

MINUTES
February 23, 2021
9:00 A.M.
ND PISB Board Meeting-Zoom Video Conference
NDPISB

1. Chairman Mike Wetsch called the meeting to order at 9:01 a.m. Board members present: Mike Wetsch, Randy Ziegler, Jason Nelson, Steven Lundin, and Justin Blinsky. Board members absent: Ernie Thurman. Others present: Executive Director John J. Shorey III, Board Legal Counsel Monte Rogneby, North Dakota Assistant Attorney General Courtney Titus, Carrie Abbey, Jon Pumphrey, and Russell Willmon.
2. Steven Lundin advised he was recusing himself from the matters on the agenda that involved Energy Transfer LP, Dakota Access, LLC, and TigerSwan, LLC. A motion was made by Justin to close the meeting for an executive session for attorney consultation (44-04-19.1(2)) concerning Energy Transfer LP and Dakota access LLC vs. ND PISB and TigerSwan, LLC Case No. 08-2020-CV-02788, First Look Media Works, Inc. vs. ND PISB Case No. 08-2020-CV-03093, Energy Transfer LP and Dakota Access LLC vs. ND PISB and TigerSwan, LLC Administrative Appeal Case No. 08-2020-CV-03049 Update. Randy Seconded. A roll call vote was taken, and it was unanimous to go into executive session. The executive session began at 9:06 A.M. The executive session adjourned at 9:11 A.M. The public was invited back for the open session of the meeting. Assistant Attorney General Courtney Titus left the meeting at this time.
3. John advised he did not have an update to report on the following agenda items: Phenix Investigations, Inc.-Potential unlicensed private investigative activity update, Complaint by Kirby Sandvik with A.S.P of Moorhead, Inc. against Sentry Security, Inc, Update, A.S.P. of Moorhead, Inc. d/b/a A.S.P. of West Fargo unregistered employee violation Update, Volunteer Security Questions Update, Licensing Exams and Study Guides Updates, 701 Investigations- Jon Jacobson Update, Allied Universal Security Services, Unregistered Employee Violation Update, Chris Sahr-Proven Justice Update, Potential Unlicensed Security Activity, StoneWall Security Update, Nocturnal Resources Update, Harvest Security Solutions, LLC/HSS Investigations, Jonathan Pumphrey, and David Boelke Private Investigative Services Inquiry Update, Matthew Beauchene Potential Unlicensed Private Investigation Activity Update, Question from Spartan Solutions Group, LLC-Jared Gregor Update. John advised this was due to the backlog in the Board's Office.
4. Carrie Abbey with Abbey Investigative Services, LLC addressed the Board regarding her concerns with the PI guidelines that the ND Commission on Legal Counsel for Indigents (NDCLCI) has. Carrie advised currently the commission does not pay P.I.'s to meet with the client or review discovery. Carrie indicated that she felt some of the guidelines were generally incompatible with the ethical guidelines found in N.D.A.C. 93-02-03-05.1. There was discussion among Board members, Board Executive Director, and Board legal counsel regarding the issues. Steven Lundin commented that he as a Board member believed that the Board really didn't have jurisdiction or standing in the issues she was having. Steven Lundin commented he believe the issues were one of payment versus restrictions on her investigations.
5. John summarized Russell Willmon-Defencify Training, LLC's request to have their 12 hours online course approved to meet the training requirements for an apprentice security officer. John advised he provided Board members with information of the Board's previous stance on online training (not allowed) along with information provided by Russell Willmon-Defencify Training, LLC. John advised the administrative rules reference classroom training, except for 12 hours of field training for apprentice security officers. John further advised that the Board certifies trainers, and not courses. John advised as part of the application process for Board-certified trainers is they are required to provide their course curriculum. John advised that during the COVID-19 pandemic he received an inquiry about live


