

## Minutes

### Georgia Board of Private Detective and Security Agencies

#### Work Session Meeting

Thursday, January 20, 2005

#### Minutes Approved by the Board on February 17, 2005

The Georgia Board of Private Detective and Security Agencies held a work session on January 20, 2005, at 237 Coliseum Drive, Macon, Georgia. Mr. John Villines, Chairman, called the meeting to order at 9:00 a.m.

Members present were: James Mitchell, Gary Baker, Chief Woodrow Blue and Robert Warner.

Others present were Steve Lindsey, Executive Director, and Janice Ross, Board Secretary.

#### **Open Session:**

Mr. Villines declared Open Session.

Mr. Villines stated the purpose of the meeting was a work session for goal setting for 2005.

#### **HB 17**

- Mr. Mitchell moved to submit a letter to Rep. Calvin Hill to request that the original language proposed by the Board at the October 14, 2004 meeting be substituted for the language contained in the bill, in order to better accomplish the Board's purposes for proposing the amendment. Mr. Warner seconded. The motion carried unanimously. Mr. Villines will draft a letter for the members' review prior to submitting the letter to Rep. Hill.

#### **Rule Amendments**

- Mr. Lindsey reported that the following rules have been posted and will be presented for approval at a public hearing on February 17, 2005.
  - 509-02-.02
  - 509-02-.07
  - 509-03-.07
  - 509-03-.08
- Mr. Mitchell moved to amend Board Rule 509-2-.03. Mr. Warner seconded. Motion carried. Board Rule 509-2-.03 will be amended as follows:

### 509-2-.03 Issuance of Licenses and Registrations. Amended.

(1) Any applicant for licensure of ~~an In-House Security Operation~~ who is filing the application on behalf of ~~such a~~ firm, association, company, partnership, or corporation shall be the president or secretary of such company or corporation or a member of such firm, association, or partnership; ~~or such individual may designate a chief of security in Georgia to complete application for licensure.~~ Said chief of security officer or member shall be directly responsible for all security operations and must be registered with the Board.

(2) At any time after the receipt by the Board of all documents and fees required by law or by these rules, and after being satisfied that the applicant has the qualifications set forth by law, and has received the minimum training required by rule, the Board may issue a license or registration card ~~notwithstanding the fact~~, provided that reports have ~~not~~ been received from the state and federal agencies to which the applicant's fingerprint cards have been sent. Should any statement appearing in the application or any other form submitted to the Board by the applicant be demonstrated to be untrue or false, the Board will then, at its earliest opportunity, take appropriate action aga inst the applicant.

(3) Upon death, resignation or termination of the license holder of the company, the chief officer of the company shall notify the Board within 10 (ten) business days of the absence of the license holder, and shall request a 180-day grace period to operate the company until a qualified license holder can be submitted to the Board for approval with a new application for company license.

~~(3)~~ (4) Upon death, resignation or termination of a registrant the licensee (employer) shall notify the Board within 30 days of the termination of employment of any registered employee by mailing to the office of the ~~Joint Secretary~~ Division Director the employee's registration and weapon permit cards.

~~(4)~~ (5) Any When any registrant who transfers from one employer to another, the employer must make a new application and submit the appropriate fee to the Board. Refer to the fee schedule for ~~transfer~~ fee. The board may issue the registration with weapon permit to such registrant before receiving the results of the criminal background check, based upon a current registration with weapon permit with another employer.

~~(5)~~ (6) Any When any registrant who is employed by more than one agency (~~dual registration~~) simultaneously, each employer must complete application for licensure registration on behalf of the employee. Each application must be accompanied by the appropriate fee. Refer to the fee schedule for ~~dual registration~~ fee. The board may issue the registration with weapon permit to such registrant before receiving the results of the criminal background check, based upon a current registration with weapon permit with another employer.

### **Private Detective Interested Parties List**

- Mr. Mitchell moved for members of the Board to encourage members of the private detective and security companies to become members of the interested parties list so they may receive, in advance, news of Board actions. Mr. Warner seconded. Motion carried.

