

PRIVATE PROTECTIVE SERVICES BOARD MEETING

August 28, 1973

The first called meeting of the Private Protective Services Board was convened at 10:00 A.M., August 28, 1973 in the Conference Room at 422 N. Blount Street, Raleigh with the Chairman, Mr. Charles Dunn, presiding.

Those present at the meeting besides the Chairman were:

Jack ^{A.} S. Martin
Thomas J. McDonald
George M. Anderson
Julius R. Cauble
W. Fred Cohoon, Administrator
Ray Garland, Deputy Director State Bureau of Investigation
Mrs. Miriam Purvis, Secretary

The Chairman moved that election of a Vice-Chairman be postponed until later in the meeting.

The proposed "Regulations" were read and a motion to adopt same was made by Jack Martin and seconded by Thomas McDonald. The motion was approved by unanimous vote.

The "Specifications" were read and a motion to adopt same was made by George M. Anderson and seconded by Thomas McDonald. The motion was approved by unanimous vote.

The "Procedures of the Board" was read by the Administrator and a motion was made by Jack Martin to adopt the procedures. Same was carried by unanimous vote.

A motion to adopt the proposed application form was presented by Jack Martin and approved by unanimous vote.

Procedure for denial or registration of security guards was discussed. It was proposed that the Administrator should be delegated authority to deny registration of guards in view of past criminal record. A motion to approve was made by Jack Martin, seconded by George Anderson and was approved by unanimous vote.

It was unanimously agreed that all applications for licenses shall be individually approved or denied by the Board at its regular meeting each month.

It was further agreed that when an agency establishes an address and/or telephone number and/or an office in any location other than that of the home office, a "branch office" has been established and must be directly overseen and in the control of a licensed branch manager other than the person licensed to operate the home office or any other branch office.

Further, that the Board agreed that any hearings held for the purpose of revocation, suspension or denial of a private protective service license may be conducted by the Chairman and/or a designated trial examiner, conditioned on notification to each Board member of the date, time and location of any hearing to be held so that the Board members may attend if they so desire. Also, that a full transcript of any such hearing be forwarded to each Board member and that the final decision be made by the Board at a regular or called meeting.

Motion was also made and seconded to deny request for a hearing on the denial of a trainee permit to Erskine H. Lawrence.

The Board voted to deny Richard E. McMillan's application for a guard and patrolman license.

It was further agreed that meetings of the Board would be held once a month at 10:00 A.M. on the last Tuesday of each month.

Nominations for Vice-Chairman was called for by the Chairman. Thomas McDonald was nominated by Julius Cauble, seconded by George Anderson and a call for oral approval elicited no negative responses.

APPROVED BY THE BOARD

9-25-73

PRIVATE PROTECTIVE SERVICES BOARD MEETING

September 25, 1973

The monthly meeting of the Private Protective Services Board was convened at 10:00 A.M., September 25, 1973 in the Conference Room at 422 North Blount Street, Raleigh with the Vice-Chairman, Mr. Thomas J. McDonald, presiding.

Those present at the meeting other than the Vice-Chairman were:

Jack G. Martin
Julius Cauble
W. Fred Cohoon, Administrator
Ray H. Garland, Deputy Director State Bureau of Investigation
Mrs. Miriam Purvis, Secretary

Associate Justice Susie Sharp of the North Carolina Supreme Court administered the oath of office to the board members present.

Jack Martin made a motion that the minutes of the last meeting be accepted as copies were mailed to the members of the Board prior to the meeting.

Fred Cohoon presented the following applications for consideration and the names and results of each is listed below:

Brown, William Norris - a motion was made by Jack Martin to approve and same seconded by Julius Cauble.

Dias, George Henry, Jr. - a motion was made by Julius Cauble to approve and same seconded by Jack Martin.

Gowan, Maxie Tyrone - a motion was made by Jack Martin to approve and same seconded by Julius Cauble.

Gray, Joseph, Jr. (Trainee) - a motion was made by Tommy McDonald to approve and seconded by Jack Martin.

Johnson, Raymond G. - a motion was made by Jack Martin to approve and seconded by Julius Cauble.

Laughinghouse, James Richard - a motion was made by Jack Martin to deny said application and same seconded by Julius Cauble.

Meeks, Carl Ray (Trainee) - a motion was made by Tommy McDonald to approve and seconded by Julius Cauble.

Orrell, Fredrick William - a motion by Jack Martin to approve and seconded by Julius Cauble.

Rankin, Ethel Corbett - a motion to deny by Julius Cauble and seconded by Jack Martin.

Staggs, Jack Vernon - a motion to approve was made by Jack Martin and seconded by Julius Cauble.

Stowe, Donnie Bransford - a motion to approve by Tommy McDonald and seconded by Jack Martin.

Zabroski, Michael Lewis - a motion to approve by Jack Martin and seconded by Julius Cauble.

All the above-mentioned motions were approved by unanimous vote.

A request for review of guard denials was next on the agenda and the following action was taken.

Hancock, Raymond A. - a motion to deny by McDonald seconded by Cauble.
Eidson, Albert Ellis - a motion to deny by McDonald seconded by Martin.
Gibson, Hannon L. - a motion to deny Jack Martin seconded by Cauble.
Hall, Joseph Wesley - a motion to deny by Martin seconded by McDonald.
Williams, Otto Bennett - a motion to deny by Martin seconded by Cauble.
Glenn, Joseph (NMN) - a motion to deny by Martin seconded by McDonald.
Yandle, Robert - a motion to deny by McDonald seconded by Martin.
King, Wilbur Dock - a motion to deny by Cauble seconded by McDonald.
Biddix, Clarence - a motion to deny by Cauble seconded by Martin.
Brazzell, Leroy (NMN) - a motion to deny seconded by Cauble unless he could obtain notarized papers proving that he is not the same person which holds the criminal recorded on the rap sheet.

The file of Guy Robert Rankin, owner of Vanguard Security Services and U. S. Special Police, was reviewed to determine if a hearing should be called to consider action towards his license. The Board decided a hearing should be held for alleged violations.

A motion was made by Jack Martin and seconded by Julius Cauble to table a proposal for a "Central Clearing House" for polygraph examiner applicants.

A motion made by McDonald and seconded by Martin to deny a request from Skyrock and Associates for a mailing list of licensees to be included in a National Directory.

~~A motion made by Cauble and seconded by Martin to deny James Stegall's request that licensees be furnished a biography and photograph of each Board member.~~

The Board decided that a form letter should be drafted and sent to each licensee requesting that they conduct a more thorough background investigation on guards before sending in prints and photographs to the Bureau and that each licensee be advised that if applicant has ever served an active sentence for any criminal offense he will be denied.

APPROVED BY THE BOARD

Dec. 30, 1973

PRIVATE PROTECTIVE SERVICES BOARD MEETING

October 30, 1973

The monthly meeting of the Private Protective Services Board convened at 10:15 A.M., October 30, 1973 in the conference room at 422 North Blount Street, Raleigh with the Chairman, Charles Dunn, presiding.

Those present at the meeting other than the Chairman were:

Julius Cauble
Thomas McDonald
W. Fred Cohoon, Administrator
Mrs. Miriam Purvis, Secretary

The meeting was called to order. Reading of the minutes of the previous meeting were suspended by approval of the members present.

Fred Cohoon presented the following applications for consideration and the names and results of each are listed below:

Cowap, Thomas Andrew - approved
Blocker, Ronald (NMN) - approved
Marshall, James Lee - approved
Nelson, Lloyd Kenneth - approved
Smith, Homer David - Board decided the Chief of Police, Asheville, should be interviewed before final approval is given.
Pike, John Howell - approved
Penny, George R. - approved
Booth, George Edward - Board decided applicant must furnish proof he no longer is employed as a police officer for the Garner P.D. before license is approved.

A request for review of a guard denial followed on the agenda.

Benoit, Louis Joseph - Motion to deny by McDonald, seconded by Cauble.

Methods were discussed by which agencies performing private protective services for which no license was required prior to July 1, 1973 might be notified a license is required.

It was determined the Administrator should inquire if the Privilege License Tax Division of the Department of Revenue could assist in screening those who are in need of licensing.

Further, it was recommended to put notice of same in the SBI Bulletin and several newspapers of widespread circulation.

A form letter was also approved to notify any of the above described agencies which are brought to the attention of the Administrator.

The Board approved the channeling of funds derived from license fees to employ a court recorder to transcribe Board hearings on an "as needed" basis. This motion was made by McDonald and seconded by Cauble.

The Board decided to refer to the Association of Private Detectives a request from the Security-Safety Training Institute, Columbus, Ohio for a list of licensees and agencies.

Motion made by McDonald and seconded by Cauble to refuse Jack Holt's request to name his agency "Durham Detective Agency and Guard Service" because of possible confusion with Bobby Freeman's "Durham Security Service".

APPROVED BY THE BOARD

Nov. 27, 1973

PRIVATE PROTECTIVE SERVICES BOARD MEETING

November 27, 1973

The monthly meeting of the Private Protective Services Board convened at 10:00 A.M., November 27, 1973 in the conference room at 422 North Blount Street, Raleigh, with the Chairman, Charles Dunn, presiding.

Those present at the meeting other than the Chairman were:

Jack Martin
Julius Cauble
George Anderson
Fred Cohoon, Administrator
Miriam Purvis, Secretary

The meeting was called to order by the Chairman. Reading of the minutes of the previous meeting was suspended by approval of the members present.

Fred Cohoon presented the following applications for consideration, all of which were approved by the Board for licensing:

Burns, Lester Gean
Estes, Donald Earl (Trainee)
Huskey, Roy (NMN)
Provenzano, Robert Vincent
Smith, Homer David
Mosley, William Daniel

The following persons appeared before the Board for review of guard denials:

Houseworth, Robert L. Approved registration.
Thompson, John F. - Board decided that since he had been terminated by Security Forces, Inc. for falsifying his application rather than being denied by the Board the Board had no authority in the matter.

Duncan, Vernon Lee - (Same as Thompson above)

Hall, Joseph Wesley - Board decided to defer any final ruling until Hall has attempted to obtain a Governor's pardon for the offense(s) involved.

Brazzell, LeRoy - Board decided to uphold previous decision to deny registration.

James, Jackie Joe - Board decided to uphold decision to deny unless he obtain a Governor's pardon.

The following individuals did not appear before the Board, however, the Board reviewed their request for reconsideration following their denial as guards:

Griffin, Floyd T. - Board decided to defer action until his fingerprints clear the F.B.I..

Bishop, Roy Glenn - Board decided to defer action until verification of the authenticity of the letter submitted in his behalf has been obtained.

The Board further determined that due to confidentiality of material covered in Board meetings, W. R. Stroupe's request for a copy of the minutes of the October Board meeting should be denied.

Tuesday, December 11, 1973 was decided upon as the date for the December meeting, which is to convene at 1:30 P.M..

APPROVED BY THE BOARD Dec - 11, 1973

PRIVATE PROTECTIVE SERVICES BOARD MEETING

December 11, 1973

The monthly meeting of the Private Protective Services Board convened at 1:30 P.M., December 11, 1973, in the conference room at 422 North Blount Street, Raleigh. All Board members were present.

The meeting was called to order and reading of the minutes of the previous meeting was suspended by approval of the Board.

Two applications were presented for Board consideration:

- (1) West, James B. (Approved)
- (2) Teaster, Daniel E. - The Board decided to delay final action until it was determined whether applicant gained his prior experience while legally in need of a license.

The following requests for revue of previous denial of guard registration were heard:

- (1) Sylvester, James Brooks - Motion to deny made by Anderson and seconded by Cauble.
- (2) Gregory, Alton W. - Motion to approve made by Martin and seconded by Anderson.
- (3) Hodges, Rondell James - Motion to deny made by Anderson and seconded by Cauble.
- (4) Martin, James Allen - Motion to deny made by Anderson and seconded by McDonald.
- (5) Lopez, William Joel - Board decided to determine if charge was of felonious nature and, if so, advise Lopez the Board could approve registration only if subject obtained a pardon.

Reference a request to reinstate license of George Thurman Jones, the Board decided to advise him to submit a new application and the Bureau would update the background information.

The Board further determined that more facts were necessary before it could determine what action, if any, to take reference complaint received that Melvin Odell Smith was operating a collection agency in violation of G.S. 14-401.2.

Reference a revue of alleged violations by William and James Dayton prompted by Julius Cauble, the Board determined it should be provided with a written complaint from the Asheville City Council or a contract signed by James Dayton in behalf of Anderson-Brown Patrol before further action is taken.

APPROVED BY THE BOARD

Jan. 29, 1974

PRIVATE PROTECTIVE SERVICES BOARD MEETING

January 29, 1974

The monthly meeting of the Private Protective Services Board was called to order at 10:00 A.M., January 29, 1974 at 422 North Blount Street, Raleigh. Vice-Chairman Tom McDonald presided, with Board members Martin, Anderson and Cauble present.

The following applications for license were presented for consideration:

- (a) Grier, Samuel, Jr. (Trainee)- Approved
- (b) Bell, James Thomas - Approved
- (c) Clark, Frank Leon -- Approved
- (d) Harley, Ronald E. -- Approved
- (e) Holder, Louis Laird -- Approved
- (f) Huckabee, Jimmie (NMN) -- Approved
- (g) Johnston, Jerrett Hugh -- Approved
- (h) McGhee, Lloyd Dolin (Trainee) -- Approved
- (i) Noe, Blythe Hilton, Jr. -- Approved
- (j) Owings, Richard Myron (Trainee)--Denied
- (k) Pappas, Arthur Teddy -- Approved
- (l) Paradis, Eugene L. -- Approved
- (m) Quinn, Delbert Ray, Sr. -- Request additional background information.
- (n) Rogers, Carl H. -- Denied
- (o) Simmons, Flavius King, Jr. -- Approved
- (p) Strickland, Bruce Howard -- Approved
- (q) Sutton, Sunny -- Approved
- (r) Williamson, Hally Lee (Trainee) -- Denied
- (s) Mack, George, Jr. -- Denied
- (t) Teaster, Daniel E. -- Approved

The following guard was reconsidered after previously being denied:

- (a) Bishop, Roy Glenn -- Approved

The Board further determined that William H. Dayton should be called for a hearing reference allowing James E. Dayton to serve as branch manager, etc. without being duly licensed.

The formulation of a new schedule of license fees was discussed and the following schedule of fees was recommended:

- \$ 50. Non-refundable application fee
- 200. Additional fee for new and renewed licenses
(except trainee)
- 50. Annual fee for trainee permits which may be
renewed up to 3 times, or until experience
required for a full license is attained.
- 25. for each type of license issued after the original
\$200. license.
- 10. registration fee (non transferable) on each security
guard each time applying for registration. Fee
to be paid by the guard.

NOTE: The "Board Room" of the Highway Commission Building adjacent to the Capitol Building has been secured for future Board Meetings.

The special meeting on Tuesday, February 12, will be held there.

We hope to have the drafted amendment to G.S. 74B reference the new license fee schedule available for review at this special meeting.

Please find enclosed the projected 1974 budget based on the new fee schedule for your perusal.

*Board
Approved: Feb. 12, 1974*

PROJECTED BUDGET FOR PRIVATE PROTECTIVE SERVICES OFFICE

Total renewals for licenses	1974	89	@	\$200.	\$ 17,800.
Total renewals for trainees	1974	51	@	50.	2,500.
Total renewals for additional agencies	1974	294	@	25.	7,350.
Projected license approvals	1974	60	@	250.	15,000.
Projected agencies & additional	1974	100	@	25.	2,500.
Projected applications denied etc.	1974	50	@	50.	1,500.
Projected guard registrations	1974	4,000	@	10.	<u>40,000</u>
					\$ 86,700

EXPENSES:

1 Administrator	\$ 10,860.
3 Agents @ \$9,900. each	\$ 27,700.
1 Admr. secretary III	8,244.
1 Steno. II	<u>5,736.</u>
Total Salaries	52,540.
Yearly subsistence per agent x 4 agents	2,880.
Yearly vehicle expenses x 4 vehicles	4,440.
Law enforcement Off. retirement fund	1,928.
Social Security matching funds	3,078.
Matching Retirement funds	1,251.
Hospitalization group insurance	936.
Disability	216.
4 vehicles	14,600.
Insurance for 4 vehicles	<u>260.</u>
	\$ 82,129.

TOTAL OF PROJECTED COLLECTIONS	\$ 86,700.
TOTAL EXPENDITURES	<u>-82,129.</u>
Projected surplus to defray misc. expenses of Board members, stenotypist for hearings, supplies, etc.	\$ 4,471.

PRIVATE PROTECTIVE SERVICES BOARD MEETING

February 12, 1974

A special meeting of the Private Protective Services Board was called to order at 10:20 A.M., February 12, 1974 at the Highway Commission Building. All five of the board members were present for the meeting.

The following applications for license were presented for consideration:

- (a) Blalock, Van E. (Trainee) - Denied
- (b) DuPont, Roland E., Jr. - Approved
- (c) Grindstaff, Elaine (Trainee) - Approved
- (d) Harrison, Daniel Walter - Approved
- (e) Little, Emry - Approved
- (f) Mahone, John Phillip, Jr. - Action Deferred
- (g) Robinson, Robert Michael (Trainee) Action Deferred
- (h) Southern, John Joseph (Trainee) - Denied
- (i) Rogers, Carl H. - Action Deferred

The following guard was reconsidered after previously being denied:

- (a) Griffin, Floyd T. - Approved

The Board further approved a draft of the proposed amendment to G.S. 74B reference license fees.

NOTE: The regular monthly meeting of the Board will be held in the "Board Room" of the Highway Commission Building at 10:00 A.M., Tuesday, February 26, 1974.

APPROVED BY THE BOARD:

3-19-74

Sam Jack Thacker present only

PRIVATE PROTECTIVE SERVICES BOARD MEETING

February 26, 1974

The regular monthly meeting of the Private Protective Services Board was called to order at 10:30 A.M., February 26, 1974 at the Highway Commission Building.

The following applications for license were presented for consideration:

- (a) Conner, Ernest Wade - Approved
- (b) Duncan, Charles Cecil - Approved
- (c) Hogg, James Barber - Approved
- (d) Jarrett, Richard Lee - Approved
- (e) Mahone, John Phillip, Jr. - Approved
- (f) Roberts, Randall Alan, Sr. - Approved
- (g) Terranova, Neil - Denied
- (h) Wetherington, Kirby L. - Approved

Messrs. Frank Lee Collins and Billy C. Haywood appeared before the Board to request reconsideration of their request for registration as a guard, however, each man had a felon conviction and they were advised that the Board had no jurisdiction over the matter.

NOTE: The regular monthly meeting of the Board will be held in the "Board Room" of the Highway Commission Building at 10:00 A.M., Tuesday, March 26, 1974.

APPROVED BY THE BOARD: 3-19-74

PRIVATE PROTECTIVE SERVICES BOARD MEETING

March 19, 1974

A special meeting of the Private Protective Services Board was called to order at 10:15 A.M., March 19, 1974, in the Chairman's office at 421 N. Blount Street, Raleigh. All Board members were present with the exception of Mr. Jack Martin.

The following applications for license were presented for consideration:

- (a) Denny, Lee Alton - Approved
- (b) Geilen, Roy Joseph - Approved
- (c) Gerald, Virginia Powell (Trainee) - Approved
- (d) Hancock, Everett Lee - Approved
- (e) Jenkins, Gary - Approved
- (f) Jubes, Joseph Jerry - Approved
- (g) Maxin, George Joseph - Approved

A motion was made, seconded and approved by unanimous vote to instruct the Administrator to begin all over again with regard to Mr. James R. Laughinghouse's application for a private detective license.

House Bill #1758 was discussed by the Board and it was decided to ask for a hearing to oppose said bill.

NOTE: The regular monthly meeting of the Board will be held in the "Board Room" of the Highway Commission Building at 10:00 A.M., Tuesday, March 26, 1974.

APPROVED BY THE BOARD:

March 26, 1974

PRIVATE PROTECTIVE SERVICES BOARD MEETING

March 26, 1974

The regular monthly meeting of the Private Protective Services Board was called to order at 10:15 A.M., March 26, 1974 at the Highway Commission Building, Raleigh. All members of the Board were present.

The following applications for license were presented for consideration:

- (a) Bryant, James Robert - Approved
- (b) Colvard, Wendell A. - Approved
- (c) Hardison, Marvin - Approved
- (d) Radford, Michael L. - Approved
- (e) Shuman, Kathryn P. (Trainee) - Approved
- (f) Wackerhagen, David L. - Denied
- (g) Wallace, Robert L. - Denied

Mr. Dennis W. Godwin appeared, along with several character witnesses, before the Board to request reconsideration of his request for registration as a security guard with Merchants Detective Agency. The Board voted to allow him to be registered as a guard.

APPROVED BY THE BOARD:

April 30, 1974

PRIVATE PROTECTIVE SERVICES BOARD MEETING

APRIL 30, 1974

The regular monthly meeting of the Private Protective Services Board was called to order at 10:00 A.M., April 30, 1974 at the Highway Commission Building, Raleigh. All members of the Board were present with the exception of Jack Martin.

The following applications for license were presented for consideration:

- (a) Argenbright, Francis Andrew, Jr. - Approved
- (b) Berry, Joel Thad (Trainee) - Approved
- (c) Boyd, John Lawrence - Approved
- (d) Brisky, William George - Approved
- (e) Dove, Thomas Randall - Denied
- (f) Layne, Jack Martin - Approved
- (g) Marsh, Kenneth Ray - Approved
- (h) Matlock, James W. - Approved
- (i) McLaughlin, Tom Townes (Trainee) - Approved
- (j) Perras, Pete John - Approved
- (k) Queen, Hanford William - Approved
- (l) Ridenhour, Carl Frank (Trainee) - Approved
- (m) Robinson, Robert Michael (Trainee) - Approved
- (n) Ware, Martin Shuford, Jr. - Approved
- (o) Wackerhagen, David L. - Approved

The Board decided to allow Brink's, Inc. to submit a bond listing the company as principal with a letter from the insurance company stating that all employees were covered under said bond.

The Board discussed a bondsman obtaining a private detective license and it was decided that no licensee could be a bondsman or vice versa.

The proposed contract furnished by Raymond MacKenzie concerning use of the P.S.E. would not exempt him from the provisions of Chapter 74B.

Action was deferred by the Board until the May Meeting on Marion L. White.

Action against Anderson-Brown Patrol was referred to the Attorney General's office.

APPROVED BY BOARD

May 28, 1974

PRIVATE PROTECTIVE SERVICES BOARD MEETING

MAY 28, 1974

The regular monthly meeting of the Private Protective Services Board was called to order at 10:10 A.M., May 28, 1974 at the Conference Room in the Bath Building, Raleigh. All members of the Board were present with the exception of Julius Cauble.

The following applications for license were presented for consideration:

- (a) Evans, William (Trainee) - Postponed
- (b) Gregg, James Joseph - Approved
- (c) Lawless, Joseph H., Sr. (Trainee) - Postponed
- (d) Loeper, Richard R. - Approved
- (e) Loudermilk, James W., Jr. (Trainee) - Approved
- (f) McKeithan, William H., Jr. - Approved
- (g) Mellor, Glen D. - Approved
- (h) Moraven, Carl (Trainee) - Approved
- (i) Parker, Wade T. (Trainee) - Approved
- (j) Shadburn, Marilyn D. (Trainee) - Approved
- (k) Tankersley, Clyde J. - Postponed
- (l) Reed, Ronald - Approved

The application for Mr. James B. Laughinghouse was reconsidered and the Board voted to deny his application.

After much discussion the Board decided not to renew the licenses of Mr. Marion L. White due to his recent conviction for wiretapping, and because of his failure to register guards employed by Eastern Detective Agency.

The Board adjourned at 11:45 A.M..

APPROVED BY THE BOARD:

June 25, 1974

PRIVATE PROTECTIVE SERVICES BOARD MEETING

June 25, 1974

The regular monthly meeting of the Private Protective Services Board was called to order at 10:15 A.M., June 25, 1974 at the Conference Room in the Bath Building, Raleigh. All members of the Board were present with the exception of Mr. George Anderson.

The following applications for license were presented for consideration:

- (a) Clapier, Brent Jenkins - Approved
- (b) Everingham, Lloyd William (Trainee) - Approved
- (c) Hicks, Frank W. - Approved
- (d) Neil, Rosalind (Trainee) - Approved
- (e) Riddle, James M. - Postponed
- (f) Schaffner, Jacob Albert - Approved
- (g) Shields, Koyt Augustus - Approved
- (h) Spohn, Edward Alfred - Approved
- (i) Srp, Joseph William - Approved
- (j) Swanson, Harold A. - Approved
- (k) Tankersley, Clyde James - Denied
- (l) Tucker, Justus M. - Approved
- (m) Weldon, Aubrey Ray - Approved

NOTE: The July meeting will be held at the Holiday Inn Central, Conference Room, Tunnel Road, Asheville on July 30, 1974 at 10:00 A.M.. Also, at the same location at 1:00 P.M. an investigation will be conducted reference Anderson-Brown Patrol, Inc. of Asheville.

APPROVED BY BOARD:

July 30, 1974

PRIVATE PROTECTIVE SERVICES BOARD MEETING

July 30, 1974

The regular monthly meeting of the Private Protective Service Board was called to order at 10:00 A.M. July 30, 1974 at the Holiday Inn Central Conference Room in Asheville, North Carolina by vice-chairman Tom McDonald. All the members of the Board were present with the exception of the Chairman.

The following applications for license were presented for consideration:

- (a) Bailey, Brack R., III - Approved
- (b) Coble, Lonnie J. Jr., (Trainee) - Denied
- (c) Croom, Homer A., Jr. - Approved
- (d) Hauser, Billy Gray - Approved
- (e) La Roche, Bruce H. - Approved
- (f) Law, Theodore G., Jr. - Approved
- (g) Lawless, Joseph H., Sr. (Trainee) - Approved
- (h) Mock, Charles P. (Trainee) - Approved
- (i) Moore, Lois E. (Trainee) - Approved
- (j) Quinn, Delbert R., Sr. - Approved
- (k) Riddle, James M. - Approved
- (l) Short, Clarence N. - Approved
- (m) Smith, Peter S. - Approved
- (n) Stinson, David D. (Trainee) - Approved

The following items were voted on and approved by unanimous vote of the members who were present:

- (a) That stationery be ordered specially designed for the Private Protective Services Board listing the members of the Board and the Administrator.
- (b) That the design of the present Private Protective Services I.D. card be changed so that it will indicate the type of license which the licensee holds. Said card shall also have the signature of the Chairman of the Board, the Administrator of P.P.S., and the licensee.
- (c) That the administrator determine and initiate the necessary steps to obtain additional help and necessary equipment to administer and properly enforce the Private Protective Services Act.

The final action of the Board was the unanimous election of Mr. George Anderson as the Vice-Chairman for the coming year.

The Board adjourned at 11:45 A.M..

APPROVED BY THE BOARD: August 27, 1974

AN AMENDMENT TO THE MINUTES OF THE PRIVATE PROTECTIVE
SERVICES BOARD MEETING OF JULY 30, 1974

The Board reconvened at 1:00 P.M. to consider complaints against Anderson-Brown Patrol of Asheville.

In addition to those present for the Board Meeting were the following: Charlie Chambers, State Bureau of Investigation special agent; William H. Dayton, manager of Anderson-Brown Patrol; and Mr. Lumar Gudger, attorney for Anderson-Brown Patrol.

After hearing the facts from both sides, the Board felt that the charges did not warrant a formal hearing and instructed the administrator to notify Mr. William H. Dayton of the decision of the Board.

The meeting was adjourned at 3:00 P.M..

NOTE: The regular meeting of the Board will be held in the Conference Room (number 217), Bath Building, 306 North Wilmington Street, Raleigh, on Tuesday, August 27, 1974.

PRIVATE PROTECTIVE SERVICES BOARD MEETING

AUGUST 27, 1974

The regular monthly meeting of the Private Protective Services Board was called to order at 10:30 A.M., August 27, 1974, in the Conference Room of the Bath Building, 306 North Wilmington Street, Raleigh by vice-chairman Tom McDonald. All members of the Board were present with the exception of Chairman Dunn and Mr. George Anderson.

The following applications for license were presented for consideration and all those approved were by unanimous vote with the exception of David Hayes Smith (Trainee) and there were two votes for and one against:

- (a) Graves, Lawrence - Approved
- (b) Larson, Alan F. (Trainee) - Approved
- (c) O'Connell, John William - Approved
- (d) Porter, Stephen Goodwin - Approved
- (e) Rogers, Larry Eugene - Denied
- (f) Smith, David Hayes (Trainee) - Approved
- (g) Warner, William Franklin - Approved
- (h) Withers, William Smith - Denied
- (i) Eudy, Richard (Trainee) - Approved

A complaint against Robert V. Provenzano was discussed and the Board voted to not have a hearing on the matter.

Evidence by the Administrator against David L. Shaffer, Sr. for not having a properly licensed manager in his Goldsboro office was discussed and the Board voted unanimously to hold a hearing in the near future.

The Board instructed the Administrator to advise licensee Glenn A. Sides by letter to either resign as a sworn law enforcement officer or turn in his guard and patrolman license.

The Board adjourned at 11:45 A.M..

APPROVED BY THE BOARD:

Sept. 24, 1974

NOTE: Our next regular meeting will be held at the Bath Building on September 24, 1974, at 10:00 A.M.. Also, at 1:30 P.M. the same date there will be a hearing on David L. Shaffer, Sr. at 1:30 P.M., Bath Building.

PRIVATE PROTECTIVE SERVICES BOARD MEETING

SEPTEMBER 24, 1974

The regular monthly meeting of the Private Protective Services Board was called to order at 10:25 A.M., September 24, 1974, in the Conference Room of the Bath Building, 306 North Wilmington Street, Raleigh by Charles Dunn, chairman. All members of the board were present for this meeting.

The following applications for license were presented for consideration and all of those approved were by unanimous vote:

- (a) Breece, Richard Bruce (Trainee) - Approved
- (b) Davis, Fred Earl, Sr. - Approved
- (c) Heath, Jack Leroy - Approved
- (d) Williams, Harvey D. - Approved
- (e) Wilson, Rella Sharpe (Trainee) - Approved
- (f) Lutz, Norman Devon - Denied

A hearing requested by the Administrator on James A. Belt was postponed until more information could be obtained.

The Administrator was instructed by the Board to pick up the license of Glenn A. Sides, however, later the same day the Administrator was advised by an attorney from the Attorney General's office that a hearing would be necessary for Mr. Sides.