training conducted by a Board-certified trainer virtually, Zoom as an example, and if that was allowed. John advised he believed this fit the requirements under the administrative rules and told the agency that inquired about it that this was acceptable. Russell Willmon addressed the Board and provided his background and background on his online training. Russell Willmon advised the program is approved in other States. Monte advised the administrative rules references “classroom” and that he believed a fair reading of that rule would not support on-line training without a live component. Monte advised if the Board wanted to allow strictly on-line training, he believed a rule change would be needed. Russell advised they were only interested in the apprentice security officer required 12 hours of training. John advised he did not have any issues with the Board changing the administrative rules to allow online training, but that he envisioned that a Board-certified security trainer would need to be attached to the online training. The Board directed John and Monte to work on sample language for administrative rules to allow for on-line training after the legislative session ends, and to bring that sample language back to the Board for further discussion. John advised he would reach out of Russell as part of the research on language.

6. John summarized the inquiry received from the Board from Associate Professor Thomas Lonardo, Esq. regarding licensing requirements relating to digital/computer forensic examiners. John advised he thought the Board addressed this in past and that he will search the Board’s previous minutes, and will work with Monte on a response, unless the Board had further input. There was no further input from Board members on a response.
7. Monte provided a brief legislative update to the Board.
8. John summarized the question posed to the Board by A.S.P. of Moorhead, Inc. license holder Kirby Sandvik regarding what the Board’s stance was on agencies hiring someone to provide security services in ND who have a medical marijuana card. John advised he had preliminary discussions with Monte and the Chairman about it, and their consensus was there was probably nothing prohibiting someone from becoming licensed or registered with the Board who has a medical marijuana card. John advised he thought there might be a different stance regarding individuals who hold armed certifications. Monte advised he would research the issue further and would report back to the Board.
9. John advised as part of the research he had conducted on moving the Board’s application processes to an electronic format that he reached out to ND BCI and they can still not accept out of state electronic submission of fingerprints. John advised ND BCI didn’t think that was going to be a possibility anytime soon. John advised if the Board moved to an electronic application process that it would be fractured, requiring the applicant to submit hard copy fingerprint cards, and the rest of the application electronically. John advised due to the backlog and workload at the Board’s Office, he had not able to do any further research. John advised he was looking for direction from the Board, and possibly having a Board member conduct further research due to his workload, to keep this topic moving. The Board advised until ND BCI can accept electronic submission of fingerprints, to not have John or a Board member research the issue any further.
10. John advised the Board was due for an audit for the years 2019-2020. Monte advised he would research the audit requirements and report back to the Board.
11. John advised the Board receives periodic requests for lists of certified security trainers and weapons instructors. John advised the current list is outdated and was looking for direction from the Board on how to update that list and what information to put on the list. There was Board discussion on the issues surrounding the lists. John suggested based on discussion that he compiles a list in an excel spreadsheet of all of the certified security trainers and weapons instructors, what agencies or companies they are affiliated with or if they are individual certified security trainers and weapons instructors; and that he will work with Monte on what contact information by law would be allowed to be placed on the lists. The Board was fine with John’s suggestion.
12. John summarized the inquiry from David Nerud on becoming re-licensed. John advised he checked the Board’s records, and the Board does not have David Nerud’s file any longer. John advised the Board

destroys inactive files after three years per the Board's record retention schedule. John advised David Nerud advised he was last licensed in 2014. John advised he informed David Nerud that he would need to undergo a new applications process to become licensed and that the Board no longer has his file. John advised he informed David Nerud the Board may be able to accept proof of previous licenses or registrations as documentation that David Nerud meets the training and/or experience requirements for a particular license he would possibly be applying for. The Board and Board's Legal Counsel agreed David Nerud would need to undergo a new application process, including passing any applicable licensing exams. Monte advised if David Nerud does not agree with the stance the Board is taking, Mr. Nerud can apply for approval citing his previous exam results, and the Board can consider the application formally and approve or deny the application. John advised the exam issue also applies to another current applicant.

