



## Ohio Private Investigation & Security Services Commission (OPISSC) June 12, 2013, Minutes

Commission Meeting Date and Location: June 12, 2013, Ohio Department of Public Safety, 1970 W. Broad Street, Columbus, Ohio 43223

Commission Members Present: Mr. Rodney Armstrong, Mr. Mike Cohen, Mr. Joe Montgomery for Mr. Tom Charles, Mr. Steven Cotner, Mr. Dennis Deskins, Mr. Dwight Holcomb, Mr. Gregg Hollenbaugh, Mr. Jeffrey Parson, Mr. Ralph Portier, Mr. Brian Simms, Mr. Mark Wasylshyn

Commission Members Absent: Mr. John Born, Mr. Bryan Kirk, Mr. Joseph Powell

Also Attending: Aleta Dodson, Julie Faulconer, Paul Rapp, Arnie Schropp, Andy Spencer, Anne Vitale

Visitors Attending: Gina Krenek, Allied Barton Security; Theresa Martelli and Anastasia Milakovic, Ohio State Highway Patrol; Angel Poynter, Securitas; Wayne Sever, Highland Security

Mr. Mike Cohen, Chair, called the meeting to order at 1:00 PM.

### **ROLL CALL:**

Mr. Rodney Armstrong	Here	Mr. Gregg Hollenbaugh	Here
Mr. John Born		Mr. Bryan Kirk	
Mr. Mike Cohen	Here	Mr. Jeffrey Parson	Here
Mr. Montgomery for Mr. Charles	Here	Mr. Ralph Portier	Here
Mr. Steven Cotner		Mr. Joseph Powell	
Mr. Dennis Deskins		Mr. Brian Simms	Here
Mr. Dwight Holcomb	Here	Mr. Mark Wasylshyn	

A quorum was present to conduct business.

### **OLD BUSINESS**

**ACTION: Motion to approve the February 28, 2013, meeting minutes.** Holcomb first. Simms second. None opposed. None abstained. Motion approved.

**ACTION: Motion to approve the April 25, 2013, meeting minutes.** Portier first. Armstrong second. None opposed. Holcomb abstained. Motion approved.

### **Rewrite of 4749.**

Mr. Cohen said the proposed revisions to 4749. approved by the Commission were submitted to the Department of Public Safety (DPS). They have reviewed and resubmitted to us with recommended changes. These recommendations were submitted to the Ohio Peace Officer Training Commission (OPOTC), but they have not yet responded. Discussions have mainly

been about the Ohio Peace Officer Training Academy (OPOTA) firearm issues and whether sheriffs or DPS will issue PISG registration cards. Once these issues are resolved, revisions to 4749. can move forward. Ms. Vitale said she is waiting for either questions from the Commission or their final recommendation to ODPS before preparing final language. She noted sections 4749.03 and 4749.06 contained in the 4749. changes sent to the Commission were redrafted, not just amended.

**\*\*\* Mr. Cotner and Mr. Wasylyshyn arrived at 1:15 PM \*\*\***

Mr. Schropp said DPS is in support of having the Ohio Peace Officer Training Academy (OPOTA) security guard initial and re-qualification firearm training streamlined and mirror peace officers, but that decision is up OPOTC. DPS will continue to issue the PISG registration cards since they are the regulatory authority to do so. Mr. Schropp said the original thought was to have the sheriff administer the FAB requalification to streamline the process, but DPS never brought up PISGS not issuing the cards. Even if the Sheriffs issued the cards, many would not be able to be issued the same day as they still need to wait for BCI results. Mr. Wasylyshyn said the majority could be issued the same day. Mr. Armstrong said from the standpoint of speeding things up, it would be unnecessary for the firearm requalification if annual dates like peace officers are used.

Members also discussed whether to introduce 4749. without the OPOTC firearm issue requiring changes in 109., or wait for the firearm issues to be worked out with OPOTC and introduce everything at once. They questioned whether OPOTC's resistance to the changes is the viewpoint of the institution. Since 1992, OPISSC has been attempting to modernize 4749. and many members are hesitant to delay seeking legislation until the firearm issue is resolved with OPOTC. If the legislation is delayed further, members were concerned at potential administration and staff turnover that could jeopardize the commission's legislative efforts. To minimize delaying the rewrite, Mr. Cohen suggested submitting 4749. with the changes impacted by 109., and if OPOTC doesn't agree, that language could be removed. Ms. Vitale said the Commission can recommend that to the Department.

