



Alabama Security Regulatory Board
2777 Zelda Road
Montgomery, AL 36106
(334) 269-9990
Fax (334) 263-6115
www.asrb.alabama.gov

MINUTES
Board Meeting
Thursday, November 10, 2016

The Alabama Security Regulatory Board met on Thursday, November 10, 2016 at its office located at 2777 Zelda Road, Montgomery, Alabama, in order to conduct business. The following Board members were in attendance: Mr. Kevin Murphy (Chair), Mr. Burke Swearingen (member), Debra Davis (member) and Sheriff Ben Bates (member). Board members not in attendance was Ms. Stephanie Ortel. Also in attendance were Mr. Keith E. Warren (Executive Director), Mr. Cameron McEwen (Legal Counsel), Mr. Randy Barrows (Administrator), Mr. Mike James (Investigator) and Ms. Renee' Reames (Executive Secretary to Mr. Warren and serving as recording secretary). The meeting was called to order at 1:45 p.m. by Mr. Murphy.

Public Notice of this regularly scheduled meeting was submitted to the Secretary of State's web site at www.sos.alabama.gov in accordance with the requirements of the Alabama Open Meetings Act, and advertised on the Board's web site.

Mr. Warren administered the oath of office to new board members, Debra Davis and Sheriff Bates.

The minutes from August 11, 2016 Board meeting were presented for the Board's approval. A copy of the minutes was provided to the Board members prior to the meeting for their review. Mr. Swearingen made a motion to approve the August minutes as presented. The motion was seconded by Ms. Davis and unanimously approved by the Board.

The minutes from May 12, 2016 Board meeting had been revised by removing Sheriff Lockhart from the Board roll call, since a Board member had been appointed to the position. Mr. Swearingen made a motion to accept the May 12, 2016 Board meeting minutes as amended. The motion was seconded by Ms. Davis and unanimously approved by the Board.

Mr. Warren presented the Executive Director's Report (report on file in the official Book of Minutes), which included financial information as of September 30, 2016, as well as information on the total number of active licensees and company inspections that had been conducted. He reported that the budget for FY 2017 had been increased from FY 2016. He also reported on the total number of consumer complaints received in FY 2016 and to-date in FY 2017. Mr. Warren reported that four consent agreements would be presented at the meeting for the Board's consideration.

Mr. Warren presented the Administrator's Report on activities performed by staff since the last Board meeting (report on file in the official Book of Minutes).

Mr. McEwen presented the Legal Counsel's Report to include four (4) Consent Agreements. He presented the Consent Agreement concerning case 2016-026C, indicating that the Respondent had paid their fine, and he recommended approval of the Agreement as written. Mr. Swearingen made a motion to approve the Consent Agreement as presented. The motion was seconded by Sheriff Bates and unanimously approved by the Board.

Mr. McEwen presented the Consent Agreement concerning case 2016-023C, indicating that the Respondent had paid their fine, and he recommended approval of the Agreement as written. Sheriff Bates made a motion to approve the Consent Agreement as presented. The motion was seconded by Mr. Swearingen and unanimously approved by the Board.

Mr. McEwen presented the Consent Agreement concerning case 2016-024BR, indicating that the Respondent had paid their fine and he recommended approval of the Agreement as written. Mr. Swearingen made a motion to approve the Consent Agreement as presented. The motion was seconded by Sheriff Bates and unanimously approved by the Board.

Mr. McEwen present the Consent Agreement concerning case 2017-003C, indicating that the Respondent had not paid their fine, pending the Board's approval. The Board discussed the error in listing the 1991 date. Ms. Davis made a motion to approve the Consent Agreement as amended with the correct date. The motion was seconded by Mr. Swearingen and unanimously approved by the Board.

Mr. McEwen presented information on modifying the Board's statute and the proposed changes include subpoena authority. Also discussed was misdemeanor criminal offenses and disciplinary action against both the security guard and the contract-security company. The process of resolving violations was discussed by the Board, e.g. cease and desist issued, cases of continued violations, second notification, disciplinary committee review and determination on a case-by-case basis to pursue in criminal or civil court.

The Board also discussed the training requirements be addressed further in the statute. Mr. James, Board Investigator, commented on the International Association of Security and Investigative Regulators meeting he attended which included discussion on training requirements. It was the consensus of the Board to defer further discussions until the next meeting and asked that a Rule be drafted based on the statute's jurisdiction allowing flexibility in the number of hours and type training.

The Board discussed amending the statute to include compensation to Board members attending meetings and consider limitations in the number of meetings annually (fiscal year or calendar year).

Mr. Barrows presented a Memorandum of Understanding (MOU) between ALEA, the Board and the management company, Warren & Company, Inc. He explained that the MOU included FBI requirements, along with the agreement that licensee background fees and licensing fees would be submitted in one check to the Board and the Board would be billed by ALEA for criminal background services. Mr. Swearingen made a motion to approve the MOU as presented, which would be effective for two years beginning

October 1, 2016. The motion was seconded by Sheriff Bates and unanimously approved by the Board.

Mr. Warren presented Rule 832-X-1.10 Fees which has been revised for allow for the Board to assess a criminal history background fee made payable to the Board. Ms. Davis made a motion to approve the revised Rule 832-X-1.10 as presented. The motion was seconded by Sheriff Bates and unanimously approved by the Board.

Mr. Murphy presented for the Board's approve dates in 2017 for the Board to conduct meetings. Sheriff Bates made a motion to approve the following dates for the Board to hold meetings: January 12th, May 11th, August 10th and November 9th. The motion was seconded by Ms. Davis and unanimously approved by the Board.

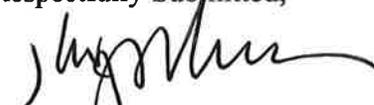
Mr. Warren reported that the annual election of officers were due. Mr. Swearingen made a motion that the current officers remain the same with Mr. Murphy as Board Chair and Ms. Ortel as Vice Chair. The motion was seconded by Ms. Davis and unanimously approved by the Board.

Mr. Murphy welcomed guest and opened the floor for comments. There were no comments from the guest.

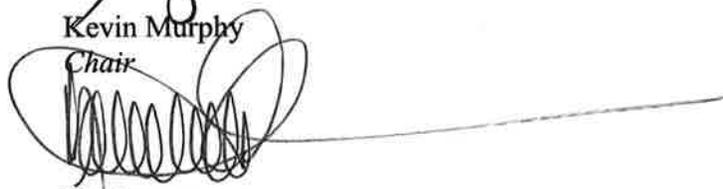
The next meeting of the Alabama Security Regulatory Board is scheduled to meeting on Thursday, January 12, 2017 at 1:30 p.m.

There was no further business and Mr. Swearingen made a motion to adjourn the meeting. The motion was seconded by Sheriff Bates and Mr. Murphy adjourned the meeting at 2:30 p.m.

Respectfully Submitted,



Kevin Murphy
Chair



Keith E. Warren
Executive Director

/rr