



Alabama Security Regulatory Board
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MINUTES
Board Meeting
Thursday, May 30, 2013

A meeting of the Alabama Security Regulatory Board was called to order at 1:34 p.m. on Thursday, May 30, 2013 at its office located at 2777 Zelda Road, Montgomery, Alabama, in order to conduct business. The following Board members were in attendance: Mr. Burke Swearingen (Chair), Ms. Carol Dodgen (Vice Chair) and Mr. Doyle LeMaster. Member absent were Mr. Sid Lockhart and Mr. Kevin Murphy. Also in attendance were Mr. Keith E. Warren (Executive Director), Mr. Cameron McEwen (Board Counsel), Mr. Randy Barrows (Administrator), and Ms. Renee' Reames (Executive Secretary to Mr. Warren). A quorum was present.

Public Notice of this rescheduled regular 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, www.asrb.alabama.gov.

The minutes from February 21, 2013 Board meeting were presented for the Board's approval. Mr. LeMaster made a motion to approve the minutes as presented. The motion was seconded by Ms. Dodgen and unanimously approved by the Board.

Mr. Warren presented the Executive Director's Report, which included revenue and expense totals and fund balance (report available in the official Book of Minutes). Also reported were the total number of active licensees, certified trainers and companies. The Board reviewed detailed expenditures and financial obligations year-to-date. Mr. Warren indicated that the Attorney General Opinion request would be discussed in the Legal Counsel's report and licensee fees would be presented in the Legislative report.

Mr. McEwen was introduced as the Board's new legal counsel. Mr. McEwen presented the Legal Counsel's Report. He recommended that the request by the Board for an Attorney General opinion be delayed in the matter of licensing individuals who have been convicted of crimes and have received a pardon and/or restoration of rights. He recommended that the due process procedures be adhered to concerning these licensing applications, based on the current Attorney General opinion and law, in determining if these applications, on a case by case basis, would result in an administrative hearing due to their criminal history. He indicated that any appeal of the Board's decision concerning a case, would be through the Montgomery County Circuit Court, and he would represent the Board, as legal counsel, in these matters.

Mr. McEwen reported that he had been reviewing cases, due to criminal histories, and would have further recommendations regarding notifying and fining these licensees.

Mr. Warren introduced Mr. Jake McMillan, legislative lobbyist working for Warren and Company, who assisted with the recent bill that was passed by the State legislature. Mr. Warren reported that the new law would become effective September 1, 2013. Mr. Warren reviewed the changes in the new law which affected the current statute, and he indicated that new rules would need to be promulgated based on these changes. Mr. Swearingen thanked Mr. Warren and Mr. McMillan for their efforts in getting this legislation passed.

Mr. Swearingen presented the bid specifications for the Administration Services Contract, based on the motion at the last Board meeting to rebid the Administrative Services contract. With the recent changes in the law, it is anticipated that there will be an increase in licensing applications, etc. Mr. LeMaster made a motion to terminate the current Administrative Services contract with Warren and Company effective July 31, 2013 and to send out an invitation to bid based on the bid specifications presented. The motion was seconded by Ms. Dodgen and unanimously approved by the Board.

Mr. Warren requested authority to draft and present recommended changes to the Rules, based on changes to the statute, rather than encumber the Rules Committee process. It was the unanimously agreed by the Board that Mr. Warren would draft changes to the Rules for the Board's review and approval.

Mr. Warren reported that a mock signing by Governor Bentley of the new law is scheduled. Mr. Jake McMillan will coordinate with the Board regarding this meeting.

The next regularly scheduled meeting of the Board is scheduled August 22, 2013. The Board agreed, based on conflicts with Board members' schedules, that the next meeting be scheduled July 18, 2013 at 1:30, and the August 22, 2013 meeting date be postponed and rescheduled to September 12, 2013.

There was no further business and Mr. Swearingen adjourned the meeting at 2:13 p.m.

Respectfully Submitted,



Burke V. Swearingen
Chair



Keith E. Warren
Executive Director