Mr. David Warf appeared before the Board and described his business operation and the Administrator was later instructed to advise Mr. Warf that he could continue to operate his business but to appear before the Board again at the next regular meeting and demonstrate some of his equipment which is being sold.

The Board voted unanimously to stand with the original decision to deny Mr. William Smith Withers a license.

The Board adjourned at 12:15 P.M.

AGENT'S NOTE: Since the Board meeting, Mr. Sides has been in contact with the Administrator and a hearing will not be held in October.

At 1:30 P.M. the Board reconvened, with the exception of the Chairman, for the hearing on Mr. David Shaffer D/B/A Shaffer's Detective and Patrol Service.

The hearing was adjourned at 3:30 P.M. and the transcript will be furnished by Ms. Mary Ritchie within the next month.

APPROVED BY THE BOARD:

Oct. 29, 1974

The next regular meeting will be held on October 29, 1974, at 10:00 A.M. in the Conference Room of the Bath Building, Wilmington Street.

PRIVATE PROTECTIVE SERVICES BOARD MEETING

October 29, 1974

The regular monthly meeting of the Private Protective Services Board was called to order at 10:00 A.M., October 29, 1974, in the Conference Room of the Bath Building, 306 North Wilmington Street, Raleigh by Charles Dunn, chairman. All members of the board were present.

The following applications for license were presented for consideration:

- (a) Boyer, Armand R. - Approved
- (b) Byrd, Derck Lee - Denied
- (c) Edwards, James Loren - Approved
- (d) Felton, Eric Rogers - Approved
- (e) Festerman, Solmon N. - Approved
- (f) Griffin, James H. - Action Postponed
- (g) Holt, Charles W. - Denied
- (h) Murphy, Marshall, Jr. - Approved
- (i) Neice, George D., Jr. (Trainee) - Approved
- (j) Petteway, Joel C. - Approved

The request of Mrs. Annie L. Davis, whose husband passed away in August, that she be approved for a license in her name was granted as she had worked in the business for twenty years and the company has an excellent reputation. She will operate David Patrol and Watchman Service, Inc., at 126 North Main Street, High Point, North Carolina.

The licensing of Central Station Alarm Service was thoroughly discussed, and it was decided that only companies which provide guards who respond to the signals would be required to obtain a license from the Private Protective Services administrator.

Reference the guards who are denied registration because of a felon conviction, the board decided to let each man, or woman, come before the board and present their own case and the board would make a decision on an individual basis.

APPROVED BY THE BOARD:

Agreement
~~_____~~ - 26, 1974

PRIVATE PROTECTIVE SERVICES BOARD MEETING

November 26, 1974

The regular monthly meeting of the Private Protective Services Board was called to order at 10:00 A.M., November 26, 1974, in the Conference Room of the Bath Building, 306 North Wilmington Street, Raleigh, by Mr. George Anderson, vice-chairman. All members of the board were present.

The following applications for license were presented for consideration:

- (a) Allen, Lewis Daniel - Approved
- (b) Brown, William Alfred - Approved
- (c) Dayton, James Elias, III (Trainee) - Approved
- (d) Edwards, Gary Lynn - Action Deferred
- (e) Elmore, Edward B. (Trainee) - Approved
- (f) Griffin, James Henry - Approved
- (g) Grooms, Roger Wayne - Approved
- (h) Heinrich, Claudia Lee - Approved
- (i) Kendall, Jerry Thomas - Approved
- (j) Mahaffey, Fred G., Jr. - Approved
- (k) Ochs, Samuel Robert - Approved
- (l) Reynolds, Jake M. (Trainee) - Action Deferred
- (m) Sales, Robert J. - Approved

The following individuals who had been denied guard registration by the administrator appeared before the board and the board voted to approve the registration of each man. They were notified of the board's decision by the secretary.

- (a) Faircloth, Louis Raeford
- (b) Pinkham, Edward O.
- (c) Pridgen, Joseph Grant

Mr. Ronald Louis Vater also appeared before the board in his own behalf for guard registration. The board decided to let him continue to work and to give him six (6) months to get his record straightened out.

Also, the board voted to hold the regular monthly meeting on December 17, 1974, instead of the usual last Tuesday because of the Christmas holidays.

The hearing which was scheduled for Mr. Glenn A. Sides at 2:00 P.M. was canceled and a meeting was held with Mr. Sides instead.

Mr. Sides was advised by the board to have his wife obtain a license as he is presently a sworn law enforcement officer.

APPROVED BY THE BOARD: Dec. 17, 1974

PRIVATE PROTECTIVE SERVICES BOARD MEETING

December 17, 1974

The regular monthly meeting of the Private Protective Services Board was called to order at 10:00 A.M., December 17, 1974, in the Conference Room of the Bath Building, 306 North Wilmington Street, Raleigh, by Mr. George Anderson, vice-chairman. All members of the Board were present.

The following applications for license were presented for consideration:

- (a) Edwards, Gary Lynn (Trainee) - Approved
- (b) Hurst, William Francis - Approved
- (c) Kellum, Robert Eugene - Approved
- (d) Mann, Walter Burrus, Jr. (Trainee) - Approved
- (e) Marcus, Simon Lewis - Approved
- (f) Mikus, Douglas Peter - Approved
- (g) Radford, Kenneth Marion - Approved
- (h) Reynolds, Jake Mahood (Trainee) - Approved

The following guards asked for reconsideration as to registering them as a guard:

- (a) Granson, Louis - Denied
- (b) Ivan, Steve Chester - Approved
- (c) Owens, Samuel Martin - Action Deferred
- (d) McQuaigue, Roy Cecil - Denied

Mr. Anderson asked that the Administrator check with the Attorney General's office as to the legality of having a hearing officer for hearings on licensees in the future.

The Administrator presented to the Board some suggested revisions to be made to G.S. 74-B during the next General Assembly. After much discussion, it was decided that the Administrator should consult with an attorney of the Justice Department and get approval of the wording of the revisions that some of the loopholes might be tightened.

NOTE: The hearings scheduled for Monday, January 27 have been canceled due to cancellation of James A. Belt's licenses and David Shaffer's satisfactory compliance with the Board's earlier ruling.

There will still be the regular meeting on Tuesday, January 28, 1975 at 10:00 A.M. in the Conference Room of the Bath Building, 306 North Wilmington Street, Raleigh. Also, the same date a hearing has been scheduled for Charles W. Holt whose application for a license was denied on October 29, 1974.

Mr. George Anderson, Vice-Chairman, is to be the hearing officer for this hearing.

APPROVED BY THE BOARD: January 28, 1975

PRIVATE PROTECTIVE SERVICES BOARD MEETING

January 28, 1975

The regular monthly meeting of the Private Protective Services Board was called to order at 10:00 A.M., January 28, 1975, in the Conference Room of the Bath Building, 306 North Wilmington Street, Raleigh, by the vice-chairman, Mr. George M. Anderson. All members of the Board were present for the meeting.

The following applications for license were presented for consideration:

- (a) Coleman, Ralph Curtis - Approved
- (b) Heath, Roby Wesley (Trainee) - Approved
- (c) Howell, Bobby Gray - Approved
- (d) Jones, Phillip Ray - Approved
- (e) Key, Alan Hoy (Trainee) - Approved
- (f) King, Irven Ray - Approved
- (g) Pistilli, Edwin Rocco - Approved
- (h) Roberts, William John - Approved
- (i) Stevens, Jerry Wayne (Trainee) - Approved
- (j) Tindall, Robert Joseph - Approved
- (k) White, Douglas MacKenzie - Approved
- (l) Williams, Malcolm (NMN) - Denied

The following guards asked for reconsideration as to registering them as a guard:

- (a) McQuaigue, Roy Cecil - Approved
- (b) Owens, Samuel M. - Approved with the condition his present background is satisfactory.

The board voted to approve a motion to conduct a hearing on John Weaver Welch, d/b/a Welch Detective & Patrol Service, Greensboro, North Carolina.

NOTE: Due to illness, the Holt hearing has been postponed indefinitely. A hearing is scheduled for J. W. Welch on Tuesday, February 25, 1975 at 2:00 P.M., at the Bath Building, Raleigh.

APPROVED BY THE BOARD: Feb. 25, 1975

PRIVATE PROTECTIVE SERVICES BOARD MEETING

February 25, 1975

The regular monthly meeting of the Private Protective Services Board was called to order at 10:00 A.M., February 25, 1975, in the Conference Room of the Bath Building, 306 North Wilmington Street, Raleigh by the vice-chairman, Mr. George M. Anderson. All members of the Board were present for the meeting.

The following applications for license were presented for consideration:

- (a) Baker, Lee, Jr. - Approved
- (b) Burke, William John - Approved
- (c) Dale, Russell Wayne - Approved
- (d) Deese, Donald Wayne - Action Deferred
- (e) Halbrook, William Keith - Approved
- (f) Howard, Johnny Clarence, Jr. - Approved
- (g) Lamm, Phyllis Croll (Trainee) - Approved
- (h) McHargue, Frank Hedrick - Approved
- (i) Merritt, James Allen - Approved
- (j) Moorefield, Cecil Harden - Approved
- (k) Pannasch, Joseph James - Approved
- (l) Radford, Ross Dillard - Defer Action
- (m) Sam, John (NMN) - Approved
- (n) Sides, Patsy McDowell - Approved

The administrator was instructed to get some information reference uniforms for security guards before the next regular meeting in March if possible.

As a result of the hearing held on John W. Welch at 2:00 P.M., the Board decided to give Mr. Welch fifteen (15) days to comply with the regulations set by the Board.

APPROVED BY THE BOARD:

March 25, 1975

NOTE: Our regular monthly meeting will be held on Tuesday, March 25, same place and time. Representative Edwards will attend the meeting and discuss with us the P.S.E., and his proposals to make this legal in this State.

PRIVATE PROTECTIVE SERVICES BOARD MEETING

March 25, 1975

The regular monthly meeting of the Private Protective Services Board was called to order at 10:00 A.M., March 25, 1975, in the Conference Room of the Bath Building, 306 North Wilmington Street, Raleigh by the Chairman, Mr. Charles Dunn. All members of the Board were present for the meeting with the exception of Mr. George M. Anderson.

The following applications for license were presented for consideration:

- (a) Brantley, James Kenneth - Approved
- (b) Buchanan, Farrell Arnette - Approved
- (c) Groom, Clifton Beard (Trainee) - Approved
- (d) Deese, Donald Wayne - Approved
- (e) Feinman, Brent Stuart, Sr. - Approved
- (f) Harris, Oliver Bernard - Denied
- (g) Huffman, Johnny Ray - Approved
- (h) Jacob, Michael William (Trainee) - Approved
- (i) Kilpatrick, James Franklin - Defer Action (G.E.D.)
- (j) Kohler, Clifford Clyde - Approved
- (k) Myers, John Dolan, Jr. - Denied
- (l) Powers, Herlie Francis - Approved
- (m) Radford, Ross Dillard - Approved
- (n) Spivey, Jerry Ray - Action Deferred
- (o) Stanley, Nana T. (Trainee) - Denied
- (p) White, David Rodney - Action Deferred

The following were presented for reconsideration:

- (a) Godbold, James T. Jr. - Denied
- (b) Weeks, Harvey Truman (Guard) - Approved

The Administrator was instructed to contact the states of Georgia and Michigan reference laws covering uniform requirements for security guards.

The Administrator was also instructed to draft a proposed change of the Rules and Regulations reference the P.S.E..

APPROVED BY THE BOARD:

April 28, 1975

PRIVATE PROTECTIVE SERVICES BOARD MEETING

April 29, 1975

The regular monthly meeting of the Private Protective Services Board was called to order at 10:05 A.M., April 29, 1975, in the Conference Room of the Bath Building, 306 North Wilmington Street, Raleigh, by the Vice-Chairman, Mr. George Anderson. All members of the Board were present.

The following applications for license were presented for consideration:

- (a) Francis, Earl Ross - Approved
- (b) Green, Thomas Leonidas - Approved
- (c) Hallman, Warren Gregory (Trainee) - Approved
- (d) Kennon, Hope Lanning - Action Deferred
- (e) Legori, Christie (NMN) - Approved
- (f) McLaughlin, Kenneth Richard - Approved
- (g) Silva, Roy Joseph - Approved
- (h) Thomas, Walter M., Sr. - Approved
- (i) Weaver, George Douglas - Approved
- (j) Hines, Teddy Roland, Jr. - Denied
- (k) Myers, John Dolan, Jr. - Approved (Mr. Dunn raised an objection due to his experience.)
- (l) White, David Rodney - Approved

By unanimous vote, the May meeting was postponed one week until June 3, 1975, because the Administrator will be on active duty with the North Carolina National Guard the last Tuesday in May.

Special Agent Claude Gillikin appeared before the Board and discussed his recent trip to Dektor Counterintelligence and Security, Inc., and his impression of the school and the training which they offer.

A motion was made, seconded, and approved by unanimous vote for Section (5) (As defined in G.S. 74B) to be replaced. A copy of the replacement was furnished each Board member.

A further motion was made and carried by unanimous vote for the Administrator to extend an invitation to the president of the Private Detective Association to come before the Board, at his convenience after the July meeting, and discuss the uniform situation.

APPROVED BY THE BOARD: June 3, 1975

NOTE: The next Board Meeting will be held in the Third Floor Conference Room of the Charlotte Police Department, Charlotte, North Carolina, on June 3, 1975, at 10:00 A.M..

At 2:00 P.M., same place and date, a hearing will be held on behalf of Mrs. Nana Stanley of Charlotte who was denied a trainee permit by the Board in March, 1975.

PRIVATE PROTECTIVE SERVICES BOARD MEETING

June 30, 1975

The regular monthly meeting of the Private Protective Services Board was called to order at 10:00 A.M., June 30, 1975, in the Conference Room of the Bath Building, 306 North Wilmington Street, Raleigh, by the Chairman, Mr. Charles Dunn. All members of the Board were present.

The following applications for license were presented for consideration:

- (a) Bernius, Edwin Dyril - Approved
- (b) Barefoot, Ralph Landon - Approved
- (c) Berry, Raymond Russell, Jr. - Approved
- (d) Cogburn, William Randolph (Trainee) - Approved
- (e) Fields, Janadair - Approved
- (f) Fields, Vassar Winston - Approved
- (g) Kennon, Hope Lanning - Approved
- (h) Shepherd, William Lamar - Approved
- (i) Spivey, Jerry Ray - Approved
- (j) Pleasants, James R. - Approved
- (k) Ballard, Swain M. - Approved
- (l) Pope, Larry G. (Trainee) - Approved
- (m) Porter, James M. - Approved
- (n) Watkins, Charles E. - Approved

The Board voted to change the regular monthly meeting from the last Tuesday to the last Monday of each month beginning with the July, 1975, meeting.

The Administrator was advised to notify Rupert Burley Tank, Jr. that a hearing will be held at 2:00 P.M. on July 28, 1975, at the Bath Building, 306 North Wilmington Street, Raleigh, on his behalf.

NOTE: Please be reminded of the meeting next Friday, July 18, 1975, in Greensboro.

The next regular monthly meeting of the Board will be held at 10:00 A.M., Monday, July 28, 1975, in Room 217 of the Bath Building, Wilmington Street, Raleigh.

APPROVED BY THE BOARD:

July 18, 1975

PRIVATE PROTECTIVE SERVICES BOARD MEETING

June 3, 1975

The regular monthly meeting of the Private Protective Services Board was called to order at 10:00 A.M., June 3, 1975, in the Conference Room of the Charlotte Police Department, Charlotte, by the Vice-Chairman, Mr. George Anderson. All members of the Board were present with the exception of the Chairman.

The following applications for license were presented for consideration:

- (a) Bruyer, Charles Clarence - Approved
- (b) Dixon, William Henry, Jr. (Trainee) - Approved
- (c) Hurdle, Dennis Quinton, Jr. - Denied
- (d) Keith, James Milton - Approved
- (e) Kilpatrick, James Franklin - Deferred
- (f) Newland, Ross Glenn, Jr. - Approved
- (g) Newsom, William Andrew - Approved
- (h) Stancil, Hermer Lee - Denied
- (i) Studer, Rudolph Albert - Approved
- (j) Tant, Rupert Burley, Jr. - Denied
- (k) Wolfe, Romney Darrell - Approved

Mr. Perry L. Wright appeared before the Board to request registration as a guard and same was approved.

The Board adjourned at 11:30 A.M..

* * * * *

At 2:00 P.M., same date, the Board conducted a hearing requested by Mrs. Nana Stanley who had previously been denied a trainee permit by the Board.

The Board voted to stand with the original decision and Mrs. Stanley was again denied a trainee permit.

NOTE: The next regular monthly meeting of the Board will be held at 10:00 A.M., Monday, June 30, 1975, in Room 217 of the Bath Building, Wilmington Street, Raleigh, North Carolina.

APPROVED BY THE BOARD: June 30, 1975

PRIVATE PROTECTIVE SERVICES BOARD MEETING

July 28, 1975

The regular monthly meeting of the Private Protective Services Board was called to order at 10:05 A.M., July 28, 1975, in the Conference Room of the Bath Building, 306 North Wilmington Street, Raleigh. All members of the Board were present with the exception of Charles Dunn.

The following applications were presented for consideration:

- (a) Cochran, Fred Almon (Trainee) - Denied
- (b) Freeman, James Edward - Approved
- (c) Garris, Joesph Henry, Jr. (Trainee) - Denied
- (d) Whittington, Kenneth Ray - Denied
- (e) Tredinnick, Russell E. - Approved on condition letters were received by the administrator to support telegrams which had been received earlier.

Mr. Clifton L. Haire, a guard who was denied registration by the administrator, appeared before the board and requested that he be registered as he now had established a good record for himself, and had broken the drinking habit. The board voted to approve his registration.

The administrator presented some facts reference Venice M. Piner who asked that some questions be answered by the board before he submitted his application. The administrator was advised to have Mr. Piner make application so that a background investigation could be conducted, and they would proceed from there.

Advance Industrial Security in Raleigh had failed to register guards in the past, and it was decided by the board that the company is obligated by statute to pay for all guards who have worked, and who have not been registered.

The meeting was adjourned at 11:20 A.M..

APPROVED BY THE BOARD: August 25, 1975

NOTE: The next meeting of the board will be held on August 25, 1975, in the Third Floor Courtroom of the Craven County Courthouse, New Bern, at 2:00 P.M.. The hearing which has been scheduled on Chester O. Gayhart of Jacksonville, N. C., will be heard immediately preceding the actual board meeting.

PRIVATE PROTECTIVE SERVICES BOARD MEETING

July 18, 1975

A special meeting of the Private Protective Services Board was called to order at 3:00 P.M., July 18, 1975, in the Conference Room of the Detective Division of the Greensboro Police Department, Greensboro, North Carolina. All members of the Board were present with the exception of Charles Dunn.

The following applications were presented for consideration:

- (a) Elam, Billie Joe (Trainee)
- (b) Tredinnick, Russell E.
- (c) Walker, Harold C.

The board decided to postpone consideration of the above-named applicants until each obtained the recommendation of a chief of police or sheriff, and a judge or a solicitor. The board also ruled that all future applications must meet the above stated requirement.

In compliance with the amendment to G.S. 74B-4(a), the board held an election to elect a chairman for the coming year.

A motion was made by Julius Cauble to make George Anderson the new chairman. Steve Porter seconded and the vote was unanimous in favor of George Anderson as the next chairman.

A motion was also made by Julius Cauble that Jack Martin fill the unexpired vice-chairman term of George Anderson. The motion was seconded by Steve Porter and all members present voted for the motion.

Steve Porter suggested that the board might consider the possibility of designing a standard patch to be worn on one shoulder of each guard's uniform, and allowing each company use of their own patch on the opposite shoulder. Mr. Porter advised this would result in less expense for the companies.

Steve Porter also suggested that the board design a standard badge which would be worn by each security officer.

The subject of guard uniforms is to be discussed in more detail at a future date.

The board instructed the administrator to order new stationery reflecting the recent changes in the board.

The meeting was adjourned at 4:10 P.M..

APPROVED BY THE BOARD: 7-28-75

NOTE: At 2:30 P.M. Mr. Steve Porter was sworn in as a member of the Private Protective Services Board by Chief District Judge E. D. Kuykendall of the 18th Judicial District.

PRIVATE PROTECTIVE SERVICES BOARD MEETING

August 25, 1975

The regular monthly meeting of the Private Protective Services Board was called to order at 4:00 P.M., August 25, 1975, in the Third Floor Courtroom of the Craven County Courthouse, New Bern, North Carolina, by the chairman, Mr. George Anderson. Also present were Messrs. Julius Cauble and Steve Porter.

The following applications were presented for consideration:

- (a) Ralph Harrison Freeman - Approved
- (b) Barry Comer Levine (Trainee) - Approved
- (c) William Albert Sparkman - Approved
- (d) Jesse Eugene Winstead - Denied

The following applications were reconsidered:

- (a) Joseph Henry Garris, Jr. - Approved
- (b) Rupert Burley Tant, Jr. - Approved

The meeting adjourned at 5:00 P.M..

APPROVED BY THE BOARD:

Sept. 29, 1975

At 2:00 P.M., same date, the Board conducted a hearing reference violations of G.S. 74B by licensee Chester Oliver Gayhart, d/b/a Onslow Detective Agency of Jacksonville, North Carolina.

At the conclusion of the administrative hearing, the Board voted to suspend Mr. Gayhart's guard and patrolman license for a period of ninety (90) days.

NOTE: The next meeting of the Board will be held at 2:00 P.M., Monday, September 29, 1975, in Room 217 of the Bath Building, Raleigh.

PRIVATE PROTECTIVE SERVICES BOARD MEETING

September 29, 1975

The regular monthly meeting of the Private Protective Services Board was called to order at 2:45 P.M., September 29, 1975, in the Conference Room of the Bath building, Raleigh, by the Vice-Chairman, Jack G. Martin. All members of the Board were present with the exception of the Chairman, George M. Anderson.

The following applications were presented for consideration:

- (a) Ralph C. Andrews - Approved
- (b) Climbach Breeze - Deferred Action
- (c) Billie Jo Elam (Trainee) - Approved
- (d) Glenn McCoy Hurley (Trainee) - Denied
- (e) Michael Peter Kradz - Approved
- (f) Carol D. Manning - Approved
- (g) Raphael Collins McDowell - Approved
- (h) James Monroe Powell - Approved
- (i) Emory Thomas Rabon (Trainee) - Approved
- (j) Gary Wesley Richardson (Trainee) - Approved
- (k) Shirley W. Sandridge - Approved
- (l) Earl Vernon Shackelford - Approved
- (m) Charles Aubrey Shoenfeld - Approved
- (n) Robert Milton Taylor (Trainee) - Approved
- (o) Harold Cooley Walker

After some discussion reference David L. Shaffer, the Board decided a hearing was in order, however, a date was not set for the hearing.

Mr. Walter Brooks Kelly, a guard with Security Forces, appeared before the Board to appeal his denial of registration. It was decided by the Board to allow Mr. Kelly to be registered.

APPROVED BY THE BOARD: Oct. 28, 1975

NOTE: The October board meeting will be held on Tuesday, October 28, 1975, in Room 321 of the Bath Building, Raleigh.

PRIVATE PROTECTIVE SERVICES BOARD MEETING

October 28, 1975

The regular monthly meeting of the Private Protective Services Board was called to order at 10:00 A.M., October 28, 1975, in a Conference Room of the Bath Building, Raleigh by the Vice-Chairman, Jack G. Martin. All members of the Board were present with the exception of the Chairman, George M. Anderson.

The following applications were presented for consideration:

- (a) Zadock Jackson Charles, Jr. - Approved
- (b) Samuel James Cofield - Approved
- (c) James Heath Godfrey - Approved
- (d) Bobby Smith Greene - Denied
- (e) Raymond D. Grimes - Approved
- (f) James Kyle Johns - Approved
- (g) William Norfleet Jones (Trainee) - Approved
- (h) Don Charles Morris - Approved

The following application for reconsideration was presented:

- (a) Breeze Climbach - Approved

APPROVED BY THE BOARD: Nov. 25, 1975

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NOTE: The November Board Meeting will be held on Tuesday, November 25, 1975, at 2:00 P.M., Room 217 Bath Building, Raleigh.

PRIVATE PROTECTIVE SERVICES BOARD MEETING

November 25, 1975

The regular monthly meeting of the Private Protective Services Board was called to order at 2:00 P.M., November 25, 1975, in a Conference Room of the Bath Building, Raleigh, by the ~~President~~, *Chairman* George M. Anderson. All members of the Board were present.

The following applications were presented for consideration:

- (a) William Norris Brown - Approved
- (b) David Wilson Disharoon - Approved
- (c) Hal Clement Griggs - Denied
- (d) Glen McCoy Hurley - Approved
- (e) Craig Lambert - Denied
- (f) James Donald New - Approved
- (g) Bobby L. Sartin - Approved
- (h) Jessie Thurman Starling - Approved
- (i) Roy Harris Harvell - Approved

The following applications were presented for reconsideration:

- (a) Bobby Smith Greene - Denied
- (b) Kenneth Ray Whittington - Denied

The following security guards were presented for consideration:

- (a) Robert Roe Falk - Denied
- (b) Floyd Pickney Mason - Approved

The guard uniform changes were discussed thoroughly, and it was unanimously approved that proposed changes take place in steps. (See attachment for information furnished each licensee on December 8, 1975.)

Julius Cauble made a motion, which was approved, for all Board members to have a folder-type Identification Card to be designed by the Administrator.

A motion was made and approved that the Personal History Statement, now used by the State Bureau of Investigation, be required by applicants in lieu of the application presently used.

Guy R. Rankin surrendered his licenses for a period of thirty (30) days, and they have now be returned to him by the Administrator.

The Chairman requested the Administrator to contact adjoining states, and arrange dates for the Board to visit them to evaluate similar programs in each state.

A motion was made and passed by the Board to rescind 1002. (B)(1)(c) and 1002. (B)(4)(c) of the Rules and Regulations.

The meeting adjourned at 4:15 P.M..

APPROVED BY THE BOARD: Dec. 22, 1975

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NOTE: The next meeting of the Board will be held in Room 217 of the Bath Building on December 22, 1975, at 2:00 P.M..

PRIVATE PROTECTIVE SERVICES BOARD MEETING

December 22, 1975

The regular monthly meeting of the Private Protective Services Board was called to order at 2:10 P.M., December 22, 1975, in a Conference Room of the Bath Building, Raleigh, by the Chairman, George M. Anderson. All members of the Board were present.

The following applications were presented for consideration:

- (a) James Tracy Bowling - Approved
- (b) Patricia R. Cole (Trainee)
- (c) Garland Nathaniel Ellison - Approved
- (d) William Fred Harper (Trainee) - Approved
- (e) James Carol Kelley - Approved
- (f) Hartford Jeffrey Melvin - Approved
- (g) Andy Olen Nichols - Approved
- (h) Lynn Ray Phillips - Approved
- (i) Phyllis Gay Phillips - Approved
- (j) Harry Franklin Puckett - Approved
- (k) Eddie Dean Smith - Approved
- (l) Allen Baxter Wilson (Trainee) - Approved

The following guard was resubmitted for consideration:

- (a) Robert R. Falk - Approved

Mr. Jack Martin presented a request to have a hearing for Billy Smith Greene, and it was decided by the Board to hold a hearing at 2:30 P.M., January 27, 1976, at the Bath Building, Raleigh.

The Board, with minor changes, approved the Rules and Regulations as presented by the Administrator.

The meeting adjourned at 3:30 P.M..

APPROVED BY THE BOARD: Jan. 27, 1976

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NOTE: The January monthly meeting will be held at 10:00 A.M., January 27, 1976, Room 321, Bath Building, Raleigh, and the hearing at 2:30 P.M. will take place in the same conference room.

PRIVATE PROTECTIVE SERVICES BOARD MEETING

JANUARY 27, 1976

The regular monthly meeting of the Private Protective Services Board was called to order at 10:30 A.M. on January 27, 1976, in a Conference Room of the Bath Building, Raleigh by the Chairman, George M. Anderson. All Board members were present.

The following applications were presented for consideration:

- (a) James William Anderson- Approved
- (b) John Richard Davis- Approved
- (c) Johnny Harrel Edwards (Trainee)-Approved
- (d) Fred Alton Hager - Approved
- (e) Billy Ralph Long, Jr. - Approved
- (f) Jack London Moore - Approved
- (g) Jerry Lee Moore - Approved
- (h) Arnold Eugene Porterfield (Trainee) - Approved
- (i) Paul (NMN) Sharp (Trainee) - Approved
- (j) Harry Lee Sheppard (Trainee) -Approved
- (k) Frederick Vernon Slocum, Jr. - Approved
- (l) Paul Raymond Stewart - Approved
- (m) Edward Eugene Marker (Trainee) - Denied

The following guards were presented for reconsideration:

- (a) Charles Harold Griffin - Approved
- (b) Kenneth Ray Whittington-Hearing scheduled for March

The Chairman requested the Administrator to contact the state of Florida, and arrange a date for the Board to visit them to evaluate similar program.

The Administrator mentioned to the Board members the possibility of Guards carry mace, and for them to think on the matter before the General Assembly meets again.

A financial report was given by the Administrator.

The Chairman requested the Administrator to advise Edwards and Associates, Hickory, North Carolina that the Board feels the credentials for Private Detectives are sufficient at this time.

The Board requested that David Lankford remain an agent for the Private Protective Services.

The Board approved the Rules and Regulations for submission to the Attorney General as required by the Administrative Procedures Act.

Mr. Thomas with Allied Security and Mr. Watson with Security Forces asked the Board for an extension of time on the uniform changes. The Board did not approve an extension and requested the Administrator to advise them of the Board's decision.

A hearing will be held for Billy Smith Greene at 2:30 P.M.

The meeting adjourned at 12:00 A.M.

APPROVED BY THE BOARD: March 4, 1976

Edwards and Associates

TELEPHONE 704 328-6405

420 7th AVENUE S. W.

HICKORY, NORTH CAROLINA 28601

Private Investigators
Audio Stress Examiners

November 28, 1975

Mr. Jerry Adams, Administrator
Private Protective Services Board
411 North Blunt Street
Raleigh, North Carolina

Dear Mr. Adams:

I wish by means of this letter, to make a recommendation to the Private Protective Services Board and ask that you present same to them at the next meeting for their approval and/or consideration.