13. John provided the financial report. John advised as of January 31, 2021 the Board has total current assets of \$59,657.11. John advised \$20,319.50 was in a CD and \$75,244.38 was in checking. John advised the profit and loss for January 2021 was -\$8,085.54. Jason made a motion to approve the financial report. Steve seconded. A roll call vote was taken, and it was unanimous to approve the motion. John advised there were still backlogged renewal application fees to be processed and recorded.
14. Justin made a motion to approve the minutes from the January 15, 2021 special meeting. Steve seconded. John advised other meeting minutes were outstanding due to the backlog in the Board's Office. A roll call vote was taken, and it was unanimous to approve the motion.
15. John provided an update on the 2020 renewal season & backlog. John advised he was still experiencing a backlog with processing the 2020 renewals, and that backlog is causing backlogs in other areas of the Board. John advised he is trying to prioritize new applications, and is triaging other items that are coming in. John advised his goal is to have all of the backlogged renewals cleared by the May 18, 2021 regular meeting.
16. Monte went over the application review and license and registration issuance procedures that he and John have been working on. Monte advised they are working on a written policy. Monte touched on the complexities of working on the written policy regarding CHRI and registration applications being tied to agencies.
17. John advised as part of the new procedures the full Board is required to ratify all license and registrations issued. John advised he and Monte came up with a date of January 25, 2021 to start recording those and the current list in front of them for ratification went until February 22, 2021. John advised he placed all the issued licenses and registrations in an excel spread sheet that has been provided to Board members. John advised he intends to attach that list to the approved minutes once the lists is approved and the minutes are approved. Steve made a motion to ratify the list as presented. Randy seconded. A roll call vote was taken, and it was unanimous to approve the motion.
18. John provided an update from the 1-15-2021 special meeting.
19. A motion was made by Randy to close the meeting for an executive session for attorney consultation (44-04-19.1(2)) and closed or confidential records 44-04-19.2(1) concerning Kenneth White Application, Derik Bartelson Application, Shardoney Gallion Application, Cade Offutt Application, Thomas Lewis Application, Michelle Huff Application, Brandon Ring application, Cynthia Snyder Application and Deja Mathis Application. Seconded by Jason. A roll call vote was taken, and it was unanimous to go into executive session. The executive session began at 11:09 A.M. The executive session adjourned at 11:50 A.M. The public was invited back for the open session of the meeting.
20. Steven made a motion directing John to request additional information from Brandon Ring, Cynthia Snyder, and Deja Mathis regarding their applications. Jason seconded. A roll call vote was taken, and it was unanimous to approve the motion.
21. Steven made a motion directing John to request additional information from Kenneth White based on recent updates he sent the Board from his court filings. Randy seconded. A roll call vote was taken, and it was unanimous to approve the motion.

22. Randy made a motion to approve Derik Bartelson's application. Justin seconded. A roll call vote was taken, and it was unanimous to approve the motion.
23. Justin made a motion to approve Shardoney Gallion application. Randy seconded. A roll call vote was taken, and it was unanimous to approve the motion.
24. Steve made a motion to deny Cade Offutt's application based on N.D.A.C. 93-02-02.1 specifically a conviction that is equivalent to N.D.C.C. 19-03.1. Justin seconded. A roll call vote was taken: Jason, no; Steve, yes, Justin, yes, Randy, yes. Motion carried.
25. Steve made a motion to deny Thomas Lewis' application based on convictions for disqualify offenses pursuant to N.D.A.C. 93-02-02.1-01, specifically equivalent violations and convictions for N.D.C.C. 12.1-17 and 12.1-23. Randy seconded. A roll call vote was taken, and it was unanimous to approve the motion.
26. Randy made a motion to approve Michelle Huff's application. Jason seconded. A roll call vote was taken, and it was unanimous to approve the motion.
27. Jason made a motion directing John to ask for more information from applicants whose criminal history does not match what is disclosed their applications prior to bringing the applications to the Board for review. Justin seconded. A roll call vote was taken, and it was unanimous to approve the motion.
28. The next regular Board meeting is scheduled for May 18, 2021 @ 9:00 A.M. via Zoom.
29. Randy 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 adjourned at 11:58 A.M.


