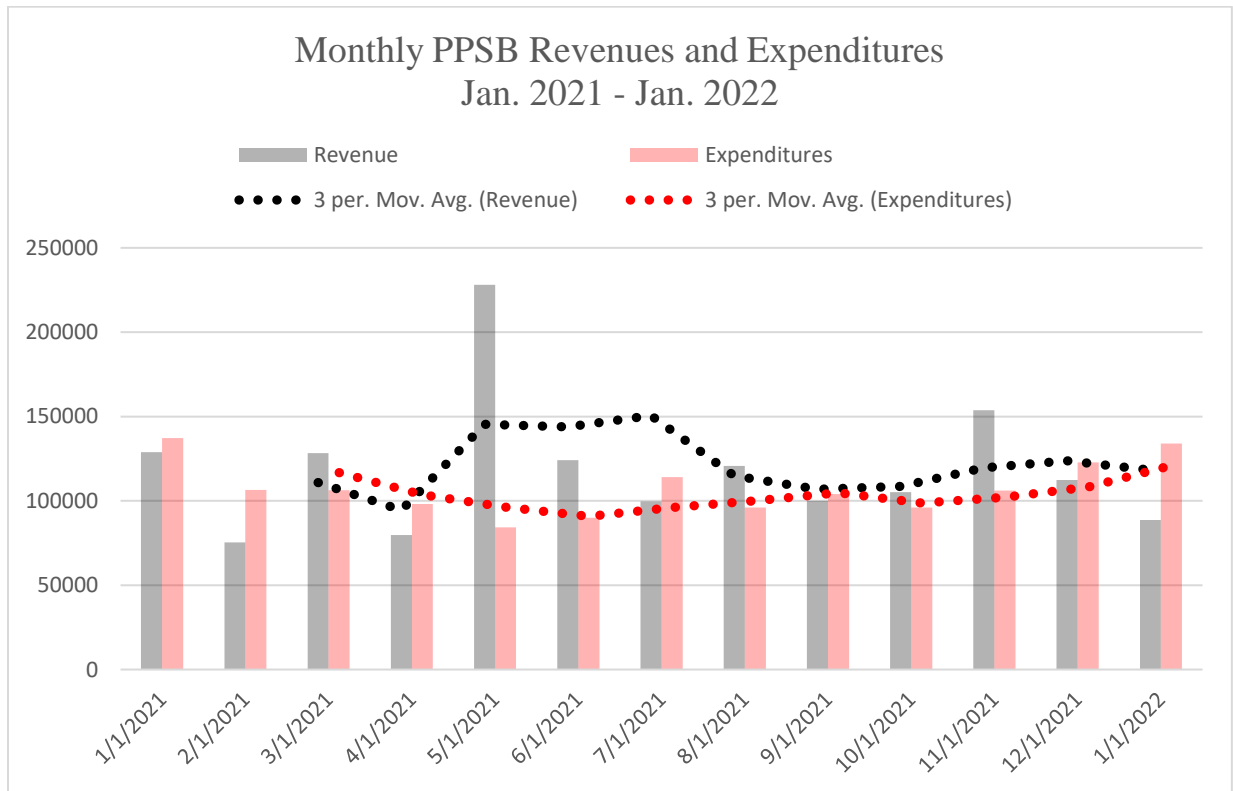
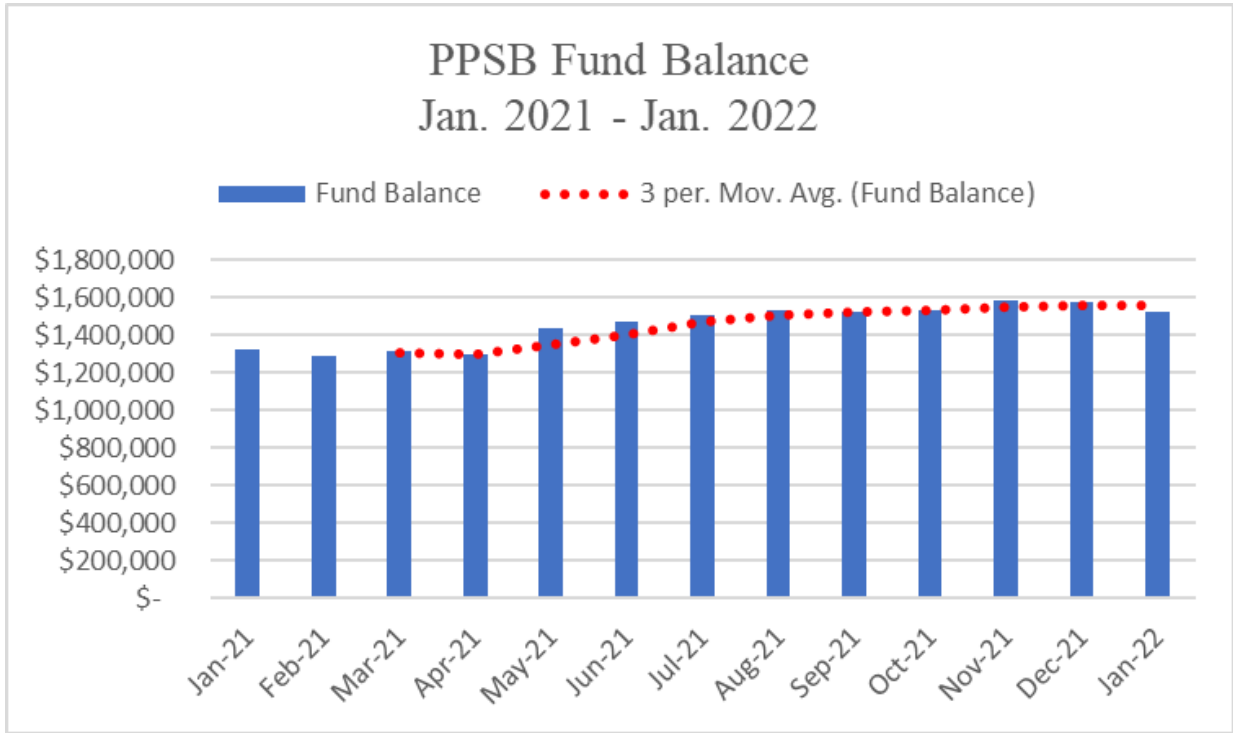
PPSB Education Fund Revenue and Expenditures