I have noted, since having been a licensee and private detective under General Statute 74-B, lack of uniformity in the manner and method that most private detectives identify themselves, should the necessity arrive. It is my opinion that the present identification card is insufficient and wish to suggest an alternative, as well as an addition to the license issued to a licensee, whether it be private detective, detection of deception examiners, etc. Attached you will find rough design, if you will, which I feel will serve best to identify a private detective and would appear to be a more professional set of credentials, than those issued at this time. I think the rough sketch that I have prepared would be self-explanatory and ask that you present this to the board for their consideration.

I would also like to recommend that should something of this nature be considered, that is a two piece credential set, that the State also provide the carrying case of sufficient quality along with the credentials when they are issued. This again, would allow for some uniformity and surely the State could order the required number of cases at a price cheaper than an individual could obtain.

My third recommendation would be if this method be chosen, that when a license is issued or reissued, same be sent to the nearest highway patrol station at which time the licensee would report there, have his photo taken and affixed to the second piece of the credential, sign his license in the presence of a highway patrolman, or employee at which time they would laminate same and present them to the licensee. This method would prevent anyone from obtaining a license as they are presently sent, that is unlaminated and with no photo affixed thereon.

After you present my suggestions to the board, would appreciate you advising their decision.

— MEMBER —

International Society of Stress Analysts National Association of Fire Investigators
International Association of Arson Investigators
North Carolina Association of Licensed Detectives

STATE OF North Carolina

THIS IS TO CERTIFY THAT THE
INDIVIDUAL WHOSE PICTURE AND
SIGNATURE APPEAR BELOW IS A
LICENSEE UNDER GS 74-B AND IS
AUTHORIZED TO PRACTICE IN THIS
STATE

ATTORNEY GENERAL

DIRECTOR, STATE
BUREAU OF INVEST.

STATE OF NORTH CAROLINA

PRIVATE DETECTIVE

Photo

GREAT
SEAL
of
NC

SIGNATURE OF LICENSEE

THE HUB UNIFORM COMPANY, INC.

514 NORTH COLLEGE STREET • P. O. BOX 209 • CHARLOTTE, N. C. 28230

December 11, 1975

(AREA CODE 704) PHONE 333-6681

Mr. Jerry Adams
Administrator of Private Protective
Services Board
~~North Carolina State Bureau of Investigation~~
421 North Blount Street
Raleigh, North Carolina 27601

Dear Mr. Adams:

We understand that your agency is considering requiring all private security services in North Carolina to have their guards indentified with an embroidered tab with the words "Security Guard" on same and to be circular in shape to be placed over the company emblem on the left shoulder of shirts, blouses, jackets, and overcoats.

Being a supplier of uniforms to many of the security agencies in this area we would like to make the following suggestions:

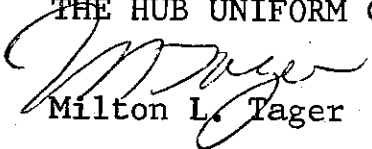
The background color of this tab should match the background color of their emblems for harmony of appearance. For the same reason the color of the embroider and lettering should also be a color of the embroidery of the emblems.

If you decide to use only gold lettering on black background we also would suggest a gold border as this was not specified on the suggested specifications. Also we find that black material for a background is very bad about fading and we would suggest a dark navy blue which performs better under washable conditions.

If a definite regulation emblem is required we will be happy to carry these in stock at a reasonable price - probably less than you quoted in your memorandum - and make these available to all interested companies if we are furnished with ^{LIST OF} same.

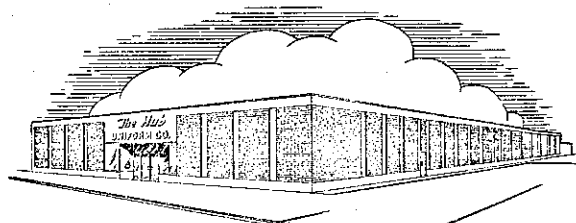
If you have any further comment or suggestion on the above or we can be of service please do not hesitate to contact us.

Sincerely yours,
THE HUB UNIFORM COMPANY


Milton L. Tager

The Nation's Leading Uniform Dealer

Member National Association of Uniform Manufacturers



PRIVATE PROTECTIVE SERVICES BOARD MEETING

March 4, 1976

A special meeting of the Private Protective Services Board was called to order at 10:00 A.M. on March 4, 1976, as they met with the Private Protective Services Board of Georgia at 166 Pryer Street, SW in Atlanta. Present at the meeting from North Carolina were Julius Cauble, Tom McDonald, Jack Martin, Chairman George Anderson and Special Agents David Lankford and Jerry Adams.

The purpose of the meeting was to discuss mutual problems concerning the enforcement of the Private Protective Service laws in each state, and to attempt to find a solution to the problems.

The meeting was adjourned at 12:00 Noon.

The following applications were presented for consideration:

- (a) James T. Archie - Denied
- (b) Judith A. Blake - Approved
- (c) Charles W. Griscom - Approved
- (d) Clyde W. Haigler - Approved
- (e) Gary Gene Lisk - Approved
- (f) Joseph W. McFadden, III - Denied
- (g) Dennis T. O'Madigan - Approved
- (h) Robert Francis Rees - Approved
- (i) Leo Joseph VanDeusen - Approved
- (j) Elie Derrick Wheeler - Approved
- (k) Joseph C. Buchinsky - Approved

The Board also voted to hold a hearing on the denial of Mr. Kenneth Whittington's application for a license.

The next regular monthly meeting of the Board will be held at 10:00 Tuesday, March 30, 1976, in the fourth floor Conference Room of the Bath Building, Wilmington Street, Raleigh.

At 2:30 P.M., same date and place, a hearing will be held concerning the denial of a license to Mr. Kenneth Whittington.

APPROVED BY THE BOARD: March 30, 1976



Ben M. Fortson, Jr.

SECRETARY OF STATE

Ann L. Adamson

ASSISTANT
SECRETARY OF STATE
(404) 656-2881

Secretary of State
Examining Boards Division
166 Pryor Street S.W.
Atlanta 30303

February 24, 1976

G. L. Clifton

JOINT SECRETARY
(404) 656-3900

James E. Skrine

ASSISTANT TO THE JOINT SECRETARY
(404) 656-3905

Mr. Jerry Adams
North Carolina Bureau of Investigations
421 N. Blunt Street
Raleigh, N. C. 27601

Dear Mr. Adams:

This is to advise that the meeting of the Georgia Board of Private Detective and Private Security Agencies, scheduled for Friday, February 27, 1976, has been cancelled.

The meeting has been re-scheduled for Thursday, March 4, 1976, and you have been scheduled to appear before the Board at 10:00 a.m., 166 Pryor Street, SW, Atlanta, Georgia, as requested.

If you are unable to attend at this time, please advise this office as soon as possible.

Sincerely,

GEORGIA BOARD OF PRIVATE DETECTIVE
AND PRIVATE SECURITY AGENCIES

James E. Skrine
By: James E. Skrine, Joint Secretary
State Examining Boards

JES/vh

Sandra Bentley 656-2282
Meeting postponed until March 4, 1976

PRIVATE PROTECTIVE SERVICES BOARD MEETING

March 30, 1976

The regular monthly meeting of the Private Protective Services Board was called to order at 10:18 A.M., on March 30, 1976, by Director Haywood Starling, at the Bath Building, 306 North Wilmington Street, Raleigh. All members were present with the exception of Jack Martin, and the Chairman, George Anderson.

The following applications were presented for consideration:

- (a) Barrett, David Charles - Approved
- (b) Bruzzichesi, Philip James - Approved
- (c) Clutter, Carroll Lee - Approved
- (d) Colson, Charles Leander - Approved
- (e) Flynn, Joseph Anthony - Approved
- (f) Helms, James Allen - Approved
- (g) Long, Robert Earl - Approved
- (h) McIntyre, Timothy Michael - Approved
- (i) Mills, Henry S. - Denied
- (j) Phillips, John Roland, Jr. - Approved
- (k) Smith, Robert Allen - Approved
- (l) Thomasee, Leza Junior - Approved
- (m) Whitley, James Aaron - Approved

A motion was made by Tom McDonald, seconded by Julius Cauble, and unanimously approved to request the Administrator write a memo to the Attorney General requesting that the funds on hand at the end of each fiscal year be carried over and not revert to the General Fund.

Mr. Perry O'Berry appeared before the Board and discussed the experience he has to obtain a private detective license and the Board advised him to go ahead and submit his application.

Mr. Eric Felton and Mr. E. P. Simmons appeared before the Board and requested a change in the uniform patches. They were advised by the Board that no changes would be made at this time.

The Board adjourned at 11:30 A.M.

* * * * *

At 3:25 P.M., same date and place, a hearing was held by the Board on the denial of a private detective license to Mr. Kenneth Whittington. All members of the Board were present with the exception of George Anderson, Chairman.

APPROVED BY THE BOARD:

May 5, 1976

NOTE: Mr. Jim Gardner and the Administrator personally contacted the Budget Office and our revenues will be set up under Special Funding which will allow the revenues to accumulate.

The Board also requested that a letter be written to the Attorney General requesting that Special Police Commissions be transferred from the Private Protective Services Section. This request has been complied with.

* * * * *

The Private Protective Services Board will meet at 2:30 P.M., May 4, 1976, in the Dare Office Building Conference Room, Manteo, North Carolina. The Board will at this time hear further testimony reference Mr. Kenneth Whittington's denial of a private detective license.

The regular monthly Board Meeting will be held the following day May 5, 1976.

Reservations have been made at the Duke of Dare Motor Lodge.

PRIVATE PROTECTIVE SERVICES BOARD MEETING

May 5, 1976

The regular monthly meeting of the Private Protective Services Board was held in Manteo, North Carolina at 10:00 A.M., May 5, 1976. Present for the meeting were Julius Cauble, Tom McDonald and George Anderson, Chairman as well as the Administrator and Special Agent Lankford.

The following applications for license were presented for consideration:

- (a) Amidon, David Roy - Approved
- (b) Appel, Melvin George - Approved
- (c) Carr, Randy W. (Trainee) - Approved
- (d) Cohen, Jerry Jacob - Approved
- (e) Conner, Billie (NMN) - Approved
- (f) Deaton, Jane Lee (Trainee) - Deferred
- (g) Floyd, Rudolph - Approved
- (h) Graham, Robert B. - Approved
- (i) Guy, Edwin C. - Approved
- (j) McClure, Sam - Approved
- (k) Miller, Eben Hearne (Trainee) - Approved
- (l) Rorer, Joseph Daniel, Jr. - Approved
- (m) Rosser, L. B. - Approved
- (n) Schiltz, Roger Edward - Approved
- (o) Swain, Lindian J. - Approved
- (p) Tucker, Preston Leon (Trainee) - Approved
- (q) Wilson, Rella Sharpe (Trainee) - Approved

The request for registration as a security guard by Mr. Robert J. Finney was approved by the Board.

A motion was made and approved to correct the March 30, 1976, minutes to read "A letter was written to the Director requesting that he contact the Attorney General about transferring the Special Police Commissions from the Private Protective Services Section."

A motion was made and approved to delay the transfer of the special police commissions from the Private Protective Services Section.

Pursuant to the Director's request, the administrator proposed the following changes to the Rules and Regulations:

- a) that Section .0304 be changed so that it would not state "...a copy of which must be retained by the licensee and made available to the Board for examination at any reasonable time." This request was denied by the Board.

b) that Section. 0303(b)(5) by changed to read "...com-plaints and inquiries should be directed to Administrator, Private Protective Services, 421 North Blount Street, Raleigh, N. C. 27601. This request was approved by the Board.

The Board advised the Administrator to schedule a public hearing in compliance with G.S.150A reference Security Forces' request for a change in Rule .0306. Same has been complied with.

The Administrator advised the Board approval had been received from Budget allowing revenues received by the Board to be carried forward instead of reverting to the General Fund on June 30th of each fiscal year.

The Board was advised revenues collected to date amounted to \$79,869.00, and that expenditures amounted to \$42,317.00, leaving a balance of \$37,552.

Pursuant to a request from the office of the Attorney General, a motion was made by the Chairman and approved by the Board to hold a new hearing reference the denial of a license to Bobby Smith Greene.

The Board adjourned at 11:30 A.M..

At 2:30 P.M. on May 4, 1976, in the Dare Office Building, Manteo, North Carolina, a hearing was held reference the denial by the Board of a private detective license to Mr. Kenneth Whittington. The Board reversed their original decision and granted a license to Mr. Whittington.

NOTE: The next meeting of the Board will be at 10:00 A.M., June 8, 1976 in the Fourth Floor Conference Room of the Bath Building, 306 North Wilmington Street, Raleigh.

There will also be an executive meeting of the members of the Board at 2:30 P.M., Room 217, Bath Building on June 7th, 1976.

*has an order
meeting
up to 11:30
or after 3:30*

At 2:00 P.M. June 8, 1976, in the auditorium of the Archives and History Building, 109 East Jones Street, Raleigh, a public hearing has been scheduled concerning proposed changes to the Rules and Regulations of the Private Protective Services Board.

APPROVED BY THE BOARD: June 8, 1976

PRIVATE PROTECTIVE SERVICES EXECUTIVE BOARD MEETING

June 7, 1976

On Monday, June 7, 1976, at 2:30 P.M. in Room 217 of the Bath Building, Raleigh, the Private Protective Services Board held an executive meeting. Present at this meeting were Jack Martin, vice-chairman, Julius Cauble and Tom McDonald, board members.

The meeting was called to order by Jack Martin.

The Administrator advised the Board that the chairman, George Anderson, would not be able to attend due to the death of a close friend, and also that Director Starling would be late due to his attending a Law and Order meeting.

Jack Martin read the attached statement from the Chairman of the Board.

Tom McDonald made a motion which was seconded by Julius Cauble to postpone the meeting until immediately following the regular meeting on June 8, 1976.

A motion to adjourn was made by Tom McDonald.

^{VIEW}
As I see this Board, it was established as an impartial

board to do several things, *Some of which are:*

1. To protect the public from untrained, unscrupulous and/or dangerous security frauds, investigations and others, licenses.
2. To provide guidelines for the efficient implementation of rules to protect the public.
3. To effectively enforce the rules, regulations and the law as provided.
4. To give every licensee and every potential licensee the opportunity to a fair and impartial hearing without undue hardship and expense.

It is my belief that the Private Protective Services Board of North Carolina, if rated with those in other states, would rank among the top. This is based on correspondence and contact with other boards. For example, the Georgia Board as presently set up requires two days to do what we do in two or three hours.

It is my feeling that a great deal of the credit for the efficient operation of the board is that many of the mechanics of what we decide ~~and debate~~ have been thoroughly investigated and consequently require little debate or discussion.

It is ^{also} my feeling that this board should not only carefully police and control those who are licensed by us, but that we should and must render a service to the public, and that we should render this service in an impartial manner. By this I mean that there should be no reflection on our rendering of service in so far as it is connected with any organization, be it public or private.

As chairman of this board for about half of its existence I have tried to impartially conduct hearings, to license those who are entitled to be licensed, and to deal fairly and openly with all members of the board.

As long as I am chairman I intend to continue in this manner.

As chairman it is my feeling that all notices of issuance of license, all issuance of license, all notices of hearings shall be on Private Protective Services Board stationery with the name of the chairman appearing thereon and signed by the administrator.

At no time shall the above be signed by any member of the Board without prior approval of the Board.

It is also my opinion that administrative problems, whether they be internal or otherwise, should be brought to the attention of the Board and a full discussion had there, making such information as available known to all members of the Board.

I strongly suggest that none of us establish factions to the detriment of the entire Board. We have worked harmoniously for almost four years. I believe we have earned the respect of those we license. Let us keep and cherish that respect in the years ahead.

*Read 6-7-76 to Board
unanimous agreement of those present
J. J. Harris*

PRIVATE PROTECTIVE SERVICES EXECUTIVE BOARD MEETING

June 8, 1976

On Tuesday, June 8, 1976, at 11:35 A.M. in the Conference Room of the Bath Building, an executive meeting of the Private Protective Services Board was called to order by the chairman. All members were present.

The chairman discussed briefly the amendments to be considered at the public hearing later on the same day.

The chairman read to the Board his prepared statement which had previously been read by the vice-chairman on June 7, 1976, a copy of which is attached to the minutes of that meeting.

It was agreed that all correspondence should go out in the chairman's name signed by the Administrator.

It was also agreed that all but routine correspondence should be approved by the Director.

The meeting adjourned at 12:15 P.M..

PRIVATE PROTECTIVE SERVICES BOARD MEETING

June 8, 1976

The regular monthly meeting of the Private Protective Services Board was called to order at 10:00 A.M., June 8, 1976, by Chairman George Anderson in a Conference Room of the Bath Building, Raleigh, North Carolina. All members of the Board were present.

The following applications were presented for consideration:

- (a) Edwards, William Kenneth - Approved
- (b) Lane, Charles Michael - Approved
- (c) Martin, David Wayne - Approved
- (d) O'Berry, Perry J. - Approved
- (e) McLaurin, Cletus Edward - Denied
- (f) Patterson, Doris Ann - Approved
- (g) Webber, Mary Taylor - Approved

The Administrator was instructed by the Board to check into the possibility of revising the identification credentials issued to all licensees.

The Board discussed the possibility of controlling the type and use of badges by private detectives, however, after the discussion decided to postpone any action at this time.

The Administrator was given the authority to make minor decisions concerning whether or not a security company had attempted to comply with G.S. 74B in registration of security guards.

The meeting adjourned at 11:15 A.M..

APPROVED BY THE BOARD: July 12, 1976

NOTE: The next meeting of the Board will be held on Monday, July 12, 1976, at 2:00 P.M., in the Training Room of Murphy School Building. This building is part of the Bureau and the receptionist on Blount Street will be glad to direct you.

On Tuesday, July 13, 1976, at 10:00 A.M., the Board will conduct a hearing reference Bobby Green in Room 321 of the Bath Building.

PRIVATE PROTECTIVE SERVICES BOARD PUBLIC HEARING

June 8, 1976

On June 8, 1976, at 2:00 P.M. in the Auditorium of the Archives and History Building a public hearing was held to allow all licensees to be heard reference the amendments to Chapter 7, Title 12 of the North Carolina Administrative Code.

(A) Reference Regulation .0303 (b)(5)

Mr. Darrel Burton of ADT and Mr. Jim Stegall of Burns International Security agreed that the change should be made. Mr. Stegall further recommended this regulation be repealed.

(B) Reference Regulation .0205 (a)(1) and .0205(b)(1)

Mr. Walter Atwood, president of the American Polygraph Association, read a prepared statement on the merits of polygraph as opposed to the Psychological Stress Examiner.

(C) Reference Regulation .0306

Mr. John V. Hunter, representing six firms, requested repeal of .0306 in its entirety. He listed the following as reasons for his request:

1. Excessive cost
2. Already a crime to impersonate an officer
3. Did not feel that G.S. 74B gave the Board authority to set uniform standards.

Mr. Mark Brown of Pinkerton's agreed with the above reasons and also recommended that perhaps the Board should consider requiring only one shoulder patch and extending the compliance date.

Mr. Jim Stegall also recommended postponement of the compliance date.

Mr. Darrel Burton representing A.D.T.; Mr. Sabiston with Wackenhut Corporation and Mr. Lawrence Graves advised the color of the patch did not match the color schemes which they are presently using.

Mr. Mark Brown brought up the question of what to do about blazer

jackets and sleeveless blouses. The Board advised that blazer jackets, sleeveless blouses and rainware were exempt from the regulation.

The public hearing was adjourned at 3:15 P.M..

* * * * *

At 3:20 P.M. immediately following the Public Hearing a special meeting was called by the Board and it was decided to:

- a) Change .0303 (b)(5) to read "...complaints and inquiries may be directed to: ..."
- b) Add the word "or" to the end of .0205 (a)(1) and .0205 (b)(1).
- c) Change the compliance date of regulation .0306 from July 1, 1976 to July 1, 1977.

The meeting adjourned at 3:35 P.M.

PRIVATE PROTECTIVE SERVICES BOARD MEETING

July 12, 1976

The regular monthly meeting of the Private Protective Services Board was called to order at 2:00 P.M. on Monday July 12, 1976. Board members present were George Anderson, Julius Cauble and Tom McDonald.

The following applications were presented for consideration:

- (a) Comen, Howard Gerald - Approved
- (b) Hope, James Nelson - Approved
- (c) Jackson, Harvey Everette - Approved
- (d) Kimber, Odessa Gibson - Approved
- (e) Moorehead, George Toyle - Approved
- (f) Nichols, I. B. - Approved
- (g) Oller, David Arthur - Approved
- (h) Pletzke, Carl John - Approved
- (i) Pollard, J. Richard - Approved
- (j) Rickerson, Harold Allen - Approved
- (k) Wheeler, John Drexel, Jr. - Approved
- (l) Brown, Ralph Courtney - Approved

Mr. Allen Bryant Workman was approved by the Board for registration as a security guard.

The Administrator advised the Board that \$34,025.27 had been carried forward from last year, and that a special account had been established by budget to prevent surplus revenues from reverting to the General Fund at the end of each fiscal year.

Also, the administrator advised he was presently working on new credentials for licensees.

The Board held the election for a chairman and vice-chairman, resulting in the reelection of George Anderson as chairman and Jack Martin as vice-chairman.

The Board advised the Administrator to make arrangements for the Board members, administrator and assigned agents to attend the A.P.A. Seminar August 2, 3, and 4th in New Orleans, Louisiana.

* * * * *

NOTE: The next meeting of the Board will be held in Room 217 of the Bath Building, Raleigh, July 26, 1976, at 2:00 P.M.. Due to lack of motel space and insufficient time, the chairman has postponed the meeting at Wrightsville Beach until later.

Approved By Board: July 26, 1976

PRIVATE PROTECTIVE SERVICES BOARD MEETING

August 23, 1976

The regular monthly meeting of the Private Protective Services Board was called to order at 2:00 P.M. on Monday, August 23, 1976, at the Roadway Inn in Asheville, North Carolina.

All members of the Board were present with the exception of Mr. Haywood Starling. Also present were the Administrator, and Special Agent David L. Lankford.

The following applications were presented for consideration:

- a) Bossio, Marcie Ann - Approved
- b) Bristol, Benedict, III - Approved
- c) Conway, John Lawrence, III - Approved
- d) Oller, Diane Carlisle - Approved
- e) Suddeth, Raymond Andrew - Approved
- f) Thompson, John Bradley - Approved
- g) Yarborough, Julian Curtis - Approved

Approved: 9-28-76
* * * * *

NOTE: The next meeting of the Board will be held in the Fourth Floor Conference Room of the Bath Building, Raleigh, North Carolina at 10:00 A.M. on Tuesday, September 28, 1976.

Please examine the attached proposed credentials as we will be considering same at this meeting.

Mr. Jim Johns, office manager for Advance Industrial Security, Raleigh, will appear before the Board in an informal hearing reference his working an unlicensed undercover agent.

The October meeting will be held at the Blockade Runner in Wrightsville Beach on October 25, 1976. The purpose of this meeting is to meet with representatives of the North Carolina Security Council of Private Protective Services.

North Carolina

Private Protective Services

In compliance with G.S. 74B

The Private Protective Services Board has ~~approved~~ ^{Licensed}

*N.C.
Seal*

TO PRACTICE THE BELOW LISTED SERVICES

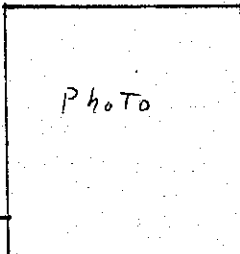
PRIVATE DETECTIVE

LICENSE NO. _____

ISSUED _____

EXPIRES _____

SS.# _____



Signature

Chairman, Private Protective Services Board

Administrator, Private Protective Services Board

PRIVATE PROTECTIVE SERVICES BOARD MEETING

September 28, 1976

The regular monthly meeting of the Private Protective Services Board was called to order at 2:00 P.M., Tuesday, September 28, 1976. All members of the Board were present.

The following applications were presented for consideration:

- a) Austin, Clarence William - Approved
- b) Blackwelder, Allen Lee - Approved
- c) Brown, Marion Donald - Denied
- d) Dunn, Paul (NMN) - Approved
- e) Griffith, Glenn L. - Approved
- f) Hitchcock, Harold Winford - Approved
- g) Hudson, Edwin Roy - Approved
- h) Jefferson, Donnon Robert - Approved
- i) McKerley, William Russell - Approved
- j) McLester, William Raymond - Approved
- k) O'Berry, Lawrence Patrick - Approved
- l) O'Berry, Perry Jenkins, III - Approved
- m) O'Shields, James Reginald - Approved
- n) Papas, Minas H. - Approved
- o) Presnell, Wayne Charles - Approved
- p) Reed, George Bohlinger - Approved
- q) Riley, Margaret Parkins - Approved
- r) Vickerman, Joseph Robert - Approved
- s) Warner, Leonard Lewis - Approved

The Board, after hearing Mr. Jim Johns' explanation of why his company worked an unlicensed undercover agent, instructed the Administrator to write and advise Mr. Johns that in the future all undercover agents must be licensed and all contracts must be in writing. Said letter has been mailed.

The Board, after hearing from Mr. Jim Stegall, instructed the Administrator to visit Mr. Stegall and investigate his complaints. This was done on October 12, 1976, and the results will be presented at the October Board Meeting.

Mr. Cletus McLaurin appeared before the Board to obtain a reversal of his denial for a license. The Board voted to grant him a license.

Also, the Board approved the new credentials and advised the Administrator to order same. The Board also instructed this office to obtain color photos and place them on the credentials.

A decision to defer action on licensee Les Burns, who has been charged with impersonating an S.B.I. Agent, until after his trial.

It was decided by the Board that any equipment costing more than \$500. should be approved by the Board. This could be accomplished by phone or at the regular scheduled Board meeting.

APPROVED BY THE BOARD: Oct 25, 1976

* * * * *

NOTE: The next meeting of the Board will be held at 10:00 A.M., Monday October 25, 1976, at the Blockade Runner Motel, Wrightsville Beach, North Carolina. There will be a meeting of the Board with the North Carolina Council of Private Protective Services at 2:00 P.M. same date and location.

Reservations have been made at the Blockade Runner for October 24th and October 25th, 1976.

PRIVATE PROTECTIVE SERVICES BOARD MEETING

October 25, 1976

The regular monthly meeting of the Private Protective Services Board was called to order at 10:00 A.M., on Monday, October 25, 1976, at the Blockade Runner Motel at Wrightsville Beach, North Carolina. All members of the Board were present.

The following applications were presented for consideration:

- a) Aldridge, Geoffrey M. - Approved
- b) Barton, Larry M. - Approved
- c) Blackwood, Joseph D. - Approved
- d) Carver, Richard J. - Approved
- e) Cline, Clinton G. - Approved
- f) Coble, Charles G. - Approved
- g) Cook, Clyde R. - Approved
- h) Cox, Richard D. - Approved
- i) Loye, Carl E. - Approved
- j) Metcalf, Larry E. - Approved
- k) Miller, Jimmy Dale - Denied
- l) Ranson, John C. - Approved
- m) Sherry, Paul N. - Approved

The Administrator advised the Board of a need for an additional agent and file clerk, and the Board approved this request.

The Administrator presented to the Board the results of a check made on Burns International Security of Charlotte, and received the Board's approval to notify Mr. Jim Stegall of the investigation results and the steps his company should take to be in compliance with G.S. 74B.

The Board instructed writer to schedule hearings on November 22, 1976, in Winston-Salem reference violation of G.S. 74B by Mr. Jake M. Reynolds and Mr. James A. Helms.

* * * * *

NOTE: The next meeting of the Private Protective Services Board will be held on November 22, 1976, in Room 312 of the Winston-Salem Police Department. A hearing is scheduled for Mr. James Helms at 10:00 A.M. and the hearing for Mr. Reynolds will be held at 2:00 P.M..

Approved Nov. 23, 1976

On Monday, October 25, 1976, at 2:00 P.M. at the Blockade Runner in Wrightsville Beach, the Private Protective Services Board met with members of the North Carolina Security Council of Private Protective Services and discussed the following:

- a) possibility of changing Regulation .0306 which requires a security guard strip to be affixed to the shoulder of each uniform.

The Board voted not to change this regulation.

- b) the possibility of required training for each security guard.

The Board instructed the Administrator to research this proposal for possible amendment to the Rules and Regulations.

PRIVATE PROTECTIVE SERVICES BOARD MEETING

November 22, 1976

The regular monthly meeting of the Private Protective Services Board was called to order at 11:00 A.M., Monday, November 22, 1976, at the Winston-Salem Police Department, Winston Salem, North Carolina.

All members of the Board were present with the exception of the Director Haywood Starling and Tom McDonald.

The following applications were presented for consideration:

- a) Barbee, Claude Vivian - Approved
- b) Blackwood, Audrey McLennan - Approved
- c) Caudle, James Jim - Approved
- d) Ellison, Franklin Delano - Approved
- e) Fleenor, John - Approved
- f) Gaddy, Robert Lee - Approved
- g) Gillespie, James M. - Approved
- h) Harrelson, Sue Blackmon - Approved
- i) Johnson, Louise Grooms - Approved
- j) Langham, Stephen Wayne - Approved
- k) Malinowski, Benjamin Frank - Approved
- l) Moore, Sammy Kaye - Approved
- m) Stoner, Jr., Elmer Grover - Approved
- n) Turner, III, Seawell Ross - Approved
- o) Wrenn, Ronnie Earl - Approved

The Board decided to stand by its original decision to require Burns International Security Services, Inc. of Charlotte to submit \$2,790. to cover 279 unregistered guards who had been employed by them.

A letter, from Mr. Jim Gardner of the budget section of the Justice Department, was presented by the Administrator advising that at the present time the Private Protective Services Section did not have sufficient revenue to support an additional agent. The financial status of the section was also presented to the board members at this time.

The Board approved the following Amendments to G.S. 74B, and instructed the Administrator to contact the North Carolina Council of Private Protective Services and obtain their feelings on the proposed Amendments. The Board of Directors on November 29, 1976 advised the Administrator they would support these Amendments.

- a) That Central Alarm Station license be changed to a Burglar Alarm license.
- b) Add a Statute which would make it a misdemeanor for any person or company to employ someone not licensed after said individual or company has been notified by certified mail that the person is not licensed.
- c) That G.S. 74B-15(g) be changed to allow a person employed by a security company to obtain a special police commission through the Attorney General's office.
- d) That 74B-10(b)(5) be changed so that a recommendation by a judge or solicitor and a chief of police or sheriff is not required.
- e) That an Amendment be added to permit a company to work a security guard who is properly registered in another state for a period not to exceed 10 days in any given month by obtaining prior approval from the administrator and submitting to this office the name, address and social security number of each guard.
- f) That an Amendment be added to allow security guards to carry mace.