Chairman

11/3/2021
Date


NDPI SB Executive Director

10/20/2021
Date

Date	Last Name	First Name	Agency	License/Registration Type	Number	Armed Yes/No	New/Renewal/Transfer/Upgrade	Previous/Current File	Provisional	Provisional #	Provisional Date Issued
2/2/2021	Mims	Elizabeth	EH Investigations	Armed Security Officer	3027	No	New	Yes	No		
2/3/2021	Abrahamson	Matthew	Reckoner Armored Car	Armed Security Officer	5811	Yes	Renewal	Yes	No		
2/3/2021	Taylor	Kevin	Reckoner Armored Car	Armed Security Officer	3076	Yes	Renewal	Yes	No		
2/3/2021	Feneber	Michael	Reckoner Armored Car	Armed Security Officer	3121	Yes	Renewal	Yes	No		
2/4/2021	Schwartz	Stephen	Pro Dog Security, LLC	Armed Security Officer	5053	Yes	Renewal	Yes	No		
2/4/2021	Burch	Jacob	Pro Dog Security, LLC	Armed Security Officer	3223	No	Renewal	Yes	No		
2/4/2021	Reed	Matthew	Pro Dog Security, LLC	Armed Security Officer	3238	No	Renewal	Yes	No		
2/5/2021	Mahone	Michael	GD& Compliance & Investigations, Inc.	Licensed Private Detective Agency	803	No	Renewal	Yes	No		
2/5/2021	Roberts	Emma	GD& Compliance & Investigations, Inc.	Licensed Private Investigator	1272	No	Renewal	Yes	No		
2/5/2021	Olson	Corey	GD& Compliance & Investigations, Inc.	Licensed Private Investigator	1230	No	Renewal	Yes	No		
2/5/2021	Chilton	Nathaniel	GD& Compliance & Investigations, Inc.	Licensed Private Investigator	3350	No	Renewal	Yes	No		
2/5/2021	Peterson	Tyler	GD& Compliance & Investigations, Inc.	Armed Security Officer	3464	No	Upgrade	Yes	No		
2/5/2021	Dall	Dwight	GD& Compliance & Investigations, Inc.	Armed Security Officer	3407	No	Renewal/Upgrade	Yes	No		
2/10/2021	Decker	Jason	Harvest Security Solutions, LLC	Armed Security Officer	3338	No	Renewal	Yes	No		
2/11/2021	Leavelle	Shawn	Harvest Security Solutions, LLC	Armed Security Officer	7918	No	Renewal	Yes	No		
2/11/2021	Blake	Michael	EH Investigations	Armed Security Officer	2117	No	Renewal/Upgrade	Yes	No		
2/11/2021	Mims	Elizabeth	Water Security Services, Inc.	Armed Security Officer	151	No	Renewal	Yes	No		
2/11/2021	Wheeler	William	Water Security Services, Inc.	Armed Security Officer	409	No	Renewal	Yes	No		
2/11/2021	Wheeler	William	Water Security Services, Inc.	Armed Security Officer	758	No	Renewal	Yes	No		
2/11/2021	Wheeler	William	Water Security Services, Inc.	Armed Security Officer	797	No	Renewal	Yes	No		
2/11/2021	Wheeler	Zachary	Water Security Services, Inc.	Armed Security Officer	3347	No	Renewal	Yes	No		
2/11/2021	Freiborg	Denise	Water Security Services, Inc.	Armed Security Officer	2260	Yes	Renewal	Yes	No		
2/11/2021	Weeks	Stephanie	Water Security Services, Inc.	Armed Security Officer	3521	No	Renewal	Yes	No		
2/11/2021	Barnham	Stephanie	Water Security Services, Inc.	Armed Security Officer	963	No	Renewal	Yes	No		
2/11/2021	Freiborg	Denise	Water Security Services, Inc.	Armed Security Officer	2779	No	Renewal	Yes	No		
2/11/2021	Freiborg	Denise	Water Security Services, Inc.	Armed Security Officer	2639	No	Renewal	Yes	No		
2/11/2021	Freiborg	Denise	Water Security Services, Inc.	Armed Security Officer	2793	No	Renewal	Yes	No		
