

MINUTES

**UTAH
Security Services Licensing Board
MEETING**

December 9, 2010

**Room 210 – 4th Floor – 9:00 a.m.
Heber Wells Building
Salt Lake City, UT 84111**

CONVENED: 9:08

ADJOURNED: 12:13

Bureau Manager:

Clyde Ormond

Board Secretary:

Yvonne King

Board Members Present:

Sheriff Jeff Merrill- Acting Chairperson
Clayton Merchant
Alan Conner
Perry Rose
Kristy Kober
John Tinsley

Board Members Absent:

Chief Johnny McCoy

Guests:

Russell Shinrock, Securitas Security
Jairus Duncan, Garda/TIBA
Robert McIff, Peak Alarm
Larry Jones, CBI
Anthony Santos, CSI
Robert Allen - Allegiance Security Group
Tom Adams, Pride Security
Marc Mahoskey, SPS

DOPL Staff Present:

Susan Higgs, Compliance
Kent Barnes, Compliance

TOPICS FOR DISCUSSION

DECISIONS AND RECOMMENDATIONS

ADMINISTRATIVE BUSINESS:

Approval of the August 12, 2010 and October 21, 2010 Board Meeting Minutes

Mr. Conner seconded by Mr. Rose made a motion to approve the August 12, 2010 and October 21, 2010 Board Meeting Minutes. The Motion carried unanimously.

APPOINTMENTS

09:15 am Compliance - Susan Higgs

Ms. Higgs provided a compliance report of all the Probationers for the board to review. Ms. Higgs also gave a brief history of the Probationers that were compliant and non-compliant. Ms. Higgs stated that one of the concerns compliance has now is that the employer sending the

reports in are not always the same person signing the reports.

The Compliance Unit requires all employer reports be sent directly to their unit so that there is no room for fraud.

09:30 am David Gregg

Mr. Gregg did not show up for his scheduled probation interview with the Board. The Board considers Mr. Gregg non-compliant with his Memorandum.

Ms. Higgs recommended the Board invite Mr. Gregg to one more Board Meeting before moving forward with any additional actions. The Board was in agreement of that.

09:45 am Larry Jones

Mr. Jones appeared before the Board for his scheduled interview. Ms. Kober performed the interview.

Ms. Higgs noted that Mr. Jones was previously non-compliant due the fact that there was no supervisor on the premises where he was performing his work duties. Mr. Jones stated that there is now a supervisor on the work site since he has changed employers.

Mr. Jones requested that his Memorandum of Understanding be modified from indirect supervision to general supervision so that Mr. Jones may accept a promotion as site manager. Ms. Kober recommended that Mr. Jones stay on indirect supervision for now and the board will revisit the request at a later time.

The Board reminded Mr. Jones that his employer reports are his responsibility. The Board considers Mr. Jones to be in compliance with his Memorandum.

The Board would like to see Mr. Jones at the next Board Meeting scheduled February 10, 2011.

10:00 a.m. Michael Sornson

Mr. Sornson did not show up for his scheduled interview before the Board. The Board considers Mr. Sornson non-compliant with his Memorandum.

Ms. Higgs recommended the Division request Mr. Sornson surrender his license instead of going forward with an Order to Show Cause.

Mr. Perry seconded by Mr. Conner made a motion to move forward with a request for Mr. Sornson to surrender his license. The motion carried unanimously.

10:15 am Robert McIff

Mr. McIff appeared before the Board for his probation interview. Mr. Conner performed the interview.

The Board noted the Mr. McIff was in violation at the previous Board Meeting and was considered non-compliant due to the fact that there was no supervisor on the premises where he was performing his work duties. Mr. McIff stated that he has resolved that issue and the supervisor is now on the work site.

Ms. Higgs confirmed that Mr. McIff is current on all his employer reports.

The Board considers Mr. McIff compliant and would like to see Mr. McIff at the next scheduled Board Meeting scheduled February 10, 2011.

10:30 am Anthony Santos

Mr. Santos appeared before the board for his first probation interview. Mr. Conner performed the interview. Mr. Santos is on general supervision and gave the proper definition for that class of supervision. Mr. Santos stated he has had no relapses.

The Board considers Mr. Santos compliant with his Memorandum of Understanding and would like to see him at the next scheduled Board Meeting February 10, 2011.

10:45 am Thomas Adams

Mr. Adams came to the board for his first probationary interview. Mr. Tinsley conducted the interview. Mr. Adams gave a brief history of his criminal charges. The Board noted that Mr. Adams is on general supervision.

The Board considers Mr. Adams compliant with his Memorandum of Understanding, and would like to see him at the next scheduled Board Meeting on February 10, 2011.

