

Alabama Electronic Security Board of Licensure
Board Meeting
Tuesday, May 12, 2015, 9:30 a.m.
AIDT Training Center
15 Technology Court
Montgomery, Alabama

Kristi Jennings, Chairperson, called the meeting to order at approximately 9:37 a.m. at the AIDT Training Center, Montgomery, Alabama, as posted on the Secretary of State website. Ms. Jennings asked Lynne Taunton, AESBL Executive Secretary, to call the roll. Members present: Kristi Jennings, Joe Marsh, John Orr, Sr., Scott Hunter, and Sheriff Derrick Cunningham. Stacia Robinson was not in attendance.

- I. A quorum was present. Bettie Carmack, Assistant AG and Board Legal Counsel, certified there was a quorum present.
- II. Ms. Jennings welcomed the newest Board Member, Sheriff Derrick Cunningham, and reported that he and John Orr, Sr., had both recently been confirmed by the Senate. *Update: May 21, 2015, the AESBL office received the Senate confirmation letter for Sheriff Derrick Cunningham, stating that he had been confirmed by the full Senate on May 14, 2015. Therefore, the AESBL staff was of the misunderstanding that his confirmation was complete prior to the Board Meeting. Sheriff Cunningham appeared before the Senate Confirmation Committee on Wednesday, May 6, 2015.
- III. Minutes of February 10, 2015, Board Meeting:
Ms. Jennings asked Members to review the minutes for the February 10, 2015, Board Meeting. Mr. Marsh noted that under item III, "Committee" needed to be added to state "Education Committee". Motion to approve the minutes with the amendment was made by Mr. Marsh. Second by Mr. Orr. Mr. Hunter voted to approve, Ms. Jennings voted to approve, Mr. Marsh voted to approve, Mr. Orr voted to approve, and *Sheriff Cunningham voted to approve. Motion carried.
- IV. Discussion of Relevant Concerns:
Ms. Barbara McGowin of the Alabama Locksmith Association (ALA) spoke to the Board concerning ALOA recognizing current ALA Board Members as proctors. She also clarified that the PRP Exam and the Certified Licensed Locksmith Exam (CLL) should be the only two ALOA locksmith tests approved by the AESBL Board. She

further clarified that ALOA's PRP (Proficiency Report Program) is a program with a 250 question test. The CLL is a simplified version of only 100 questions, and is only a test. It is not its own program.

V. Training:

- A. ALOA submitted a CCTV Certification Course and the ATC Certified Licensed Locksmith Alabama Exam (CLL) for approval. Barbara McGowin stated that the previous CLL Exam was 50 questions and the current version submitted for approval was an updated version with 100 questions. It was agreed that anyone who took the 50 question version would not have to retake the updated 100 question exam. ALOA also submitted an update to the already approved Electronic Access Control Certification Course. After discussion and review, a motion was made by Mr. Orr to approve the CCTV certification course, the CLL Exam, and the update to Electronic Access Control. Second by Mr. Marsh. Mr. Orr voted to approve, Mr. Marsh voted to approve, Ms. Jennings voted to approve, Mr. Hunter voted to approve, and *Sheriff Cunningham voted to approve. Motion carried.
- B. Bank-Tec South submitted two (2) CEU courses for approval. Bank-Tec already had 37 courses approved by the Board. After review, a motion was made to approve the training courses by Mr. Marsh. Second by Mr. Orr. Mr. Marsh voted to approve, Mr. Orr voted to approve, Ms. Jennings voted to approve, Mr. Hunter voted to approve, and *Sheriff Cunningham voted to approve. Motion carried.
- C. Elite CEU, Inc., submitted thirteen (13) CEU courses for approval. Elite already had 101 courses approved by the Board. After review, a motion was made to approve the training courses by Mr. Marsh. Second by Mr. Hunter. Mr. Marsh voted to approve, Mr. Hunter voted to approve, Mr. Orr voted to approve, Ms. Jennings voted to approve, and *Sheriff Cunningham voted to approve. Motion carried.
- D. Key Pro, LLC, submitted four (4) CEU courses for approval. Key Pro already had 2 courses approved by the Board. After review, a motion was made to approve the training by Mr. Orr. Second by Mr. Hunter. Mr. Orr voted to approve, Mr. Hunter voted to approve, Ms. Jennings voted to approve, *Sheriff Cunningham voted to approve, and Mr. Marsh voted to approve. Motion carried.