Mr. Montgomery said Colonel Born is also on the OPOTC Board and agrees that OPOTA should work with the Commission to streamline the process. He said DPS will reach out to the Attorney General's office to see about speeding the process up. Mr. Armstrong said he brought up the issue at the last OPOTC meeting. He said some commission members had questions and requested a draft of the proposed 109. changes. Mr. Cohen requested a meeting with the OPOTC interim director first to determine if we are spinning our wheels on the issue. Mr. Montgomery suggested requesting having this put on the OPOTC agenda and provide members with handout materials for review prior to the meeting. Mr. Montgomery said DPS supports streamlining the requalification process and would have no problem saying this is what we want done as well.

**ACTION: Motion to contact the Ohio Peace Officer Training Commission (OPOTC) to be placed on their July 18<sup>th</sup> meeting agenda, send them our concerns and recommendations involving the firearm bearer portion of the 4749. rewrite that directly involves OPOTA for their review prior to the meeting, and select representatives from this commission to**

**attend the meeting.** Wasylyshyn first. Parsons second. None abstained. None opposed. Motion approved.

Mr. Montgomery will provide the OPOTC contact information to Ms. Dodson. Mr. Cohen will contact members of the Legislative Committee and have Mr. Moran prepare a draft of the 109. revisions. Ms. Dodson will send the 109. draft to the OPOTC contact to forward to their members and OPISSC members, and will notify OPISSC members of the meeting date.

## **COMMITTEE REPORTS**

### Training Committee, Rodney Armstrong

Mr. Armstrong said the DPS e-Learning group assigned training units to each subject matter expert to review. Ms. Vitale submitted recommended changes for Chapters 1 through 3 and a meeting is scheduled to discuss them. Ms. Vitale continues to review the remaining chapters.

### Legislative Committee and Portability Committees, Mike Cohen

Mr. Cohen said these committees are up-to-date.

### ALRS Phase III, Aleta Dodson

Ms. Dodson reported IT personnel are working on converting items such as company roster reports from the ALRS database to the PISGS database. She estimates companies will be able to add qualifying agents and new registrants online around July 1<sup>st</sup>. The walk-up window will be closed July 5<sup>th</sup> due to the holiday weekend and employee vacations.

### Investigative Compliance Report, Paul Rapp

Mr. Rapp distributed copies of the compliance report summarizing the current caseload. Mr. Hollenbaugh asked how many kickbacks have been received through the Retained Applicant Print background check (RAP back). Mr. Rapp said notifications of a hit are received, but PISGS has to request and wait for the results. If the arrest is of a serious nature (theft, sexual assault) or a disqualifying offense, the company will be called. Mr. Armstrong said when RAP back was initiated, companies were to be notified any time one of their guards received a hit, regardless of the offense (i.e. DUI). Ms. Vitale said the reason PISGS receives RAP backs is in case action needs taken against a licensee for disqualifying offenses. It is not legally mandated that PISGS notify companies of every arrest, which would be beyond its regulatory authority and could be a huge burden. Audience member Wayne Sever thought the new database is supposed to let companies go online to see who is getting whacked. Ms. Dodson did not believe that was to be built into the database. Individuals or companies would be flagged if there is a case on them for internal processing purposes.

**\*\*\* Ms. Vitale left at 2:05 PM \*\*\***

Mr. Rapp announced this would be his last Commission meeting as he will be retiring. Mr. Cohen said he enjoyed working together and thanked him for his service.

## **NEW BUSINESS**

Mr. Cohen said once the OPOTC piece is resolved, the final rewrite from the Commission will be submitted to Ms. Vitale and DPS. The ultimate decision on issuing ID cards is up to DPS.

Ohio Department of Public Safety  
Ohio Private Investigation & Security Services Commission (OPISSC)  
June 12, 2013  
FINAL Minutes

Mr. Cohen said there will not be a July meeting. The next meeting will be Wednesday, August 21<sup>st</sup> at 1:00 PM at 1970 W. Broad Street, Columbus, Ohio, in Motorcycle Room 134.

**ACTION: Motion to adjourn.** Wasylyshyn first. Armstrong second. None abstained. None opposed. Motion passed.

The meeting was adjourned at 2:08 PM.