

Private Security/Investigator Policy Committee Minutes March 30, 2010

The Private Security/Investigator Policy Committee held a special telephonic meeting on March 30, 2010, at the Department of Public Safety Standards and Training, 4190 Aumsville Hwy SE, Salem, OR. Chair Jeff Martin called the meeting to order at 1:38 pm.

Attendees

Policy Committee Members:

Jeff Martin, Chair, Paragon Monitoring Center
Shawn Cardwell, Vice-Chair, RAMS Specialized Security Services, Inc.
Bill Geiger, Unarmed Security, CYA and Vanguard Security Solutions
Eric Morse, Manufacturing Industry, Lattice Semiconductor
Judy Pongratz, Private Business, Goodwill Industries
James Essam, Alarm Monitoring
Ernie Loy, Retail Industry, Bi-Mart
Phil Agrue, Private Investigators, OBA
Art Smith, Private Investigators
Robert Smith, Healthcare Industry, Kaiser Permanente
Bonnie Narvaez, Public Member

Committee Members Absent

Ed Winnett, Armed Security, Paragon Systems, Inc.

Guests:

Anthony Davenport

DPSST Staff:

Teresa Naugle, Manager
Karen Evans, Investigator
Chris Brodniak, Investigator
Suzzane Baker, Compliance Specialist
Mike James, Training Development Specialist
Marilyn Lorange, Standards and Certification
Brian Henson, Staff
Eriks Gabliks, Director



1. Chair's Report and Administrative Announcement

“This is a public meeting, subject to the public meeting law and it will be tape recorded.”

2. **Proposed Amendment to Oregon Administrative Rule 259-060-0500**

Chair Martin read the identified Issue and Historical Background portion of the proposed rule change for OAR 259-060-0500. The group will be voting today on whether to file the proposed rule language with the Secretary of State as a temporary rule, proposed rule, and a permanent rule if no comments are received. The temporary rule would be effective July 1, 2010, and may only be in effect for 180 days. This would allow the process for permanent rule to proceed until December 28, 2010. The change to the rule is the amount of the licensing fees for the Supervisory Manager, Instructor and Private Security Professional.

Chair Martin asked staff to address the methodology and processes for the proposed fees. Program Manager Teresa Naugle discussed budget preparation and how the Department projects future revenue and expenditures. She also talked about the Policy Option Package that was submitted for the 2009-11 biennium for the two new positions – Curriculum Development Specialist and Compliance Specialist. The Policy Committee accepted and approved a \$25 fee increase for all Private Security certifications and licenses to cover the costs associated with those new positions. The fee increase was intended to start on July 1, 2010; however, due to carryover balances and the unit adhering to a revenue neutral requirement, the fee increase was not implemented. Due to economic volatility, the fee increase will now need to be implemented to cover the expenses.

Chair Martin provided the group with the fee amounts of the short-term increase that was implemented in the 2003-05 biennium.

There are currently no fee changes for the Executive Manager license in this proposal because of the impact on small businesses. He then opened it up to the Committee for discussion and questions.

Ernie Loy asked about the two positions that were added and if they serviced both the private security and private investigator programs. Teresa Naugle stated that the majority of the duties that they provide are focused towards the Private Security program.

Bonnie Narvaez asked for the figures for total revenue for the 2007-09 and the current revenue for the 2009-11 biennia. Brian Henson advised the group that we are bringing in approximately \$20,000 less a month than what we need to cover expenditures. 2011-13 would need just over \$80,000 and we are currently only bringing in \$49,000. Private Investigators would need \$18,000 and currently bringing in just under \$12,000. Bonnie also asked if we have considered increasing the EM fee up \$25.00 and lowering the SM fee down \$25.00. Teresa explained that staff looked at several different models and this was best model to keep the program at a revenue neutral status.

Judy Pongratz made the comment that the fee increase may be subject to bad timing. Annual increase is minimal considering that the security professional was raised \$15.00 a year, instructor was raised \$10.00 a year, and Supervisor was raised \$25.00 a year.

Bonnie asked if the economy were to rebound in the next biennium, would we consider lowering the fees. Teresa said that we would be constantly monitoring the revenue and if they exceeded the program's cost and expenditures, the fees would be adjusted so that the program remains revenue neutral.

Marilyn Lorange advised Chair Martin that Action Items 1, 2, and 3 could be approved with a single vote. Action item 4 does not require a vote of the committee, but only requires discussion and consensus.

Bonnie Narvaez made a motion that we recommend filing the proposed language for OAR 259-060-0500 with the Secretary of State as a temporary rule, as a proposed rule, and as a permanent rule if no comments are received.

Shawn Cardwell seconded the motion.

The motion carried unanimously.

Action Item 4 discussion

Ernie Loy felt that unless a company is paying the fees for their security officers, there should not be a significant impact on small businesses. Although some businesses do pay, it is not a requirement and they are in the minority.

Judy Pongratz asked if this would impact instructors as a small business. Marilyn Lorange advised the group that the only thing that needs to be considered with this action item is whether the impact is significant. For Instructors it is only a \$10 increase per year. Does that represent an impact of significance? The group believed that this did not rise to the level of significant fiscal impact on small businesses.

4. **Next Private Security/Investigators Policy Committee Meeting is May 18, 2010, at 1:30p.m. at DPSST, 4190 Aumsville Hwy SE, Salem, OR 97317.**

Meeting adjourned at 2:06 PM