APPROVED BY THE BOARD: * * * * * *Dec - 15, 1976 (Florida)* * * * * *

At 10:00 A.M., November 22, 1976, at the Winston-Salem Police Department, Winston-Salem, the Private Protective Services Board held a hearing reference James Allen Helms' possible violation of the Federal "Wiretapping Act".

* * * * *

The next Board Meeting will be held in Florida. Details of the meeting will be supplied when available.

PRIVATE PROTECTIVE SERVICES BOARD MEETING

December 16, 1976

The regular meeting of the Private Protective Services Board was held Thursday, December 16, 1976, in Room 204 of the Beau Rivage Motel, Miami Beach, Florida. Present at the meeting were Chairman George Anderson, Julius Cauble and S/A Jerry Adams. Board member Tom McDonald was contacted by phone to provide a quorum.

The following applications were presented for consideration:

- a) Connolly, Paul Augustine - Approved
- b) Green, Robert Lee - Approved
- c) Lohr, Melvin Tice - Approved
- d) Taylor, Franklin Eugene - Approved
- e) Wagstaff, Gerald Marvin - Approved
- f) Winstead, Jesse Eugene - Approved

The next meeting of the Private Protective Services Board will be at 2:00 P.M., January 7, 1977, in the 4th Floor Conference Room of the Bath Building, Raleigh, North Carolina.

APPROVED BY THE BOARD:

Jan - 7, 1977

Note: This meeting was held in Florida due to the fact that the Board met with the Florida Board on December 15, 1976, to discuss mandatory training for Security Guards.

PRIVATE PROTECTIVE SERVICES BOARD MEETING

January 7, 1977

The regular monthly meeting of the Private Protective Services Board was called to order at 2:00 P.M. on Friday, January 7, 1977. All members of the Board were present with the exception of Jack Martin and Tom McDonald.

The following applications were presented for consideration:

- a) Campbell, Stephen E. - Approved
- b) Carter, Charles A. - Approved
- c) Clark, Thomas D. - Approved
- d) Johnson, Sandra L. - Approved

The following financial report was given by the Administrator:

Report period July 1, to Dec. 31st.

Bal. carried forward	\$34,025.00
Cash Receipts	<u>43,695.19</u>
Total	<u>77,720.19</u>
Expenses	<u>39,703.83</u>
Balance	<u><u>38,016.36</u></u>

The Administrator advised the Board that office equipment had been ordered for the new employee Mrs. Mary Williams.

The Board reviewed S/A Lankford's investigation concerning Anderson Patrol's Asheville office working sworn officers and instructed the Administrator and S/A Lankford to obtain additional information to be presented to the Board at the February meeting.

* * * * *

APPROVED BY THE BOARD: Feb. 14, 1977

* * * * *

The Board will meet February 14, 1977, at 10:00 A.M., in Room 312 of the Winston-Salem Police Department.

The hearing on Mr. Jake Reynolds will begin at 10:00 A.M. followed by the regular monthly meeting.

PRIVATE PROTECTIVE SERVICES BOARD MEETING

February 14, 1977

The regular monthly meeting of the Private Protective Services Board was called to order on February 14, 1977, in the third floor Conference Room of the Winston-Salem Police Department, immediately following the hearing on Jake M. Reynolds.

Present for the meeting as well as for the hearing, were the Chairman, George M. Anderson, Tom McDonald and Jack Martin.

The following applications were presented for consideration:

- (a) Drake, George David - Approved
- (b) Finch, John Clinard - Approved
- (c) Gaeto, John A., Jr. - Approved
- (d) Gautier, Johnnie Carroll - Approved
- (e) Helms, Barry Joe - Approved
- (f) McGiffin, Max William - Approved
- (g) McLean, James C. - Approved
- (h) Pate, Lester William - Approved
- (i) Pearce, Jerry Wayne - Approved
- (j) Peterson, Robert Harold - Approved
- (k) Poindexter, III, Albert Grover - Approved
- (l) Potts, Jerry D., Sr., - Approved
- (m) Reifsnnyder, Richard Edmands - Approved
- (n) Smith, Michael Robert - Approved
- (o) Solomon, Melvin Bryant - Approved
- (p) Way, Thomas Charles - Approved

The Board instructed the Administrator to write Assistant District Attorney J. Richard Parker, and advise that the Board had reviewed his complaint against Mr. Kenneth Whittington and that appropriate action would be taken.

The Board instructed the Administrator to advise Mr. C. A. Anderson, Anderson Patrol, Inc., that he was in violation of G.S. 74B 15(g) by allowing sworn law enforcement officers to work for his company and that he must discontinue this practice or the Board would take appropriate action.

The following amendment to G.S. 74B-3 (a)(2) was approved by the Board "Central Station Alarm Service means any person who installs or services and responds to alarm signal devices or other electrical, mechanical, or electronic devices used to prevent or detect burglary, theft, or other losses, and who does so for consideration on a private contractual basis and not as a full time employee."

Mr. George Anderson advised that he had been contacted by several people requesting the Board's position on a proposed Amendment which would allow private detectives and security guards to carry mace. The Board voted in favor of security guards carrying mace, but voted against private detectives doing so.

NOTE: The letters to Assistant District Attorney J. Richard Parker, and to Mr. C. A. Anderson were written February 16, 1977. The Attorney General was notified that the Board approved the above-mentioned Amendment reference Central Station Alarm Service licenses.

APPROVED BY THE BOARD: March 28, 1977

* * * * *

The next meeting of the Board is scheduled for 10:00 A.M., March 28, 1977, in Room 217 of the Bath Building, Wilmington Street, Raleigh.

PRIVATE PROTECTIVE SERVICES BOARD MEETING

March 28, 1977

The regular monthly meeting of the Private Protective Services Board was called to order at 10:00 A.M., Monday, March 28, 1977, in Room 217 of the Bath Building, Raleigh. All members of the Board were present.

The following applications were presented for consideration:

- (a) Bolick, Darriel Ray - Approved
- (b) Chavis, James, Jr. - Approved
- (c) Clouse, Gerald Carmen - Approved
- (d) Luther, Enos Spencer - Approved
- (e) McLeod, Steven - Approved
- (f) Partlow, Stanley Martin - Approved
- (g) Pearson, James, Jr. - Approved
- (h) Phillips, Albert L., Jr. - Approved
- (i) Selby, James L. - Approved
- (j) Shipman, Timothy L. - Approved
- (k) Talley, Lawrence Wayne - Approved
- (l) Thompson, Robert Joseph - Approved
- (m) Tuminella, William James - Approved
- (n) Perry, William Ralph - Approved

The Board approved a request from Mr. Jake Reynolds that his Courier license not be suspended along with his other licenses from April 14, 1977, through May 30, 1977.

Also, the Board ruled that armored car personnel would be exempt from Regulation .0306(b) which requires security guards to wear the shoulder strip containing the words "Security Guard."

A motion that no action be taken on a complaint against Kenneth Whittington was approved by the Board as a violation of G.S. 74B had not occurred.

Special Agent Ernie Ellis, administrator of the Private Protective Services licensing law in South Carolina spoke to the Board reference the security guard training program in his state.

The Board reaffirmed their decision to require regulation .0306(b) to become effective July 1, 1977. This vote resulted from a request by Col Watson and Mr. Ed Simmons to postpone the compliance date until December 31, 1977.

The Board reviewed on a page by page basis the proposed statute presented by the North Carolina Security Council of Private Protective Services, Inc. and voted to submit the following recommendation to the Attorney General:

"The Board has carefully considered the draft of the proposed changes in Chapter 74B of our Statute as offered by the North Carolina Security Council of Private Protective Services, Inc., and it is the opinion of the Board that the matters and things therein are for the most part covered by our present Statute 74B, the applicable Rules and Regulations and proposed Amendments thereto. However, the Board will consider any worthwhile amendments or regulations offered by the North Carolina Security Council of Private Protective Services, Inc. to Chapter 74B by the Council."

The following financial report was presented to the Board covering the period from July 1, 1976 to March 1, 1977.

Bal. Carried Forward	\$34,025.00
Cash receipts	<u>74,636.00</u>
TOTAL	108,661.00
Expenses	<u>55,691.00</u>
Balance	52,970.00

APPROVED BY THE BOARD

4/25/77

* * * * *

NOTE:

The next meeting of the Board will be held at 11:00 A.M., April 25, in Room 217 of the Bath Building.

PRIVATE PROTECTIVE SERVICES BOARD MEETING

April 25, 1977

The regular monthly meeting of the Private Protective Services Board was called to order at 11:00 A.M., Monday, April 25, 1977, in Room 217 of the Bath Building, Wilmington Street, Raleigh. All members of the Board were present.

The following applications were presented for consideration:

- (a) Condry, Ray H. - Approved
- (b) Lowrey, Mary Etta - Approved
- (c) Murphy, Michael R. - Approved
- (d) Sizemore, Clarence P. - Approved

Messrs. E. B. Watson, Ed Simmons and Winkler appeared before the Board to request they be allowed to place the "Security Guard" strip directly below their company patch on the shirts which they presently own. This request was denied by the Board.

A memo to the Board from Deputy Attorney General Howard A. Kramer was discussed by Mike Todd a member of the Attorney General's staff. Said memo contained several proposed amendments to G.S. 74B, and Mr. Kramer wanted to know the feeling of the Board before said amendments were presented to the Legislature. The Board voted to accept the proposed amendments with the exception of the portion concerning licensing of Proprietary Security Services.

The Board voted to require anyone wishing to appear before the Board in the future to submit to the administrator, at least twenty days prior to the meeting, a written request and a statement of what is to be discussed.

APPROVED BY THE BOARD: May 9, 1977

* * * * *

NOTE: The next meeting of the Board will be held on May 9, 1977, at 11:00 A.M., in Room 217, Bath Building, Raleigh.

PRIVATE PROTECTIVE SERVICES BOARD MEETING

May 9, 1977

The regular monthly meeting of the Private Protective Services Board was called to order at 11:00 A.M., Monday, May 9, 1977, in Room 217 of the Bath Building, Wilmington Street, Raleigh. All members of the Board were present with the exception of Jack G. Martin.

The following applications were presented for consideration:

- (a) Daniel, Kenneth Wayne - Approved
- (b) Reynolds, David T. - Approved
- (c) Underwood, Patricia C. - Approved
- (d) White, Brenda R. - Postponed

The Board voted and approved Mr. Lare's request for Donald Wilson Pernell's guard registration with Burns Security Services, Raleigh.

A motion was made for the Administrator of the Board to write a letter to Mr. Broxie J. Nelson, with Lake and Nelson Attorneys at Law, stating that Regulation .0209 (a) does not provide for having branch offices as requested in correspondence without each office having a licensed person on the premises. This would be in violation of Regulation .0307 (6). The Board feels someone should be on the premises at all times.

The Board approved the memo concerning security personnel uniforms. Said memo will be sent to Central Station Alarm, Courier, Guard and Patrol, and Guard Dog Services.

APPROVED BY THE BOARD: May 31, 1977

* * * * *

NOTE: The next meeting of the Board will be held on May 31, 1977, at 11:00 A.M., in Room 310 of the Winston Salem Police Department.

PRIVATE PROTECTIVE SERVICES BOARD MEETING

May 31, 1977

The regular monthly meeting of the Private Protective Services Board was called to order at 11:00 A.M., Tuesday, May 31, 1977 in the Conference Room of the Winston-Salem Police Department, Winston-Salem, North Carolina. All members were present with the exception of Mr. Haywood Starling.

The following applications were presented for consideration:

- (a) Dye, Dennis V. - Approved
- (b) Faulkner, Eddie Conn - Approved
- (c) Flanary, Philip Dwaine - Approved
- (d) Knowlan, Charles Ray - Approved
- (e) Linn, Michael Ray - Approved
- (f) Mitchell, Alfonzo - Denied
- (g) Shelton, William Harold - Approved
- (h) Stacy, Robert G. - Approved
- (i) Sullivan, Raymond G. - Postponed
- (j) Thompson, Patricia Grant - Approved
- (k) White, Brenda Bland - Denied

The Board voted to schedule a hearing for Anderson Patrol on June 27, 1977, in Asheville as the majority of the violations had occurred in the Asheville office.

APPROVED BY THE BOARD:

June 27, 1977

* * * * *

NOTE: The next meeting of the Board will be held on June 27, 1977, at 2:00 P.M. in the Social Services Conference Room at the Health and Social Services Building, 35 Woodfin Street, Asheville, North Carolina.

PRIVATE PROTECTIVE SERVICES BOARD MEETING

June 27, 1977

The regular monthly meeting of the Private Protective Services Board was called to order at 2:00 P.M., Monday, June 27, 1977, in the Social Services Conference Room in Asheville, North Carolina. All members were present with the exception of Chairman George Anderson and Mr. Haywood Starling.

The following applications were presented for consideration:

- (a) Black, Randall Thomas - Approved
- (b) Frick, Charles Walter - Approved
- (c) Holmes, Ray - Approved
- (d) Jackson, Nita Mae - Approved
- (e) Stegall, Harry Edward - Approved
- (f) Sullivan, Raymond G. - Approved
- (g) Williams, Baynes Clayton - Approved

The registration of Howard Francis Hall as a security guard was approved by the Board.

The Board met with Mr. C. A. Anderson, president of Anderson Patrol concerning his failure to register security guards, and it was decided that the administrator would meet with Mr. Anderson on July 14, 1977, reference the proper registration of security guards for his company.

Before all the items were taken care of on the agenda, a motion was made to adjourn so that the vice-chairman, Jack Martin, could take a plane and the meeting would resume on June 30, 1977, in Winston-Salem, North Carolina.

On June 30, 1977, at 7:00 P.M. the regular monthly meeting of the Private Protective Services Board was resumed in Winston-Salem, and the following was discussed. All members were present with the exception of chairman Anderson and Mr. Starling.

- (a) Results of the agency checks completed by this office over the past two years. (Copy attached)
- (b) Results of the Attorney General's ruling concerning firearm training for security guards. (Copy attached)
- (c) Proposed training schedule for security guards. (Copy attached)
- (d) New Laws passed by the 1977 Legislature. (Copies attached)

The meeting was adjourned at 9:00 P.M..

APPROVED BY THE BOARD

Oct. 6, 1977

PRIVATE PROTECTIVE
SERVICES OF NORTH CAROLINA
RALEIGH

Intra-Office Correspondence

From: Jerry Adams
To: All Board Members
Subject: Agency Checks

Date: June 23, 1977

File No.:

In Reply To:

Please find attached a list of companies which we have completed agency checks on during the past two (2) years. The total amount of money collected was \$13,240.00.

JA:mbp

Attachment

AGENCY

TOTAL AMOUNT COLLECTED

Burns International Security Services, Inc.
Charlotte, N. C.

Licensed Manager: James Stegall
Agency check completed December 7, 1976
Number of unregistered guards 279

\$ 2,790.00

Burns International Security Services, Inc.
Raleigh, N. C.

Licensed Manager: Daniel W. Lare
Agency check completed May 5, 1977
Number of unregistered guards 178

1,780.00

Cash Guard and Patrol
Durham, N. C.

Licensed Manager: Thomas Cash
Agency check completed December 1, 1976
Number of unregistered guards 29

290.00

AAA Protective Agency
Asheville, N. C.

Licensed Manager: Julius Cauble
Agency check completed Sept. 2, 1976
Number of unregistered guards none

A. B. Security, Inc.
Carrboro, N. C.

Licensed Manager: Audrey Blackwood
Agency check completed Jan. 20, 1977
Number of unregistered guards none

Advance Industrial Security
Raleigh, N. C.

Licensed Manager: John K. Johns
Agency check completed March 8, 1976
Number of unregistered guards 147

1,470.00

Durham Detective & Guard Service
Durham, N. c.

Licensed manager: Jack Holt
Agency check completed Dec. 7, 1976
Number of unregistered guards 43

430.00

Forsyth Security Service, Inc.
Winston-Salem, N. C.

Licensed manager: Kermit J. Fox
Agency check completed April 21, 1977
Number of unregistered guards none

AGENCY

TOTAL AMOUNT COLLECTED

Gregg Security
 Raleigh, N. C.
 Licensed Manager: Edward Guy
 Agency check completed Sept. 1, 1976
 Number of unregistered guards none

Griffith's, Inc.
 Hickory, N. C.
 Licensed Manager: Bruce Griffith
 Agency check completed June 3, 1977
 Number of unregistered guards 81

810.00

MacKenzie Security, Inc.
 Greenville, N. C.
 Licensed Manager: Raymond W. MacKenzie, Jr.
 Agency check completed May 1, 1977
 Number of unregistered guards 125

1,250.00

Merchants Patrol & Detective Agency
 Garner, N. C.
 Licensed Manager: Johnnie C. Barnes
 Agency check completed Oct. 8, 1975
 Number of unregistered guards 10

Licensed Manager: Johnnie C. Barnes
 Agency check completed Sept. 2, 1975
 Number of unregistered guards none

100.00

Pinkerton's, Inc.
 Charlotte, N. C.
 Licensed Manager: E. D. Simmons
 Agency check completed Sept. 21, 1976
 Number of unregistered guards 23

230.00

Security Forces, Inc.
 Charlotte, N. C.
 Licensed Manager: Edgar B. Watson
 Agency check completed June 25, 1976
 Number of unregistered guards none

Shaffer's Detective & Patrol
 Raleigh, N. C.
 Licensed Manager: David Shaffer
 Agency check completed Sept. 30, 1976
 Number of unregistered guards 81
 (Mr. Shaffer did not renew his license
 and no money was collected.)

-0-

AGENCY

TOTAL AMOUNT COLLECTED

Shipman's Detective Agency
 Raleigh, N. C.
 Licensed Manager: John Shipman
 Agency check completed April 1, 1977
 Number of unregistered guards 20 200.00

Southeastern Security Patrol
 Raleigh, N. C.
 Licensed Manager: Joel Johnson
 Agency check completed October 4, 1976
 Number of unregistered guards 49 490.00

Southern Security
 Charlotte, N. C.
 Licensed Manager: Ralph McDowell
 Agency check completed May 7, 1976
 Number of unregistered guards 205 2,050.00

State Merchants Patrol
~~Winston-Salem, N. C.~~
~~Licensed Manager: Henry C. Wooters~~
 Agency check completed July 8, 1976
 Number of unregistered guards 25 250.00

Vanguard Security
 U. S. Special Police Corporation
 Durham, N. C.
 Licensed Manager: Guy Rankin
 Agency check completed Oct. 31, 1975
 Number of unregistered guards 11 110.00

Winslow Security Services
 Greensboro, N. C.
 Licensed Manager: Hubert H. Caldwell
 Agency check completed April 20, 1976
 Number of unregistered guards 99 990.00

PRIVATE PROTECTIVE
SERVICES OF NORTH CAROLINA
RALEIGH

Intra-Office Correspondence

From: Jerry Adams

Date: June 7, 1977

To: Deputy Attorney General Howard Kramer

File No.:

Subject: Request for Ruling

In Reply To:

The Private Protective Services Section is at this time formulating a mandatory training program for each security guard company. It is the intention of the Board to require that each armed security guard be required to qualify with a weapon prior to his being issued a firearm for his security post.

This office would like your opinion on the following:

- a) If we require armed security guards to qualify with a weapon, will we be required to furnish the companies with ammo and pistol ranges on which to qualify?
- b) If you determine that we must make a range available for the companies, could we make only one range available such as the range at the Justice Academy and leave it up to the companies to transport their guards to the range, or must the ranges be provided in close proximity to the location of the companies?

JA:mbp

cc: Director Haywood Starling
Deputy Director Ray Garland



State of North Carolina

Department of Justice

RUFUS L. EDMISTEN
ATTORNEY GENERAL

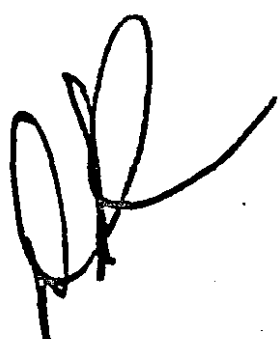
P. O. Box 629
RALEIGH
27602

June 10, 1977

M E M O R A N D U M

TO: Jerry Adams
Private Protective Services

FROM: David S. Crump
Assistant Attorney General



This is in response to your memorandum of June 7, 1977 requesting an opinion concerning training programs for armed security guards.

It would be our opinion that the Private Protective Services Board may require armed security guards to qualify with a weapon prior to being issued a firearm, but we do not believe that it is necessary for the board to provide ammunition or pistol ranges on which to qualify. It is, therefore, unnecessary to reach your second question.

If I can be of further assistance to you in this matter, please do not hesitate to call on me.

DSC/ppb

SECURITY OFFICERS TRAINING

MONDAY

1:00 - 2:00

Introduction

Registration

Explanation of Purpose of Course

Explanation of Private Protective Services Act (G.S. 74B)

Rules and Regulations

2:00 - 3:00

Legal Powers and Limitations of Security Officers

A. Private Security

B. Police Commission

3:00 - 5:00

Laws of Arrest (Detention)

Do's and Don'ts

Authority of Detention

Limitations of Detention

TUESDAY

8:00 - 10:00

Search and Seizure

A. Laws Pertaining To

B. Authority of Security Officers

1. Search of Person

2. Search of Property

3. Search of Vehicles

10:00 - 12:00

Mechanics of Detention

A. Detention

B. Procedure

C. Search of Person and Property

D. Collection of Evidence

SECURITY OFFICERS TRAINING (CONTINUED)

TUESDAY

12:00 - 1:00

Lunch

1:00 - 3:00

Elements of Specific N.C. Offenses and Investigative Procedures

A. Shoplifting

B. Breaking and Entering

C. Trespassing

D. Disorderly Conduct

1. Public Drunk

E. Single Assault

F. Arson, Larceny, Etc.

3:00 - 5:00

Evidence

~~Laws of Evidence~~

~~Crime Scene Search~~

Preservation of Crime Scene

Collection and Identification of Evidence

WEDNESDAY

8:00 - 5:00

Patrol Procedures for Security Officers

Court Procedure and Testifying in Court

Notetaking, Report Writing, and Records

Fire Prevention and Fire Fighting Procedures

A. Bombs and Bomb Threats

Teaching Techniques (Preparing Lesson Plans, Method of Teaching)

Public Relations

Mace

THURSDAY AND FRIDAY

12 Hours

Firearms

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1977

RATIFIED BILL

CHAPTER 481

Ret 6-7-77
CR 481

SENATE BILL 197

AN ACT TO AMEND G.S. 74B-3 RELATING TO THE "PRIVATE PROTECTION SERVICES".

The General Assembly of North Carolina enacts:

Section 1. G.S. 74B-3(b) as the same appears in the 1975 Replacement Volume 2C of the General Statutes is hereby amended by adding a new subsection (9) at the end thereof to read as follows: ..

"(9) Persons, firms or corporations operating under a Motor Carrier Permit or Certificate issued by the North Carolina Utilities Commission."

Sec. 2. This act shall become effective upon ratification.

In the General Assembly read three times and ratified, this the 7th day of June, 1977.

JAMES C. GREEN, SR.

James C. Green

President of the Senate

CARL J. STEWART, JR.

Carl J. Stewart, Jr.

Speaker of the House of Representatives

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1977

RATIFIED BILL

CHAPTER 535

HOUSE BILL 1115

AN ACT TO INCREASE THE MEMBERSHIP OF THE PRIVATE PROTECTIVE SERVICES BOARD.

The General Assembly of North Carolina enacts:

Section 1. G.S. 74B-4(a) is hereby rewritten to read as follows:

"(a) The Private Protective Services Board, hereafter called 'the board', is hereby established in the Department of Justice. The board shall consist of eight members: the Director of the North Carolina State Bureau of Investigation; two persons appointed by the Attorney General of North Carolina; one person appointed by the Governor of North Carolina; one person appointed by the Lieutenant Governor of North Carolina; one person appointed by the President pro tem of the North Carolina Senate; and two persons appointed by the Speaker of the North Carolina House of Representatives. Those persons appointed by the President pro tem of the Senate and the Speaker of the House of Representatives shall be licensees under this Chapter.

A chairman of the board shall be selected by the members of the board for a term of one year, and shall be eligible for reelection.

The terms of the board members shall begin as follows: the Attorney General shall appoint two persons to serve terms of two years beginning July 1, 1977; the person appointed by the

Governor shall serve a term of four years beginning July 1, 1977; the person appointed by the Lieutenant Governor shall serve a term of four years beginning July 1, 1977; the person appointed by the President pro tem of the Senate shall serve a term of two years beginning July 1, 1977; and the Speaker of the House of Representatives shall appoint one person to serve a term of four years, and one person to serve a term of two years beginning July 1, 1977."

Sec. 2. This act shall become effective July 1, 1977.

In the General Assembly read three times and ratified, this the 13th day of June, 1977.

JAMES C. GREEN, SR.

James C. Green

President of the Senate

CARL J. STEWART, JR.

Carl J. Stewart, Jr.

Speaker of the House of Representatives

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1977

RATIFIED BILL

CHAPTER 570

Rat. 6-15-77

HOUSE BILL 1005

AN ACT TO AMEND CHAPTER 74B OF THE GENERAL STATUTES, THE PRIVATE
PROTECTIVE SERVICES ACT.

The General Assembly of North Carolina enacts:

Section 1. G.S. 74B-15(g), as the same appears in the
~~1975 Replacement Volume 2C of the General Statutes, is hereby~~
amended by changing the period at the end thereof to a semicolon
and adding thereto the following:

"provided further that nothing in this section shall be
construed to prohibit the holder of a company police commission
under Chapter 74A of the General Statutes from being licensed
under this Chapter, or being employed by a licensee under this
Chapter."

Sec. 2. G.S. 74B-10(b)(5), as the same appears in the
1975 Replacement Volume 2C of the General Statutes, is hereby
amended by changing the period at the end of the first sentence
of that subsection to a semicolon and placing the word "and"
after the semicolon. G.S. 74B-10(b)(5) is further amended by
striking therefrom the words:

"At least one of such persons must be a judge or district
attorney of a court of record in the county of applicant's last
known residence and one such person must be a municipal chief of
police or county sheriff in the county of the applicant's last
known residence; and".

Sec. 3. Chapter 74B of the General Statutes is hereby amended by adding thereto a new Section 74B-13.1 which reads as follows:

"§ 74B-13.1. Temporary employment of person licensed in another state.--Notwithstanding the provisions of G.S. 74B-13, a person licensed in accordance with this Chapter may employ a person properly registered or licensed as a security guard in another state for a period not to exceed 10 days in any given month, provided such licensee, prior to employing such guard, submits to the administrator the name, address and Social Security number of such guard and the administrator approves the employment."

Sec. 4. This act shall become effective upon ratification.

In the General Assembly read three times and ratified, this the 15th day of June, 1977.

JAMES C. GREEN, SR.

James C. Green
President of the Senate

CARL J. STEWART, JR.

Carl J. Stewart, Jr.
Speaker of the House of Representatives

PRIVATE PROTECTIVE SERVICES BOARD MEETING

October 6, 1977

The regular monthly meeting of the Private Protective Services Board was called to order at 10:00 A.M., Thursday, October 6, 1977, in room 321 of the Bath Building, Raleigh, North Carolina. All members of the Board were present.

The following applications were presented for consideration:

Allen, Graham Alvis, Jr. - Approved
Bowman, Milton Woodward - Approved
Carde, Charles E. - Approved
Chambers, David Scott - Approved
Cobb, Marion Monroe, Jr. - Approved
Cook, Mary Ellen - Approved
Cruciani, Joseph Russell - Approved
Culp, Charles Ray - Approved
Durand, James Lawrence - Approved
Hampton, Phil S. - Approved
Harding, Rex M. - Approved
Holt, Dennis Michael - Approved
Kellams, Harold Donald - Denied
Ketcham, Herbert Lee - Approved
King, Thomas Carol, Jr. - Approved
Lockhart, Roosevelt, Jr. - Approved
Lowthorp, Terry Wayne - Approved
Marinich, Dennis Paul - Approved
May, Deborah Elaine - Approved
McDonald, James Robert - Approved
Miller, Paul J. - Approved
Newton, Aubrey Eugene - Approved
Powell, Arthur James - Approved
Pugh, Tom D. - Approved
Robich, John Theodore - Denied
Roseberry, Jackie Merrill - Denied
Rountree, Lee Cornelius - Approved
Scott, Donald Lee - Approved
Shoemake, Robert Dallas - Approved
Sonbert, Albert Davis - Approved
Sprinkle, James Albert, Jr. - Approved
Stockton, Earl George, Jr. - Approved
Watts, John Lee - Approved
Wheeler, William Alexander - Denied
Whitley, Joseph M. - Approved
Wilson, Donald Goodwin - Approved
Zwick, Donald F. - Denied

The following security guard denials were reviewed by the Board:

Barrow, Robert A. - Approved
Carroll, William F. - Approved
Connor, John Neal - Approved
Pate, John Washington - Denied
Sluder, Aster Joseph - Approved
Whaley, Floyd C. - Approved

Judge David M. Britt of the Court of Appeals of North Carolina administered the oath of office to all members of the Board.

Mr. G. Eugene Boyce was elected chairman and Mr. Robert S. "Bob" Davis vice-chairman.

Mr. David Crump of the Attorney General's staff advised that court action on the "Security Guard" strip is still pending.

Crump also advised that the Board might want to narrow the coverage of the Central Station Alarm Service license as it now covers a wide range of people that the Legislature probably did not intend to cover when the law passed the Legislature. One example is the car dealer installing an alarm on the cars which he sells.

The Board requested the Administrator to begin contacting individuals which are obviously in the burglar alarm business, and that the Board would adopt needed guidelines in the future.

The Administrator was advised to schedule administrative hearings on Alfonzo Mitchell and Brenda White.

The Board approved the Administrator's request for a new special agent for the Private Protective Services Section.

Also, a transfer of the file clerk position to the Identification Section of the State Bureau of Investigation was approved by the Board. Said clerk will be working with fingerprint cards submitted by the licensees.

The Board approved the Administrator's request to schedule a public hearing to adopt the Rules and Regulations in accordance with Chapter 150A.

The Administrator advised the Board of a recent ruling by the Attorney General stating that G.S. 74B did not prevent a person from managing more than one office as long as he purchased the required license to run the office. The Board voted to let this decision stand until the Administrator could contact the Attorney General's office for more information reference his opinion.