VI. Committee Reports:

- A. Education Committee: Ms. Jennings reported that the Education Committee met for the second time on April 7, 2015. The Committee will review and expire existing courses according to the guidelines of both NTS (for Alarm CEU's) and ALOA (for Locksmith CEU's). Those guidelines are: Alarm CEU's will expire after three (3) years and Locksmith CEU's will expire after two (2) years. It was noted that, to date, current courses have not expired. Ms. Jennings stated, upon recommendation of the Committee, all CEU's older than 2013 will expire at the end of 2015, and must be resubmitted for approval. The Committee also recommends that two (2) independent consultants be hired to review current and submitted training, and to set parameters for training. Ms. Jennings is currently working to draft Rule changes to reflect the findings and recommendations of the Committee. Upon knowledge of further meetings planned, Legal Counsel noted that because Mr. Orr has now been confirmed by the Senate, a quorum will be present with three (3) participating Board Members. Therefore, future Committee meetings will be an open meeting and listed on the Secretary of State website. Furthermore, the issue to allow Alabama Locksmith Association Board Members to serve as proctors was revisited. ALA Board Members will rotate off with election occurring in December. Therefore, only current ALA Board Members should serve as proctors. Motion to accept current ALA Board Members as ALOA proctors was made by Mr. Orr. Second by Mr. Marsh. Mr. Orr voted to approve, Mr. Marsh voted to approve, Mr. Hunter voted to approve, Ms. Jennings voted to approve, and *Sheriff Cunningham voted to approve. Motion carried.
- B. Investigative Committee: On the advice of counsel, a motion was made by Mr. Orr to enter into Executive Session in order for the Board to consider the findings of Investigative Committee that would involve discussing the character and good name of the individual at 11:23a.m. for ten minutes, exiting at 11:33a.m. Second by Mr. Marsh. The individual vote of the Board: Ms. Jennings voted to approve, Mr. Hunter voted to approve, Mr. Orr voted to approve, *Sheriff Cunningham voted to approve, and Mr. Marsh voted to approve. Legal Counsel certified that the Board was in Executive Session at 11:23a.m. and the room was cleared. After the Board discussed the findings of the Investigative Committee, a motion was made to return to General Session by Mr. Marsh. Second by Mr. Hunter. Mr. Marsh voted to approve, Mr. Hunter voted to approve, Mr. Orr voted to approve, Ms. Jennings voted to approve, and *Sheriff

Cunningham voted to approve. General Session was resumed at 11:34a.m. A motion was made by Mr. Marsh to accept the Consent Decree with Safe Touch Security Service, LLC, of Montgomery, Alabama, for AC# 2015-01-27-01, Pressley vs. Safe Touch Security Service, LLC. Second by Mr. Hunter. Mr. Marsh voted to approve, Mr. Hunter voted to approve, *Sheriff Cunningham voted to approve, Mr. Orr voted to approve, and Ms. Jennings voted to approve. Motion carried.

VII. Licensing of Companies:

For 2015/2016 - Ms. Jennings called for a motion on the 164 companies (12 for 2015 and 152 for 2016) that had been licensed from February 1, 2015 to May 8, 2015. Motion by Mr. Marsh to approve the companies. Second by Mr. Hunter. Mr. Marsh voted to approve, Mr. Hunter voted to approve, Ms. Jennings voted to approve, Mr. Orr voted to approve, and *Sheriff Cunningham voted to approve. Motion carried.

VIII. Licensing of Individuals:

For 2015/2016: Ms. Jennings called for a motion on the 709 individual licensees with background checks (75 for 2015 and 634 for 2016) that completed the licensing process from February 1, 2015 to May 8, 2015. Motion to approve the licensees was made by Mr. Orr. Second by Mr. Marsh. Mr. Orr voted to approve, Mr. Marsh voted to approve, Ms. Jennings voted to approve, Mr. Hunter voted to approve, and *Sheriff Cunningham voted to approve. Motion carried.

IX. \$500 Fine for Late or Non-renewal:

For 2016: Ms. Jennings called for a motion on the 25 companies listed as late or non-renewals as of March 31, 2015. Three (3) of the companies were late renewals still pending and the remaining 22 companies are non-renewals. Motion to approve the \$500 fine list was made by Mr. Marsh. Second by Mr. Orr. Mr. Marsh voted to approve, Mr. Orr voted to approve, Mr. Hunter voted to approve, Ms. Jennings voted to approve, and *Sheriff Cunningham voted to approve. Motion carried.