FY22 revenue	\$	1,029.41
FY22 expenditures	\$	-
FY21 EDUCATION FUND BALANCE INCREASE/(DECREASE)		\$ 1,029.41

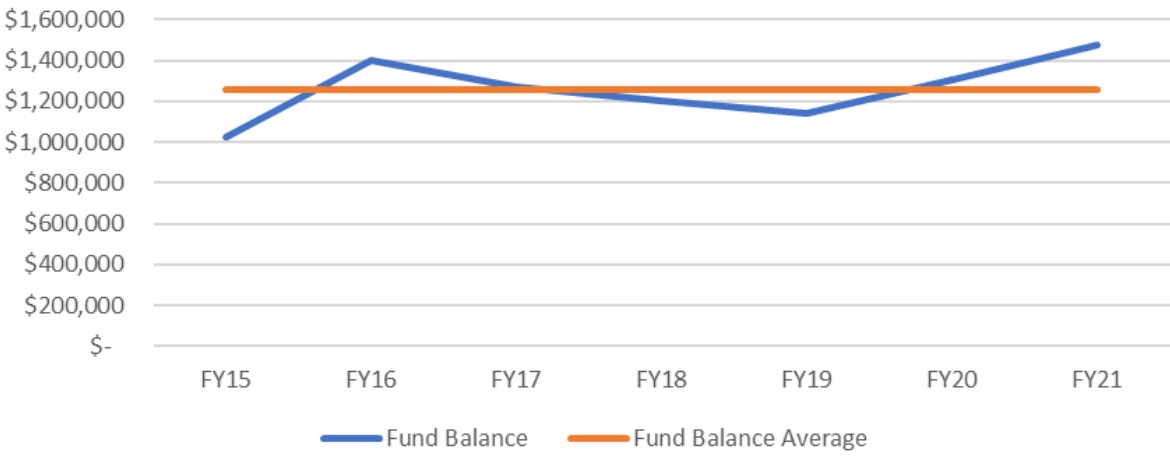
PPSB Education Fund Cash Flow

Beginning Cash Balance (July 1, 2021)	\$	125,994.35
FY22 revenue	\$	1,029.41
FY22 expenditures	\$	-
CURRENT FUND BALANCE		\$ 127,023.76

