



**Alabama Security Regulatory Board**  
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**MINUTES**  
**Board Meeting**  
**August 11, 2022**

The Alabama Security Regulatory Board met on Thursday, August 11, 2022, at its office located at 2777 Zelda Road, Montgomery, Alabama, to conduct business. The following Board members were in attendance: Mr. Kevin Murphy (Chair), Ms. Debra Davis (Member), Mr. Harold Stamps (Member) and Mr. Jacob Pugh (new member). Member not in attendance was Sheriff Billy Jones. Others attending were Mr. Keith Warren (Executive Director), Ms. Neva Conway (Legal Counsel), Mr. Mike James (Investigator), and Mr. Dennis Trammell (Investigator), Mr. Randy Barrows (Board Administrator), Ms. Karen Harlow (Legal Assistant), and Ms. Renee' Reames (Recording Secretary). Mr. Murphy, Board Chair, called the meeting to order at 1:37 p.m.

The regularly scheduled Board meeting was advertised on the Board's website, [www.asrb.alabama.gov](http://www.asrb.alabama.gov), and the Secretary of State's website, [www.sos.alabama.gov](http://www.sos.alabama.gov), in accordance with requirements of the Alabama Open Meetings Act. Mr. Warren called Board roll and a quorum was present to conduct business of the Board.

**OATH OF OFFICE:** Mr. Warren introduced Mr. Jacob Pugh as new Board member who was appointed to the term filled by Mr. Swearingen. Mr. Pugh was administered the Oath of Office by Mr. Warren.

**APPROVAL OF MINUTES**

Chairman Murphy presented, for the Board's approval, the minutes from the May 12, 2022, regular meeting. A copy of the minutes was provided to the Board members prior to the meeting for their review.

**MOTION:** Ms. Davis made a motion to approve the May meeting minutes as presented. The motion was seconded by Mr. Stamps and unanimously approved by the Board.

**EXECUTIVE DIRECTOR'S REPORT**

Mr. Warren presented the Executive Director's Report (report on file in the official Book of Minutes). The report included the financial activities of the Board for the period ending July 31, 2022. A STAARS Cash Reconciliation Report and Detail Listing of Obligations vs Budget Report were presented for review. Mr. Warren reported on the total number of active licensees, along with the number of complaints received in FY 2021 and FY 2022.

The Board discussed plans to develop online applications and tentative plans to receive fingerprint cards through the mail. The Board also discussed a potential influx of applications from the University of Alabama for security event personnel and the current rule regarding a one-

time fee for special licensure, when performing security work for a limited number of days per year.

Mr. Warren also presented the Administrator's report of activities performed by the staff since last reported at the May Board meeting. He reminded the members about the IASIR conference scheduled in October in Huntsville and would coordinate with the members who plan to attend the conference.

#### **LEGAL COUNSEL REPORT**

Ms. Conway reported that the Investigative Committee (IC) had meet recently to review complaint cases. She presented a consent agreement for the Board's approval regarding this case. She explained that consent agreements do not need to be redated when presenting information to the Board:

Case 2021-014 – violations in misrepresentation on the application by the Qualifying Agent for a contract-security company. The IC recommended the suspension of the Respondent's license for one year, and a \$5,000 fine for the Respondent in the case, along with a \$5,000 fine for the contract-security company/employer and a one-year probationary period for the company.

MOTION: Mr. Stamps made a motion to approve suspension of Qualifying Agent license and access a \$5,000 fine and the contract-security company placed on a one-year probation and accessed a \$5,000 fine. The motion was seconded by Ms. Davis and unanimously approved by the Board.

Ms. Conway reported on five (5) cases deriving from inspection of contract-security companies. She reported that 4 of the 5 cases failed the reinspection and consent agreements were being offered in settlement. She asked approval by the Board that should the Respondents in the cases reject the consent agreement offers, an injunction be filed with the local courts.

MOTION: Mr. Pugh made the motion to authorize Legal Counsel to file an injunction regarding the 4 cases that may not be settled through a Consent Agreement. The motion was seconded by Ms. Davis and unanimously approved by the Board.

