

BOARD DOCUMENT NO. 07-04

PRIVATE DETECTIVES LICENSING BOARD
Minutes of the Meeting
held on
May 17, 2007
at 9:30 a.m.
Indiana Professional Licensing Agency
402 West Washington Street,
Room W064
Indianapolis, IN 46204

Board Members in Attendance: Fredrick Graessle, Vice-President
Steven G. Craycraft
Cpt. Douglas Shelton, ISP Representative
Penelope Hughes
C. Tim Wilcox

Board Members Absent: Don Johnson, President
Dean Jessup

State Official present: Donna Sembrowski, Deputy Attorney General

Minutes transcribed and
Compiled by: Deborah Widemon, Board Director

**MINUTE NO. 07-22
CALL TO ORDER**

The application review committee meeting commenced at 9:00 a.m. The regular board meeting was called to order at 9:30 a.m., pursuant to public notice of the board posted at least forty-eight (48) hours prior to the time of the meeting. The agenda is attached and marked as **EXHIBIT 07-04A**.

**MINUTE NO. 07-23
ADOPTION OF THE AGENDA**

P. Hughes moved to adopt the agenda. T. Wilcox seconded the motion. Motion carried.

**MINUTE NO. 07-24
ADOPTION OF THE MINUTES**

MARCH 15, 2007 MEETING OF THE BOARD

S. Craycraft moved to adopt the minutes of March 15, 2007. P. Hughes seconded the motion. Motion carried.

APRIL 3, 2007 CONFERENCE CALL MEETING

T. Wilcox moved to adopt the minutes of April 3, 2007. P. Hughes seconded the motion. Motion carried.

**MINUTE NO. 07-25
ADMINISTRATIVE HEARINGS**

STATE OF INDIANA vs. JAMES E. RICHARDSON, LICENSE NO. AE2050130 & AE299049837 AND INDIANA INVESTIGATIONS, INC., LICENSE NO. PD19900077 ADMINISTRATIVE CAUSE NO. PDLB 07-04 AND PDLB 07-05 – RE: COMPLAINT

The Respondent was not present and was not represented by counsel. Tanisha Willoughby, Deputy Attorney General represented the State of Indiana. The State requested that PDLB 07-04 and PDLB 07-03 are combined. Ms. Willoughby further requested that the Board issue a Notice of Proposed Default since the Respondent did not appear.

C. Hughes moved to combine the matters in these cases. T. Wilcox seconded the motion. Motion carried.

S. Craycraft moved to issue a Notice of Proposed Default. F. Graessle seconded the motion. Motion carried.

**MINUTE NO. 07-26
DELIBERATIONS AND POSSIBLE ISSUANCE OF FINAL ORDER
IN THE MATTER OF DUANE GENE JOHNSON D/B/A DUANE G. JOHNSON
MINISTRIES, INC. – RE: ADMINISTRATIVE LAW JUDGE’S ORDER**

The Board reviewed the ALJ order and noted that Dean Jessup, the ALJ recommended approval for licensure. S. Craycraft moved to affirm the ALJ order. T. Wilcox seconded the motion. Motion carried.

**MINUTE NO. 07-27
ACTION ON APPLICATIONS - NEW APPLICATIONS FOR INITIAL ISSUANCE,
APPLICATIONS PREVIOUSLY TABLED, RENEWAL APPLICATIONS**

During the application’s committee meeting, the Board considered the issuance of a license to the above listed applications.

A list of approved, tabled and denied applications are attached and marked as **BOARD EXHIBIT 07-04B**.

**MINUTE NO. 07-28
OLD/NEW BUSINESS**

**MAGNUM SECURITY SERVICES, INC., PD19500002
RE: REQUEST TO CONTINUE BUSINESS AFTER THE DEATH OF HE QUALIFIER**

The Board reviewed the request from Magnum Security Services to continue business after the death of their qualifier. The Board noted that the agency also submitted a new application with a new qualifier, which was approved. The Board determined that this request was moot since the qualifier had been approved.

**CHENEGA INTEGRATED SYSTEMS, LLC
RE: REQUEST WAIVER OF RESIDENCY REQUIREMENT FOR QUALIFIER**

The Board reviewed this request for waiver of an Indiana resident licensee and determined that the request was moot because of the upcoming statute that repeals the residency requirement.

**MINUTE NO. 07-29
DISCUSSION**

**POTENTIAL AMENDMENTS TO IC 25-30 AND TITLE 862 OF THE INDIANA
ADMINISTRATIVE CODE**

DISCUSSION OF SENATE ENROLLED ACT NO. 506

Wade Lowhorn, Deputy Director for IPLA informed the Commission that SEA 506 had been signed by the governor and will become effective July 1, 2007. He further informed the Board of the following changes that became effective with the new statute requirement.

1. The name of the Board is now the Indiana Private Investigator and Security Guard Licensing Board. There are two separate professions (private investigator firm and security guard agency). He suggested that the Board send each existing agency a letter informing them of the new statute change and requesting that they choose which license they would like to hold. And if the agency would like to practice both professions they should submit an application for consideration by the Board for the other profession.
2. The \$7,000 surety bond requirement was repealed. All licensees must hold at least a \$100,000 general liability insurance policy that must list the Indiana Professional Licensing Agency on the policy.
3. All licensees are required to maintain a list of their authorized employees (AE) and submit a list to the Board upon request. IPLA will no longer send AE identification cards to the agency and will not maintain this information.
4. The licensure period increased to four (4) years, with a fee a licensure fee of \$300.00. Suggested that the private investigator firm license expire on the even year and that the security guard agency license expire on the odd year.
5. The residency requirement was repealed, which also means that the Indiana resident licensee is no longer required for out of state applicants.

Mr. Lowhorn further informed the Board that a number of AE renewal applications have been received and he expressed concerns with renewing the AE cards for a two year period when they will only be able to utilize the card until July 1, 2007. He suggested that the Board consider changing the expiration date for all AEs that expire between May 8, 2007 and June 30, 2007 to July 1, 2007. And any AE renewal fees submitted will be returned to the agency with a letter of explanation. Renewal fees for the agency will be accepted and the agency will be updated accordingly.

F. Graessle moved to change the expiration date of all AEs that expire between May 8, 2007 and June 30, 2007 to July 1, 2007. P. Hughes seconded the motion. Motion carried.

BOARD MEETING DATES

The Board discussed the need to meet on a monthly basis until further notice in order to implement the new licensure requirements. The next board meeting will be held on June 21, 2007.

**MINUTE NO. 07-30
ADJOURNMENT**

There being no further business, the meeting adjourned at 11:15 a.m.

DATE: _____

Fredrick Graessle, Vice President

ATTEST:

Deborah Widemon, Board Director