BUDGET GRAPHICS



Historical PPSB Fund Balance Fiscal Years 2015-2021



PRIVATE PROTECTIVE SERVICES BOARD

Raleigh, North Carolina

February 17, 2022

ATTORNEY'S REPORT



PRIVATE PROTECTIVE SERVICES BOARD

Raleigh, North Carolina

February 17, 2022

I. CONSENT AGREEMENT, SETTLEMENT AGREEMENTS & CIVIL PENALTIES

1. On October 21, 2021 Christal Neptune /Neptune Worldwide Protection, Inc., entered into a Consent Agreement with the Board in the amount of \$612.00 for registration violations. The temporary agreement was signed by QA Christal Neptune on October 15, 2021. Payment has not been received. (Note: The Consent Agreement was mailed on November 5, 2021 and returned to PPS on November 23, 2021 “Not Deliverable as Addressed-Unable to Forward”. Ms. Graham spoke with Ms. Neptune on December 6, 2021 and e-mailed her the letter and Consent Agreement. To date, it has not been returned signed nor has payment been made.)
2. On December 16, 2021 Verlean Robinson /Imperial Guard and Detective Service, Inc., entered into a Consent Agreement with the Board in the amount of \$1,346.40 for registration violations. The temporary agreement was signed by Linda Moss on November 9, 2021. The signed Consent Agreement has not been returned and payment has not been received.
3. On December 16, 2021 John Keith Brown / Southern Protection Agency entered into a Consent Agreement with the Board in the amount of \$1,958.40 for registration violations. Paid in Full
4. On December 16, 2021 Benjamin McKee/Academi, LLC entered into a Consent Agreement with the Board in the amount of \$918.00 for registration violations. The Consent Agreement was signed by William Kirkland on January 11, 2022. Paid in Full

II. OFFICE OF ADMINISTRATIVE HEARINGS

See, Hearings List (Attachment 1).

III. ADMINISTRATIVE RULES

- a. At its April 2020 meeting the Board adopted amendments to five administrative rules to help lessen the burden on applicants, licensees and trainer certification holders during the lock-downs and travel bans enacted due to the COVID-19 pandemic. The amendment to 14B NCAC 16 .0201(e), .0806 (e), .0904(e), .1202(d), and .1203 first became emergency rules, and are now temporary rules. (Note: In .1203 the Board did not add language but merely removed the last line of (g) which limited online courses to six hours and moved (h) to make it “(e)” in .1202.) Unless the Board took action for each change to become a permanent rule

to be in effect for any future declared national or state of emergency, these rule amendments expired on April 30, 2021. A copy of each rule, as amended, was attached to my April 22, 2021 Attorney's Report. The Board voted to make these rules permanent.

The Notice of Text was filed and a Public Hearing set for Tuesday, June 22, 2021 at 2:00 p.m. at the Board office. The Public Comment Period was to end August 2, 2021, however, it was discovered prior to the Public Hearing date that the notice of the Public Hearing had not been posted on the Board's website as required so a new Public Hearing date has been posted; it was Tuesday, August 17, 2021 at 2:00 p.m. at the Board's office. The new Public Comment Period ended October 1, 2021. There were no comments, oral or written.

The Board voted to approve these amendments at its October 21, 2016 meeting. The Submission for Permanent Rule form for these rules was filed on October 27, 2021, responses to Request for Technical Changes were filed November 22, 2021, and they were considered by the Rules Review Commission at its December 16, 2021 meeting and approved. A copy is attached as Attachment 2.