Vice-chairman, Bob Davis, requested the Administrator contact the Attorney General's office to determine whether or not a trainee is covered by the surety bond of the licensee supervising his work.

APPROVED BY THE BOARD Nov. 3, 1977

* * * * *

NOTE: The next meeting of the Board is scheduled for November 3, 1977, in the State Bureau of Investigation Training Room (Second Floor Murphy School Building across from the 421 North Blount Street office of the S.B.I.) At 9:00 A.M. there will be a hearing concerning the denial of a private detective trainee permit to Mrs. Brenda R. White. The regular meeting will be held immediately following the hearing.

A public hearing to adopt the Rules and Regulations will be held at 2:00 P.M. same location.

PRIVATE PROTECTIVE SERVICES BOARD MEETING

November 3, 1977

The regular monthly meeting of the Private Protective Services Board was called to order at 10:00 A.M., Thursday, November 3, 1977, in the Training Room of the State Bureau of Investigation, 421 North Blount Street, Raleigh, North Carolina. All members of the Board were present except Jim Edwards and The Director.

The following applications were presented for consideration:

1. Gerald Wayne Burns - Action Deferred
2. Michael Roy Bly - Approved
3. Richard Oliver Cruciani - Approved
4. Richard A. Huskey - Approved
5. Dewey Calvin Melton - Given 90 days to obtain G.E.D.
6. Kenneth Davis Mothena - Action Deferred
7. George Frederick Pope - Approved
8. Virginia R. Wagoner - Action Deferred
9. John L. West - Approved

The following security guard denial was reviewed by the Board:

1. Robert J. Downes - Approved

Bob Davis requested that the administrator contact Harold Green, with the Department of Crime Control and Public Safety, and inquire about the possibility of working with them in order that licensees might obtain criminal records. Mr. Green advised that public hearings would be held later at which time licensees and board members could make their views known. He also stated that he would be happy to work with us, however, that it will be sometime before they would be drawing up their Rules and Regulations.

APPROVED BY THE BOARD Dec. 7, 1977

Prior to the meeting of the Board a hearing was held on behalf of Brenda B. White who had been denied a license to work as a trainee. At this time, her application was approved.

NOTE: The next meeting of the Board is scheduled for December 7, 1977, in the Training Room of the State Bureau of Investigation. There will be a hearing at 9:00 A.M. followed by the meeting and another hearing at 2:00 P.M. same location.

PRIVATE PROTECTIVE SERVICES BOARD MEETING

December 7, 1977

The regular monthly meeting of the Private Protective Services Board was called to order at 10:00 A.M., Wednesday, December 7, 1977, in the Capital District Conference Room, 422 North Blount Street, Raleigh. Board members attending the meeting were Gene Boyce, Bob Davis, Jim Edwards and Tom McDonald. Ralph Brown was contacted by phone in order to obtain a quorum vote.

The following applications were presented for consideration:

James William Beam - Approved
John Roger Brown - Approved
Gerald Wayne Burns - Approved
David Winston Carter - Approved
Willis Arthur Denmark - Approved
Leo Fuller, Jr. - Approved
Christopher Alton Hager - Approved
Steven Gray Howell - Approved
James E. McIntyre - Approved
Kenneth Davis Mothena - Approved
Everett L. Norton, Jr. - Approved
Eleanor Jane G. Phillips - Approved
Thomas Randall Powers - Approved
Robert L. Sterrick - Approved
Virginia R. Wagoner - Approved

The Board, with minor changes, approved the Mace Training Program presented by the administrator.

Also, the administrators request for funds to purchase new cars for S/A Lankford, S/A Knight and the administrator.

Further, the request by the administrator to purchase equipment for the new agent assigned to this section was approved.

The following financial report was given by the administrator:

Bal brought forward	\$ 61,027.53
Cash receipts	<u>43,731.00</u>
TOTAL	104,758.53
Expenses	<u>34,313.00</u>
BALANCE	<u>70,445.53</u>

APPROVED BY THE BOARD:

Jan. 12, 1978

Prior to the meeting a hearing was held reference the denial of a private detective license to Mr. John T. Robich. Following the hearing the Board voted to approve his application.

Following the meeting a hearing was held concerning the denial of Mr. Alfonzo Mitchell's application for a license. Mr. Mitchell withdrew his application and may reapply when he has obtained a G.E.D. certificate.

NOTE: The next meeting of the Board is scheduled for Thursday, January 12, 1977, at 10:00 A.M. in the Third Floor Conference Room of the Charlotte Police Department, Charlotte, N. C.. We will have a hearing on Donald Zwich at 10:00 A.M. followed by the meeting, break for lunch and then at 2:00 P.M. hold a hearing on William Alexander Wheeler.

Please find enclosed a newspaper article which was forwarded to me by a licensee.

Court Says Connecticut Must Let Ex-Felons Be Private Detectives

By DIANE HENRY

Special to The New York Times

NEW HAVEN, Nov. 8—Connecticut may not deny a convicted felon licensing as a private detective or security officer, a three-judge panel has ruled.

The decision was hailed today by lawyers working to overturn thousands of state laws across the country that prohibit ex-offenders from holding a range of jobs, including those as barbers, junk dealers or liquor-store clerks.

"The ex-offender still has a lot of problems to face," said Anne Hamilton, a lawyer who filed the case as a Legal Aid Society lawyer in Bridgeport in 1974. "but I think this is an important case because it extends protection for them under the law."

"The practical effect is not that every crook in Connecticut is going to get a license to be a security guard, but it does guarantee fairness and due process" to those who have established themselves as good citizens, she added.

But initial response to the ruling from some of the larger security services in the country indicated that people with felony convictions would continue to face great difficulty in seeking employment with them.

The decision, filed last Thursday by Judges Robert C. Zampano and John O. Newman of Federal District Court with Judge William H. Timbers of the United States Court of Appeals of the Second Circuit, found unconstitutional a state statute barring persons with felony convictions from licensing as security guards or private investigators.

Concern's Policy Cited

William Linn, vice president of Pinkerton's Inc., the largest security concern in Connecticut as well as the nation with 40,000 employees, said, "Our policy stands and our policy prohibits" hiring anyone with a criminal record.

John Colter, a Connecticut manager for the Wackenhut Corporation, another major security concern, said his corporation had no rule regarding ex-offenders, but added:

"I'm not going to do it. It's bad business. I'm in the security business. I trade on having the best people. If you know I had hired a fellow with a breaking-and-entering record would you want my services?"

The judges also made the point of noting that neither private investigators nor security guards possessed arrest powers and that they might carry firearms only if they were authorized to do so by a special permit procedure applying to all private citizens.

State law allows the local police to deny an ex-offender a permit to carry a permit or a revolver, and appeals may be taken to the State Board of Firearms, then the courts. There are no state laws barring someone with a criminal record from owning a gun, according to Marcia Smith, a legislative legal aide for the General Assembly in Hartford.

The State Attorney General, Carl Ajello, who had not yet received a copy of the decision, declined comment on a possible appeal to the United States Supreme Court.

The suit was brought against the Commissioner of State Police, which licenses guards and investigators for private firms, by Kenneth W. Smith. Mr. Smith, then 26 years old, was refused a license after he had begun working for Prudent Investigation Services in Bridgeport, which knew of his conviction for carrying weapons in a motor vehicle and receiving stolen property.

The state argued that there was an irrebuttable presumption that convicted felons could not be relied on to exercise traits of honesty, fidelity, integrity and obedience to the law in the performance of their duties as guards and investigators.

The judges agreed that "the state may and should prohibit individuals of bad character from employment as detectives and security guards." But they continued:

"The validity of the goal of the statute is not under challenge in this lawsuit. Rather, we are asked to determine whether the method used to achieve that goal is constitutionally defensible. We hold that it is not."

"The state's across-the-board disqualification fails to consider probable and realistic circumstances in a felon's life, including the likelihood of rehabilitation, aid at the time of conviction, and other mitigating circumstances related to the crime and the degree of participation."

The ruling has the effect of allowing of ex-offenders to be rejected for licensing but only after these considerations have been examined.

12/8/77

Jerry - for info. Who knows what is coming down the pike next ???

Ed Watson

PRIVATE PROTECTIVE SERVICES BOARD MEETING

January 12, 1978

The regular monthly meeting of the Private Protective Services Board was called to order at 10:00 A.M., Thursday, January 12, 1978, in the Third Floor Conference Room of the Charlotte Police Department, Charlotte, North Carolina. All members of the Board were present.

The following applications were presented for consideration:

Greta Groves Baer - Approved
Bruce A. Bailey - Approved
Rufus Harold Coffey - Action Deferred
John Edwin Falls, III - Approved
Robert Perry Foster - Denied
Robert Hambrick, Jr. - Approved
Billy Ray Isaacs - Approved
Bruce Daniel Michelsen - Approved
Leroy Miller - Approved
Robert Paul Miller, Jr. - Denied
Francis Hart Pinnell - Approved
Billy Dean Poteat - Approved
Phil Waldo Rudd - Approved
Glenn Shew - Approved
Stanton Day Simmons - Approved
William Kay Smith - Denied
Charles Lee Toliver - Action Deferred
Richard Fred Vincent - Action Deferred

The following security guard denial was reviewed by the Board:

Otto Benette Williams - Approved

The Administrator requested and received permission to hold a public hearing after the next Board meeting to amend the Regulations.

The Board advised the Administrator to get written approval for the "Mace" training program from the office of the Attorney General.

The Board requested the Administrator to present all renewals and subsequent licensing of private detective trainees before the Board.

Also, the Board requested that the Administrator advise the staff to include with every application packet a copy of G.S. 74B and the Rules and Regulations governing same.

The Administrator was requested to obtain a ruling from the office of the Attorney General concerning licensing of "in house" polygraph operators.

The Board was advised by the Administrator that the Attorney General's office was revising Form F-1 (Personal History Statement), and the Board requested that the revision be completed by February 15, 1978, if possible.

The Board instructed the Administrator to advise all agents to interview all applicants for a license and to go over Form F-1 with applicant to insure accuracy.

APPROVED BY THE BOARD:

Feb. 15, 1978

* * * * *

At 2:00 P.M. and Administrative Hearing was held concerning the denial of a license to William A. Wheeler.

After the hearing, the Board approved Mr. Wheeler's application for a private detective license.

NOTE: The next meeting of the Board is scheduled for 10:00 A.M., February 15, 1978, in the Fourth Floor Council Chambers of the Law Building, 107 Fayetteville Street, Raleigh. At 2:00 P.M. a public hearing will be held in accordance with Chapter 150A concerning proposed amendments to the Rules and Regulations.

The Administrator has complied with the requests by the Board on January 12, 1978.

PRIVATE PROTECTIVE SERVICES BOARD MEETING

February 15, 1978

The regular monthly meeting of the Private Protective Services Board was called to order at 10:10 A.M., February 15, 1978, in the Fourth Floor Council Chambers of the Law Building, 107 North Fayetteville Street, Raleigh, North Carolina. All members of the Board were present with the exception of Mr. James L. Edwards.

The following applications were presented for consideration:

Rufus Harold Coffey - Approved
Raymond G. Johnson - Approved
George L. McSwain, Jr. - Approved
Rodney W. Queen - Approved
Emmett B. Riggs - Approved
John L. Swain - Approved
Charles L. Toliver - Approved
Gerald M. Wagstaff - Withdrawn by Applicant
James R. Wheeler - Approved
George L. Wheelis - Approved
Delmon F. Williamson, Jr. - Approved
Richard E. Wilson - Approved
Victoria R. Woodie - Approved
Johnny H. Edwards - Approved
Alan H. Key - Approved

The following security guard denials were reviewed by the Board:

Otis Lee Marshall - Approved
John W. Hilburn - Approved

The Administrator requested and received permission to schedule administrative hearings on the following:

Thomas R. Bolick, Robert Paul Miller and John Shipman.

The Administrator advised the members of the Board they must be over ten miles from their home or city of residence before they can claim reimbursement for meals.

The Administrator asked whether or not the Board had intended to require Branch Managers to comply with Regulation .0202 when they revised Regulation .0209. They advised that it was and the change was placed on the agenda for the public hearing.

Mr. Walter Thomas, of Allied Security, spoke on possible revision to Regulation .0306 Uniforms.

The Administrator presented a revised application form to the Board for approval. The Board instructed the Administrator to combine the forms and present same to the Board at the next regular meeting.

A proposed training program for security guards was presented by the Administrator to the Board. The Administrator was instructed to confer with Mr. Starling concerning the program and that a formal committee would be chosen at a future meeting to consider the program.

Mr. Bob Davis advised the Board that several security companies had complained to him about the number of fingerprint cards which are being returned and asked about the possibility of conducting training sessions across the State so that individuals within the companies could be trained in fingerprinting. Mr. Starling advised that any company having problems with prints could have an S.B.I. agent fingerprint their guards. The Board was advised that training sessions are available in Raleigh at this time when requested by companies.

The meeting was recessed at 2:00 P.M. and the Public Hearing was held concerning proposed changes to the Rules and Regulations.

The Board resumed its regular meeting in executive session to consider personnel matters following which the meeting was adjourned.

APPROVED BY THE BOARD March 16, 1978

* * * * *

NOTE: The next meeting of the Board is scheduled for March 16, 1978, at 10:00 A.M. in the Fourth Floor Council Chambers of the Law Building, 107 North Fayetteville Street, Raleigh. There will be an administrative hearing held at 2:00 P.M. same date and place.

PUBLIC HEARING

At 2:00 P.M. on February 15, 1978, in the Fourth Floor Council Chambers of the Law Building, 107 North Fayetteville Street, Raleigh, North Carolina, the Private Protective Services Board held a public hearing as required by G.S. 150A to consider proposed amendments and additions to 12 NCAC 7.

All members were present with the exception of Mr. James L. Edwards.

Attached to this report are the changes as approved by the Board.

Each proposal is listed below by number only. Relevant information concerning discussions during the public hearing is stated next to the regulation number.

- .0110 - Bonds - Proposed by chairman, no members of the audience commented and no members of the Board commented.
- .0203 - Experience in General - Proposed by chairman. No members of the Board or audience commented.
- .0204 - Substitute Experience - Proposed by chairman. No members of the Board or audience commented.
- .0303 - Contracts - Proposed by chairman. Mr. Eugene Hafer, attorney for North Carolina Alarm Systems Association, advised the present contract requirements were not suited for the burglar alarm industries. He suggested further study.
- .0304 - Reports - Proposed by chairman. Mr. Eugene Hafer advised the present rule was not compatible with the burglar alarm industry and would like to see same exempt.
- .0211 - "Mace" Training - Proposed by chairman. Following amendments proposed by David Crump.
 - (1) Addition of Paragraph (A) to read: Only private protective services guards who are registered under G.S. 74B, and commissioned under G.S. 74A, and who have received the training required in subsection B of this regulation, may carry "Mace."
 - (2) the paragraph beginning with "Private Protective Services guards" would become subsection (B).
 - (3) under subsection (B) part (1) the last sentence would change to read as follows: The Training Certification Statement will be subject to inspection by the Private Protective Services Board or the S.B.I. during normal working hours.

- .0209 - Branch Manager - Proposed by chairman. No members of the audience or of the Board made any comments.
- .0205 - Experience Requirements Detection of Deception - Amendments proposed by Mr. Irven King with A. Madley Corporation.
- .0212 - Polygraph Examiners Intern Permit - Amendment proposed by Mr. Irvin King.
- .0213 - Non-resident Polygraph Examiner - Amendment proposed by Mr. Irven King.
- .0109 - Fees - Proposed by Mr. Irven King.

The public hearing was closed at 3:00 P.M., and a special board meeting was called to vote on the amendments. The following is the results of the voting listed by proposed regulation number.

- .0110 - Defeated by majority vote of the Board.
- .0203 - Approved by majority vote of the Board.
- .0204 - Approved by majority vote of the Board.
- .0303 - Mr. Ralph Brown proposed to make it apply to private detectives only. Same was seconded by Tom McDonald. Amendment approved by majority vote of Board. Amended regulation approved by majority vote of the Board.
- .0304 - Mr. Ralph Brown proposed to make same apply to private detectives only. Seconded by Tom McDonald. Amendment approved by majority vote of the Board. Amended regulation approved by majority vote of the Board.
- .0211 - Regulation approved, as amended by David Crump, by majority vote of the Board.
- .0209 - Approved by majority vote of the Board.
- .0109 - Approved by majority vote of the Board.
- .0205 - Approved by majority vote of the Board. Effective date is to be May 15, 1978.
- .0212 - Polygraph Examiner Intern Permit - Approved by majority vote of the Board.
- .0213 - Non-resident Polygraph Examiner - Approved by majority vote of the Board.

The special board meeting was adjourned at 4:30 P.M..

Regulation 12 NCAC 7 .0303; CONTRACTS; has been amended in (a) and (b) and further amended by the deletion of (c) to read as follows:

.0303 CONTRACTS

(a) Any written contract entered into between a licensed private detective and his client must clearly state and/or agree to furnish:

- (1) the services being contracted for; and
- (2) the disposition of expenses incurred; and
- (3) rates charged for services rendered; and
- (4) details of reporting results of services rendered; and
- (5) the following statement in its entirety:
"Licensed by the Private Protective Services Board of North Carolina and bonded to the people of North Carolina. Further inquiries may be directed to:

Administrator
Private Protective Services Board
3320 Old Garner Road
Raleigh, N. C. 27610 "

(b) If the client does not request a written contract, it shall be the option of the licensee to require one.

History Note: Statutory Authority G.S. 74B-7(1);
Eff. February 1, 1976;
Amended Eff. July 15, 1976;
Readopted Eff. November 28, 1977;
Amended Eff. February 15, 1978.

Regulation 12 NCAC 7 .0304; Reports; has been amended in (a), (b) and (c) and further amended by the deletion of (d) through (h) to read as follows:

- (a) Delete the first two words "any individual," and insert in their place "any private detective."
- (b) Descriptive reports, chronological reports, cover letter, and itemized invoices to the client will be personally signed by the licensee. The licensee's file copy will reflect the names of all participating employees and a description of the work performed by each one.
- (c) A licensee will maintain a written receipt for each report furnished the client or accounting records to show the licensee was paid in full.

History Note: Statutory Authority G.S. 74B-7(1);
Eff. February 1, 1976;
Readopted Eff. November 28, 1977;
Amended Eff. February 15, 1978.

Regulation 12 NCAC 7 .0209(d); Branch Office; has been amended to read as follows:

- (d) Each branch manager shall meet the minimum standards for licensing under Regulation .0202 and the experience requirements of Regulation .0203 or .0204.

History Note: Statutory Authority G.S. 74B-7(1); 74B-15(e)
Eff. February 1, 1976;
Readopted Eff. November 28, 1977;
Amended Eff. February 15, 1978.

Regulation 12 NCAC 7 .0109; Fees; has been amended by the addition of (6) as follows;

(6) \$50.00 for Polygraph Intern Permit.

History Note: Statutory Authority G.S. 74B-11(c);
Eff. February 1, 1976;
Readopted Eff. November 28, 1977;
Amended Eff. February 15, 1978.

Regulation 12 NCAC 7 .0211; Mace Training; has been adopted to read as follows:

.0211 MACE TRAINING

- (a) Only private protective service guards who are registered under G.S. 74B, and commissioned under G.S. 74A, and who have received the training required in subsection B of this regulation, may carry "Mace."
- (b) Private protective service guards must receive training instruction in accordance with training standards established by the State Bureau of Investigation before a guard can carry and use canisters of aerosol liquid tear gas, commonly called "Mace":
 - (1) Upon satisfactory completion of training, licensees are required to have the guard receiving the training and the instructor giving it to complete a Training Certification Statement. The Training Certification Statement must be filed in the guard's personnel or training file during his employment and for one year after termination of employment. The Training Certification Statement will be subject to inspection by the Private Protective Services Board or the State Bureau of Investigation during normal office hours.
 - (2) In addition to the Training Statement, the licensees are required to submit a monthly report to the administrator, by the 10th of the calendar month following said training, which shall include the name of the instructor giving the "Mace" training, the name of the guard receiving the training, the guard's social security number, and the date of training.

History Note: Statutory Authority G.S. 74B-7; 14-401.6;
Eff. February 15, 1978.

Regulation 12 NCAC 7 .0205; Experience Requirements Detection of Deception; has been amended in (a) to read as follows:

- (a) Applicants for a license as a Detection of Deception of Deception Examiner in polygraph must:
- (1) have a bachelor's degree from an accredited college or university; or
 - (A) have an associate degree from an accredited college and three years experience as an investigator or detective acceptable to the Board; or
 - (B) have a high school diploma (or equivalency) and five years experience as an investigator or detective acceptable to the Board, and
 - (2) have successfully completed a course of formal training in detection of deception at any polygraph school acceptable to the Board. This course of instruction must include a minimum of 240 hours of formal instruction in detection of deception. The Board may waive the requirements of this paragraph if the applicant provides evidence of 180 hours of formal instruction advanced or refresher training, acceptable to the Board, and
 - (3) have completed, on or after June 1, 1978, a minimum of six months as a licensed intern examiner under the personal and direct on premises supervision of an examiner licensed in North Carolina. The supervising examiner shall submit to the Administrator a written report on the progress of the intern every sixty days, and at the conclusion of the six months internship, submit to the Board a written report of his opinion as to the intern's qualifications to be licensed.

History Note: Statutory Authority G.S. 74B-10(c)(5);
Eff. February 1, 1976;
Amended Eff. July 15, 1976;
Readopted Eff. November 28, 1977;
Amended Eff. May 15, 1978.

Regulation 12 NCAC 7 .0212; Polygraph Examiner Intern Permit; has been adopted to read as follows:

.0212 Polygraph Examiner Intern Permit

- (a) An intern permit may be issued at the discretion of the Board in order that an individual may obtain the experience required by NCAC 12-7, .0205 (a)(3), provided applicant meets all the requirements for a license other than experience and provided applicant works under the personal and direct on premises supervision of a polygraph examiner licensed in North Carolina.
- (b) Application for an intern permit shall be made in the same manner in which application for all licenses issued pursuant to Chapter 74-B are made. Application forms will be furnished by the Administrator at the request of the licensee under whose supervision the intern will operate.
- (c) Intern permit application must be accompanied by a statement signed by the applicant and his employer that the intern applicant will at all times work under the personal and direct on premises supervision of a licensed polygraph examiner.
- (d) An intern permit may be issued for a term of six months and is renewable at the discretion of the Board.

History Note: Statutory Authority G.S. 74B-7(1)(a);
Eff. February 15, 1978.

Regulation 12 NCAC 7 .0213; Non-resident Polygraph Examiner; has been adopted to read as follows:

.0213 Non-resident Polygraph Examiner

An applicant who is a polygraph examiner licensed under the laws of another state or territory of the United States may be issued a license upon payment of applicable fees and acceptable evidence that:

- (1) the requirements for licensing of polygraph examiners in such particular state or territory of the United States were at the date of the applicant's licensing therein substantially equivalent to the requirements now in force in this state, and
- (2) the applicant has lawfully engaged in the administration of polygraph examinations under the laws of such state or territory of the United States for at least one year prior to application for license hereunder, and
- (3) such other state or territory grants similar reciprocity to license holders of this state.

History Note: Statutory Authority; G.S. 74B-7(1)(a);
Eff. February 15, 1978.

Regulation 12 NCAC 7 .0204; SUBSTITUTE EXPERIENCE; has been amended by the addition of (c) to read as follows:

(c) Applicants for a license as a private detective may substitute for the experience required by Rule .0203:

- (1) three years experience as an insurance adjustor; or
- (2) two years experience in a clearly established investigative capacity (not patrol or administrative assignment) as a member of a federal, state, county, or municipal law enforcement agency.

History Note: Statutory Authority G.S. 74B-10(c) (5);
Eff. February 1, 1976;
Readopted Eff. November 28, 1977;
Amended Eff. February 15, 1978.

PRIVATE PROTECTIVE SERVICES BOARD MEETING

March 16, 1978

The regular monthly meeting of the Private Protective Services Board was called to order at 10:00 A.M., March 16, 1978, in the Fourth Floor Council Chambers of the Law Building, 107 North Fayetteville Street, Raleigh, N. C. All members were present with the exception of Haywood Starling.

The following applications were presented for consideration:

Kenneth H. Barbour, Jr. - Approved
Howard Edgar Barton - Approved
Darriel Ray Bolick - Approved
Daniel A. Conners, IV - Denied
Thomas Wesley Elder - Denied
John Robert Fulton - Approved
Ronald V. Gallagher - Approved
Henry C. Harrison, Jr. - Approved
Joseph S. Henry - Approved
Ted Michael Jenkins - Approved
Stephen Pope Johnson - Approved
Harold D. Kellams - Approved
John William Krauss - Approved
John Raymond McDaid - Postponed
Charles Stevens Poteat - Approved
Thomas R. Pullen - Denied
Timothy L. Shipman - Approved
Dewey Alton Southard - Approved
James Edward Spangler - Approved
Leza J. Thomasee - Approved
Richard F. Vincent - Approved
Lynn W. Whitley - Approved

An advertisement by Action Security Services was discussed by the Board, and further discussion will be necessary at the next regular board meeting.

The Board voted to "Grandfather" "in house" P.S.E. examiners who have completed prior to April 1, 1978, a course given by Dektor in the use of P.S.E.

The Board voted to extend the effective date of Regulation .0205 to August 1, 1978. The purpose being to allow adequate time to implement the new regulation without penalizing individuals currently enrolled in polygraph school.

A motion was made and approved that the intent of the Board in approving Regulation .0212 was to provide supervision and not "on premises" supervision, therefore, "on premises" is to be stricken from Regulation .0212.

Bob Davis presented a proposed format for future listings of licensees. The Board instructed the administrator to evaluate ideas submitted and discuss same at the next regular board meeting.

The administrator advised the Board that he would have the new application form ready for the next board meeting.

Also, the administrator advised the Board that he would discuss proposals for a training program for security guards at the regular Board meeting in April.

APPROVED BY THE BOARD: April 11, 1978

* * * * *

An executive session was called to order at 12:00 Noon by a member of the Board to approve a letter submitted by Chairman Boyce to be mailed to Mr. James L. Edwards notifying him of a pending board hearing on his behalf.

Sid Aldridge, counsel for Mr. Edwards, advised that they would waive determination of cause and go directly to a hearing.

Mr. James L. Edwards did not participate in this discussion.

* * * * *

At 2:00 P.M. a hearing was held on behalf of Robert Paul Miller. The Board voted to stand by their original decision of denial.

A hearing has been scheduled for April 27, 1978, at 9:00 A.M., in the Fourth Floor Council Chambers of the Law Building, in the matter of John T. Shipman.

A hearing has also been scheduled for Mr. James L. Edwards at 2:00 P.M. same date and location as the Shipman hearing.

* * * * *

The next regular board meeting will be on April 21, 1978, in the Conference Room of the Holiday Inn at Manteo, North Carolina, at 10:00 A.M.

PRIVATE PROTECTIVE SERVICES BOARD MEETING

April 21, 1978

The regular monthly meeting of the Private Protective Services Board was held April 21, 1978, at the Holiday Inn, Manteo, North Carolina. Members present for the meeting were Gene Boyce, Ralph Brown, Julius Cauble, Tom McDonald and Clarence Short.

The following applications were presented for consideration:

Michael Jay Benjamin - Approved
James Alvis Chatmon - Approved
James Chavis, Jr. - Approved
Frankie Trantham Glover - Approved
Thomas Godbold, Jr. - Denied
Richard Clarke Hendrix - Approved
James E. Humphrey - Approved
James Best Little - Approved
Robert Clyde Libby - Approved
John Raymond McDaid - Denied
William I. MacKenzie - Approved
Jack W. Mitchell - Approved
Thomas Newton Mory - Denied
Thomas R. Pullen - Approved
Bennie Lane Robinson - Approved
Rella Sharpe Wilson - Approved

The Board voted to deny guard registration to James T. Whitehurts.

The Board voted not to change the format used for the Directory of Licensees.

A motion was made by Julius Cauble to postpone the security guard training program until after the General Assembly meets in 1979, and same was approved.

The Board approved the new applicant Application Form as presented to the Board by the Administrator.

NOTE: Question 19 had been revised through Board discussion to read as follows: "Have you ever been discharged or forced to resign?"

A memo from the Attorney General concerning Occupational Licensing Boards was given to each Board member.

The Administrator advised that a report would be given at the next Board meeting concerning Action Security.

The Board requested that S/A David Lankford attend the next Board meeting and that a letter of commendation be submitted to his personnel file.

A subcommittee consisting of Clarence Short as chairman, along with Ralph Brown and Tom McDonald as members, was appointed to establish guidelines for the Board in matters concerning burglar alarms. This committee may add up to two additional members from outside the Board if they so desire. Progress reports are to be presented at each monthly meeting.

The Board instructed the Administrator to check on the possibility of setting up a reciprocity licensing agreement with other states.

The following financial report was given:

Financial Report March 1, 1978

Income

Bal.brought forward previous years	61,027.53
Receipts 7/1/77 to 3/1/78	<u>68,044.00</u>
Total	129,071.53

Expenses

Salaries & benefits	52,327.52	
Board travel	3,083.00	
Misc. expense	<u>2,902.93</u>	58,313.45
Cash bal 3/1/78		<u>70,758.08</u>

NOTE: The new cars have not been paid for.

APPROVED BY THE BOARD May 10, 1978

The next meeting of the Board will be held at the Randleman City Hall, 101 Hillary Street, Randleman, North Carolina, at 10:00 A.M., May 10, 1978.

* * * * *

There is a possibility that we will hold an informal hearing concerning the denial of a license to Robert Perry Foster and a formal hearing on Thomas R. Bolick.

PRIVATE PROTECTIVE SERVICES BOARD MEETING

May 10, 1978

The regular monthly meeting of the Private Protective Services Board was held May 21, 1978, in Randleman, North Carolina. Members of the Board attending the entire meeting were Julius Cauble, Tom McDonald, Bob Davis, Clarence Short and Ralph Brown. Haywood Starling attended the morning session and Eugene Boyce attended the afternoon session.

The following applications were presented for consideration:

Ronnie Edward Allred - Approved
George Edmond Booth - Approved
Lloyd McAdoo Burchette - Approved
Raymond Burnette, Jr. - Approved
Reedus Harold Deese - Approved
Betty Alexander Duncan - Approved
Russell Joseph Ehrhardt - Approved
John A. Gaeto, Jr. - Approved
Jan Marie Gillis - Approved
Donald Carleton Taylor - Approved
Sandra Lee Tonaus - Approved
Edward Yarbrough - Approved

The Board voted to advise Mr. Bobby L. Sartin by letter that he could not operate in this State until he complied with Regulation .0302.

