

MINUTES
OF THE
NORTH CAROLINA ALARM SYSTEMS LICENSING BOARD

DATE: May 26, 2016
TIME: 9:00 A.M.
PLACE: Holiday Inn Raleigh North
Raleigh, North Carolina
SUBMITTED BY: Barry Echols
Director

MEMBERS PRESENT:

Ralph Gregory
Jack Ingle
Larry Proctor
John Thompson
John Sherbin
John Walsh
Courtney Brown

MEMBERS ABSENT:

None

STATE PRESENT:

Director Barry Echols
Deputy Director Don Foster
Investigator Melvin Turner
Field Services Supervisor Phillip Stephenson

Board Secretary Nan Williams
Attorney Jeff Gray

VISITORS:

Robert Few
Sorrell Saunders
Robert Kenney
Lonn Wylie
Kevin Parrish
Chris Nobling
Eric Scott

Timothy Drake
Jon Nester
Ray Epperly
Rodney Hall
David Brashares
Duncan Hubbard
Sgfamn Manrique

Patricia Thompson
Tabatha Herndon
Dan Singleton
Dorian Dehnel
Tommy Whisnant
Kenneth Allen

Joel Herndon
Jennifer Baratta
David Sperber
Anita Surratt
Ric Gibbey
Kenneth Henke

The May 26, 2016 meeting of the North Carolina Alarm Systems Licensing Board was called to order by Chairman Gregory at 9:00 a.m.

In accordance with the State Ethics Law, Attorney Gray read the following information. "It is the duty of every Board member to avoid both conflicts of interest and appearances of conflict. If any member has any known conflict of interest or appearance of conflict with respect to any matter coming before this Board today, please identify the conflict or appearance and refrain from the deliberation and vote in that matter."

Mr. Gregory welcomed all guests.

MR. PROCTOR MADE A MOTION TO APPROVE THE MAY 26, 2016 BOARD MEETING MINUTES. SECONDED BY MR. THOMPSON. MOTION CARRIED.

Mr. Gregory gave the Grievance Committee report. Mr. Ingle and Mr. Gregory met as the Grievance Committee on May 25, 2016 from 9:00 a. m. to 2:25 p.m.

MR. BROWN MADE A MOTION TO APPROVE THE GRIEVANCE COMMITTEE REPORT AS PRESENTED. SECONDED BY MR. PROCTOR. MOTION CARRIED.

Mr. Ingle gave the Screening Committee report.

MR. SHERBIN MADE A MOTION TO APPROVE THE SCREENING COMMITTEE REPORT AS PRESENTED. SECONDED BY MR. WALSH. MOTION CARRIED.

Mr. Echols gave the registration report.

MR. INGLE MADE A MOTION TO APPROVE THE REGISTRATION REPORT AS PRESENTED. SECONDED BY MR. PROCTOR. MOTION CARRIED.

Mr. Gray asked the industry to advise their employees to sign for their certified mail in regard to their appeals for denials so that the hearings can be properly scheduled and not delayed.

SPECIAL REPORTS AND PRESENTATIONS

Mr. Proctor gave the continuing education report.

1. Salient Systems - The committee recommends approval for 2 CEU's for this course.
2. Shifting Currents - The committee recommends approval for 2 CEU's for this course.
3. Burglar Alarm Basics - The committee recommends approval for renewal for 2 CEU's for this course.
4. CCTV Basic Design - The committee recommends approval for renewal for 2 CEU's for this course.
5. Introduction to Access Control - The committee recommends approval for renewal for 2 CEU's for this course.
6. Selecting the Right Camera & Lens - The committee recommends approval for renewal for 2 CEU's for this course.
7. Z-Wave - The committee recommends approval for 2 CEU's for this course.
8. Vista-250BPT - The committee recommends approval for 6 CEU's for this course.
9. Net AXS 123 - The committee recommends approval for 4 CEU's for this course.
10. Alarm Net 360 - The committee recommends approval for 2 CEU's for this course.
11. Vista 128 BPT - The committee recommends approval for 6 CEU's for this course.
12. Lyric 1 Day - The committee recommends approval for 6 CEU's for this course.
13. Introduction In Tuxedo - The committee recommends approval for 3 CEU's for this course.
14. CCTV - The committee recommends approval for 4 CEU's for this course.
15. TC2-GPS - The committee recommends approval for 1 CEU's for this course.
16. VAV - The committee recommends approval for 2 CEU's for this course.
17. HRG - The committee recommends approval for 2 CEU's for this course.
18. Understanding Digital Video Recorder - The committee recommends approval for renewal for 2 CEU's for this course.