These amendments were effective January 1, 2022.

b. At its June 2021 meeting the Law & Rules Committee reviewed and discussed 11 proposed administrative rule amendments and adoptions and proposed to the full Board proceeding with amendments to five administrative rules (i.e. 14B NCAC 16 .0110, .0501, .0807, .0903 & .1203.) I was requested to make changes to one other rule and a proposed new rule and return these to the Law & Rules Committee for consideration at its August 2021 meeting. (Note: The status of the amendments to 14B NCAC 16 .0103 and new 14B NCAC 16 .0115 are addressed in c., below.)

The Notice of Text for the first five rules was filed on July 23, 2021. The Public Hearing was held August 31, 2021 at 2:00 p.m. at the Board's office and there were no attendees; the Public Comment Period ended October 20, 2021. There were no comments, oral or written.

The Board voted to approve these rule amendments at its October 21, 2021 meeting. The Submission for Permanent Rule form for these rules was filed on December 9, 2021. There were no Request for Technical Changes and they were approved by the Rules Review Commission at its January 20, 2022 meeting.

c. The above referenced administrative rule amendment and adoption were considered by the Law & Rules Committee at its August meeting and were

recommended to the Board for approval. The Board adopted the Committee's recommendation.

The Notice of Text for the amendment to 14B NCAC 16 .0103 and the adoption of new 14B NCAC 16 .0115 was filed on August 24, 2021. The Public Hearing was held October 5, 2021. The Public Comment Period expired November 15, 2021. There were no comments, oral or written.

The Board voted to approve these rule amendments at its December 16, 2021 meeting the Submission for Permanent Rule form for these rules was filed on December 11, 2021, responses to Request for Technical Changes were filed February 10, 2022, and they will be considered by the Rules Review Commission at its February 17, 2022 meeting.

d. At its December 2021 meeting, and based on a recommendation of the Law and Rules Committee, the Board voted to amend 14B NCAC 16 .0201 to establish a new procedure to allow character letters to be submitted electronically, to amend .0404 to require a Private Investigator to have proof that a requested written report was provided to a client, to repeal an antiquated provision (.0904(a)(4)) requiring payment of a fee for a criminal history record check for renewal of a firearms trainer certificate, and amend all of the Board's "renewal rules" (i.e. .0203, .0706, .0806, .0904, .0911, .1306 and .1406) to allow Board's staff to hold a renewal application if there is a deniable criminal charge pending.

The Notice of Text was filed January 10, 2022. The Public Hearing is scheduled for Tuesday, February 22, 2022 at 2:00 p.m. at the Board's office.

IV. LITIGATION

a. At its February 18, 2021 meeting the Board instructed me to file a Motion to Show Cause as to William John Haglar, an unlicensed private investigator who entered into a Consent Order in Wake County Superior Court in 2014 that he would not engage in any activity defined by Chapter 74C of the General Statutes as a "private protective service" in the State of North Carolina. Mr. Haglar has been caught performing private investigator services as recent as December 2020.

After confirming with the attorney who had filed an Affidavit of Service in a domestic case stating Mr. Haglar was a "private investigator," that Mr. Haglar was not the attorney's agent or employee, I filed the Motion on March 30, 2021. Mr. Haglar was served at an addresses in Florida and acknowledged receipt of the Motion by letter.

I noticed a hearing on the Motion for August 2, 2021. Mr. Haglar did not appear, however the presiding Judge granted the Motion and Mr. Haglar was ordered to appear and show cause as to why he should not be held in civil or

criminal contempt on August 30, 2021. Having been unsuccessful in serving him by certified mail, I hired a private process server in the State of Florida who was unsuccessful in serving Mr. Haglar. I had to obtain a new court date, which was Monday, October 11, 2021. This time I successfully had him served by the Sheriff of Palm Beach County, Florida.

At his hearing on October 11th Mr. Haglar did not personally appear; he retained an attorney the previous Friday to appear on his behalf. I objected to a continuance, but since a person must be personally present for a judge to hold him or her in indirect contempt, the presiding Judge continued the hearing but entered an order that Mr. Haglar personally appear on November 15, 2021 or an order for arrest would be issued.