Ms. Conway explained the process of applicants who are notified that their application was administrative denied and the appeal process in these cases. She reported that 19 appeal cases were set for an Administrative Hearing before and Administrative Law Judge (ALJ) and 3 defendants showed for the Hearing. A redated copy of the ALJ Recommendations in these cases was presented by Chairman Murphy and the Board took the following action:

- Case 2022-002D - motion by Ms. Davis and second by Mr. Stamps to uphold the denial of license. The motion was unanimously approved by the Board.
- Case 2022-003D - motion by Mr. Stamps and second by Mr. Pugh to uphold the denial of license. The motion was unanimously approved by the Board.
- Case 2022-004D - motion by Ms. Davis and second by Mr. Pugh to uphold the denial of license. The motion was unanimously approved by the Board.
- Case 2022-005D - motion by Ms. Davis and second by Mr. Pugh to uphold the dismissal of the case. The motion was unanimously approved by the Board.
- Case 2022-006D - motion by Ms. Davis and second by Mr. Stamps to uphold the denial of license. The motion was unanimously approved by the Board.

- Case 2022-007D - motion by Mr. Stamps and second by Mr. Pugh to uphold the denial of license. The motion was unanimously approved by the Board.
- Case 2022-008D - motion by Mr. Stamps and second by Ms. Davis to uphold the denial of license. The motion was unanimously approved by the Board.
- Case 2022-009D - motion by Ms. Davis and second by Mr. Pugh to uphold the denial of license. The motion was unanimously approved by the Board.
- Case 2022-010D - motion by Mr. Stamps and second by Mr. Pugh to uphold the denial of license. The motion was unanimously approved by the Board.
- Case 2022-011D - motion by Ms. Davis and second by Mr. Stamps to uphold the denial of license. The motion was unanimously approved by the Board.
- Case 2022-012D - motion by Mr. Stamps and second by Ms. Davis to uphold the denial of license. The motion was unanimously approved by the Board.
- Case 2022-013D - motion by Ms. Davis and second by Mr. Stamps to uphold the denial of license. The motion was unanimously approved by the Board.
- Case 2022-014D - motion by Mr. Stamps and second by Mr. Pugh to uphold the denial of license. The motion was unanimously approved by the Board.
- Case 2022-015D - motion by Ms. Davis and second by Mr. Stamps to uphold the denial of license. The motion was unanimously approved by the Board.
- Case 2022-016D - motion by Mr. Pugh and second by Mr. Stamps to uphold the denial of license. The motion was unanimously approved by the Board.
- Case 2022-018D - motion by Mr. Stamps and second by Mr. Pugh to uphold the denial of license. The motion was unanimously approved by the Board.
- Case 2022-020D - motion by Ms. Davis and second by Mr. Pugh to uphold the denial of license. The motion was unanimously approved by the Board.
- Case 2022-021D - motion by Mr. Stamps and second by Mr. Pugh to uphold the denial of license. The motion was unanimously approved by the Board.
- Case 2022-022D - motion by Ms. Davis and second by Mr. Pugh to uphold the denial of license. The motion was unanimously approved by the Board.

#### OLD BUSINESS

**Recommendation of the Minimum Standards Committee:** Ms. Davis reminded that Board that an 8-hour training syllabus for unarmed guards had been approved by the Board. She reported that the Committees recommended that the training be provided by licensed Certified Trainers rather than through Board-sponsored training sessions. Mr. Barrows reported that approximately 8 to 9 training companies were listed on the Board's website that offered open training. The members discussed the Board's initial consideration to offer basic training, with the understanding that advanced and hands-on training would be offered by Certified Trainers, and agreed to redirect Board efforts toward establishing training curriculum to ensure training content was consistent. The Board further discussed developing a course on training-the-trainer concerning the Board's training curriculum and logistics to conduct this training. Mr. Warren indicated that he would review the redirection of the Board training program and give a report at the next meeting of the Board.