11:00 am Christopher Perry

Mr. Ormond reviewed Mr. Perry's application with the Board which had some previous criminal history.

Mr. Rose seconded by Mr. Conner made a motion to deny the application. The motion carried unanimously.

11:15 am Marc Mahoskey

Mr. Mahoskey came before the Board for his appointment concerning his application.

Mr. Mahoskey previously marked no on the questionnaire stating he had no criminal history but the records with the Division showed Mr. Mahoskey previously applied for licensure and was denied due to a charge in 2004. Mr. Mahoskey stated that that the charge was expunged from his record and explained that he did not fully understand the question.

Ms. Kober seconded by Mr. Conner made a motion to approve Mr. Mahoskey's application for full licensure. The

Spencer Wagner

motion carried unanimously.

Mr. Ormond reviewed the circumstances of Mr. Wagner's Probationary license. Mr. Ormond explained that Mr. Wagner had been sending documents stating he had not been working in the state and resides out of state. Mr. Ormond stated that this was extending his time period on his probation and suggested Mr. Wagner surrender his license and then re-apply once he has moved back. It was also noted that Mr. Wagner's license was expired.

The Board suggested placing Mr. Wagner on the agenda for the next scheduled Board Meeting.

Mr. Rose seconded by Mr. Conner made a motion to place Mr. Wagner on the agenda for next scheduled Board Meeting February 10, 2011.

Legislative Business

Mr. Tinsley stated that the industry has a concern with law enforcement being granted an exemption for a Security Officer License. Mr. Tinsley stated that this causes a liability with security companies and municipalities. The Board suggested incorporating clear defining lines of what a Security Officer is authorized to do in comparison to a law enforcement officer acting as a Security Officer.

The Board also discussed the issue of an Armed Security Officer requiring an additional license for Unarmed Security License and if there was a way to combine the two licenses when the licensee is licensed as an Armed Security Officer.

Mr. Ormond stated the he does not perceive the Division has rule authority to make a change in combining or changing the definitions for Armed and Unarmed Security licenses but he would check with the Attorney General's Office.

Sheriff Merrill suggested Mr. Tinsley e-mail the proposed bill to him and he would take it to the Sheriffs Association

Proposed Rule

Mr. Ormond presented proposed rule changes for the Board to review. These proposed rule changes were reviewed at the previous meeting but could not be voted on due to the fact that there was no quorum. These changes are with respect to Contract Security.

The changes consisted of the following:

R156-63a-201 (e) This includes changes to the Advisory Peer Committee Membership consisting of one member who is a trainer associated with the Utah Peace Officers

Association.

R156-63b-302a © This rule includes to the requirement to provide a copy of a driver's license issued by a state of the United States or the District of Columbia or an identification card issued by a state of the United States.

R156-63a-302g- This rule consists of the immediate issuance of an Interim Permit which would replace the On the Job Training (OJT).

R156-63a-304 (6 & 7)- This rule consists of continuing education which would require the licensee and providers to maintain proper records/certificates as a condition of renewal for Armed and Unarmed Security Officers.

R156-63a-307, This will be eliminated consisting of On the Job Training (OJT).

R156-63a-602 (2) & (5) This rule includes changes to the operating standards and approved education/training programs for Armed and Unarmed Security Officers

R156-63a-603- This includes changes in content of approved basic education/training programs.

R156-63a-610- This rule includes changes to the required markings, lighting and signal devices on security vehicles.

The following proposed rules are changes with respect to the Armored Car Security. The changes consisted of the following:

R156-63b-302a ©This rule includes to the requirement to provide a copy of drivers license issued by a state of the United States of America or the District of Columbia or an identification card issued by a state of the United States

R156-63a-302g – This rule consists of the immediate issuance of an Interim Permit. This would take the place of the On the Job Training (OJT).

R156-63b-304 (7) & (8) This rule consists of continuing education which would require the licensee and providers to maintain proper records/certificates for Armored Car Security Officers as a condition of renewal.

R156-63b-307- This rule will be eliminated consisting of On the Job Training (OJT).

Mr. Tinsley seconded by Mr. Conner made a motion to go forward with the proposed rules as amended. The Motion

carried unanimously.

ADJOURN:

Note: These minutes are not intended to be a verbatim transcript but are intended to record the significant features of the business conducted in this meeting. Discussed items are not necessarily shown in the chronological order they occurred.

02/15/2011

Date Approved

(ss) Sheriff Jeff Merrell

Acting Chairperson, Security Services Licensing Board

02/15/2011

Date Approved

(ss) Clyde Ormond

Bureau Manager, Division of Occupational & Professional
Licensing