Mr. Haglar did not appear on the November 15th hearing date, but his attorney appeared on his behalf stating he was in the Mayo Clinic in Phoenix, Arizona having had emergency surgery and had suffered a heart attack. The presiding Judge, at my request, required proof. Later in the day Mr. Haglar's attorney provided a letter signed by a physician, an Affidavit, and a photograph of Mr. Haglar lying in a hospital bed. The Judge did not issue the warrant for arrest, and continued the hearing.

The hearing was recalendared for January 31, 2022. Mr. Haglar and his attorney appeared, however the hearing was continued to allow time for a hearing on objections to the subpoena I issued to the attorney who filed the Affidavit of Service in the domestic case stating Mr. Haglar was a "Private Investigator." That hearing is now calendared for March 7th.

b. At its June 17, 2021 meeting the Board instructed me to file a Motion to Show Cause as to Trini Lydell Hollins, who had -- and continues to! -- operate an unlicensed Security Guard and Patrol business in the Piedmont and South-central part of the State. He and his business partner had entered into a Consent Order in Wake County Superior Court in 2020 that they each would cease operations and not further engage in a private protective service unless licensed by the Board. It was discovered earlier this year that Mr. Hollins has continued to operate an unlicensed business, following the same *modus operandi*, and employing both (untrained) armed and unarmed security guards.

I prepared and filed a Motion for Order to Show Cause and noticed the hearing for August 2, 2021. I was unsuccessful at service on Mr. Hollins by certified mail. A new hearing date was requested and Special Agents of the ALE were requested to assist with service but were unsuccessful.

I obtained another new hearing date of November 1, 2021, but service by the Sheriff of Mecklenburg County was unsuccessful.

I obtained yet another hearing date, December 13, 2021. With the assistance of Private Investigator Kay Rivera, as a private process server, I finally succeeded in serving Mr. Hollins with the initial Motion for Order to Show Cause and a Notice of Hearing for December 13th.

Mr. Hollins appeared on December 13th and requested time to retain an attorney to represent him. The Show Cause hearing was recalendared for Monday, January 31, 2022. Mr. Hollins and his attorney appeared, and Director Paul Sherwin, Deputy Director Amanda Rolle and (former) Investigator Nick Ezell testified; Mr. Hollins presented no evidence in his defense.

The Judge found him in criminal contempt for engaging in the private protective service business by advertising for security guards and ordered him jailed for 30 days. The 30 days was suspended, he was placed on supervised probation for two (2) years, given seven (7) days active jail time, and ordered to pay the Board's costs.

V. LEGISLATION

a. House Bill 349, "Traffic-Control Training Program." With limited exceptions, such as firemen and rescue squad members, any private citizen who directs traffic on a public highway in North Carolina must be authorized by the sheriff or chief of police. Many registered security guards have and maintain this authority. The current minimum age is 18, the training course is three hours, and the authorization card expires after two years.

This bill makes several changes to the law governing traffic control officers. It raises the age to 21, increase the training course to eight hours (four classroom; four roadside) to be taught by the Community College System, and extends the expiration of the authorization card to three years. It will also require proof of liability insurance.

This bill passed the House on May 6, 2021, and has been referred to the Senate Committee on Rules. (No copy attached.)

b. Senate Bill 424, "Private Protective Services Licensing Modifications." This bill is the Board's bill. (Note: Although the Board voted to agree with the Legislative Liaison for DPS's suggestion that it be introduced as two bills, the bill sponsor combined the Close Personal Protection portions and the remaining substantive changes into one bill.)

This bill passed the Senate 49 to 0 (with 1 excused absence) on October 6, 2021. It was amended on the Senate floor with two minor technical changes requested by legislative staff.

It has been referred to the House Committee on Rules.

A copy, as amended on the Senate floor, was attached to my October 21, 2021 Attorney's Report.

VI. FINAL AGENCY DECISIONS

None.

**PPSB
MASTER HEARINGS LIST
as of February 3, 2022**

1.