### **Newsletter**

- Mr. Mitchell moved to establish a newsletter, to be published on the web page, bi-annually. The Board members will have criteria and topics to be published in the newsletter by the February 17<sup>th</sup> meeting. Mr. Warner seconded. Motion carried.

### **Sanctions Listing on Web Page**

- Mr. Mitchell moved to investigate the technological means of the Professional Licensing Boards Division of creating a sanctions page to search by facility or individual on the home page of the Board. Mr. Baker seconded. Motion carried.

### **Inspection Report**

- Mr. Baker moved to forward a letter to the Attorney General for clarification of a fine schedule including monetary amounts for suspensions and consent orders. Mr. Mitchell seconded. Motion carried.

### **Standard Operating Procedures for Exams**

- Mr. Mitchell moved for each member of the Board to get a commitment from three to five licensed individuals to participate as industry experts in designing exam questions and for board members to also choose three text books from which questions will be chosen. Mr. Warner seconded. Motion carried

### **District Attorney Letters**

- Mr. Baker moved to request a template which will be mailed to district attorneys in instances where a district attorney chose not to prosecute a case forwarded for prosecution by the Board. The letter will seek input from the district attorneys on any further actions that could have been taken by the Board that would have increased the possibility for prosecution. Mr. Warner seconded. Motion carried.

### **In – House Security**

- Mr. Baker discussed the need to license in-house security. Discussion centered on whether licensing in-house security is the right thing to do for public safety. This will continue to be discussed during 2005.

**Adjournment:**

There being no further business. Mr. Mitchell moved to adjourn today's meeting. Mr. Warner seconded the motion. Motion carried.

John Villines  
Chairman

Mollie L. Fleeman  
Division Director  
Professional Licensing Boards

STATE OF GEORGIA

COUNTY OF BIBB

AFFIDAVIT SUPPORTING CLOSING OF PUBLIC MEETING

The Georgia Open Meetings Act, O.C.G.A 50-14-1 et seq., requires that all meetings of an entity covered by the statute must be open to the public unless there is some specific statutory exception which permits the closing of the meeting. If such a meeting is to be closed, the law requires that the presiding person execute a sworn affidavit stating that the subject matter of the meeting or the closed portion thereof was devoted to matters within the statutory exceptions and identifying those specified exemptions relied upon. O.C.G. A. 50-14-4(b). A copy of this affidavit must be filed with the minutes of the meetings in question.

Comes now John C. Villines, the presiding officer identified below and, before an official duly authorized to administer oaths, makes this affidavit in satisfaction of the statutory requirements outlined above.

1. I am the presiding officer of the Georgia Board of Private Detective & Security Agencies.
2. I am over the age of 18 and in other aspects competent to make this sworn statement. I acknowledge that I am giving this statement under oath and subject to penalty of perjury and that I have read the contents of this affidavit prior to signing it.
3. On January 20, 2005 this entity, which is subject to the Open Meetings Act, met. A majority of the quorum of members present voted to close the meeting or a portion thereof for the following indicated reason(s). I hereby certify that during the closed portion of the meeting, only those subjects indicated below were discussed. I also certify that I have reviewed the exceptions provided under the Open Meetings Act that may permit the closing of a meeting and that, to the best of my knowledge, the reasons I have described in detail below meet the requirements for closing this public meeting.
4. The legal authority for closure of this meeting was: O.C.G.A. 43-1-2(k).
5. The subjects discussed and the underlying facts supporting the closing of this meeting are as follows:  
Applications and other personal information submitted by the applicants; information, favorable or unfavorable, submitted by a reference source concerning an applicant; and deliberations of the Board with respect to an application, an examination, a complaint, an investigation, or a disciplinary proceeding.

FURTHER THE AFFIANT SAYETH NOT.

John C. Villines  
PRESIDING OFFICER

Sworn to and subscribed before me this 20th  
Day of January, 2005.

JoAnn Lyde  
Notary Public