X. Other Business:

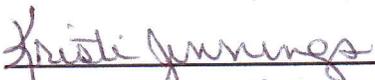
- A. Approval of 2016/2017 Application Packet: After review, Mr. Marsh inquired about page 11 of the packet, noting that applicants may be confused by CEU requirements listed as 2.4 for QA/Installers, .8 for Salespersons, and 1.6 for Locksmiths. It was suggested that it clearly be stated that the amount is for two years rather than applicant supposing it is per year. Barbara McGowin raised the question about CEU's expiring after 18 months when the licensing period is now for two years (24 months). Board Members agreed that AESBL should recognize CEU's earned within the two-year time frame of being licensed. Board Members also agreed that total CEU's can be earned within the same calendar year rather than each individual year. Mr. Marsh stated that it will require a rule change, which will be done along with the Education Committee changes. Motion to approve packet with amendment to page 11 was made by Mr. Marsh. Second by Mr. Orr. Mr. Marsh voted to approve, Mr. Orr voted to approve, Mr. Hunter voted to approve, *Sheriff Cunningham voted to approve, and Ms. Jennings voted to approve. Motion carried.
- B. Monetary Penalty Letters Sent: Janet Robinson reported that monetary penalty letters have been sent based on reports from inspectors of non-compliance of rule that all businesses must display company license number and Board contact information for complaints. Motion was passed in the November 6, 2014, Board Meeting and went into effect March 1, 2015. Ms. Robinson reported that initial letters were a 30 day notice of possible fine. Board Members agreed that subsequent first letters would be that of \$25 penalty as agreed by the Board's November decision.
- C. New Hearing Officer Considered for AESBL: Lynne Taunton, Executive Secretary, reported that, due to personal reasons, Hendon Coody would no longer be able to serve as the AESBL Hearing Officer. Mrs. Taunton reported that Dana Billingsley had been highly recommended for the position. After discussion, Board Members agreed that retaining a new hearing officer under contract is a pressing issue that cannot wait until the August 11, 2015, Board Meeting. Therefore, at this time, the Board will defer to Mrs. Taunton's recommendation. Motion to approve Dana Billingsley as the AESBL Hearing Officer made by Mr. Marsh. Second by Mr. Hunter. Mr. Marsh voted to approve, Mr. Hunter voted to approve, *Sheriff Cunningham voted to approve, Mr. Orr voted to approve, and Ms. Jennings voted to approve. Motion carried.

D. Consider Locksmith Definition: Legal counsel Bettie Carmack reported that legislation had been introduced in the current session that sought to define a locksmith. This legislation was HB230. Ms. Carmack inquired whether or not the Board wanted to engage in further defining a locksmith or to rely on the Attorney General's opinion. Ms. Jennings suggested forming a committee to review the definition of service. Ms. Jennings appointed herself to the committee, as well as Sheriff Cunningham, Ms. Barbara McGowin of the Alabama Locksmith Association, Van Johnson of Cullman Lockmith & Safe Co., and Hugh O'Neal of Tallatron, Inc. Motion to form Definition of Locksmith Service Committee and to appoint those listed was made by Mr. Marsh. Second by Mr. Orr. Mr. Marsh voted to approve, Mr. Orr voted to approve, Ms. Jennings voted to approve, Mr. Hunter voted to approve, and *Sheriff Cunningham voted to approve. Motion carried.

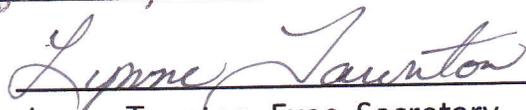
E. Next meeting scheduled for Tuesday, August 11, 2015.

A motion was made to adjourn by Mr. Orr. Second by Mr. Marsh. Mr. Marsh voted to approve, Mr. Hunter voted to approve, Mr. Orr voted to approve, *Sheriff Cunningham voted to approve, and Ms. Jennings voted to approve. The meeting adjourned at 11:35a.m.

Approved by the Board on August 11, 2015.



Kristi Jennings, Chairperson



Lynne Taunton, Exec. Secretary