



Private Security Services Advisory Board

RMC Events, Inc.
3700 West End Drive
Henrico, VA 23294

FINAL MINUTES

January 19, 2015 Meeting

Members Present

Mr. Daniel Schmitt, Chairman
Mr. Kevin Hodges, Vice Chairman
Mr. David Killip, Secretary
Chief Craig Branch
Mr. Thomas Kaschak
Mr. David Killip
Mr. Seth Oginz
Mr. Rick Pleasants
Mr. Eric Pohland
Ms. Ann Trinca
Mr. James Washburn, Jr.

Members Absent:

Mr. Stanley Corn
Mr. Charles Ciccotti
Mr. Gary Ford
Mr. Stokes McCune
Mr. Robert Soles

1. **Meeting Called to Order:** Chairman Daniel Schmitt called the meeting to order at 2:00 p.m.
2. **Acceptance of Meeting Minutes:** Mr. Washburn moved to accept the minutes from the December 2, 2014 quarterly meeting Mr. Oginz seconded the motion. With no objections, the minutes were unanimously approved.
3. **Public Comment:** Todd Troutner- Commented on HB 2129: Adding additional barriers to registration to registered sex offenders, persons subject of protective orders. Forces termination of employee if subject of protective order, which can be ex-parte. 3 days, to 2 years. Recommends including violation of protective order, in list of misdemeanors with triggers being conviction. The topic was deferred to new business.
4. **Chair Announcement:** Chairman Schmitt welcomed the newest board members: Ann Trinca and Ric Pohland. Advised the members that the purpose of the special meeting was to discuss the 2015 legislative session and provide input to DCJS and the Criminal Justice Services Board.
5. **DCJS Report:** No report provided.

6. Board Member/Committee Reports:

SCOP Committee: Mr. Pleasants reported that the SCOP task force had not made recommendation and did not see legislation since last Thursday. He provided an overview of the SCOP related bills: SCOP SB1194 and SB1195 (Senator Norment) – Discussed process/procedures for background checks, process delays, etc. SB1195 has areas of considerable debate (training). 130hrs is now the recommended level. Insurance limits remain similar to discussed last year, training is retro-active (go back and train all existing). Delegate Lingamfelter- defeated Senator Norment’s legislation last year. Called for Senate joint committee during this year and come up with it in 2016. HB2129 provided barriers to SCOP registration for registered sex offenders, protective orders, required decertified.

Photo ID Committee: Kevin Hodges reported that the Photo ID Committee met on December 17, 2015 to discuss concerns over the elimination of photo ID. Registration cards are now a blank piece of plastic. He reported that DCJS recommends pursuing legislative action and had voiced concerns about verification of the person on the ID. Legislation being introduced by Delegate LeMunyon and Delegate Fowler would require that DCJS shall cause the issuance of a photo ID. Mr. Hodges provided a summary of a meeting he attended with DCJS and DMV. Director Ecker agreed with the public safety issue and we needed to move forward to reinserting the photo. DMV advised that it was possible but an exact cost was not available, possibly \$10.00 per card. Mr. Hodges advised that the recommendation of the committee was for the card to contain the date and expiration and show that it is issued by Department of Criminal Justice Services, Commonwealth of Virginia on a plastic photo ID card, not a piece of paper. There was further discussion over the importance of making the program cost neutral to the Commonwealth. Mr. Kaschak motioned that the Board write an expression of support of the legislation. The motion was seconded by Mr. Oginz and was unanimously approved.

7. New Business:

HB1718 - Private investigators or personal protection specialist; independent contractors.

HB 1718 would make a change to allow licensed private investigation or personal protection businesses to use registered private investigators or personal protection specialists to work as independent contractors. This would allow for businesses to 1099 PI & personnel protection specialist who may only need to work for 2-3 days for a company. Person is already registered, but changes the oversight. Company still responsible that individual is registered/insurance, etc. per contract. Business will need to maintain insurance or require of independent contractor via contract. Other sectors of industry may push for involvement in this later on (locksmiths, etc.). Public comment included support for the legislation by PISA, discussion of the SS8 form that requires a business to verify qualification of independent contractors vs. employees. Chief Craig Branch motioned for the Board to write an expression of SUPPORT of the legislation. The motion was seconded by Mr. Hodges and unanimously approved.

HB2129: Barriers to licensure or registration; certain DCJS regulated industries

HB2129 provides a barrier to registration/licensure and would terminate employment for individuals “subject to a protective order” and/or required to register as a sex offender. Concerns expressed over short duration of protective orders; concerns over issuance of protective order ex parte, without right to answer charges, etc. There was further discussion of support for the “purpose of the law” but too many question marks on the details. Mr. Kaschak motioned that the Board write an expression of Non-Support of the legislation but make clear that there is widespread support of the purpose/spirit of the legislation, but the details are not clearly laid out as written. The motion was seconded by Mr. Oginz and unanimously approved.

8. **Board Comments:** Mr. Hodges advised the Board that individuals are required to submit fingerprints on or before the date of hire and the Department is now sending those fingerprint applications back if they are submitted without a registration application. He was not sure if this was a new procedure or error. The Board agreed to table the discussion to the next meeting in order to discuss with DCJS to see if the process was a procedural change or a temporary error in processing.
9. **Announcements:** The PISA Symposium is March 13-14, 2015 in Winchester. Official invitation was made to all PSSAB Members.
10. **Adjournment:** Mr. Hodges moved to adjourn the meeting. Mr. Kaschak seconded the motion. With no objections, the meeting was adjourned at 4:18 p.m.