OAH HEARING DATE	PETITIONER	TYPE OF APPLICATION	FAD STATUS OR HEARING DATE
May 28, 2019 STAYED	Ronnie Dale Smith 19 DOJ 00912	Summary Suspension of Private Investigator License and Polygraph Trainee License	Most recent Status Report filed October 29, 2020.
January 26, 2021	Jennifer Marie Plymouth 20 DOJ 04335	Denial of Polygraph Examiners License	June 17, 2021.
February 23, 2021	Julius Jamaal McKinney 21 DOJ 00672	Summary Suspension of Unarmed and Armed Guard registrations, Trainer Certifications, Courier license and Qualifying Agent status	June 17, 2021.
April 27, 2021 STAYED	Melanie Lynne Keene 21 DOJ 01372	Summary Suspension of Private Investigator license	Found not guilty in criminal court; Summary Suspension rescinded December 3, 2021.
October 25, 2021 STAYED	Benjamin Eric Allen 21 DOJ 04039	Summary Suspension of Security Guard & Patrol license and Unarmed Guard Trainer Certification	
October 25, 2021	David Logan Marsh 21 DOJ 04003	Summary Suspension of Unarmed Guard Registration	December 14, 2021.
January 27, 2022	David Bradford Russell 21 DOJ 04652	Denial of Proprietary Security Organization application	
January 27, 2022	Michael Abram Craddock 21 DOJ 05086	Summary Suspension of Armed Guard Registration.	
January 27, 2022	William Christopher Giles 21 DOJ 05086	Summary Suspension of Security Guard and Patrol license and Armed Guard Registration	
February 22, 2022	Donquavius Averon Boyd 21 DOJ 05505	Summary Suspension of Armed Armored Car Service Registration	
March 29, 2022	Sharron Monique Patillo 22 DOJ 00417	Summary Suspension of Armed Guard Registration	

2.

History Note: Authority G.S. 17C-6; 17C-10; Temporary Adoption Eff. January 1, 2001; Eff. August 1, 2002; Amended Eff. December 1, 2018; December 1, 2004; Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. May 25, 2019; Amended Eff. January 1, 2022.

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.

TITLE 14B - DEPARTMENT OF PUBLIC SAFETY

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) 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; and
- (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.

(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 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.

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 May 14, 2021;

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

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 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) 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.

(c) 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.

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

(e) 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, extend the deadline for requalification up to 60 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 60th day if requalification requirements have not been met.

History Note: Authority G.S. 74C-5; 74C-13; Eff. June 1, 1984; Amended Eff. May 1, 2012; October 1, 2010; December 1, 1995; February 1, 1990; December 1, 1985; Transferred and Recodified from 12 NCAC 07D .0806 Eff. July 1, 2015; Amended Eff. January 1, 2018; November 1, 2017; Readopted Eff. November 1, 2019; Amended 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. January 1, 2022.

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) uploaded online 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 48 months;

- (3) the applicant's renewal fee, along with the four dollar (\$4.00) convenience fee and credit card transaction fee; and
- (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.

(b) 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. 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.

(c) 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.

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

(e) 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, extend the deadline for requalification up to 60 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 60th day if requalification requirements have not been met.

History Note: Authority G.S. 74C-5; 74C-8.1(a); 74C-13; Eff. June 1, 1984; Amended Eff. January 1, 2013; October 1, 2010; June 1, 2009; December 1, 1995; December 1, 1985; Transferred and Recodified from 12 NCAC 07D .0904 Eff. July 1, 2015; Amended Eff. November 1, 2017; February 1, 2016; October 1, 2015; Readopted Eff. November 1, 2019; Amended 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. January 1, 2022.

14B NCAC 16 .1202 REQUIRED CONTINUING EDUCATION HOURS

- (a) Each licensee shall complete 12 credit hours of continuing education training during each two year renewal period.
- (b) Credit shall be given only for classes that have been approved by the Board as set forth in Rule .1203 of this Section.

(c) A licensee who attends a complete meeting of a regularly scheduled meeting of the Board shall receive two credit hours for each meeting that the licensee attends, with credit being given for a maximum of two meetings per year with no more than four credit hours per year and eight credit hours per renewal period.

