

Section 93-02-02.1-05 is amended as follows:

93-02-02.1-05. Qualifications for apprentice security officers. To qualify for registration as an apprentice private security officer, an individual:

1. Must complete, within thirty days after being registered with the board, a minimum of ~~sixteen~~ twelve hours of classroom instruction relating to the provision of private security services ~~and a minimum of sixteen or twelve~~ hours of field training. The field training must be supervised either by a security officer who has a minimum of two thousand hours of active service in that grade or equivalent combination of training and experience as defined in section 93-02-02.1-10 or by a commissioned security officer. The training must be at a ratio of no more than four trainees to one officer.
2. Until the apprentice private security officer has fulfilled the requirements in this section, the apprentice may only provide private security services under the direct, onsite supervision of a security officer or commissioned security officer employed by the private security agency.
3. A registration under this section will not be issued after the expiration of a temporary registration issued under North Dakota Century Code section 43-30-05.1 unless the apprentice security officer provides sufficient proof to the board of the completion of the instruction and field training requirements in this section.

History: Effective May 1, 2000.

General Authority: NDCC 43-30-04

Law Implemented: NDCC 43-30-04

Section 93-02-02.1-11 is amended as follows:

93-02-02.1-11. Prohibitions.

1. An individual, while providing private security services, may not:
 - a. Wear, carry, use, display, or possess any identification, badge, uniform, patch, insignia, sign, decal, or other form of identification;
 - b. Make or utter any statement; or
 - c. Use, control, possess, or own any motor vehicle of any kind which is marked or identified by any sign, insignia, decal, equipment, device, or contrivance; which could or might reasonably lead the general public to believe or assume that the individual has any police-type powers or that the individual or vehicle is associated in any way with a governmental law enforcement agency or other governmental agency. Examples of prohibited conduct include use of the word "police", the great seal of the state of North Dakota, or the seal of any political subdivision; or use of any type of common or customary military rank.

2. An individual licensed by the board under this chapter, including the holder of an agency license, may not be employed full time or part time in any

capacity wherein such individual has any police-type powers or access to any official law enforcement records.

3. An individual licensed by the board under this chapter may not solicit or accept any commission or deputization that in any way involves the authority to use or employ, or the use or employment of, any police-type powers, except that of a special deputy sheriff or special police officer, and then, only in the case of an emergency or disaster and only for the immediate time of the emergency or disaster.
4. As used in this section, positions with police-type powers do not include official volunteer civil defense positions or membership in the national guard, reserve, or regular armed forces of the United States, but include positions or membership in the military police, security police, or similar police functions of the regular armed forces of the United States.
5. If a uniform is worn, for identification purposes, the name of the agency that the individual is employed by must be prominently displayed on the uniform.

History: Effective May 1, 2000.

General Authority: NDCC 43-30-04

Law Implemented: NDCC 12.1-13-04

Section 93-02-03-03 is amended as follows:

93-02-03-03. Renewal of licenses and registrations.

1. Licenses and registrations issued by the board expire on September thirtieth of each ~~odd-numbered~~ year.
2. Every individual or agency who previously held a license or registration issued by the board and whose license or registration has expired may have the same restored immediately upon payment of all lapsed renewal fees and any applicable late fees; provided, however, that not more than thirty days has elapsed since the date of expiration, and provided that the individual or agency has not provided private investigative or private security services during the time in which the license or registration was expired.
3. This section does not relieve any person from criminal prosecution for engaging in practice or providing services without a license as required by North Dakota Century Code chapter 43-30. Once a license or registration has lapsed, the individual or agency who held the license or registration may not provide private investigative or private security services until the license or registration is renewed or until a new license or registration is issued.

4. Any individual or agency who fails to renew a lapsed license or registration and who fails to pay all lapsed renewal fees and late fees within the time required by this section must reapply for a new license or registration and meet all the requirements for licensing or registration, including a state and nationwide criminal history record check.

History: Effective March 1, 1990; amended effective May 1, 2000; May 1, 2005; July 1, 2007.

General Authority: NDCC 43-30-04

Law Implemented: NDCC 43-30-11

Section 93-02-03-06 is amended as follows:

93-02-03-06. Fees - Amount - Late fees. In addition to statutory fees, the board charges the following fees:

1. An individual shall must pay a fee of one hundred dollars to take the examination to become licensed to provide investigative or private security services.
2. An individual shall must pay a fee of one hundred thirty dollars to receive an initial license or renew the individual's license to provide private investigative or private security services. In addition, a late fee of fifty dollars must be paid for each month the renewal is late.
3. An individual or entity shall must pay a fee of one hundred dollars to apply for a license to operate a private security or detective agency.
4. An individual or entity shall must pay a fee of two hundred fifty dollars to receive an initial license or renew a license to operate a private security or detective agency.
5. An individual shall must pay a fee of twenty dollars to receive a private security training certificate.

6. An individual shall must pay an annual fee of twenty dollars to receive an armed private security certificate. Armed private security certificates expire on September thirtieth of each year.
7. An individual or entity shall must pay a fee of ten dollars to obtain a duplicate license.
8. An individual shall must pay a fee of ~~eighteen~~ twenty-five dollars to obtain an initial registration to provide private investigative or private security services. ~~There is no charge~~ An individual must pay twenty-five dollars for renewing an individual's registration to provide private investigative or private security services, ~~but a~~. A late fee of ten dollars must also be paid for each month the renewal is late.

History: Effective May 1, 2000; amended effective May 1, 2005.

General Authority: NDCC 43-30-04

Law Implemented: NDCC 43-30-16