

Vermont Secretary of State
Office of Professional Regulation

BOARD OF PRIVATE INVESTIGATIVE & SECURITY SERVICES

**UNAPPROVED MINUTES
MEETING of FRIDAY, MARCH 21, 2003**

1. The meeting was called to order at 9:00 a.m.

Members present: Daniel A. Coane, Chairman; Richard A. Walton; and Robert Edwards, Ad hoc. Absent: Todd Lemieux, Vice-Chair; Christine Schlegel Brown; and Leo P. Blais, Secretary. OPR Staff Present: Christopher Winters, Board Counsel; Carla Preston, Unit Administrator; and Patty Skinner, Administrative Assistant.

Others present: Mark Stockton.

2. The Chair called for approval of the Minutes of the February 21st meeting. Mr. Edwards made a motion, seconded by Mr. Walton, to approve the Minutes of the February 21, 2003 meeting as presented. Motion passed unanimously.

3. Reports:

- a. The Board reviewed and noted the Budget for period ending January 31, 2003.

4. Complaints

- a. Since Brinks had not yet submitted its March Report, a condition of its Stipulation and Consent Order in the matter of PD06-0200, it was tabled until the next meeting.

5. **Licensing**

The following applicants submitted applications to become Firearms Instructors. The Board discussed persons authorized to sign its certification of training form and concluded that it must be signed by the person providing the training (instructor) or his or her designee. The Board's form will be revised for clarification.

- a. **Robin Cook** submitted an application to become a Firearms Instructor for Hunter North Associates, Inc. The Board contacted Mr. Cook and asked him to fax a copy of the training program that he will teach once licensed to do so. Mr. Edwards made a motion, seconded by Mr. Walton, to approve Mr. Cook's application pending review and approval of the additional documentation requested. Motion passed unanimously.

- b. The following applicants submitted applications to become Firearms Instructors for Wackenhut Corp. The Board spoke with Dick Landry to clarify these applications. Mr. Edwards made a motion, seconded by Mr. Walton, to approve the following applications with the understanding that receipt of the Board's Firearms Certification forms to be completed by the National Rifle Association are needed. Motion passed unanimously.

**Gary F. Sherer
Stephen D. Lambert
Spencer P. Bristol**

5. **Licensing** - continued

- c. **Robert C. Boice, Jr.** - The Board reviewed Mr. Boice's application for licensure as an Unarmed Security Guard with TCAR Recovery and Remarketing Service but was unable to approve it as submitted. Additional documentation is needed, therefore this matter is again tabled.

6. Correspondence

- a. The Board reviewed the E-Mail from Ken Barnes regarding a merger between Pinkerton Security and Burns International to become Securitas. The Board concluded that a new agency application is the only documentation necessary provided that the corporate officers remain the same. The employees of the companies will not need to reapply but the new entity must submit a current list of employees. Once received, the employees' records will be updated.
- b. The Board reviewed and noted the letter from Gary Wax with suggestions pertaining to continuing education requirements.
- c. The Board reviewed the letter from Robert H. Gardner from Kemper Insurance with regard to licensure requirements. If persons performing the services are licensed insurance adjusters in Vermont, licensure with the Board is not needed. Mr. Gardner will be provided with the definition regarding private detective and/or private investigator services (Title 26, Chapter 59 §3151). If the acts to be performed constitute the practice of the profession, licensure is required.
- d. The Board reviewed and noted the letter from Ronald L. Morell, Executive Director of Vermont Criminal Justice Training Council in response to Attorney Winters' letter concerning firearms training. Mr. Morell confirmed that the Academy will not provide firearms training as it had in the past. The Board will try to pursue this issue through other means.
- e. Attorney Winters presented information with regard to training requirements that he gathered from other states. Members will review this information further in preparation of formalizing training requirements for the rules. Members discussed individuals from the industry who may be helpful in this regard. Members noted the relationship to homeland security and agreed it was a good idea to get public safety and law enforcement involved in the process. Mr. Coane and Mr. Edwards may contact the appropriate individuals to begin a dialogue.

7. Other Business Introduced by the Board

The Board discussed how to deal with applications that are tabled because the applicants have been unable to obtain documentation. The Board suggested that the applicants note their efforts and status of their request in writing. Applicants should ask the court(s) or other applicable agency to indicate in writing if documents are missing and unable to obtain.

Members were given a copy of the *Private Investigative & Security Services'* newsletter to be sent with renewal notices. This document is located on the Board's Web site.

Members were given a copy of the final version of the "*Firearms Qualification Program Minimum Standards.*" This document is also located on the Board's Web site.

8. Public Comment

Mark Stockton commented on various issues as they arose on the Agenda. He mentioned the Brady Bill which was briefly discussed.

9. The date of the next meeting is scheduled for **Friday, April 18, 2003.**
10. The meeting was adjourned at 12:00 p.m.

Respectfully submitted,

Patty Skinner, Administrative Assistant
Office of Professional Regulation