The Administrator was advised to postpone further action on Action Security.

The Administrator advised the Board that the Private Protective Services Board would come before the Legislative Review Committee during the 1981 to 1983 time frame.

The Board was advised by the Administrator that G.S. 74B does not provide for reciprocity agreements with other states.

The Board advised the Administrator to obtain warrants on individuals who will not comply with the licensing procedure under G.S. 74B. This is to be done only after obtaining approval from the Board's attorney.

The Board voted to schedule a public hearing to amend Regulation .0306 (b)(2) so that the security guard tag may vary in size from three (3) to five (5) inches in length, with letters varying from one-half ($\frac{1}{2}$) inch to five-sixteenth ($\frac{5}{16}$) inch in height.

The Board voted to honor Mr. James L. Edwards' request that the Private Protective Services Board hear his case. This was scheduled for June 22 and June 23, 1978, in Hickory, North Carolina.

NOTE: Mr. Boyce was present only for the portion of the meeting concerning the request by James L. Edwards' attorney to disqualify Mr. Harry Bunting as a Hearing Officer.

APPROVED BY THE BOARD: June 22, 1978

* * * * *

The next meeting of the Board will be held at the conclusion of the hearing for Mr. Edwards (June 22, 23, 1978) in the Magistrate Courtroom, New Court Building, Hickory, North Carolina. The hearing will begin at 9:30 A.M., June 22, 1978.

PRIVATE PROTECTIVE SERVICES BOARD MEETING

June 22, 1978

The regular monthly meeting of the Private Protective Services Board was held June 22, 1978, in Hickory, North Carolina. All board members were present with the exception of Mr. Haywood Starling.

The following applications were presented for consideration:

Geoffrey Miles Aldridge - Approved
Burnice Howard Bristow - Approved
Donald Larry Crouse - Approved
Victor Curtis Davidson, II - Approved
Paul Hayes Etheridge, Jr. - Approved
John Clinard Finch - Approved
David Duane Fowler - Approved
Frederick Gwynne Giles - Approved
Ray Holmes (Renewal) - Approved
Harvey Everette Jackson (Renewal) - Approved
Nita Mae Jackson (Renewal) - Approved
William L. Kiker, III - Approved
Bernard Robert Kohls - Approved
Ronald Davis Long - Approved
Nester M. Macho - Approved
Sandra D. Powers - Approved
Randall Steven Beck - Approved
Christopher J. Robb - Approved
Charles B. Ruff - Approved
John Edward Sheley - Action Deferred
Joseph A. K. Shipman - CSA Approved, PD Denied
John Dougan Skeen - Approved
Michael Robert Smith - Approved
Rita Jane Stanley - Action Deferred
Baynes C. Williams - Action Deferred
Robert C. Williams, Jr. - Approved

The minutes of the May 10, 1978, board meeting were corrected to read "the Board voted to reimburse chairman Gene Boyce for his expenses incurred for attending Dektor's Audio Stress Examiner's School."

The chairman announced that he is involved as an attorney in legal matters which do not relate directly to issues before this Board, but which involve personal and professional dealings that render the chairman disqualified to participate in decisions relating to Mr. John Sheley and Mr. John Shipman. The chairman ruled that he (the chairman) is disqualified to act as a member of the Board and declined to so participate in Board matters relating to Messrs. Shipman and Sheley.

The Board advised the administrator to require only a duplicate agency license when licensing a branch office.

The Board advised the administrator to schedule Regulation 12 NCAC 7.0213 for consideration at the July 18, 1978, public hearing at which time they would consider the Legislative Research Commission's recommendation that same be repealed.

It was requested that the administrator prepare a budget report for the year ending July 1, 1978, and, if possible, have Mr. Jim Gardner attend the meeting to answer any questions which might arise.

The Board voted to schedule as part of the July 18, 1978, public hearing possible amendments to the regulation concerning experience requirements for a Central Station Alarm Service license.

Mr. Clarence Short reported to the Board on the committee meeting concerning the licensing of central station alarm services. The findings and decisions of this meeting will be included in the minutes of the July 18, 1978 meeting.

At 12:40 P.M. the Board went into executive session to consider recent developments in the James L. Edwards' case. This session was concluded at 1:00 P.M.

APPROVED BY THE BOARD: July 18, 1978

* * * * *

The next meeting of the Board will be held at 10:00 A.M., July 18, 1978 in Room 217 of the Bath Building, 306 North Wilmington Street, Raleigh.

A public hearing is scheduled for 2:00 P.M. same date in Conference Room 211 of the Archives and History Building, 109 East Jones Street, Raleigh.

PRIVATE PROTECTIVE SERVICES BOARD MEETING

July 18, 1978

The regular monthly meeting of the Private Protective Services Board was held July 18, 1978, in Room 217 of the Bath Building, Raleigh, North Carolina. All Board members were present for the morning session. Mr. Haywood Starling did not attend the afternoon session.

The following applications were presented for consideration:

Arthur Lee Blackwelder, Jr. - Approved
Robert Lee Brown - Approved
Robert Monty Campbell - Approved
Hal Forrest Faulk - Deferred
Edward Lee Fazzi - Approved
David Halbert Harmon - Approved
James Ronald Harrison - Approved
Arthur Richard Knight - Approved
Billy Gene Marshall - Approved
William Henry Martell - Approved
Daniel Lester Melvin - Deferred
Linda Cheryl Newton - Approved
Joel C. Petteway - Approved
David Thomas Powell - Approved
Judson Winston Roberts - Approved
Michael Joseph Scanlon - Approved
David Lee Shaffer - Denied
John Edward Sheley - Denied
Rita Jane Stanley - Approved
Larry Martin Stover - Approved
Leamon D. Warren - Approved
Baynes Clayton Williams - Approved
James Bardard Williams - Deferred

During the consideration of license applications, Chairman Boyce announced that he and his law firm were involved in civil controversies which had some relevance to applicants David Lee Shaffer and John Edward Sheley and the Chairman; therefore, ruled himself disqualified to participate in the discussion or consideration of either application. Upon recusing himself, Vice-Chairman McDonald presided and Mr. Boyce took no part in the matters relating to these two applicants. Otherwise, Mr. Boyce presided over the meeting.

Administrator gave the Board a progress report on the licensing of new Central Station Alarm Services.

The Board reconsidered and approved the application of Thomas N. Mory for a Central Station Alarm Service License.

The Board voted not to change their original denial of the application of John R. McDaid.

The Board instructed the administrator to continue the investigation of Mr. Hartford Jeffery Melvin's possible violation of allowing unlicensed Audio Stress Examiners to conduct audio stress examinations for his firm.

The Board approved the registration of William D. Taylor as a Security Guard.

Assistant Attorney General Tom Moffitt gave the Board members a memo concerning Equifax, Incorporated and the Fair Credit Reporting Act. This will be discussed at the next meeting.

Mr. Jim Gardner reviewed last year's receipts and expenses with the Board.

The transcript of Mr. John Shipman's hearing was given to the Board for their review. A discussion is to be made at the next Board Meeting.

APPROVED BY THE BOARD: Aug. 21, 1978

* * * * *

The next meeting of the Board will be held at 9:30 A.M., August 21, 1978, at the Hilton Inn, 301 North Water Street, Wilmington, North Carolina 28401. Reservations have been made for the nights of the 20th and 21st for each Board member. Anyone who will not be staying at the Hilton Inn, please let me know so that I can cancel the reservation.

The Attorney General will probably attend this meeting.

PRIVATE PROTECTIVE SERVICES BOARD MEETING

August 21, 1978

The regular monthly meeting of the Private Protective Services Board was held August 21, 1978, at the Hilton Inn, 301 North Water Street, Wilmington, North Carolina. All members of the Board were present.

The following applications were presented for consideration:

James Henderson Beseau - Approved
Terry Robert Davidson - Denied
James Frank Deal, Jr. - Approved
Roger Lee DeHart - G & P Approved, Detective Denied
Max James Delara - Approved
Barbara Sue Early - Approved
Samuel Christopher East - Approved
Jerry Leon Fowler - Approved
Janet Lynn Freeman - Approved
Philip Rhamy Garbow - Denied
Wilton Frederick Gard - Deferred
George William Graves - Approved
Louis Monroe Hale - Approved
Sandra A. Holder - Approved
Lloyd Rayford Moore - Approved
Floyd Dean Saine, Sr. - Approved
Dennis Lawrence Smith - Approved
Raymond Carr Talton - Approved
Debora Allen Watson - Approved
Jessie Willard Watson - Approved
James Bardard Williams - Deferred
John Charlie Winstead - Denied
Hal Forrest Faulk - Approved
Daniel Lester Melvin - Approved
Carl A. Rickard - Approved

The following security guard registrations were considered:

Owen D. Yow - Approved
Lester Costner - Approved

Tom Moffitt discussed briefly, and answered questions concerning the Attorney General's memos on burglar alarms and Equifax, Incorporated.

Also, Tom Moffitt advised that he had received word that Financial Patrol, Inc. of Charlotte was going out of business.

The administrator advised the Board of violations by Anderson-Brown Patrol of Asheville, and was advised to schedule a hearing concerning the matter as soon as possible.

A financial report for the month of July was not given as the information had not been received from the budget office.

The Board was advised of the following changes in expense reimbursement:

<u>In state travel</u>	<u>Old</u>	<u>New</u>
Breakfast	2.25	2.75
Lunch	2.75	3.25
Dinner	5.00	6.00
Hotel	13.00	15.00
Mileage	.15	.17

<u>Out-of-state travel</u>		
Breakfast	2.75	3.25
Lunch	3.50	4.00
Dinner	6.75	7.75
Hotel	22.00	24.00

Per Diem is still \$35.00 per day.

The Attorney General expressed his appreciation to the Board for their fine effort in licensing individuals under G.S. 74B. He also advised that Tom Moffitt would be working on needed revisions to the statute which would be presented to the Board for their approval and then presented to the Legislature.

The Board instructed the administrator to advise Centurion Security Company that it would not need a detective license for returning bond fugitives, however, they should register with the Department of Insurance as bond runners.

Bob Davis made a motion that the July 18, 1978, minutes be corrected to show the election of Eugene Boyce as chairman and Tom McDonald as vice-chairman.

The Board instructed the administrator to bring all applications for additional licenses before the Board for their approval. Past policy has been that a licensee could request an additional license and, if qualified, the administrator would then issue said license.

Bob Davis advised the Attorney General of the excellent work which Tom Moffitt has been rendering the Board and that he hoped Mr. Moffitt would be allowed to continue his association with the Board. All of the members of the Board were in agreement with Bob.

APPROVED BY THE BOARD

Sept. 19, 1978

* * * * *

The next meeting of the Board will be at 9:30 A.M., September 19, 1978, in Room 217 of the Bath Building, 306 North Wilmington Street, Raleigh.

The following hearings are scheduled for September:

John Shipman	2:00 P.M.	Sept. 19th
John Sheley	3:00 P.M.	
Robert Foster	4:00 P.M.	

Donald F. Zwick	9:30 A.M.	Sept. 20th
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All of the hearings will be at the same location as the Board Meeting.

PRIVATE PROTECTIVE SERVICES BOARD MEETING

September 19, 1978

The regular monthly meeting of the Private Protective Services Board was held on September 19, 1978, in Room 217 of the Bath Building, Raleigh, North Carolina. All members of the Board were present with the exception of Clarence Short and Edgar B. Watson.

The following applications were presented for consideration:

Cecil E. Alderman - Approved
Edward J. Brennan - Approved
Charles E. Carde - Approved
Walter P. Cobb - Approved
Marvin H. Coleman - Approved
Mary E. Cook - Approved
Roger Lee DeHart - Approved
Edward R. Eason - Approved
Douglas E. Franklin - P.D. Deferred; Polygraph Approved
Wilton F. Gard - Approved
Dennis M. Holt - Approved
Louise G. Johnson - Approved
William N. Jones - Approved
Michael D. Krauss - Approved
Robert D. Lebowsky - Action Deferred
Roosevelt Lockhart, Jr. - Approved
Gelene B. Melvin - Approved
Alfonzo Mitchell - G & P Approved; P.D. Denied
Lawrence P. O'Berry - Approved
Perry J. O'Berry, III - Approved
Emory T. Rabon - Approved
James R. Reese, Jr. - Approved
Gary W. Richardson - Approved
George J. Sharpley - Approved
Mary E. Shipman - Approved
Elmer B. Smith - Approved
Clarence N. Short - Approved
Rudolph A. Studer - Approved
John C. Winstead - Action Deferred
Harton L. Weber, Jr. - Approved

A request for security guard registration by Jack B. Lewis was approved by the Board.

Mr. James A. Sprinkle's request that his on-the-job training as a polygraph examiner in the Air Force Reserve be accepted in lieu of formal schooling was denied.

Mr. Philip R. Garbow's application for a polygraph examiner license was approved due to his application having been received prior to August 1, 1978.

A computer printout of the July budget was given to each member present, and also a copy was later mailed to each member who was absent from the meeting.

Bob Davis requested that the administrator verify Mr. Russell J. Ehrhardt's attendance at Dektor Audio Stress Examiner's school.

The Board approved the request by the administrator to attend a Seminar on Private Security Education and Training to be held November 14th and 15th, in Cincinnati, Ohio. The Board also voted to allow any Board Member who desired to attend.

Mr. Tom Moffitt advised that Superior Court upheld the Board's denial of a license to Robert P. Miller of Durham, N. C.

APPROVED BY THE BOARD: _____

* * * * *

The next meeting of the Board will be held at 9:30 A.M., October 19, 1978, in the Fourth Floor Conference Room of the Bath Building, 306 North Wilmington Street, Raleigh.

(Preliminary Agenda)

9:30 A.M. Public Hearing
10:30 A.M. John Raymond McDaid Hearing
2:00 P.M. Board Meeting
3:00 P.M. Robert Foster Hearing

NOTE: On September 19, 1978, a hearing was held at 2:00 P.M. concerning John Shipman.

Hearings scheduled at 3:00 P.M. for John E. Sheley and at 4:00 P.M. for Robert Foster were postponed at their request.

A hearing reference the denial of a license to Donald F. Zwick was held on September 20, 1978, at 9:30 A.M.

PRIVATE PROTECTIVE SERVICES BOARD MEETING

October 19, 1978

The regular monthly meeting of the Private Protective Services Board was held at 2:00 P.M. on October 19, 1978, in the Fourth Floor Conference Room of the Bath Building, Raleigh, N. C. All members of the Board were present with the exception of Chairman Gene Boyce.

The following applications were presented for consideration:

Franklin D. Allred - Approved
Danny Kaye Barham - Approved
Robert Eugene Bethea - Approved
Joseph D. Blackwood - Approved
Frank N. Branch - Approved
Albert W. Brinkley - Approved
Susan T. Brown-Perkins - Approved
Richard D. Buchanan - Approved
Charles A. Bunce, Sr. - Approved
Edward L. Fazzi - Approved
James G. Filer - Denied
Neita F. Fore - Approved
Jimmy Lee Foster - Approved
Douglas E. Franklin - Approved
J. C. Howard - Approved
Danny L. Jones - Approved
Bernita H. Kirby - Approved
Stephen Koloditch - Approved
James L. Lash - Approved
Robert Donald Lebowsky - Approved
Sarah H. McGinnis - Approved
Bobby W. Mills - Approved
Carl Albert Perkins - Approved
Elizabeth W. Shipman - Action Deferred
Steward A. Sparks, III - Approved
James A. Sprinkle, Jr. - Approved
Bryon D. White - Approved
John C. Winstead - Approved
John E. Wrenn - Approved

A motion was made by Clarence Short to deny the registration of Edward Robert Crews, and seconded by Ralph Brown. The motion was not approved by a majority of the members thus registration was approved.

A computer printout of the financial status of the Board through August 31, 1978, was given to each member present.

The administrator advised the Board that Mr. Russell Ehrhardt had completed two weeks of P.S.E. Training at Dektor School in Virginia. However, the training was not continuous as he attended one week in June 1977, and another week the last of September 1977. The Board advised the administrator that according to the Regulations the training did not have to be continuous as long as at least 80 hours had been completed.

The administrator advised the Board that a member had requested that members making and seconding motions be recorded in the minutes. A motion to initiate said change was not made, however, the administrator advised the Board that he would include this in the future on policy decisions.

A motion was made by Bob Davis and seconded by Clarence Short to suspend the license of Mr. Raymond Sullivan due to his being declared mentally incompetent. The motion was approved.

Reference a hearing on Anderson-Brown, a motion was made by Bob Davis and seconded by Clarence Short to hold the next regular meeting in Asheville. Said motion was unanimously approved.

At the conclusion of the meeting, Tom Moffitt gave each member a copy of the transcript of the Donald F. Zwick hearing and a copy of the proposed changes to G.S. 74B. These are to be reviewed for discussion at the next Board Meeting.

Mr. William I. MacKenzie and Mr. William C. Stanley appeared before the Board requesting approval of a proposed P.S.E. school to be established by them in Greenville, North Carolina. The Board advised that additional information was needed prior to their voting on the issue.

APPROVED BY THE BOARD: _____

* * * * *

The next meeting will be held on December 4, 1978, at the Inn on the Plaza in Asheville. The meeting will begin at 9:30 A.M., and the hearing on Anderson-Brown Patrol will begin at 1:30 P.M..

In addition to the Board Meeting at 2:00 P.M., the Board held a Public Hearing at 9:30 A.M., a hearing reference the denial of a license to John Raymond McDaid at 10:30 A.M., and a hearing reference the denial of a license to Robert Perry Foster at 3:00 P.M..

PRIVATE PROTECTIVE SERVICES

PUBLIC HEARING

On October 19, 1978, in the 4th Floor Conference Room of the Bath Building, Raleigh, North Carolina, the Private Protective Services Board held a public hearing as required by General Statute 150A to consider proposed amendments and additions to 12 NCAC 7 .0205 and .0212.

The following Board Members were present:

Mr. Eugene Boyce
Mr. Tom McDonald
Mr. Julius Cauble
Mr. Bob Davis
Mr. Ralph Brown
Mr. Clarence Short
Mr. Ed Watson

Discussion was held concerning proposed changes.

The Board voted to continue the hearing until January 4, 1979.

On January 4, 1979, the Private Protective Services Board met and concluded the hearing it had continued from October 19, 1978.

All members of the Board were present.

The Board voted to amend the regulations by adopting the attached amendments.

NOTE: Details of the meeting are excluded from this report, as a transcript of the meeting is on file in the Administrator's Office.

Regulation 12 NCAC 7 .0212; POLYGRAPH INTERN PERMIT; has been amended as follows:

(a) An individual who has successfully completed a formal course of training in polygraph school approved by the board may obtain a Polygraph Intern Permit as required by 12 NCAC 7 .0205(a)(3); provided that the individual meets all other requirements for a license with the exception of the intern requirement and the examination required by 12 NCAC 7 .0205(a)(1).

(b) Application for a Polygraph Intern Permit shall be made in the same manner in which application for all licenses issued pursuant to Chapter 74B of the General Statutes is made.

(c) Successful completion must be evidenced by a signed statement of the examiner under whom the applicant has interned that the applicant has successfully completed the internship and that the examiner recommends the applicant for license.

(d) A Polygraph Intern Permit will be issued for a period of six months and is renewable at the discretion of the board.

History Note: Statutory Authority G.S. 74B-7(1)(a);
Eff. April 23, 1978;
Amended Eff. July 1, 1979.

Subsection 12 NCAC 7 .0205(a); EXPERIENCE REQUIREMENTS FOR
DETECTION OF DECEPTION; has been amended as follows:

(a) Applicants for a license as a detection of deception
examiner in polygraph must:

- (1) pass an examination, which may consist of written
and/or oral questions, and a performance test to be
administered by a panel of polygraph examiners
designated by the board; and
- (2) have at least three years experience acceptable to the
board within the past five years as a polygraph
examiner; or
- (3) have successfully completed a course of formal training
in detection of deception at any polygraph school
approved by the board; provided that graduates of such
a course who do not have one year of experience
acceptable to the board within the past three years
must successfully complete a six month internship
required by 12 NCAC 7 .0212 before being granted a
license as a detection of deception examiner in
polygraph.

History Note: Statutory Authority G.S. 74B-10(c)(5);
Eff. February 1, 1976;
Amended Eff. July 15, 1976;
Readopted Eff. November 28, 1977;
Amended Eff. July 1, 1979; August 1, 1978.

PRIVATE PROTECTIVE SERVICES BOARD MEETING

December 4, 1978

The regular monthly meeting of the Private Protective Services Board was held at 9:30 A.M., on December 4, 1978, at The Inn on The Plaza, second floor executive offices, Asheville, North Carolina. All members of the Board were present.

The following applications were presented for consideration with the resulting actions:

1. BAGBY, Alan Taylor - Central Station Alarm - Approved
2. BALDWIN, Alice Brown - Guard and Patrolman - Approved
3. CIFERS, Danny Lee - Private Detective, Counterintelligence & Audio Stress - Approved
4. CLARK, Clyde Wesley - Central Station Alarm - Approved
5. COBLE, Charles Grimes, Jr. - Private Detective - Approved
6. DAVIS, James Kenneth - Audio Stress - Approved
7. DZESKEWICH, Mona H. - (Trainee) - Deferred
8. EDWARDS, James Loren - Private Detective & Audio Stress - Approved
9. FALLS, John Edwin, III - (Trainee Renewal) - Approved
10. FURR, Cyril Long - Central Station Alarm - Approved
11. GRAHAM, David L., Jr. (Trainee) - Approved
12. GRAHAM, Robert Mark - (Trainee) - Approved
13. GRAY, Barry Dale - Audio Stress - Approved
14. HAMPSHIRE, Howard Michael - Polygraph Intern - Deferred
15. HURLEY, Glenn McCoy (Trainee Renewal) - Approved
16. JEFFERS, Fred Palmer, Jr., - Central Station Alarm - Approved
17. JOHNSON, Rebecca Roberts - Audio Stress - Approved
18. JOYCE, Charles Allen - Central Station Alarm - Approved
19. JONES, Teressa Kathleen - (Trainee) - Approved
20. KENNEDY, Rollin Leroy - Private Detective - Approved
21. MARGISON, Robert-E. - Private Detective - Approved
22. MASHBURN, Emmett Jerome - Central Station Alarm - Approved
23. MARLETT, Allan Ray - Polygraph Intern - Approved
24. MILLER, Nelson Bowdry - Central Station Alarm - Approved
25. MORRIS, Marvin Lee, III - Polygraph Intern - Deferred
26. NUNAMAKER, Robert Edward - Guard & Patrolman - Approved
27. OUTLAND, Edgar Frank - Private Detective - Approved
28. PHILLIPS, Eleanor Jane G. - (Trainee Renewal) - Approved
29. POWERS, Richard Lee - (Trainee) - Approved
30. ROGERS, Willie James, Sr., - Private Detective - Approved
31. STAFFORD, William Augustus - Private Detective - Approved
32. STEGALL, Harry Edward - Private Detective - Denied
33. WEBSTER, Robert Lee - (Trainee) - Approved
34. WELCH, Willa Dean - Private Detective - Approved

35. WHITE, Brenda R. Bland (Trainee Renewal) - Approved
36. WAGONER, Virginia R. (Trainee Renewal) - Approved
37. WILLIAMS, Deborah Jean - (Trainee) - Approved
38. WILLIAMS, Gregory Wayne - Polygraph Intern - Deferred
39. WRENN, Ronnie Earl - (Trainee Renewal) - Approved
40. STERRICK, Robert L. - (Trainee Renewal) - Approved

A recommendation was made to the Board that the administrator be given authority to approve or deny guard or patrol applicants who have a past criminal history under the following guidelines:

- (a) That an applicant who has been convicted of a prior felony, said conviction occurring ten (10) years or more prior to date of application, be approved at the administrator's discretion, and
- (b) That an applicant who has been convicted of a prior misdemeanor, said conviction occurring five (5) years or more prior to date of application, be approved at the administrator's discretion.

Under these new guidelines, guard registration for Mr. Pete Pappas and Mr. Marvin Lee White were approved. A computer print-out of the financial status of the Private Protective Services Board through October 31, 1978, was presented to each Board member.

Discussion was held concerning the continuation of the Board's temporary suspension of the license of Mr. Raymond Sullivan. A hearing reference this matter, according to the guidelines established by Chapter 150A, will be held as soon as possible. It was tentatively agreed that the hearing would be held at Cherry Hospital, Goldsboro, North Carolina and that Board Vice-Chairman Tom McDonald would be the Hearing Officer.

A report was presented to the Private Protective Services Board concerning the Seminar recently attended by Board Members Julius Cauble, Tom McDonald, Ed Watson, and Administrator Jerry F. Adams. This Seminar was titled, "Meeting the Changing Needs of Private Security Education and Training" and an outline of the Seminar was prepared and distributed to the Board by Administrator Adams. Mr. Tom McDonald, Mr. Ed Watson, and Mr. Julius Cauble presented verbal reports of the Seminar.

A motion was made and approved to conduct a hearing at the next scheduled Board Meeting reference Mr. James G. Filer and the Board's previous denial of Filer's Central Station Alarm License.

A motion was made by Mr. Tom McDonald and seconded by Mr. Julius Cauble that a private detective license be approved for Donald F. Zwick. Both Mr. McDonald and Mr. Cauble acted as Hearing Officers at the September 20, 1978 hearing for Mr. Zwick. The Board voted to approve Mr. Zwick's license and adopt the Petitioner's Counter Proposal with the exception of the use of the word "unintentional" from the Petitioner's Conclusion of Law #3.

Board Chairman Gene Boyce directed that the committee previously appointed to review and report on the proposed new polygraph regulations do so at the next regularly scheduled meeting.

Chairman Boyce also directed the administrator to cause investigation into the following:

- (a) Womack Detective Agency - Alleged false advertising.
- (b) Joseph S. Henry, Trainee - Alleged failure to use "Trainee" title.
- (c) Action Security - Alleged failure to operate under proper license.

Discussion was held and recommendations were made by Board Members concerning the proposed new law, 74C. Assistant Attorney General Tom Moffitt led this discussion....

APPROVED BY THE BOARD: Jan 4, 1979

DATE: _____

* * * * *

The next meeting will be held on Thursday, January 4, 1979, in Room 217 of the Bath Building, 306 North Wilmington Street, Raleigh, North Carolina.

TENTATIVE AGENDA

- 9:30 AM - Public Hearing Polygraph
- 10:30 AM - Board Meeting
- 2:00 PM - James G. Filer Hearing

PRIVATE PROTECTIVE SERVICES BOARD MEETING

January 4, 1979

The regular monthly meeting of the Private Protective Services Board was held at 10:30 A.M., January 4, 1979, in Room 217 of the Bath Building, Raleigh, N. C.. All members of the Board were present.

The following applications were presented for consideration:

1. Charles Gifford Argenbright - Polygraph Intern - Approved
2. Michael Dean Barrett - Guard Dog Service - Action Deferred
3. Edward J. Brennan - Retail Shopping - Approved
4. Debra Corinne Duncan - (Trainee) - Approved
5. Mona H. Dzeskewicz - (Trainee) - Denied
6. Mack Elage Gibson - Guard & Patrolman - Approved
7. Heinz Gerhardt Grohman - Private Detective - Approved
8. Howard Michael Hampshire - Polygraph Intern - Approved
9. Wilmoth Ole Holmberg - Private Detective & Polygraph - Approved
10. Joseph Lemuel Hoyle - Central Station Alarm - Approved
11. James Lindo Jessup - Central Station Alarm - Approved
12. Kenneth Lee Kelley - Private Detective & Guard & P. - Approved
13. Alonzo Kenneth Kennedy - Private Detective & G & P. - Approved
14. Carole Lynn Long (Trainee) - Approved
15. Don Mark Lowers - Audio Stress - Approved
16. David Andrew Martin - (Trainee) - Approved
17. Lois E. Moore - Guard & Patrolman - Approved
18. Marvin Lee Morris, III, Polygraph - Approved
19. Charles D. Olson - Central Station Alarm - Approved
20. Gary Wilson Pardue - (Trainee) - Approved
21. Thomas Lamar Raynor - Private Detective - Approved
22. Harry Joseph Shane - (Trainee) & Guard & Patrolman - Approved
23. Larry Eugene Stafford, Polygraph - Approved
24. Donald Carleton Taylor - Retail Shopping - Approved
25. Larry Eugene Ward - Audio Stress - Approved
26. Gregory Wayne Williams - Polygraph Intern - Denied
27. Donald Harold Wilson - Audio Stress - Approved
28. Van William Workman - Central Station Alarm - Approved
(High School Diploma waived)
29. Lloyd William Wrightstone - Guard & Patrolman - Approved
30. Clyde Richard Pendergraph (Trainee) - Approved

A motion was made by Bob Davis and Ed Watson seconded same to grant guard registration to Raymond A. Parker.

Note: Mr. Parker's employer, Leonard Warner, advised the Board that the criminal charges on Mr. Parker were the result of a domestic prolem between he and his wife.

The Board voted to hold a hearing on Harry Stegall at 9:30 A.M., on February 13, 1979.

The administrator advised the Board that a budget printout had not been received for the month of December and a budget report was not given.

A motion was made by Clarence Short and carried that Howard Michael Hampshire intern under a State Bureau of Investigation polygraph examiner.

G.S. 74C was discussed, changes made, and the Board instructed Tom Moffitt to introduce it to the legislature.

Reference the discussion on G.S. 74C, note should be taken that Gene Boyce advised that he had received information that the electrical contractors were going to fight their being included under 74C if they install alarm systems. A motion was made, seconded and carried, instructing Tom Moffitt to use his discretion in drafting legislation exempting licensed electricians from G.S. 74C.

APPROVED BY THE BOARD: Feb. 13, 1979

* * * * *

The next meeting of the Board will be held at 2:00 P.M., February 13, 1979, in the Third Floor Conference Room of the Law Enforcement Center, Charlotte.

TENTATIVE AGENDA

9:30 A.M.	Stegall Hearing
2:00 P.M.	Board Meeting

NOTE: In the event the Stegall hearing is not finished on Tuesday, the Board Meeting will be held on February 14, 1979.

FILER HEARING

On Thursday, January 4, 1979, at 2:15 P.M., the Private Protective Services Board held a hearing on the application of James G. Filer who was previously denied a Central Station Alarm Service license on the grounds that he did not meet the experience requirements as set forth in the regulations.

The Board approved a license for Filer after taking into consideration the cumulative experience Mr. Filer stated he had gained in installing "chain guard" alarm devices.