**MOTION:** Ms. Davis made a motion that the Board adopt the Committee's recommendation that the Certified Trainers provide the Board-approved 8-hour basis training for unarmed guards. The motion was seconded by Mr. Stamps and unanimously approved by the members, with Mr. Pugh abstaining from vote.

Discussion of Proposed Legislation: Mr. Warren asked the Board to consider submitting to him proposed changes to the Board's statute and he would present at the next Board meeting. It was the consensus of the Board to submit recommendations to Mr. Warren before the next Board meeting. Mr. Warren reminded the Board that one recommended change discussed by the Board was initiating a limited background check for licensure renewals and a full background check completed upon initial licensure.

#### NEW BUSINESS

Proposed Amended Rule 832-X-1-.04 applications; Licensure and Certification: Mr. Warren presented proposed changes to Rule 832-X-1-.04, identifying a time period that a licensee can appeal

The administrative denial of their license and require proof of limited relief and pardons regarding their criminal history. A copy of the proposed Rule changes was provided to the Board prior to the meeting for their review.

MOTION: Mr. Stamps made the motion to approve the recommended amendments to the Rule 832-X-1-.04 as presented. The motion was seconded by Ms. Davis and unanimously approved by the Board.

Discussion of Rescinding COVID 19 Late Fee Waiver: Mr. Warren reminded the Board that the motion to waive application late fees was still in effect. Following discussion by the Board of the leniencies by the Board during the COVID pandemic, Chairman Murphy called for a motion on the matter.

MOTION: Mr. Stamps made a motion to rescind the application late fee waiver. The motion was seconded by Mr. Pugh and unanimously approved by the Board.

Approval of Legal Counsel Agreement: Mr. Warren reported that the interagency agreement between the Board and the Real Estate Appraisers Board for Ms. Conway's legal services had expired. Mr. Warren explained that by extending the contract, the contract would be for another two years, expiring April 14, 2024.

MOTION: Ms. Davis made a motion to extend the interagency legal services contract with the Alabama Real Estate Appraisers Board for legal services provided by Ms. Conway. The motion was seconded by Mr. Stamps and unanimously approved by the Board.

Election of Board Vice President: Chairman Murphy reported that the election of a Vice President was due, following the resignation of Mr. Swearingen, who had served in this position. Chairman Murphy called for nominations: Ms. Davis nominated Mr. Stamps as Board Vice President. Mr. Stamps nominated Mr. Pugh. Following a call for votes, Mr. Stamps was elected as Board Vice Chair by majority of the Board.

Mr. Warren recommended, and it was the consensus of the Board, to request a Proclamation from the Governor regarding Mr. Swearingen serve on the Board and during his term he had been on the first members appointed to the Board and served as the first Chair of the Board.

#### ANNOUNCEMENTS

Mr. Warren introduced Mr. Denny Merritt, as the Board's new Investigator/Inspector, and the Board welcomed Mr. Merritt.

Chairman Murphy thanked Mr. Warren and the staff for their work and support of the Board and representation during the Sunset Committee meeting in July.

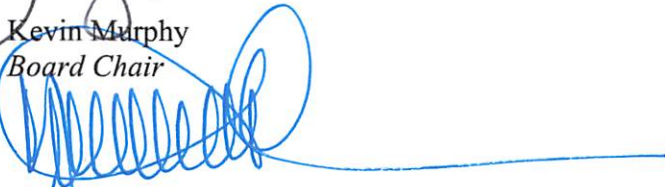
Next Board Meeting: Chairman Murphy reminded the members that the next meeting of the Board was scheduled November 3, 2022, at 1:30 p.m. at the Board's office.

There being no further business, Mr. Stamps made a motion to adjourn the meeting. The motion was seconded by Ms. Davis and unanimously approved by the Board. Chairman Murphy adjourned the meeting at 3:30 p.m.

Respectfully submitted,



Kevin Murphy  
*Board Chair*



Keith E. Warren  
*Executive Director*

/rr