(d) No more than six hours of CEU credit shall be given during a renewal period for online courses. However, during a national or State declared state of emergency that restricts or prohibits a licensee from attending live continuing education courses or a meeting of the Board, all required hours may be obtained online and credit shall be given upon written request to the Director.

(e) No course offering CEU credits may be taken for credit more than one time during a renewal period.

History Note: Authority G.S. 74C-2; 74C-5; 74C-22; Eff. February 1, 2010; Amended Eff. May 1, 2014; Transferred and Recodified from 12 NCAC 07D .1302 Eff. July 1, 2015; Emergency Amendment May 6, 2020; Readopted Eff. July 1, 2020; Emergency Amendment Eff. May 6, 2020; Temporary Amendment Eff. July 24, 2020; Temporary Amendment Expired May 14, 2021; Amended Eff. January 1, 2022.

14B NCAC 16 .1203 ACCREDITATION STANDARDS

(a) CE courses may obtain the approval of the Board by submitting the following information to the Board for consideration:

- (1) the nature and purpose of the course;
- (2) the course objectives or goals;
- (3) the outline of the course, including the number of training hours for each segment; and
- (4) the name of the instructor.

(b) To determine if a course will receive approval from the Board, the Board shall complete the following review:

- (1) The matter shall be referred to the Training and Education Committee for the appointment of a sub-committee that shall review the course under consideration. The sub-committee shall consist of at least two industry members of the Training and Education Committee. Other members of the sub-committee may be appointed at the discretion of the Training and Education Committee Chairman.
- (2) The sub-committee shall review the course to determine if the course is pertinent to the industry, and if the course meets its stated objectives or goals.
- (3) When the sub-committee completes its review, it shall report to the Training and Education Committee. The Training and Education Committee shall review the course to determine if the course is pertinent to the industry, and if the course meets its stated objectives and goals. The Training and Education Committee shall then report the findings with a recommendation

of acceptance or denial to the Private Protective Services Board.

(c) Upon receipt of the Training and Education Committee report, the Private Protective Services Board shall determine by majority vote if the course will be approved for continuing education credits. In making its determination, the Board shall review the course to determine if the course is pertinent to the industry, and if the course meets its stated objectives or goals.

(d) Each approved course shall remain an approved course for four years from the date of approval by the Board, unless the course instructor changes.

(e) Trainers and instructors shall receive continuing education credit of five hours for every actual teaching hour with an eight hour cap of continuing education credit every two years.

(f) Colleges, universities, trade schools, and other degree granting institutions shall be granted standing approval when the institutions are accredited, certified, or approved by the Department of Public Instruction or by a similar agency in another state and the course is related to law, criminal justice, security profession, finance, ethics, forensics, crime prevention, and investigation. Approval is one credit hour per contact hour not to exceed eight credit hours.

(g) Online courses shall be approved by the Board based on compliance with the standards set forth in Paragraph (a) of this Rule.

History Note: Authority G.S. 74C-5; 74C-22; Eff. February 1, 2010; Amended Eff. October 1, 2011; Transferred and Recodified from 12 NCAC 07D .1303 Eff. July 1, 2015; Emergency Amendment Eff. May 6, 2020; Readopted Eff. July 1, 2020; Temporary Amendment Eff. July 24, 2020; Temporary Amendment Expired May 14, 2021; Amended Eff. January 1, 2022.

TITLE 15A - DEPARTMENT OF ENVIRONMENTAL QUALITY

15A NCAC 02E .0106 DEFINITIONS

In addition to the definitions set forth in G.S. 143-215.21, the following definitions shall apply to this Subchapter:

- (1) "Director" means the Director of the Division of Water Resources.
- (2) "Division" means the Division of Water Resources.

History Note: Authority G.S. 87-87; 143-215.14; 143-215.21; Eff. March 1, 1985; Amended Eff. August 1, 2002; Readopted Eff. January 1, 2022.

15A NCAC 02E .0107 DELEGATION

(a) The Director is delegated the authority to grant, modify, revoke or deny permits under G.S. 143-215.15 and G.S. 143-215.16.