The vote of the Board was not unanimous and board member Clarence N. Short specifically requested that the record of the hearing indicate that he did not vote in favor of issuance of the license.

PRIVATE PROTECTIVE SERVICES BOARD MEETING

January 4, 1979

The regular monthly meeting of the Private Protective Services Board was held at 10:30 A.M., January 4, 1979, in Room 217 of the Bath Building, Raleigh, N. C.. All members of the Board were present.

The following applications were presented for consideration:

1. Charles Gifford Argenbright - Polygraph Intern - Approved
2. Michael Dean Barrett - Guard Dog Service - Action Deferred
3. Edward J. Brennan - Retail Shopping - Approved
4. Debra Corinne Duncan - (Trainee) - Approved
5. Mona H. Dzeskewicz - (Trainee) - Denied
6. Mack Elage Gibson - Guard & Patrolman - Approved
7. Heinz Gerhardt Grohman - Private Detective - Approved
8. Howard Michael Hampshire - Polygraph Intern - Approved
9. Wilmuth Ole Holmberg - Private Detective & Polygraph - Approved
10. Joseph Lemuel Hoyle - Central Station Alarm - Approved
11. James Lindo Jessup - Central Station Alarm - Approved
12. Kenneth Lee Kelley - Private Detective & Guard & P. - Approved
13. Alonzo Kenneth Kennedy - Private Detective & G & P. - Approved
14. Carole Lynn Long (Trainee) - Approved
15. Don Mark Lowers - Audio Stress - Approved
16. David Andrew Martin - (Trainee) - Approved
17. Lois E. Moore - Guard & Patrolman - Approved
18. Marvin Lee Morris, III, Polygraph - Approved
19. Charles D. Olson - Central Station Alarm - Approved
20. Gary Wilson Pardue - (Trainee) - Approved
21. Thomas Lamar Raynor - Private Detective - Approved
22. Harry Joseph Shane - (Trainee) & Guard & Patrolman - Approved
23. Larry Eugene Stafford, Polygraph - Approved
24. Donald Carleton Taylor - Retail Shopping - Approved
25. Larry Eugene Ward - Audio Stress - Approved
26. Gregory Wayne Williams - Polygraph Intern - Denied
27. Donald Harold Wilson - Audio Stress - Approved
28. Van William Workman - Central Station Alarm - Approved
(High School Diploma waived)
29. Lloyd William Wrightstone - Guard & Patrolman - Approved
30. Clyde Richard Pendergraph (Trainee) - Approved

A motion was made by Bob Davis and Ed Watson seconded same to grant guard registration to Raymond A. Parker.

Note: Mr. Parker's employer, Leonard Warner, advised the Board that the criminal charges on Mr. Parker were the result of a domestic problem between he and his wife.

The Board voted to hold a hearing on Harry Stegall at 9:30 A.M., on February 13, 1979.

The administrator advised the Board that a budget printout had not been received for the month of December and a budget report was not given.

A motion was made by Clarence Short and carried that Howard Michael Hampshire intern under a State Bureau of Investigation polygraph examiner.

G.S. 74C was discussed, changes made, and the Board instructed Tom Moffitt to introduce it to the legislature.

Reference the discussion on G.S. 74C, note should be taken that Gene Boyce advised that he had received information that the electrical contractors were going to fight their being included under 74C if they install alarm systems. A motion was made, seconded and carried, instructing Tom Moffitt to use his discretion in drafting legislation exempting licensed electricians from G.S. 74C.

APPROVED BY THE BOARD: Feb. 13 1979

* * * * *

The next meeting of the Board will be held at 2:00 P.M., February 13, 1979, in the Third Floor Conference Room of the Law Enforcement Center, Charlotte.

TENTATIVE AGENDA

9:30 A.M.	Stegall Hearing
2:00 P.M.	Board Meeting

NOTE: In the event the Stegall hearing is not finished on Tuesday, the Board Meeting will be held on February 14, 1979.

FILER HEARING

On Thursday, January 4, 1979, at 2:15 P.M., the Private Protective Services Board held a hearing on the application of James G. Filer who was previously denied a Central Station Alarm Service license on the grounds that he did not meet the experience requirements as set forth in the regulations.

The Board approved a license for Filer after taking into consideration the cumulative experience Mr. Filer stated he had gained in installing "chain guard" alarm devices.

The vote of the Board was not unanimous and board member Clarence N. Short specifically requested that the record of the hearing indicate that he did not vote in favor of issuance of the license.

Miriam

PRIVATE PROTECTIVE SERVICES BOARD MEETING

FEBRUARY 13, 1979

The regular monthly meeting of the Private Protective Services Board was held at 9:30 A.M., February 13, 1979, in the Third Floor Conference Room of the Law Enforcement Center, Charlotte, North Carolina.

In attendance were:

- Mr. Eugene Boyce, Chairman
- Mr. Ralph Brown, Member
- Mr. Julius Cauble, Member
- Mr. Bob Davis, Member
- Mr. Tom McDonald, Member
- Mr. Clarence Short, Member
- Mr. Ed Watson, Member
- Mr. Tom Moffitt, Assistant Attorney General and Board Attorney
- Mr. Jerry Adams, Past Administrator
- Mr. Roy Brown, Administrator

The following applications were presented for consideration:

- (1) Michael Dean Barrett - Guard Dog - Approved
- (2) Eli Rubin Capilouto - Central Station Alarm - Approved
- (3) Bradley Winston Carmichael - Central Station Alarm - Approved
- (4) Marion Monroe Cobb, Jr. - Private Detective Trainee Permit - Approved
- (5) Wade Henry Craven - Central Station Alarm - Approved
- (6) Jerry Douglas Dickinson - Central Station Alarm - Approved
- (7) Johnny Harrell Edwards - Private Detective Trainee Renewal - Approved
- (8) James Melvin Floyd - Private Detective Trainee Permit - Deferred
- (9) Janet Lynn Freeman - Private Detective Trainee Renewal - Approved
- (10) Joyce Horton Hayworth - Central Station Alarm - Denied
- (11) Joseph S. Henry - Private Detective Trainee - Deferred
- (12) Garland Laster Hicks - Private Detective Trainee Permit - Approved
- (13) William Lee Jonas - Private Detective - Denied
- (14) Annie Mae Leiby - Private Detective Trainee Permit - Approved
- (15) Melvin Tice Lohr - Central Station Alarm - Approved
- (16) Billy Ralph Long, Jr. - Private Detective Trainee Renewal - Approved
- (17) Allan Ray Marlett - Private Detective Trainee - Approved
- (18) David Andrew Martin - Audio Stress Examiner - Approved
- (19) Joseph Alexander Medlin, Jr. - Central Station Alarm - Approved
(Mr. Short, Mr. Brown, and Mr. Cauble voted no --- Chairman broke tie)
- (20) Leroy (NMN) Miller - Private Detective Trainee Renewal - Approved
- (21) Robert Paul Miller, Jr. - Guard and Patrol - Denied
- (22) Donald Ray Morgan - Guard and Patrol - Approved
- (23) John F. Page, II - Private Detective Trainee - Approved
- (24) L. B. Rosser - Polygraph Examiner's License - Approved
- (25) Donald Wellington Stahl - Private Detective - Approved
- (26) Willard Foye Strickland - Central Station Alarm License - Approved
(Mr. Brown and Mr. Short voted no)
- (27) James Richard Wheeler - Private Detective Trainee - Approved
- (28) Delmon Franklin Williamson, Jr. - Private Detective Trainee - Approved

The Budget Report for the period ending December 31, 1978 was presented to the Board and approved.

The approval of the Minutes of January 4, 1979, of the Private Protective Services Board Meeting was deferred and the Administrator was instructed to review the tapes of that Meeting for clarification of the discussion reference the electrical contractors exemption in proposed 74C, and present that information to the Board at the next regularly scheduled meeting.

The Board voted to hold a Hearing for Richard Eugene Elsener at 9:30 A.M., Friday, April 20, 1979, and a Hearing for Gregory Wayne Williams on Saturday, April 21, 1979, at 9:30 A.M.

Mr. Tom Moffitt gave the Board a Status Report on proposed Statute 74C.

Approval was given to the Administrator to investigate the feasibility of obtaining a Memory Capability Typing System for the Office.

A resolution was unanimously adopted to send a letter of commendation to the Attorney General and the Director of the State Bureau of Investigation commending Lead Agent Jerry F. Adams for the outstanding performance of his duties while assigned as Administrator of the Private Protective Services Board.

A resolution was adopted to send a letter to Lieutenant Governor Green advising him that the Private Protective Services Board concurred with Lieutenant Governor Green's judgment in requesting the resignation of Board Member Bob Davis. Voting for this resolution were Messrs. Brown, Cauble, McDonald, and Watson. No Board Member present voted in the negative. Board Member Clarence Short recorded an abstention.

The Administrator was instructed to cause investigation into A & A Dirt Bikes, Centec, and Skyline Telephone to determine if these companies were in violation of G.S. 74B, and to report the findings at the next meeting.

Several members of the North Carolina Alarm Association presented their objections to the limited exclusion of electrical contractors from the requirement of obtaining a Central Station Alarm License under proposed Statute 74C. At the conclusion of that presentation, the Board voted unanimously to strike that part of 74C-3 (a) (2), beginning with the words "Provided further, an electrical contractor...." and ending with the words "....under the provisions of this Chapter."

Approved by the Board:

March 30, 1979

* * * * *

The next Meeting of the Private Protective Services Board will be held at 1:30 P.M., Friday, March 30, 1979, at the Holiday Inn, Kill Devil Hills, North Carolina.

TENTATIVE AGENDA

1:30 P.M. Board Meeting

NOTE:

A printed transcript of the February 13, 1979 Private Protective Services Board Meeting has been prepared. Due to the prohibitive cost of reprinting, the transcript will not be sent to each individual member unless requested. This transcript will be made available for review to members at the March 30, 1979 Meeting, when the Board takes up the matter of the approval of the Minutes. The transcript does not include the Board discussion of individual license applicants.

RDB/bc

Miriam

PRIVATE PROTECTIVE SERVICES BOARD MEETING

MARCH 30, 1979

The regular monthly meeting of the North Carolina Private Protective Services Board was held at 1:30 P.M., Friday, March 30, 1979, in Room #313 of the Holiday Inn located at Kill Devil Hills, North Carolina.

In attendance were:

Mr. Tom McDonald, Vice-Chairman
Mr. Ralph Brown, Board Member
Mr. Julius Cauble, Board Member
Mr. Bob Davis, Board Member
Mr. Clarence Short, Board Member
Mr. Ed Watson, Board Member
Mr. Tom Moffitt, Board Attorney
Mr. Roy Brown, Board Administrator

The following applications were presented for consideration:

APPLICATIONS CONSIDERED

	<u>NAME OF APPLICANT</u>	<u>DISPOSITION</u>
4	1. William Hartwell Aiken	Approved
	2. John Anthony Alston	Approved
5	3. Craig Brady Atkins	Approved
	4. Eddie Tyree Atkins, Jr.	Approved
6	5. Terry David Barbee	Denied
	6. Ernest Franklin Bibus	Deferred*
7	7. Nathaniel Ellis Cannady, Jr.	Approved
	8. Carlisle Devonne Chambers	Deferred
8	9. Charles Scott Clendenin	Approved
	10. Walter Pool Cobb	Approved
9	11. Thomas Glenn Dodd	Approved
	12. Trelby Bumgarner Edwards	Approved
10	13. Joseph Overby Evans, Sr.	Approved
	14. Eustace Anthony Fernandez	Approved
11	15. James Melvin Floyd	Approved
	16. William Fetzner Friddle	Approved
12	17. Leslie Stanmore Fulmer, Jr.	Approved
	18. Bobby Allen Gibson	Denied**
13	19. Lawrence Graves	Approved
	20. Roy Wayne Grimes	Approved
14	21. Oliver Ford Helms, Jr.	Denied
	22. Donald Wilkins Herring	Approved
15	23. Brett Ian Holcomb	Denied
	24. Thomas Steven Huffstickler, Jr.	Approved
16	25. Albert Joseph LeCompte	Approved
	26. Marilyn Miller Lewis	Approved
17	27. Tonya Faye Marks	Approved
	28. Otis Reed Martin	Approved
18	29. Sammy Kaye Moore	Approved
	30. Jessie James Henry Moss	Approved
19	31. Paul Gregory McKee	Approved
	32. Laura Pamela O'Berry	Approved
20	33. William Joseph Penley	Approved
	34. Bennett Hamer Ray	Approved
21	35. Le Roy Thomas Runion, Sr.	Approved
	36. George Stewart Seger	Approved
22	37. Mary Ellen Shipman	Approved
	38. Elizabeth Walton Shipman	Approved
23	39. Charles Earl Smith	Approved

* Mr. Ralph Brown requested that the minutes reflect that he first made a motion that this application be denied.

** Vice-Chairman McDonald noted for the record that Mr. Short voted against denying this application

APPLICATIONS CONSIDERED

<u>NAME OF APPLICANT</u>	<u>DISPOSITION</u>
40. Harvey Lee Starr	Approved
41. Alfred Caldwell Warlick III	Approved*
42. Charles Edward Watkins	Approved
43. Marion Leon White	Approved
44. Linda Sharon Wilhelm	Approved
45. Daniel Earl Wilson	Approved
46. Rella Sharpe Wilson	Approved
47. Billy Franklin Young	Approved
48. Robert William Donesky	Approved**

TRAINEE RENEWALS

<u>NAME OF APPLICANT</u>	<u>DISPOSITION</u>
1. Darriel Ray Bolick	Renewed
2. Joseph Sterling Henry	Renewed
3. Charles Stevens Poteat	Renewed
4. Timothy Leon Shipman	Renewed
5. Leza Junior Thomasee	Renewed

* Approved trainee license only

** Approved pending proof of graduation and acceptability to the Administrator

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The Minutes of the January 4, 1979 Private Protective Services Board Meeting were approved as amended by the Administrator.

The Minutes of the February 13, 1979, Private Protective Services Board Meeting were approved.

The Budget Report for the period ending February 28, 1979, was presented to the Board and approved.

The Board offered a resolution requiring the Administrator to make the Budget Section of the Department of Justice aware that the Private Protective Services Board has authorized payment of any reasonable travel expense incurred by Agents assigned to the Board as an expense item of the Board.

Mr. Tom Moffitt gave the Board a Status Report on proposed Statute G. S. 74C.

The Administrator presented the results of investigations initiated into A & A Dirt Bikes of Charlotte, North Carolina; Skyline Telephone of West Jefferson, North Carolina; and Centel of Hickory, North Carolina. The Board's recommendations were that Skyline Telephone be notified of their need to obtain a Central Station Alarm License; that A & A Dirt Bikes continue to be closely monitored to determine their compliance with the law; and that no further action was needed reference Centel.

The Board voted to defer a question presented by Mr. Julian L. Sessoms reference his need for a Private Detective License.

The Board voted to allow the Administrator to obtain an IBM Mag Card I for the Office on a lease/purchase type agreement.

Authorization was given to the Administrator to allow the use of \$500.00 of expense money for three (3) meetings of a Committee of the North Carolina Polygraph Association, which is preparing an oral and written examination guideline for the licensing of Polygraph Operators.

The Board instructed the Administrator to inquire of Mr. Rodney Queen to determine if Mr. Queen is selling Central Station Alarm Franchises and equipment without notifying the purchaser of the requirements of G. S. 74B.

The Board voted to hold the regular monthly meeting for May on Monday, May 21, 1979, at 9:30 A.M., in Fayetteville, North Carolina.

Approved By the Board: _____

The next Meeting of the Private Protective Services Board will be held at 1:30 P.M., Friday, April 20, 1979, in Building #11 of the Law Enforcement Complex located on Old Garner Road, Raleigh, North Carolina.

TENTATIVE AGENDA

9:30 A.M. Hearing for Richard Eugene Elsener
1:30 P.M. Board Meeting

SATURDAY, APRIL 21, 1979

9:30 A.M. Hearing for Gregory Wayne Williams
 Hearing for Robert Paul Miller

NOTE:

A printed transcript of the March 30, 1979 Private Protective Services Board Meeting has been prepared. Due to the prohibitive cost of reprinting, the transcript will not be sent to each individual member unless specifically requested. This transcript will be made available for review to members at the April 20, 1979 Meeting, when the Board takes up the matter of the approval of the Minutes.

RDB/bc

PRIVATE PROTECTIVE SERVICES BOARD MEETING

APRIL 20, 1979

The regular monthly meeting of the North Carolina Private Protective Services Board was held at 3:30 P.M., on Friday, April 20, 1979, at the offices of the Private Protective Services Division of the North Carolina State Bureau of Investigation, Raleigh, North Carolina.

In attendance were:

Mr. Tom McDonald, Vice-Chairman
Mr. Ralph Brown, Board Member
Mr. Julius Cauble, Board Member
Mr. Bob Davis, Board Member
Mr. Clarence Short, Board Member
Mr. Haywood Starling, Board Member
Mr. Ed Watson, Board Member
Mr. Tom Moffitt, Board Attorney
Mr. Dan McLawhorn, Board Attorney
Mr. Roy Brown, Board Administrator

The following applications were presented for consideration:

[THEREUPON, THE BOARD WENT INTO
 CLOSED SESSION TO REVIEW APPLICATIONS
 FOR LICENSES. THE FOLLOWING APPLICATIONS
 WERE REVIEWED AND DISPOSED OF ACCORDINGLY.]

NAME OF APPLICANT

DISPOSITION

Jerry Franklin Abernethy	Approved
Garland Frank Amos, Jr.	Approved
Paul L. Banks, Jr.	Denied due to lack of experience
Douglas Charles Berner	Approved
Ernest Franklin Bibus	Approved*
Brenda Place Burns	Approved
Carlyle Devonne Chambers	Private detective denied Polygraph intern approved
Clyde Robert Cook, Jr.	Approved
William Eldridge Haney	Approved
Sidney Allen Hart	Deferred till personal interview
Charles Keith Hatcher	Approved
Alva Stewart Mallard, Jr.	Approved with Administrator to designate local supervisor
Blythe Hilton Noe, Jr.	Approved
Carl Albert Perkins	Approved
Susan T. Brown-Perkins	Approved
Herlie Francis Powers	Approved
Eugene Robert Schuler	Deferred till complete records received
Russell Keith Smith	Approved
John Henry Swaim	Approved
Lawrence Huff Taylor, Jr.	Approved

TRAINEE RENEWALS

James Chavis, Jr.	Renewed
James Best Little	Renewed

* Mr. Ralph Brown requested that the record reflect that he voted against approving Mr. Bibus' license.

MR. CAUBLE: I make a motion we adjourn.

The Minutes of the March 30, 1979 Private Protective Services Board Meeting were approved.

The Budget Report for the period ending April 19, 1979, was presented to the Board.

Mr. Tom Moffitt reported to the Board on a memorandum received from Governor Hunt reference the expenses incurred by the Board and his program to discourage exhorbitant expenses.

Mr. Dan McLawhorn gave the Board a report on proposed Statute G.S. 74C.

The Board instructed the Administrator to send a letter to Mr. Julian C. Sessoms advising him that it was Board consensus that he would need a Private Investigator's License to operate in the manner described in his letter.

The Administrator presented the Board a letter from Mr. Ken Marsh of Rankin Security Corporation supporting the proposed new Statute.

A request was made by the Administrator, and Board agreement received, not to hold a Board Meeting from July 19 to August 11, 1979, inclusive due to the Administrator having been granted annual leave on those dates.

The Board was made aware of the assignment of Special Agent Michael Wayne Bridgers to the Private Protective Services Division of the State Bureau of Investigation.

The Board voted to have the Administrator approve the guard registration of Mr. Michael Herndon if no other record than that of writing worthless checks appeared on his criminal history check.

The Board voted to hold the regular monthly meeting for June on Tuesday, June 26, 1979, at the Private Protective Services Offices at 10:00 A.M.

Approved by the Board:

May 21, 1979

The next meeting of the Private Protective Services Board will be held at The Law Enforcement Center, Fayetteville, North Carolina on Monday, May 21, 1979, at 9:30 A.M.

TENTATIVE AGENDA

9:30 A.M. Board Meeting
1:30 P.M. Hearing for Mrs. Joyce Horton Hayworth

NOTE:

A printed transcript of this Private Protective Services Board Meeting has been prepared. Due to the prohibitive cost of reprinting, the transcript will not be sent to each individual member unless specifically requested. This transcript will be made available for review to members at the next Meeting, when the Board takes up the matter of the approval of the Minutes.

RDB/bc

Miriam

PRIVATE PROTECTIVE SERVICES BOARD MEETING

MAY 21, 1979

The regular monthly meeting of the North Carolina Private Protective Services Board was held at 9:30 A.M., on Monday, May 21, 1979, at the Law Enforcement Center, Fayetteville, North Carolina.

In attendance were:

Mr. Tom McDonald, Vice-Chairman
Mr. Ralph Brown, Board Member
Mr. Julius Cauble, Board Member
Mr. Bob Davis, Board Member
Mr. Clarence Short, Board Member
Mr. Ed Watson, Board Member
Mr. Roy Brown, Administrator
Mr. Dan McLawhorn, Board Attorney

The following applications were presented for consideration:

1
2 APPLICATIONS WERE REVIEWED AND DISPOSED OF
3 ACCORDINGLY.]
4

<u>NAME OF APPLICANT</u>	<u>DISPOSITION</u>
Edward J. Brennan Jeffrey Ralph Briner Samuel Louis Brown	Deferred Approved Denied due to past criminal history
Carlyle Devonne Chambers William Kenneth Edwards	Approved Denied due to lack of registration
Lawrence Graves Sidney Allen Hart	Approved (Disposed of later in the meeting.)
Virginia Mims Heglar	Deferred until interview with the Board
Jimmie (NMN) Hoard Donnon Robert Jefferson Robert Francis Kello, Jr. Lester William Moody Arnold Mack Pettigrew Thomas R. Pullen Robert Eugene Robbins	Approved Approved Approved Approved Approved Denied due to lack of experience
Eugene Robert Schuler Shelton Benjamin Stevens Robert Eugene Tanner	Approved Approved Deferred due to consumer protection matter
Leza Junior Thomasee Leamon D. Warren	Approved Approved

21
22 VICE-CHAIRMAN McDONALD: We are ready now for Mr. Hart.

23 ADMINISTRATOR: Do you want a little background on him?

24 VICE-CHAIRMAN McDONALD: Uh-huh. (Yes.)

25 ADMINISTRATOR: Mr. William Sidney Hart was requested to be

The minutes of the April 20, 1979 Private Protective Services Board Meeting were approved.

The Budget Report for the period ending May 20, 1979 was presented to the Board.

Mr. Dan McLawhorn gave the Board a report on proposed Statute 74C.

The Board voted to allow Mr. Steve Hobson to operate Sonitrol of Raleigh for a period of thirty (30) days while the paperwork was completed for proper licensing.

The Board interviewed William Sidney Hart of Winston-Salem, North Carolina. Subsequent to that interview, the Board voted to have the Attorney General review Mr. Hart's statement and determine whether or not an investigation of National Security of Forsyth County was warranted.

The Board voted to have the Administrator send a letter to Mr. Steven Koloditch advising him to cease operating his Central Station Alarm business until he obtains a license.

The Board voted to have the Administrator send a letter to Mr. Norman Kent Robinson of Stroup Security in Charlotte, North Carolina advising him to cease operation until he obtains proper license.

The Board voted to hold hearings for Paul L. Banks, Jr., and Terry David Barbee on Monday, June 25, 1979, at 7:00 P.M., in Building #9, Law Enforcement Complex, Raleigh, North Carolina.

An interview was conducted with Bennett H. Ray of Fayetteville, North Carolina. The Board voted to verbally reprimand Mr. Ray for bad managerial practices and to issue him his license. Further, testimony was taken from Mr. Ray concerning his allegations that the Sheriff's Department of Cumberland County was operating private security in violation of General Statute 74B. The Board voted to have the Attorney General review Mr. Ray's testimony and determine whether an investigation was warranted.

Mr. Julius Cauble requested that every Board Member be issued a telephone credit card for the purpose of transacting Board business and placed this request in the form of a motion.

Discussion was held in the matter. Vice Chairman McDonald asked the Administrator to ascertain if any other Regulatory Boards in this State were issued telephone credit cards.

The motion was not seconded and it was decided that the matter would be brought up again at the next Meeting.

The Board voted to hold the regular monthly meeting for June on Tuesday, June 26, 1979, in Building #9 of the Law Enforcement Complex located on Old Garner Road, Raleigh, North Carolina.

Approved by the Board

June 26, 1979

TENTATIVE AGENDA

Monday, June 25, 1979

7:00 P.M. Hearings for Paul L. Banks, Jr., and Terry David Barbee

Tuesday, June 26, 1979

10:00 A.M. Board Meeting

1:30 P.M. Hearing for Robert Paul Miller, Jr.

NOTE: A printed transcript of this Private Protective Services Board Meeting has been prepared. Due to the prohibitive cost of reprinting, the transcript will not be sent to each individual member unless specifically requested. This transcript will be made available for review to members at the next Meeting, when the Board takes up the matter of the approval of the Minutes.

RDE/bc

PRIVATE PROTECTIVE SERVICES BOARD MEETING

August 20, 1979

(Condensed Minutes)

The Private Protective Services Board met in the Conference Room of the Attorney General's office on Monday, August 20, 1979. The Board elected member Eugene Boyce as its new chairman and member Clarence Short as vice-chairman.

The matter of several committee appointments was addressed and the committee assignments made. (Note: A complete list of all committee assignments will be forwarded to each member as soon as the full transcript of minutes is prepared.)

An emergency rule was adopted which increased the initial application fee by \$10.00, increased the registration fee by \$5.00, and initiated a \$10.00 renewal registration fee.

The Board initiated an applicant screening committee to review applications prior to Board meetings and make recommendations to the full Board concerning new applicants.

The next Board meeting was set for September 6, through September 8, 1979, to begin at 6:00 P.M. on the sixth, and end, not later than, 12:00 Noon on the eighth. The meeting will be held in the Southern Pines area.

The Board designated members Clarence Short and Clyde Burnett as Hearing Officers to hear matters of license denial reference Mr. Elmer B. Smith, Mr. Stephen Koloditch and Mr. Ceasar Corbett, Jr.. These hearings will be held in Charlotte, N. C., on Saturday, September 22, 1979.

The Board authorized the Administrator to send each licensee a copy of the Attorney General's opinion on concealed weapons and a letter advising all licensees that no provision was made in the new law concerning Private Protective Services licensees and concealed weapons are illegal in the State.

NORTH CAROLINA DEPARTMENT OF JUSTICE
PRIVATE PROTECTIVE SERVICES BOARD
BOARD MEETING

I N A T T E N D A N C E

Eugene Boyce, Chairman
Clarence Short, Vice-Chairman
Ralph Brown, Member
Clyde Burnett, Member
Albert Sorrells, Member
Haywood Starling, Member
Clarence Taylor, Member
Ed Watson, Member
Roy Brown, Administrator
Dan McLawhorn, Attorney

At Raleigh, North Carolina
August 20, 1979
2:30 p.m.

Reported by: Faye Stevens
2806 Overbrook Drive
Raleigh, North Carolina 27608
919/782-5526

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2 CHAIRMAN BOYCE: If there is no objection, I will go ahead
3 and call the meeting to order and suggest that
4 probably the best way to proceed will be according
5 to the written agenda which Roy Brown is now putting
6 in front of you. And, the first matter of business
7 on the agenda will be the election of Board Chair-
8 man; and I would suggest the election, also, of a
9 Vice-Chairman, as well. We'll take care of that
10 bit of housekeeping and move along.

11 The meeting having been called to order and
12 there being full attendance, the floor is now open
13 for nominations for the position of Chairman of
14 the Private Protective Services Board.

15 MR. SHORT: I nominate Eugene Boyce.

16 MR. BROWN: Need a second?

17 CHAIRMAN BOYCE: It's not necessary.

18 Nominations for Chairman?

19 MR. BROWN: I move that nominations be closed.

20 MR. SHORT: Second.

21 CHAIRMAN BOYCE: Without objection, the Chair will declare
22 that there are no further nominations. Nominations
23 are closed. If you would like to proceed with
24 discussion, I suppose it would be appropriate for
25 me to retire from the room.

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2 MR. BROWN: Motion that it be accepted unanimously.

3 MR. WATSON: I second it.

4 CHAIRMAN BOYCE: Motion is to accept the nomination,
5 electing by acclamation, and the second of that
6 motion. Is there any discussion? If not, all in
7 favor, say "aye."

8 [THEREUPON, "AYES" WERE HEARD.]

9 CHAIRMAN BOYCE: Opposed, say "no."

10 [THEREUPON, NO "NOS" WERE HEARD.]

11 CHAIRMAN BOYCE: Thank you.

12 The next appropriate bit of business would
13 be to elect a vice-chairman. I certainly hope you
14 don't have to use the vice-chairman as much as I
15 did for the past five months, but that was, I think,
16 for me unusual circumstances to have been gone
17 for so long, when I'm usually fairly close to
18 Raleigh. But, it is an important position; and the
19 floor is now open for the nominations for the
20 position of vice-chairman.

21 MR. STARLING: Mr. Chairman, I nominate Clarence Short.

22 CHAIRMAN BOYCE: Mr. Short has been nominated.

23 MR. WATSON: I second it.

24 CHAIRMAN BOYCE: And, seconded. Any further nominations?

25 MR. BROWN: Move that it be closed.

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2 CHAIRMAN BOYCE: Without objections, the nominations are
3 closed. The Chair will entertain a motion that
4 Mr. Short be elected by acclamation.

5 MR. BROWN: So moved.

6 MR. WATSON: So moved.

7 CHAIRMAN BOYCE: Moved and seconded. Any discussion?
8 If not, all in favor of that motion, please say
9 "aye."

10 [THEREUPON, "AYES" WERE HEARD.]

11 CHAIRMAN BOYCE: Opposed, say "no."

12 [THEREUPON, NO "NOS" WERE HEARD.]

13 CHAIRMAN BOYCE: Thank you very much. Congratulations,
14 Mr. Short.

15 The next item on the agenda is the matter of
16 committee appointments. Mr. Brown, would you tell
17 us what we have coming up so the Chair and the
18 Board can consider appropriate appointments?

