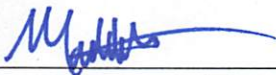


**MINUTES**  
**August 26, 2022**  
**9:00 A.M.**  
**ND PISB Board Meeting-Zoom Video Conference**  
**NDPISB**

1. Vice Chairman Randy Ziegler called the meeting to order at 9:01 a.m. Board members present: Justin Blinsky, Steve Lundin, Jason Nelson, and Randy Ziegler. Board members absent: Ernie Thurman and Mike Wetsch. Others present: Executive Director John J. Shorey III, Board Legal Counsel Chris Redmann, "Amy Goode, "Natalie the Bunny Whisper" and "AB".
2. Dale Gourneau Application. John summarized the application. Justin made a motion to approve the application. Jason seconded. A roll call vote was taken, and it was unanimous to approve the motion.
3. Matthew Elwood Application. John summarized the application. Steve made a motion to approve the application. Justin seconded. A roll call vote was taken, and it was unanimous to approve the motion.
4. Bismarck-Mandan Security, Inc. Question Update: John summarized the question was about remote monitoring. John stated he reached out to NV on how they deal with this issue, got a response which was provided to Board members, but still needs to do some additional research with Chris and would report back to the Board after that. Steve commented that he thought it was a MN issue based on the question posed. Chris commented that some coordination with MN needed to take place on this issue.
5. Minutes, Financial Report, Ratification of Licenses and Registrations issued and renewed. John stated he had nothing to report on these agenda items due to the backlog.
6. Administrative Rules Update: John stated the next step was the hearing before the legislature on September 12. John stated both he and Chris intend to be in attendance.
7. Application Procedures and Policy Update. John stated he did not have an update due to the backlog.
8. 2020 Renewal Season & Backlog Update. John is still dealing with a backlog that extends to 2020. John stated he was trying to get to a point where he could have Board members Steve Lundin and Ernie Thurman come in and assist with clearing the backlog.
9. 2022 Renewal Season: John stated the current renewal season was opened by the Board on August 15. John stated he had talked with the Chairman, and they agreed not to require new photos be submitted with the renewal applications and would use existing photos on file with the Board. John stated this was done to try and cut down the amount of information coming in with the renewals.
10. ND BCI CHRI Audit: John stated he provided Board members with information on the audit, that there were several issues that required a response from the Board, and some of those he needed to reach out to ND BCI and talk with them directly. John stated he was going to talk with ND BCI and get some direction on the information they need a response to, for him to come up with a written policy for Chris to then review, and that policy would come to the Board for approval, and after that provide training to Board members on that policy.
11. Maureen Marshall-Request for P.I. Exemption Under 43-30-02(3). John summarized the request from Maureen Marshall along with the information provided to Board members to include a previous North Dakota General Opinion. Chris stated in his review that Maureen was more of a property finder that happens to be a Lawyer, instead of a Lawyer that happens to be a property finder. Steve stated he thought the previous North Dakota General Opinion was substantially the same as this case. Steve stated he would be willing to recommend that Maureen needs to follow the appropriate private investigator licensing requirements. Randy agreed with Steve and asked if a motion was needed. Chris suggested a motion that the activity does require a private investigator license or registration. Steve made that motion to direct John to send correspondence to Maureen Marshal that the Board reviewed her request and feels the activity she is describing and conducting in ND would meet the requirements for licensure as a private investigator through the NDISB. Justin seconded. A roll call vote was taken, and it was unanimous to approve the motion.

12. Kirby Sandvik A.S.P of Moorhead, Inc. d/b/a A.S.P. of West Fargo Military Security Question: John summarized the question Kirby posed the Board and the emails provided to Board members. John stated he and Chris talked about this issue and specifically if the agency is licensed and this falls under an exemption with contracting with the Government, if the agency could pick or choose which employees or independent contractors they register. Steve commented if they sub-contract they would need to be licensed, but if they become the prime contractor that they meet the exemption, however if Kirby utilizes the individuals working that contract for anything else, those individuals will need to be licensed or registered. John stated that came up in his conversation with Chris. John stated individuals contact the Board with similar questions and his standard response is that he can't give legal advice and the individual needs to go to an attorney in private practice to get a determination. John stated he and Chris talked about if the Board should be taking a position on these matters. John stated the flip side is going that route the Board may later disagree with any determination made outside the Board. Chris stated in these cases that individuals come to the Board trying to be above board and that he thinks personally that the Board should try and answer the questions and provide clarity to the industry. Steve commented with John's extensive experience in the industry and as a previous Board member he had confidence with John answering these questions. The direction from the Board was for John to contact Kirby via email and outline the discussion the Board had on this issue. John asked if a motion was needed. Chris stated that a motion was not needed and John could frame it as an advisory.
13. ND Governor's Office-Red Tape Reduction Suggestions. John summarized the email received and forwarded out to the Board. John stated from his review he didn't know if there was going to be active participation from the Boards and Commissions or if they were just looking for suggestions. Randy said that is how he saw it as well
14. 2020 Renewal Season & Backlog Update: John stated he had forgotten to bring up an issue that deals with the backlog. John stated he had talked with the previous Board attorney Monte and Chris about this issue. John stated with the backlog he had not been able to process provisional applications as he could under normal circumstances. John stated currently he puts an expiration date on provisional registrations. John stated that under normal circumstances the provisional expires upon the Board's receipt of the ND BCI/FBI record and under the current framework either a permanent registration would be issued, or a letter would be sent to the agency and applicant that the Board is requesting additional information from the applicant and the provisional registration has now expired. John stated as part of the backlog some of those provisions have gone past the expiration date on the issued pocket card and the applicant has not received any communication from the Board due to the backlog. John stated in his conversation with both Monte and Chris it was thought that the Board should consider those valid until the Board takes some action on them. John stated he thought that it was prudent to bring this issue to the Board for discussion and if the Board is fine with handling those that way, to put it into a motion. Chris stated he believed it was in the Board's discretion to extend expiration dates until John could get to them and a motion was appropriate to cover handling those in that manner. Randy agreed and wanted to know if that needs to be covered in the by-laws of the Board. John stated provisional registrations are found in the Century Code and the process he outlines is how the Board has administered that. John stated once the backlog was cleared it could go back to how it's normally administered and it could be covered in the written policies the Board was developing. Justin made a motion that provisional registrations shall remain active until final determination by the Board. Steve seconded. A roll call vote was taken, and it was unanimous to approve the motion.
15. Steve asked what the deadline for signing up for the Attorney General's Office training was. John stated he needed to know by September 16<sup>th</sup>, and he would forward the entire Board's response to the Attorney General's Office. Randy reminded Board members that they could attend virtually, and he didn't think that it took anything away from the training. John agreed.
16. Steven made a motion to adjourn the meeting. Jason seconded. A roll call vote was taken, and it was unanimous to approve the motion. The meeting was adjourned at 9:49 A.M.

  
\_\_\_\_\_  
Chairman

2/26/20  
Date

  
\_\_\_\_\_  
NDPISB Executive Director

2/26/20  
Date

2/19/92

W. M. M.

2/19/92

W. M. M.