



Ohio Private Investigation & Security Services Commission
September 27, 2012
Approved Minutes

Commission Meeting Date and Location: September 27, 2012, Ohio Department of Public Safety, 1970 W. Broad Street, Columbus, Ohio 43223

Commission Members Present: Mr. Rodney Armstrong, Mr. Mike Cohen, Mr. Steven Cotner, Mr. Dennis Deskins, Mr. Dwight Holcomb, Mr. Gregg Hollenbaugh, Mr. Jeffrey Parson, Mr. Joseph Powell, Mr. Mark Wasylyshyn

Commission Members Absent: Mr. Brian Simms

Also Attending: Robert Booker, James Canepa, Aleta Dodson, Julie Faulconer, Ralph Portier, Paul Rapp, Arnie Schropp, Jr., Anne Vitale

Visitors Attending: Mary Broyles and Roger Le, Ohio Police Office Training Commission; Michael Moran, Ohio Association of Security and Investigation Services (OASIS); Terry Myer, Columbus Detective Agency; Ted Owens, Ohio Special Services Group; Wayne Sever, Highland;

Mr. Mike Cohen, Chair, called the meeting to order at 1:06 PM.

ROLL CALL:

Mr. Rodney Armstrong	Here	Mr. Gregg Hollenbaugh	Here
Mr. Mike Cohen	Here	Mr. Jeffrey Parson	Here
Mr. Steven Cotner	Here	Mr. Joseph Powell	Here
Mr. Dennis Deskins	Here	Mr. Brian Simms	
Mr. Dwight Holcomb	Here	Mr. Mark Wasylyshyn	Here

A quorum was present to conduct business. Mr. Cohen read a resignation letter from Gary Wolske.

OLD BUSINESS

Mr. Cohen asked if there was a motion to approve the minutes from the August 2, 2012, OPISSC meeting.

ACTION: Motion to approve the August 2, 2012 meeting minutes. Cotner first. Parsons second. None opposed. None abstained. Motion approved.

NEW BUSINESS

A list of proposed commission meeting dates for 2013 was distributed for review. Mr. Cohen said these are suggested dates and can be changed.

COMMITTEE REPORTS

Legislative Committee, Mike Moran

The Legislative Committee finalized revisions to 4749. and approved for presentation to the Commission. Mr. Moran provided an overview of the changes and some of the major changes include instituting portability, requiring eight hour training, and allow the Department of Public Safety to also look at criminal record of the business owner, not just the qualifying agent.

After consideration and discussion, the Commission made the following changes to the document:

Page 5 - remove "Governor shall make initial appointment";

Page 6 - Line 8 - revise 4,000 hours to 2,000 hours and add "or college degree from an accredited university" to the experience requirement;

Page 14 - Section A(3) - revise to "and/or" between private investigation and security officer registration;

Page 15 - Line 33 - revise to "from the licensee on behalf of the Department"

Page 16 - Item G - line 24 - reinsert "every two years";

Page 16 - line 37 - insert "licensees may only utilize registrants in the capacity for which they are duly registered" before "nothing";

Review the registration card to ensure it says registered security officer, registered private investigator or both.

Mr. Holcomb again wanted to voice his objection to the change that would not allow retired law enforcement officers to fill the public seat on the commission.

A brief discussion occurred regarding when law enforcement officers working within their jurisdiction at local athletic events are exempt from security registration requirements. If they are an employee of an organization that is not a contract security or investigation company, they are exempt if the school employs them, pays them with a payroll check, and withholds taxes (this is considered proprietary). If the law enforcement officer provides security for a school but sub-contracts nine others to work, then they are running a company and need licensed. If law enforcement officers want to work for a proprietary entity or a corporation that is running its own security, they are allowed to do that as long as they are not employing people themselves while working in their jurisdiction; they are also okay if they are working outside their jurisdiction as long as their chief and the chief of the jurisdiction they are working in know they are doing that. Mr. Cohen said if you register everyone who works for you, then you do not have to worry about these issues. Mr. Moran said they have to be reported. It is a company decision.

ACTION: Motion to revise document with the changes discussed today of the legislative rewrite of 4749., including adding the firearm language Mr. Moran submitted. The document will be forwarded to the Director of the Department of Public Safety for his review; the director will then report his recommendations and any changes to the Commission for review. Armstrong first. Cotner second. None opposed. None abstained. Motion passed.

Mr. Cohen proposed posting the draft on the website for public review and comment. Mr. Schropp preferred to wait to post until the Director of DPS has a chance to review and report to the Commission. Members were in agreement.

Training Committee, Mike Cohen

Mr. Cohen indicated there is a vendor that has already developed the type of training with a variety of modules that the committee is interested in requiring. Mr. Booker will work on setting up a demonstration for the committee.

ALRS Phase I of III Database Rewrite, Arnold Schropp

Mr. Schropp reported that phase I is scheduled to go live November 15th and Phase II will be implemented January 1. The hope is to have the license renewal online as part of phase II, which will help in the January and February time frame. Mr. Schropp said until the legislation is changed, license renewals are still within the compressed time frame of January through the end of March.

Enforcement Compliance Report, Paul Rapp

Paul Rapp reported there are forty-seven cases being worked and there are twenty-seven notices of opportunity of hearing being processed by the Legal department. Mr. Rapp said the types of cases being handled are registration violations, FABs, and individuals operating as unlicensed security guards. To date, one-hundred four complains have been received this year, a lot of which were not workable.

Mr. Rapp said the section is in the process of hiring one investigator and two other positions will be posted in the near future. Once the investigation section is fully staffed, they will be making random checks in the industry and asked for cooperation. Mr. Hollenbaugh wanted to ensure that when the investigators are doing inspections that they are sensitive to the work being performed and do not create a dangerous situation. Mr. Hollenbaugh requested a copy of the compliance report commission members normally receive at every meeting and Mr. Schropp will e-mail to them.

PUBLIC COMMENTS

Ted Owens, Ohio Social Services Group, brought up concern over the PISG investigator's safety when working in the field. Mr. Schropp shares this concern, but said investigators would contact local law enforcement if the situation warrants it. Mr. Cotner asked whether a person under disability would be dealt with appropriately and Mr. Schropp said they would.

Mr. Cohen reported the next meeting will be November 7th at 1:00 PM in Room 134 at the Department of Public Safety, 1970 W. Broad Street, Columbus.

ACTION: Motion to adjourn the meeting. Wasylyshyn first. Cotner second. None opposed. None abstained. The meeting adjourned at 2:46 PM.