Mr. Proctor stated that he mailed back 10 courses to a company because the courses fell under the Locksmith Licensor Board.

MR. THOMPSON MADE A MOTION TO APPROVE THE COURSES AS PRESENTED. SECONDED BY MR. INGLE. MOTION CARRIED.

UNFINISHED BUSINESS

None

OLD BUSINESS

None

NEW BUSINESS

The following are the new meeting dates for 2017:

January 25th and 26th, 2017 - Raleigh

March 22nd and 23rd, 2017 - Raleigh

May 24th and 25th, 2017 - Raleigh
July 19th and 20th, 2017 - Charlotte
September 20th and 21st, 2017 - Raleigh
November 15th and 16th, 2017 - Raleigh

MR. BROWN MADE A MOTION TO APPROVE THESE DATES. SECONDED BY MR. PROCTOR. MOTION CARRIED.

Mr. Foster advised that the present phone system cannot be upgraded because it is too old system. Mr. Foster stated that a new system would be an improvement for many reasons, including connecting with the NCDPS phone system. This system could also be moved in the future to another office location.

MR. PROCTOR MADE A MOTION TO APPROVE A NEW PHONE SYSTEM. SECONDED BY MR. SHERBIN. MOTION CARRIED.

Mr. Foster stated that the current criminal history record check providers (CRC) contract is up for renewal. The renewal is for a one year extension. There is no increase. There will be no changes in costs or charges.

MR. INGLE MADE A MOTION TO APPROVE THE ONE YEAR EXTENSION. SECONDED BY MR. THOMPSON. MOTION CARRIED.

Chairman Gregory stated that Chapter 74D was written in 1983 and is outdated. He feels the Board and the industry need to take a serious approach to updating it to be more reflective of the current times. New technology is always changing. Mr. Gregory requested that the industry help in rewriting the statutes. The long session of the legislature begins in January. Mr. Gregory suggested that a committee be selected and that the committee hold meetings to discuss the rewrite of 74D. Hopefully, all the changes could be completed by December or January. Mr. Echols agreed that 74D needed to be updated. He suggested all of the committee meetings to be in Raleigh.

MR. PROCTOR MADE A MOTION TO BEGIN THE REWRITE OF 74D AND MR. GREGORY APPOINT HIMSELF TO LEAD THE REWRITE AND BE THE CHAIRMAN OF THE COMMITTEE. SECONDED BY MR. INGLE. MOTION CARRIED.

MR. PROCTOR MADE A MOTION THAT AT LEAST TWO INDUSTRY MEMBERS AND TWO PUBLIC MEMBERS BE PART OF THE COMMITTEE, BUT THE COMMITTEE AND MEMBERSHIPS ADJUSTED TO ADD INDIVIDUALS TO CREATE A BALANCED REPRESENTATION ON INTERESTS. ALL OF THE COMMITTEE MEETINGS ARE TO BE HELD IN RALEIGH. SECONDED BY MR. WALSH. MOTION CARRIED.

MR. GREGORY MADE A MOTION THAT MR. ECHOLS ATTEND THE NATIONAL ELECTRONIC SECURITY EXPO IN FORT WORTH, TEXAS JUNE 8-10, 2016. SECONDED BY MR. INGLE. MOTION CARRIED.

MR. PROCTOR MADE A MOTION TO APPROVE ALL COSTS FOR THE 74D REWRITE COMMITTEE MEETINGS AND TO SPEND A REASONABLE AMOUNT FOR THESE MEETINGS, NOT TO EXCEED \$3500.00. SECONDED BY MR. THOMPSON. MOTION CARRIED.

DIRECTOR'S REPORT

Mr. Echols presented the written report and advised as of May 23, 2016, the Alarm Board's balance was \$730,805.71. The Education Fund balance was \$62,716.72. As of May 23, 2016, the Board has 957 licensees and 7,930 registrants.

Mr. Echols commended and thanked Mrs. Jennifer Baratta in her efforts to identify companies that are not complying with 74D.

