

Office of Professional Regulation

BOARD OF PRIVATE INVESTIGATIVE & SECURITY SERVICES

**UNAPPROVED MINUTES
Meeting of OCTOBER 24th, 2003**

1. The meeting was called to order at 9:10 a.m.

Members Present: Danny Coane, Chairperson; Robert Edwards and Leo Blais.
Members Absent: Christine Schlegel Brown.

OPR Staff Present: Christopher Winters, Board Counsel, Carla Preston, Unit Administrator; and Patty Skinner, Administrative Assistant.

Others Present: Joseph Tardif and Doreen Horton.

2. The Chair called for approval of the Minutes of August 22nd meeting. Mr. Edwards made a motion, seconded by Mr. Blais, to approve the Minutes as presented. Motion passed unanimously.

3. **Hearing/Stipulations** - None to report.

4. **Reports**

- a. The Board reviewed the September 14th and October 15, 2003 reports from Brinks, a condition of its Stipulation and Consent Order in the matter of PD06-0200. Based on the information submitted, Mr. Edwards made a motion, seconded by Mr. Blais, to accept the reports from Brinks as being in compliance with the order. The Board noted that Brinks entered into this agreement on October 24, 2001 and that as of October 24, 2003 it has met the conditions of the Order. Attorney Winters verified that the Order did not require the Respondent to petition for removal of the conditions. Brink's is now eligible for reinstatement and will be issued an "active" license. Motion passed unanimously.

5. **Legislation/Rulemaking**

The Board reviewed the proposed rules with Mr. Winters, Board Counsel. Several changes have been made to the rules and language has been added with regard to the new training requirements and qualifications for firearms instructors.

The Board discussed the matter of how temporary licenses would be issued and monitored under this system since the license cannot be issued until the Registrant submits proof of training. Ms Preston and Ms Skinner will discuss this issue with others to determine the best solution.

6. **Complaints**

- a. PD-04-0703 - Report of Concluded Investigation was tabled due to lack of a

quorum.

- b. PD-05-0803 - Report of Concluded Investigation was tabled due to lack of a quorum.

7. Applications

The Board reviewed the following applications and took action as indicated.

- a. **William G. Dreyer** B The Board reviewed Mr. Dreyer=s application for licensure as an Unarmed Security Guard with Deter Security. Mr. Roberts made a motion, seconded by Mr. Blais, to preliminarily deny Mr. Dreyer=s application based on failure to provide the information requested by the Board (Title 26, Chapter 59 ' 3181 (b) (15) and ' 3181 (b) (18). Motion passed unanimously.
- b. **Kirstin L. Reilly** B The Board reviewed Ms. Reilly=s application for licensure as an Unarmed Private Investigator with Sally Hansen. The Board noted gaps in her employment history. Mr. Roberts made a motion, seconded by Mr. Blais, to table her application pending receipt of the information regarding her employment history. Motion passed unanimously.
- c. **Eric A. Darling** B The Board reviewed Mr. Darling=s application for licensure as an Unarmed Private Investigator with MJM Investigations. Mr. Blais made a motion, seconded by Mr. Roberts, to preliminarily deny Mr. Darling's application based on failure to provide the information requested by the Board (Title 26, Chapter 59 ' 3181 (b) (15) and ' 3181 (b) (18). Motion passed unanimously.
- d. **Loomis, Fargo & Company** B The Board reviewed the application for Loomis, Fargo & Company as a Security Service Company with Kevin Hohensee as the Qualifying Agent. Based on the information provided, Mr. Roberts made a motion, seconded by Mr. Blais, to approve the company for licensure. Motion passed unanimously.
- e. **Green Mountain Concert Services, Inc.** B The Board reviewed the application for Green Mountain Concert Services, Inc. as a Security Company with Kevin William Cheney as the Qualifying Agent. Mr. Roberts made a motion, seconded by Mr. Blais, to table this application pending receipt of additional information regarding prior work experience. Motion passed unanimously.
- f. **Gary P. LaBounty** B The Board reviewed the application for Gary LaBounty as an Armed Security Guard with MVM, Inc. Based on the information provided, Mr. Roberts made a motion, seconded by Mr. Blais, to approve Mr. LaBounty for licensure. Motion passed unanimously.
- g. **Bobby-Jo Messier** B The Board reviewed Ms. Messier's application for an upgrade from Unarmed to Armed Security Guard with MVM, Inc. Based on the information provided, Mr. Edwards made a motion, seconded by Mr. Blais, to approve Ms. Messier's licensure as an Armed Security Guard. Motion passed unanimously.
- h. **Ernest Linwood Palmer** B The Board reviewed Mr. Linwood=s application for licensure as an Unarmed Guard with Deter Security. Based on the information provided, Mr.

Edwards made a motion, seconded by Mr. Blais, to approve Mr. Linwood for licensure. Motion passed unanimously.

7. Applications - continued

- i. **Kerry Matthew Wheel** B The Board reviewed Mr. Wheel=s application for licensure as an Unarmed Guard with Guardsmark. Based on the information provided, Mr. Roberts made a motion, seconded by Mr. Blais, to table Mr. Wheel=s application pending additional information regarding his employment history. Motion passed unanimously.
- j. **Joseph Tardif** B The Board reviewed Mr. Tardif=s application for licensure as an Unarmed Security Guard with Hunter North. Mr. Tardif was present and discussed his application with the Board. Based on the information provided, Mr. Blais made a motion, seconded by Mr. Roberts, to approve Mr. Tardif for licensure. Motion passed unanimously.

8. Correspondence B None to report.

9. Other Business

- a. The election of officers (Chair; Vice-Chair; and Secretary) was tabled until more Board members could be present.
- b. The issue of Private Investigators doing cross-border work (incidental investigations) in Vermont without a Transitory Permit was discussed. Mr. Blais stated that the key is where the investigation began. He feels that certain work that takes an investigator to another state should be permitted under a reciprocal agreement with the other state, and not require licensure.

Mr. Roberts said he will be attending the IASIR meeting, and will discuss this issue with other states to find out how they deal with this issue. Attorney Winters agreed to research other states (FL, LA, NC and GA) that already have reciprocal agreements.

10. Public Comment - None to report.

- 11. There being no further business, Mr. Blais made a motion, seconded by Mr. Edwards, to adjourn the meeting at 11:45 a.m. Motion passed unanimously.

Respectfully Submitted,

Patty Skinner
Administrative Assistant