2/11/2021	Freiborg	Denise	Water Security Services, Inc.	Armed Security Officer	6303	Yes	Renewal	Yes	No		
2/11/2021	Freiborg	Denise	Water Security Services, Inc.	Armed Security Officer	7325	Yes	Renewal	Yes	No		
2/11/2021	Freiborg	Denise	Water Security Services, Inc.	Armed Security Officer	5118	Yes	Renewal	Yes	No		
2/11/2021	Freiborg	Denise	Water Security Services, Inc.	Armed Security Officer	128	No	Renewal	Yes	No		
2/11/2021	Freiborg	Denise	Water Security Services, Inc.	Armed Security Officer	6460	Yes	Renewal	Yes	No		
2/11/2021	Freiborg	Denise	Water Security Services, Inc.	Armed Security Officer	2708	Yes	Renewal	Yes	No		
2/11/2021	Freiborg	Denise	Water Security Services, Inc.	Armed Security Officer	3438	No	Upgrade	Yes	No		
2/11/2021	Freiborg	Denise	Water Security Services, Inc.	Armed Security Officer	3020	Yes	Transfer	Yes	No		
2/11/2021	Freiborg	Denise	Water Security Services, Inc.	Armed Security Officer	3071	Yes	New	Yes	No		
2/11/2021	Freiborg	Denise	Water Security Services, Inc.	Armed Security Officer	3608	No	New	No	No		
2/11/2021	Freiborg	Denise	Water Security Services, Inc.	Armed Security Officer	3169	No	New	No	No		
2/11/2021	Freiborg	Denise	Water Security Services, Inc.	Armed Security Officer	3609	No	Renewal	No	No		
2/11/2021	Freiborg	Denise	Water Security Services, Inc.	Armed Security Officer	314	No	New	No	No		
2/11/2021	Freiborg	Denise	Water Security Services, Inc.	Armed Security Officer	3510	No	New	No	No		
2/11/2021	Freiborg	Denise	Water Security Services, Inc.	Armed Security Officer	3231	Yes	New	Yes	No		
2/11/2021	Freiborg	Denise	Water Security Services, Inc.	Armed Security Officer	3238	Yes	New	Yes	No		
2/11/2021	Freiborg	Denise	Water Security Services, Inc.	Armed Security Officer	3512	No	New	No	No		
2/11/2021	Freiborg	Denise	Water Security Services, Inc.	Armed Security Officer	3513	No	New	No	No		
2/11/2021	Freiborg	Denise	Water Security Services, Inc.	Armed Security Officer	3514	No	New	No	No		
2/11/2021	Freiborg	Denise	Water Security Services, Inc.	Armed Security Officer	3061	No	New	No	No		
2/11/2021	Freiborg	Denise	Water Security Services, Inc.	Armed Security Officer	122	Yes	New	Yes	No		
2/11/2021	Freiborg	Denise	Water Security Services, Inc.	Armed Security Officer	111	No	Renewal/Upgrade	No	No		
2/11/2021	Freiborg	Denise	Water Security Services, Inc.	Armed Security Officer	411	No	Renewal	No	No		
2/11/2021	Freiborg	Denise	Water Security Services, Inc.	Armed Security Officer	113	No	Renewal	Yes	No		
2/11/2021	Freiborg	Denise	Water Security Services, Inc.	Armed Security Officer	510	No	Renewal	Yes	No		
2/11/2021	Freiborg	Denise	Water Security Services, Inc.	Armed Security Officer	579	No	Renewal	Yes	No		
2/11/2021	Freiborg	Denise	Water Security Services, Inc.	Armed Security Officer	809	No	Renewal	Yes	No		
2/11/2021	Freiborg	Denise	Water Security Services, Inc.	Armed Security Officer	3148	Yes	Renewal	Yes	No		
2/11/2021	Freiborg	Denise	Water Security Services, Inc.	Armed Security Officer	3148	Yes	Renewal	Yes	No		