

2009 SENATE JUDICIARY

SB 2113

# 2009 SENATE STANDING COMMITTEE MINUTES

Bill/Resolution No. 2113

Senate Judiciary Committee

Check here for Conference Committee

Hearing Date: January 14, 2009

Recorder Job Number: 6988

Committee Clerk Signature

*Diane Davis*

Minutes: **Senator Nething, Chairman**

**Relating to applicants for licensure as a private investigator or private security service.**

**Bill Butcher** – Chair of Private Investigation and Security Board. He explains the bill; and FBI audit said the old language did not work. So they need to change the language to comply.

**Senator Olafson** – Asks what the non-license member would be.

**Butcher** – Replies that it means a member of the firm, someone who is not licensed as a security officer with the state, yet owns a company that performs that service.

**Senator Fiebiger** - Unclear about what non-license member means.

**Butcher** – Replies this is the language recommended to them by the FBI. You don't have to be a license holder to work at an agency, like a secretary or computer person.

**Senator Nething** – Explains anyone doing investigations with the entity, whether they be a non-license member, a partner, an officer, or an owner of at least 10%, you have to make an application and go through the process.

Close hearing for 2113.

**Senator Olafson** motions to do pass, **Senator Lyson** seconded.

**Passed** – 6 yes, 0 no

**Senator Olafson** will carry.



**REPORT OF STANDING COMMITTEE (410)**  
January 14, 2009 12:56 p.m.

**Module No: SR-07-0293**  
**Carrier: Olafson**  
**Insert LC: . Title: .**

**REPORT OF STANDING COMMITTEE**

**SB 2113: Judiciary Committee (Sen. Nething, Chairman) recommends DO PASS**  
**(6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2113 was placed on the**  
**Eleventh order on the calendar.**

2009 HOUSE JUDICIARY

SB 2113

## 2009 HOUSE STANDING COMMITTEE MINUTES

Bill/Resolution No. SB 2113

House Judiciary Committee

Check here for Conference Committee

Hearing Date: 3/3/09

Recorder Job Number: 10007

Committee Clerk Signature

*D. Penrose*

Minutes:

**Chairman DeKrey:** We will open the hearing on SB 2113.

**Bill Butcher, Chair, Private Investigation & Security Board:** Sponsor, support, explained the bill. Our board requires everyone who is licensed or registered with us, as well as owners of private investigative and security agencies to have national criminal checks. These reports are requested by our Board through the ND Bureau of Criminal Investigation from the FBI and the FBI sets the criteria for obtaining these reports. We were audited by FBI in 2008 and we were told that the wording in our statute was not sufficient to secure reports on owners or partners in the agency who are not licensed, upon whom we would want criminal background checks. They provided us with the wording that they thought was appropriate and we incorporated that language in the bill.

**Chairman DeKrey:** Thank you. Further testimony in support. Testimony in opposition. We will close the hearing. What are the committee's wishes in regard to SB 2113.

**Rep. Griffin:** I move a Do Pass.

**Rep. Wolf:** Second.

12 YES 0 NO 1 ABSENT

DO PASS

CARRIER: Rep. Dahl

Date: 3/3/09  
Roll Call Vote #: 1

2009 HOUSE STANDING COMMITTEE ROLL CALL VOTES  
BILL/RESOLUTION NO. 2113

**HOUSE JUDICIARY COMMITTEE**

Check here for Conference Committee

Legislative Council Amendment Number \_\_\_\_\_

Action Taken  DP  DNP  DP AS AMEND  DNP AS AMEND

Motion Made By Rep. Griffin Seconded By Rep. Walz

Representatives	Yes	No	Representatives	Yes	No
Ch. DeKrey	✓		Rep. Delmore	✓	
Rep. Klemin	✓		Rep. Griffin	✓	
Rep. Boehning	✓		Rep. Vig	✓	
Rep. Dahl	✓		Rep. Wolf	✓	
Rep. Hatlestad	✓		Rep. Zaiser		
Rep. Kingsbury	✓				
Rep. Koppelman	✓				
Rep. Kretschmar	✓				

Total (Yes) 12 No 0

Absent 1

Floor Carrier: Rep. Dahl

If the vote is on an amendment, briefly indicate intent:

**REPORT OF STANDING COMMITTEE (410)**  
March 3, 2009 9:36 a.m.

**Module No: HR-38-3883**  
**Carrier: Dahl**  
**Insert LC: . Title: .**

**REPORT OF STANDING COMMITTEE**

**SB 2113: Judiciary Committee (Rep. DeKrey, Chairman) recommends DO PASS**  
**(12 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SB 2113 was placed on the**  
**Fourteenth order on the calendar.**