



Alabama Security Regulatory Board
610 S. McDonough Street
Montgomery, AL 36104
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MINUTES
Board Meeting
Tuesday, December 7, 2010

A meeting of the Alabama Security Regulatory Board was called to order at 1:30 p.m. on Tuesday, December 7, 2010, at the Board Office, 610 S. McDonough Street, Montgomery, Alabama, in order to conduct business. The following Board members were in attendance: Mr. Burke Swearingen (Chair); Ms. Carol Dodgen (Vice Chair), Mr. Sid Lockhart, Mr. Kevin Murphy. Member not in attendance was Mr. Doyle LeMaster. Also in attendance were Mr. Keith E. Warren (Executive Director), Mr. Todd Hughes (Board Counsel), Mr. Randy Barrows (Executive Assistant), Mr. Mike Nessler (Chair, Rules and Regulations Committee) and Ms. Renee' Reames (Executive Assistant to Mr. Warren). A quorum was present.

Public Notice of this meeting was submitted to the Secretary of State's web site at www.sos.alabama.gov in accordance with the Alabama Open Meetings Act.

The minutes of the September 16, 2010, meeting were reviewed aloud by Mr. Warren. The Board discussed the 120 day requirement proposed rule regarding the 100 employees and APOST Certification and agreed that the restriction was removed as "only: APOST." Mr. Lockhart made a motion to approve the minutes, with the correction to edit the minutes regarding "APOST, only." The motion was seconded by Ms. Dodgen and unanimously approved by the Board.

The Board discussed the current terms of the Chair and Vice Chair of serving for only one year and that an election was in order. Mr. Lockhart made a motion to leave the offices as they currently stand, with Mr. Swearingen as Chair and Ms. Dodgen as Vice Chair. The motion was seconded by Mr. Murphy and unanimously approved by the Board.

Mr. Warren reported on the approved 2011 fiscal year budget, along with number of applications received for company licenses, security officers and certified trainers. Mr. Warren explained that with this initial budget of the Board, expenses from prior year (before October 1, 2010) would have to go through the Board of Adjustments for approval.

The Board discussed the Rules and Regulations, Chapter 832-X-1, .01 through .09, submitted for public comment. Mr. Warren indicated that no comments were received from the public. Ms. Dodgen moved that the Chapter 832-X-1 of the Rules and Regulations be adopted as published. The motion was seconded by Mr. Murphy and unanimously approved by the Board.

The Board discussed the procedure necessary for Warren and Company to process applications, on behalf of the Board, for licensing individuals, which include background checks with fingerprint cards. Mr. Barrows presented a letter for Mr. Swearingen's, Board Chair, signature, addressed to the Commander of the Identification Unit of the Alabama Department of Public Safety stating the relationship between the Board and Warren and Company. Also presented for signature was a

Contract between the Board and Warren and Company, specific for noncriminal justice administrative functions to be performed by Warren and Company. A Criminal History Record Information (CHRI) Security Policy and Standard Operation Procedures were reviewed by the Board, specific to this contractual arrangement and the Board concurred with policy. Mr. Murphy made the motion to approve the Contract between the Board and Warren and Company to perform services outlined and discussed and to execute the letter addressed to the Alabama Department of Public Safety. The motion was seconded by Ms. Dodgen and unanimously approved by the Board.

Mr. Swearingen discussed the need for legislative changes concerning general public safety policies and contradiction in language: (1)The Board agreed that language needs to be modified regarding training and licensing/certification issues, referring to the contradiction in language cited by the Auditors of Public Accounts. (2)The Board also agreed on their interest to have, in addition to fingerprints processed through the Alabama Department of Public Safety, but also nationwide background records check performed. (3)The Board agreed that companies with less than 100 employees that are considered contract companies need to be registered for licensing purposes. (4)The Board also agreed that language be modified to indicate that an applicant does not have to be company-affiliated to be licensed and that the individual requesting licensing would be subject to state and nationwide background checks. (5)The Board discussed their ability to adjust fees and interest in increasing fees and establishing a fee cap during adjustment periods. The Board discussed the process necessary to achieve these changes. Mr. Warren indicated that the new legislative session begins March 1st and it would necessary to find a sponsor for these legislative changes. The Board discussed having the Committee of the Board, which already existed, to consider these changes and make recommendations to the Board. Mr. Lockhart made the motion for Mr. Warren to draft language change to the existing law for the Board's approval. The motion was seconded by Ms. Dodgen and unanimously approved with no descending vote.

The Board discussed meeting dates in 2011. Mr. Barrows agreed to submit a minimum of four meeting dates for the Board's consideration at their next meeting. The Board agreed that the next meeting would be January 25, 2011 at 1:30 p.m.

Mr. Warren reported that Board member, Doyle LeMaster, could not be present because of illness in the family. He also congratulated Mr. Lockhart on his re-election as Sheriff of Chambers County and Mr. Murphy on his appointment as Acting Chief of Police for the City of Montgomery.

There being no further business, the meeting was adjourned at 2:21 p.m.

Respectfully Submitted,


Burke Swearingen
Chair

Keith E. Warren
Executive Director

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