Mr. Echols reported that the scanning and computer project will be having the kick off meeting next week with Permutium, the vendor. Hopefully, the scanning of the files will begin in a couple of weeks and then Permutium can start on the new computer system. Hopefully, everything will be online at the end of the Summer.

Mr. Echols stated that he and Mr. Foster attended the ESA meeting in Concord and that it was beneficial.

MR. INGLE MADE A MOTION TO ACCEPT THE DIRECTOR'S REPORT AS PRESENTED. SECONDED BY MR. SHERBIN. MOTION CARRIED.

ATTORNEY'S REPORT

CONSENT AGREEMENTS & CIVIL PENALTIES.

1. Michael G. Suriano/Norment Security Group, Inc. - Consent Agreement in the amount of \$7,344.00. Paid in full.
2. Charles W. Atkinson, III/Heritage Technologies, Inc. - Consent Agreement in the amount of \$4,590.00. It was agreed he can make 3 equal monthly installments in the amount of \$1,530.00. He has made two payments and is current.
3. Michael A. Bullock/Intellicom, Inc. - Consent Agreement in the amount of \$4,222.80. Paid in full.
4. Brent P. Remole/Cornerstone Electric & Media Services, Inc. - Consent Agreement in the amount of \$1,530.00. Paid in full.

The schedule of hearings in the Office of Administrative Hearings is attached to the Attorney's Report.

1. A proposed bill was circulated at the Joint Legislative Administrative Procedures Oversight ("Joint APO") Committee Subcommittee on Occupational Licensing Boards at its meeting on March 17th. This bill was an off-shoot of the Legislative Program Evaluation Division's Report on Occupational Licensing Agencies which Mr. Gray has reported on to the Board and a bill from last session instructing Joint APO to further study the issue.

It would, if possible, eliminate the Alarm Systems Licensing Board and the entire regulatory system for the industry. In turn, the Department of Public Safety would have, in its discretion, been authorized to register installers (but only installers; no business license.)

This was only a "draft" and it was not introduced. It quickly got a lot of questions from legislators that sit on the Subcommittee and push back from the licensees of these boards, board members and staff, and members of the public. These opponents quickly mobilized and appeared in mass at the full Joint Legislative Administrative Procedures Oversight Committee ("Joint APO") meeting on April 14th. Vice Chair Jack Ingle spoke on behalf of the Board. After hearing some two dozen other speakers, and turning away two or three times that many more, a motion was made to table consideration of the bill and the entire issue until the long session of the General Assembly, which will convene in January, 2017.

2. House Bill 299, "Amend Private Protective Services Act/Changes" was introduced, and as its title suggests, amends the Board's "sister board," the Private Protective Service Board's, law. Following introduction, it was amended to add a provision allowing the Boards to own real property and received a favorable report. However, the serial referral to the House Finance Committee was stricken and it was referred to the House Committee on Rules, Calendar and Operations of the House. There was not further action on this bill thereafter.

Since it had a fee in it, this bill was eligible for reconsideration in the "short session" which convened on April 26th. Thanks to the diligent efforts of member Larry Proctor, the House Speaker reassigned House Bill 299 from the House Rules Committee back to Finance; it is now awaiting hearing in that Committee.

A number of other bills of interest either directly effecting the Board, or tangentially effecting it have been introduced this Session. We will wait to see what happens.

MR. BROWN MADE A MOTION TO APPROVE THE ATTORNEY'S REPORT AS PRESENTED. SECONDED BY MR. INGLE. MOTION CARRIED.

Mr. Gray stated that his contract will be expiring at the end of June. He would like to ask for approval for an increase in his attorney's rate in the amount of ten percent. The increase would make his rate \$165.00 per hour.

MR. PROCTOR MADE A MOTION TO APPROVE THE ATTORNEY'S TWO YEAR CONTRACT ALONG WITH THE TEN PERCENT INCREASE. SECONDED BY MR. INGLE. MOTION CARRIED.

GOOD OF THE ORDER.

MR. THOMPSON MADE A MOTION TO ADJOURN. SECONDED BY MR. INGLE. MOTION CARRIED.

Meeting Adjourned: 11:10 a.m.

Barry S. Echols
Director

Nan Williams
Reporter