19 ADMINISTRATOR: We have a situation, of course, where we
20 have a new law; and prepared for you already, have
21 been copies of the new law. They will be sent to
22 you within---by this afternoon. However, I am
23 preparing for you a notebook, similar to the one
24 I have here. It will be exactly like the one I
25 have here, with the law in a laminated state so you

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2 can do a little bit more work with it, without
3 tearing it up. That's because we're going to have
4 so much work to do. We have a situation where
5 we've got the new law, and we need to make some
6 Rules and Regulations that are appropriate and
7 within the guidelines as set by that law.

8 To do this, we are going to need some committees
9 to work on specific areas. My suggestion is that
10 you divide yourself into specific areas of your
11 expertise, as it pertains to the private protective
12 services industry. And, then, we'll make some
13 proposals of the committee recommendations to the
14 Board and try to get a new set of Rules and
15 Regulations, with as little wasted time as possible.
16 These things are a little lengthy in time. We have
17 to give thirty-days notice of public hearings and
18 that sort of thing. So, we really need to get
19 busy on that, as quickly as possible. That's just
20 the gist of what we need to begin.

21 CHAIRMAN BOYCE: What would you suggest the area of work
22 for the committees? We need somebody to really
23 concentrate on the area of burglar alarms?

24 ADMINISTRATOR: Burglar alarms---

25 CHAIRMAN BOYCE: Do you think we need private detectives?

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2 ADMINISTRATOR: Private detectives and counterintelligence,
3 we could lump together; because those are two very
4 similar industries. The armored car services, guard
5 and patrol services, and those types of services,
6 we can all lump together, too. They are very
7 similar in nature and in requirements. So, those,
8 basically, are the areas that I think we need to
9 divide up into. I think some of the---

10 CHAIRMAN BOYCE: What about polygraph?

11 ADMINISTRATOR: Burglar alarm and---

12 CHAIRMAN BOYCE: Burglar alarm would be a separate one?

13 ADMINISTRATOR: Right.

14 The polygraph is lumped in our law here as
15 a detection of deception examiner. So, we would
16 need some input for polygraph operators or poly-
17 graphers as well as PSE operators. That is a viable
18 group. It could be included in another, but it's
19 a viable, separate group. There has been some
20 discussion by some of the board members for some
21 other committees that they may want to bring up,
22 but those are ones that are on my mind now.

23 CHAIRMAN BOYCE: All right. Let's have a little discussion
24 on that. If anybody has any ideas, we'd like to
25 hear them.

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2 MR. WATSON: I'd like to see a budget or finance committee
3 in there somewhere, primarily to let the Board
4 know down the line what cost it can expect to run
5 into; because we are going to have to raise some
6 fees along the way. And, right now, we're going
7 to be clipped \$8.25 for each fingerprint card
8 and that's really going to eat into us. I think
9 we're going to be in trouble if you don't watch
10 the money and find out where it's coming from.

11 MR. STARLING: I agree.

12 CHAIRMAN BOYCE: Let me raise a question about that. Do
13 you foresee that particular committee being in
14 operation as far as rule changes are concerned or
15 the adoption of the rules under the new Act or do
16 you have that in mind as a more or less permanent,
17 ongoing committee?

18 MR. WATSON: I would say an ongoing committee. I think it
19 will be important in days to come. Right now, I
20 think we're going to have to do something on a
21 temporary basis, for we can't wait for that committee.

22 CHAIRMAN BOYCE: Thank you, Ed.

23 Does anyone have any suggestions of the possible
24 establishment of any committee other than the three
25 that Roy suggested, the three areas? And, I'm

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2 thinking now specifically in terms with some---in
3 the very immediate future, some work on new
4 Regulations. We have the private detectives-
5 counterintelligence areas lumped together. The
6 burglar alarm is a category for specific regulations
7 and considerations. And, the guard and patrol and
8 the allied activities along those lines.

9 ADMINISTRATOR: You might consider one more, Mr. Chairman.

10 We have a lot of work to do on the firearms.

11 CHAIRMAN BOYCE: Concealed weapons?

12 ADMINISTRATOR: Just a weapons law, and we will need some
13 work done there. So, we may want a committee to
14 do that. This Board is going to have to decide
15 what training requirements, etc., are going to be
16 required, and who is going to be responsible, and
17 how the responsibility falls and so forth. So,
18 we need a committee, maybe, to look into that, also.

19 MR. McLAWHORN: I also think that you're going to find that
20 a lot of people are concerned about this liability
21 insurance requirement; and it may be that you'll
22 want to appoint an individual or a group to begin
23 negotiating with the companies to find out what
24 coverage at what price may be available.

25 MR. BROWN: That's very important, Dan; because I've had a

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2 lot of contact up there already.

3 MR. McLAWHORN: I've already contacted a few agents that
4 I knew were in this business that might be able to
5 provide the coverage, to see if they could get it
6 brought into the state.

7 MR. STARLING: Mr. Chairman, to expedite the appointment
8 of the committees, it might be good, if I could
9 offer a suggestion, that we ask a person who would
10 be interested in serving on each of these committees.

11 CHAIRMAN BOYCE: Well, that would certainly be helpful
12 to the the Chairman; because, you new gentlemen,
13 I'm just not familiar enough with your backgrounds
14 to know your area of interest and expertise. And,
15 we want to make certain that you get very involved,
16 as of now. We have some of the old, carry-over
17 board members that have some experience in trying
18 to adopt appropriate regulations; and it is, indeed,
19 a difficult job. You'll find yourself with
20 amendments to amendments to amendments.

21 Let me see about a couple of areas here, for
22 example, in the burglar alarm area.

23 MR. BROWN: I'll be glad to work on that.

24 CHAIRMAN BOYCE: Would you, Ralph?

25 MR. BROWN: I sure would.

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2 CHAIRMAN BOYCE: How about guard and patrol, Ed?

3 MR. WATSON: Yes, sir. I want to.

4 CHAIRMAN BOYCE: And, in the private detective/counter-
5 intelligence area?

6 MR. SHORT: I will serve on that committee.

7 MR. BROWN: Now, I'll be glad to help with any other one,
8 too; but I'd like to---

9 CHAIRMAN BOYCE: All right. If I can get one person to
10 sort of carry the ball for each of these areas---
11 and, in the---I know there are a number of us who
12 are nonlicensees, and those of you who are not
13 licensees have expertise in particular areas of
14 business, I'm sure. And, the area of weapons is
15 a bit specialized. I think I'll skip over that
16 for the time being, unless maybe we could talk
17 Mr. Starling into---

18 MR. STARLING: I'll be glad to serve on that committee.

19 CHAIRMAN BOYCE: ---working with us in that area. Would
20 you sort of---Haywood, if you'd kind of crack the
21 whip in that area---We're all, really, going to
22 be members of every committee; but we do need some
23 emphasis and some immediate action in some of these
24 areas and some immediate recommendations.

25 The two areas that are left sort of go together,

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2 maybe; but maybe we could split them up and maybe
3 one of you new members of the Board could take a
4 crack at helping us out and get involved on the
5 matter of insurance coverage. That's rather
6 specialized and Roy and Dan have already made a
7 little bit of a start on that. Is there any of
8 you new gentlemen---

9 MR. BROWN: I'll be glad to help with it, Gene; because
10 I'm definitely interested in that end of it.

11 MR. SHORT: I already have some information on it, if
12 anybody wants it.

13 CHAIRMAN BOYCE: The other committee that we're going to
14 have available is the one with respect to the
15 budget and finance. If we could get---

16 MR. WATSON: I'd like to be part of that.

17 CHAIRMAN BOYCE: ---the newer---one of the newer members
18 to agree to be the committee chairman for those.

19 MR. BURNETT: I'll get into that.

20 CHAIRMAN BOYCE: Which one would you think you'd be most
21 interested in?

22 MR. BURNETT: In budget.

23 CHAIRMAN BOYCE: In budget and finance? Okay. All right.
24 That will be great.

25 And, who were the older members that said they

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had an interest in that area? Ed, you do.

MR. SHORT: I do.

CHAIRMAN BOYCE: And, Clarence, right close to home can help you.

The other area, in insurance coverage, which we need somebody that we can funnel all this information into that the other members have and that Mr. McLawhorn and Mr. Brown can work with---

MR. STARLING: Mr. Chairman, I'd be glad to take it; but I don't want to---You know, if somebody else would take it, good; and if they will not, I'd be happy to try it.

MR. SORRELLS: I'll help Mr. Starling on that.

CHAIRMAN BOYCE: Well, if you would, Mr. Starling, let me put you down for that; and if you could work with him and kind of get your feet wet a little bit, that would be great.

MR. SORRELLS: Right, anything.

MR. SHORT: I'll give you some information, Haywood.

MR. STARLING: All right. Thank you.

CHAIRMAN BOYCE: With you all's permission, I'll just make you all co-chairmen of that; and you kind of be the number one co-chairman and let Albert be the number two co-chairman. Like I say, we are

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2 really all members of all of these committees
3 until we get it done.

4 All right. Thank you very much. Roy, do
5 you have any other comments on committee appoint-
6 ments?

7 ADMINISTRATOR: No, I don't have anything else.

8 CHAIRMAN BOYCE: When do you think the Board can expect
9 to---Do you think we'll have these books---

10 ADMINISTRATOR: You'll have a copy of the law in the mail
11 this afternoon, for those that do not have it.
12 Now, the book, itself, may not be prepared until
13 our next meeting; but it will be the same thing,
14 only laminated. We had so much trouble last time
15 losing it and so forth---

16 CHAIRMAN BOYCE: I urge you all, when you get the copy
17 of the new statute to---It's as dull reading as
18 you'll ever find, but I think you'll find it very
19 interesting once the problems start coming before
20 the Board. You will be quite surprised at how
21 many problems can arise over one word or one phrase.
22 So, I urge you to take an evening off or a weekend
23 off and read through there and make your own out-
24 line and underline in red ink and green ink and
25 everything else. I think when you come back for

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2 the board meeting, you'll have a working acquaintance
3 with the new law.

4 The third item on the agenda is a matter which
5 Mr. Brown needs to call to our attention. It
6 concerns the consideration and proposed adoption
7 of emergency rules and regulations. We have a
8 couple of things that simply cannot wait formal
9 board action, and there are provisions under the
10 Administrative Procedures Act by which this Board,
11 as other State boards, do have the authority to
12 consider matters that are of extreme emergency.

13 ADMINISTRATOR: I will defer momentarily to Dan McLawhorn
14 for some comments. But, I would like to say this:
15 The North Carolina Legislature, at its last session,
16 passed a law, which simply put, states that we
17 must---any private agency must pay the identification
18 section of the State Bureau of Investigation a
19 reasonable fee for processing of fingerprints. It
20 does specifically exclude those areas of identifi-
21 cation dealing with the criminal justice system;
22 but since this is a private security sector, we
23 fall into the group. A reasonable fee was set at
24 \$8.25. We have been charging \$10 for registration
25 of guards and the people who are burglar alarm

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2 installers, and we have been using the entire \$10
3 to defray the cost of the operation of the Private
4 Protective Services Board and my offices and so
5 forth. As you can see, from the simple mathematics,
6 at paying them now \$8.25 per card from that \$10,
7 we now, instead of making \$10 for those cards to
8 offset and defray costs, we have \$1.75 for each
9 individual to offset and defray costs. We are,
10 quite frankly, going to go in the hole in the near
11 future if we don't have a turnaround.

12 For example, last month, during the month of
13 July, 1979, the ID section processed for our unit
14 five hundred and ninety-six fingerprint cards, at
15 a cost per card of \$8.25, meaning we paid that section
16 \$4,917. We would normally have gotten \$5,960
17 dollars of that; but, unfortunately, you see the
18 mathematics shows that we didn't do quite so well.
19 So, what we are proposing here today is a change
20 which is allowable under the new statute which would
21 raise the fees to offset this cost. Dan, I would
22 like for you to explain, if you would.

23 MR. McLAWHORN: As the Regulation is drafted, it has the
24 new maximum fees allowed. Now, I don't know that
25 you'll want to go that high with the fees; but I

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2 drafted it that way and we can reduce it down to
3 some intermediate level, if you choose to do that.
4 Some of the figures Roy has shown you are very
5 significant. I think we all anticipated this and
6 knew we would have this interim period when we
7 would not be able to collect it, because we wouldn't
8 have a board fully appointed or sworn in.

9 I think a second important aspect for you to
10 realize about this is this emergency regulation
11 is only good for a hundred and twenty days. In the
12 next ninety days, if you adopt it today in some
13 form, you must reconsider it. We have to give a
14 thirty-day notice of public hearing before we
15 adopt a regulation on a non-emergency basis. So,
16 we really have about three months in which we can
17 gauge this problem and the revenues coming in
18 from whatever fees you set today, if they are
19 increased.

20 There is a second aspect to this that I'd
21 urge you to consider and that is, in your meetings,
22 while I've worked with you, I think you've had to
23 debate the issue very often of whether or not you're
24 going to actively police the industry and what does
25 it cost to do that and how many SBI agents are

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2 necessary to do that for the Board. We've been
3 in a situation for quite a while now, where we've
4 realized we basically had enough agents to review
5 the applicants, to investigate the cases that came
6 to our attention, but not to actively police the
7 industry. This may be a second consideration you
8 want to give, in whether you want to raise all
9 the fees or just part of the fees. I don't think
10 that's a decision you necessarily have to make
11 today. You may make it when you reevaluate this
12 emergency regulation when you adopt the permanent
13 regulation to do the same thing. Maybe you will
14 want to accumulate some information through Roy's
15 office with some raised fees and not all of them
16 raised. But, I think that's an important issue
17 the Board does need to address eventually on fees.

18 ADMINISTRATOR: Well, this Board is currently one of the
19 few that has---the only one in the State of North
20 Carolina that does not operate at a deficit and,
21 of course, as you're well aware, does not use the
22 taxpayers' money. The Sunset Commission was very---
23 smiled upon us very favorably because of that,
24 because of the fact that we did not use State money.
25 We have a surplus. We are allowed to maintain a

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2 surplus because of the unique nature of our funding.
3 If the consideration should be given to letting
4 the State or trying to get the State to offset some
5 of these funds, quite simply, I think we can kiss
6 our surplus at the end of the year goodbye. It will,
7 I think, automatically remain in the general fund.
8 We do have some surplus now. It will not last long
9 at the current rate.

10 MR. McLAWHORN: I think we have another high cost that we
11 have to anticipate. There are two factors here with
12 the guards that you need to consider. First of all,
13 the new Statute allows their registration to be
14 good for two years without regard to where they
15 work. Under the old Statute, you know, they re-
16 registered every time they changed jobs; and we
17 collected \$10 every time they changed jobs. That
18 will not be the case. So, we will have fewer
19 people registering. But, initially, we are going
20 to have more because the nuclear security people
21 have to register. Is that correct?

22 ADMINISTRATOR: All of the people who are---They don't
23 necessarily have to register as guards. We're
24 going to have a lot of firearms registration.
25 There is a question in my mind now as to whether

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2 they have to register as guards to get the firearms
3 permit or not. It's a possibility.

4 MR. WATSON: There are not all that many nuclear guards,
5 though.

6 ADMINISTRATOR: No. There are not that many. There are
7 not that many bank guards and those types of people
8 who are going to need to carry firearms.

9 I don't think we're going to have enough there
10 to defray the cost that we're going to have, and
11 we have to understand that, due to the law---due
12 to some of the things that it requires---it does
13 require an extra expenditure. For example, we have
14 already tentatively purchased a laminating machine
15 to allow the office to laminate these ID cards
16 and firearms cards. We've bought it. We haven't
17 paid for it yet, because you guys haven't met and
18 told me I could pay for it. But, we've bought it;
19 and I hope I don't have to pay for it. The law
20 said we changed July 1, so we were put in a position
21 of whether we could wait until December to do some-
22 thing or do it now. So, we went ahead and did it.

23 But, these are initial costs that are going
24 to come out of our budget somehow. And, what I
25 don't want to do is go back to the Legislature the

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2 next time or two times from now and say, "Hey,
3 we're operating in the red." I want them to see
4 that this section is operating in the black. At
5 the same time, I don't want to put an undue burden
6 on the industry so that the small man or little
7 man out there cannot survive. I think he has to
8 remember that a lot of these things are tax write-
9 offs. He can get a break there, anyway. So, that's
10 my position.

11 CHAIRMAN BOYCE: Is this the recommended emergency
12 regulation?

13 MR. McLAWHORN: I've written it up at the maximum fees.
14 Now, it may be that the Board wants to consider
15 less than the maximum increase that the new Statute
16 allows.

17 CHAIRMAN BOYCE: Okay. You have before you a suggested
18 regulation. The figures stated therein are as
19 much as we could possibly charge. So, consider
20 it from that standpoint.

21 MR. BROWN: For the new Board members, could we tell
22 them what they are now?

23 MR. McLAWHORN: Right. I think I would want---If you
24 don't mind running them down, you may recall them
25 better than I.

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2 ADMINISTRATOR: All right. It's a fifty-dollar-non-
3 refundable-initial application fee as it currently
4 stands. It's a two-hundred-dollar fee for a new
5 or renewal license. It is currently a fifty-dollar
6 fee for a new or renewal trainee permit. It is
7 still a twenty-five-dollar additional fee for
8 each additional license. That did not change.
9 There is a ten-dollar-nonrefundable-initial
10 registration fee for employees providing security
11 services, as opposed to the fifteen. The ten-
12 dollar renewal registration fee does not currently
13 exist. That's a new fee. There is a current
14 one-hundred-dollar-late renewal fee, in addition
15 to the license renewal fee. That has not changed.

16 So, the ones that are changing are Number One,
17 from fifty to seventy-five dollars; Number Two,
18 from two hundred to two hundred and fifty dollars;
19 Number Three, from fifty to seventy-five dollars;
20 and Number Five, from ten to fifteen dollars.

21 MR. McLAWHORN: Number Six, is new; but it would not apply
22 to anybody for two years, would it? They'd be
23 getting their initial registration---

24 ADMINISTRATOR: That's correct. They will all get an
25 initial registration.

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2 MR. SHORT: Mr. Chairman, it would seem to me that the
3 problem at the moment is that the identification
4 section has started charging us for something that
5 we have not been charged with before. The problem
6 seems to exist mostly with the initial checking
7 of fingerprint cards, when the application is first
8 made, for any kind of license and, of course, an
9 ongoing problem of registration of guards. This
10 particular emergency measure asks for an increase
11 to fifteen dollars on the initial registration fee
12 for the guards. It would seem to me, realistically,
13 that that is a five-dollar increase on what we are
14 now charging for that same service. That being
15 the case, it would seem to me that, from an emergency
16 measure standpoint, it would be more in line to
17 increase the initial registration application fee
18 from fifty dollars to fifty-five dollars; leave
19 the two-hundred-dollar renewal fee that we have
20 now for the renewal of license; leave the fifty-
21 dollar renewal fee for trainee permits---of course,
22 when that initial trainee permit is made, it will
23 be fifty-five dollars---leave the twenty-five
24 dollars for additional license; make the change of
25 fifteen dollars for the guard registration; and

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2 the ten-dollar-renewal fee for the guard registration
3 and the hundred-dollar late renewal which we have
4 now. I see absolutely no---I can't make it make
5 sense to go to the maximum on these licenses at
6 this moment to cover an eight-dollar-and-twenty-
7 five-cents fee that we're going to be having to pay.
8 I realize it's a problem. But, for instance, on
9 the two-hundred-dollar license fee, say, for a
10 private investigator, let's take year one. Year
11 one, that private investigator would pay two hundred
12 and fifty-five dollars for his license. Year three,
13 he pays two hundred dollars to get his license
14 renewed. That initial check is not made again. If
15 he's been behaving himself, we don't do anything
16 for the two hundred dollars. So, what I'm saying
17 is, why go to two hundred and fifty dollars to cover
18 something that, to me, is already covered.

19 MR. McLAWHORN: Well, at that rate, you're committing
20 yourself to losing three dollars and a quarter from
21 your current revenues on each one that you've
22 suggested because it costs eight dollars and a
23 quarter to have them processed. You can't get but
24 fifteen for the guards which, of course, is the bulk
25 of the ones that we process.

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MR. SHORT: I don't follow that.

ADMINISTRATOR: Well, what he's saying is, the initial application fee---You're talking about raising it to fifty-five dollars, and we have a card check done on any initial application. So, we will be losing three dollars and a quarter there, from the fifty that we currently charge.

On the guard, if you raise it to fifteen dollars---and we're still losing the eight dollars and a quarter---we'll still be losing three dollars and a quarter. So, you commit yourself in those two categories to lose three dollars and a quarter per application and per registration application. That's all you're doing.

I might make a statement---As I understand it, there has been no fee change or raise in the fees by the Board since 1974. Is that correct? So, this will be the first one. I'm not saying that justifies it, but either they were exorbitant to begin with or we've weathered inflation pretty well up to this point.

MR. WATSON: Well, one of the things that concerns me greatly is, once again, I don't know at this time, you know, when you're going to put a two-year renewal,

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2 for example, on guard fees into effect. If we
3 do that on people who have been registered for two
4 years or longer any time soon, that's going to make
5 a fair difference that, perhaps, will more than
6 makeup for any transfers now from one company to
7 another, where they've had to be reregistered and
8 will not now have to be.

9 ADMINISTRATOR: I don't think at this time that we know
10 whether or not we're going to use---In other words,
11 for guard registration, a guard who is currently
12 employed---I think it's this Board's decision as
13 to whether, when we start this process, that guard
14 becomes a guard all over again, as it were---gets
15 his initial registration then and it goes for two
16 years---or whether he has to renew, as you said.
17 If so, then, this Board, I think, is probably
18 going to have to make up its mind, does that ten
19 dollars of his initial registration cover what
20 he's doing now. If so, we're going to lose "X"
21 amount of money for each one of those that is
22 currently employed.

23 I think the section is going to have to absorb
24 a rather large monetary loss. I don't think we need
25 to worry about having a surplus so much, but we

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2 certainly have got to worry about going in the red.
3 I think your budget committee is an excellent idea.
4 But, what we're trying to do now is make a stop-
5 gap measure.

6 MR. WATSON: In this period of ninety days, can we get
7 some sort of fixed---perhaps, from meeting to
8 meeting, get some sort of feeling from the Board
9 as to when this thing ought to be initiated for
10 guard renewals. I think we need to know---We've
11 got---We know approximately the amount of money
12 that it takes to run---at least, it took to run
13 this operation in 1978-79.

14 ADMINISTRATOR: Correct.

15 MR. WATSON: And, we're getting a little bit of a fix
16 on what it's going to take in 1979-80. Within
17 ninety days, the budget committee can sit down and
18 say, "Well, look, it's going to take so much to
19 do it. We have to do this, that, or the other
20 with the fees." Then, we'd be ready to propose
21 something for a public hearing. But, for right
22 now, I would stand with Clarence on the fifty-five
23 dollars for an initial application fee and for
24 an increase to fifteen dollars for guards. I don't---
25 This has to go for guards.

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2 MR. STARLING: Mr. Chairman, I understand they've been
3 somewhat careful in what they've thought out in
4 the changes here. Of course, what we're doing, as
5 I see it, is we're talking about something as a
6 temporary measure to hold us over until we could
7 get some more information so we could act, well,
8 a little more accurately on our needs. It seems
9 to me that these have been carefully figured, and
10 I'm not a rubber---I don't believe in rubber-
11 stamping what the chairman or what the Administrator
12 comes up with and his staff. But, without more
13 knowledge now of what our needs will be, I would
14 tend to think that we ought to go along with them
15 and their figures here until we could get some
16 additional evidence to show that we have a need.

17 MR. WATSON: I didn't understand that. I understood Dan
18 to say that he just listed them at the maximum.

19 MR. SHORT: That's what I understood him to say, and I
20 didn't understand that there was any great deal
21 of thought---

22 MR. McLAWHORN: I personally think, if you were to raise
23 one, five, and then establish six---one and five
24 to the maximum---I think that would be a good
25 figure to begin working with. Seventy-five dollars,

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2 I don't think, is an unreasonable initial application
3 fee. And, I think that you will have enough surplus
4 there to cover some of the three dollars and a quarter
5 we are going to lose out of guards. We cannot
6 break even on guards, unless we have the Statute
7 changed again. Even if we raise it to the maximum,
8 we're going to lose money on the guards.

9 Six, we don't have at all, so you'll need to
10 enact that one if we do find that there are people
11 who should get a renewal, rather than having to
12 do an initial application, when their guard license
13 expires.

14 MR. SHORT: Haywood, don't come at me now; because I'm
15 still your friend. But, I'm of the opinion that
16 the ID section over there cannot tell us that they
17 will not process our cards. I'm of the opinion of
18 that because I believe it's required by Statute.
19 And, I'm not trying to be unkind; but what we're
20 talking about is a temporary measure. Okay? And,
21 it is my opinion that, if we get into a situation
22 where we've got problems and somebody has to wait
23 for their money, that it ought to be that section;
24 because they are a State government section, ordered
25 by a Statute to do this. Now, I don't mean that

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2 I am of the opinion we ought not to pay them; but
3 I mean that I am of the opinion that, if anybody
4 has to wait, it ought to be them.

5 MR. McLAWHORN: Well, sir, House Bill 604 requires them
6 to charge the fee. So, I think that they could
7 legitimately refuse to provide the service if the
8 fee was not paid. The word is not "may." The
9 word is "shall" in the Statute.

10 MR. STARLING: Dan, isn't it such a thing as---Of course,
11 we don't pay them as they're processed. We are
12 billed at the end of every quarter, I believe, isn't it?

13 ADMINISTRATOR: Monthly.

14 MR. STARLING: Monthly?

15 ADMINISTRATOR: Yes, sir. It's a fund-transferral monthly.
16 It's not a billing, per se. It's just a transfer
17 of funds from budget heading to budget heading.

18 MR. SHORT: Well, I went over there this morning and went
19 through---Ed and I did---went through that section
20 step by step to see what they did with the card.
21 And, I can tell you that I'm of the opinion, after
22 seeing what they do, that the eight dollars and
23 twenty-five cents is realistic. Okay? But, I'm
24 merely saying that---I'm thinking about the people
25 in the industry who are faced with the rising costs

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2 of running their business, rising costs because
3 we---That's what we're talking about right here.
4 They've got rising costs as far as what it takes
5 for them to operate. The new law is going to require
6 them to come up with insurance coverage that is
7 going to be extremely high, and I just don't think
8 that---if we can keep from it---that we ought to
9 dump more high costs on them, if we can keep from
10 it.

11 MR. STARLING: I concur with that very much, Mr. Short.

12 CHAIRMAN BOYCE: Are we at the point where we are probably
13 considering what to do with Number One, whether
14 to leave it as it is now at fifty dollars; whether
15 to raise it to fifty-five as Mr. Short suggested;
16 or whether---or as the Administrator suggests, we
17 go ahead and raise it to seventy-five? The other---
18 Number Two and Number Three, Number Four and Number
19 Seven, apparently, do not require any emergency
20 procedures? Am I right or wrong on that? Are they---

21 MR. WATSON: Number Three will have renewals.

22 CHAIRMAN BOYCE: Will that involve this new cost factor,
23 though?

24 MR. WATSON: That's usually been tied with One. It has
25 been the same as Number One in the past.

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2 ADMINISTRATOR: Traditionally, it's been the same as
3 Number One. Now, that doesn't mean that it has
4 to be again.

5 If you're asking, Mr. Chairman, if they
6 do a fingerprint card check on Number Three, no.

7 CHAIRMAN BOYCE: That's what I was asking. The finger-
8 print card check is involved in One, Five, and
9 Six only?

10 ADMINISTRATOR: That's correct.

11 MR. McLAWHORN: Actually, One and Five. Six is new.

12 ADMINISTRATOR: Six is a new thing.

13 CHAIRMAN BOYCE: Six, we've got to deal with, anyway. If
14 we want to make that charge, the Board has got to
15 approve that.

16 MR. BROWN: Roy, did you say it was costing us more than
17 fifty-five dollars on our first application?

18 ADMINISTRATOR: You mean, is it costing us now more than
19 fifty-five dollars to do an application?

20 MR. BROWN: Right.

21 ADMINISTRATOR: By all means, because that initial appli-
22 cation fee covers the background investigation---
23 It covers, essentially, all the services that the
24 agents do. Now, we offset that---We offset those
25 folks who don't go ahead and get a license or who

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2 are, for some reason, turned down or refused a
3 license or who have a hearing and then are refused
4 a license---All of those costs are offset by the
5 licensees. That's a big part of your expenses, the
6 ones who start it and don't get it.

7 MR. WATSON: Don't you consider a part of the two-hundred-
8 dollar fee that he pays initially, if he is licensed,
9 as something toward that cost?

10 ADMINISTRATOR: That's what covers it. That covers it.
11 The fifty dollars is sort of a---The way it is
12 right now, the fifty dollars is to sort of try to
13 get him to say, "Hey, I've got fifty bucks involved
14 in it. I'm going to follow it through." Because,
15 as the former board members over here, Mr. Davis
16 and Mr. Short, knows, they have a tendency---Some
17 people have a tendency to watch a TV program about
18 a private detective and you get a lot of phone
19 calls Monday morning. It works both as a deterrent---
20 It doesn't offset the cost, to answer your question.

21 MR. BROWN: Well, we know it's a fact we're going to have
22 to go up on these things. We can't leave them like
23 they are. We just can't.

24 MR. WATSON: Well, I know we're going to have to go up on
25 guards; but on everything, I don't.

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2 MR. BROWN: I didn't say everything on there. Like
3 Number One, we're going to have to move Number One
4 somewhere.

5 CHAIRMAN BOYCE: Any further discussion, generally, on---
6 The floor is open for a motion, if anyone cares
7 to make a specific motion.

8 MR. BROWN: I'll make a motion.

9 CHAIRMAN BOYCE: In respect to these emergency procedures?

10 MR. BROWN: Right. I'd like to see Number One moved
11 to sixty dollars. That's to cover our expenses.

12 CHAIRMAN BOYCE: The initial application fee to be raised
13 to sixty dollars; and Number Five, do you want to
14 deal with Five?

15 MR. BROWN: Number Five be accepted as it is.

16 CHAIRMAN BOYCE: That's, as is, at fifteen dollars?

17 MR. BROWN: Yeah. There's no way out of it.

18 CHAIRMAN BOYCE: And, Number Six is the new one that---
19 we need to adopt it, as is?

20 MR. BROWN: I make a motion that we adopt that one, as
21 is.

22 CHAIRMAN BOYCE: All right.

23 MR. SHORT: What did you say about Number Six?

24 CHAIRMAN BOYCE: Ten dollars, as is---a new fee.

25 Is there anything else on your motion, Ralph,

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or is that---

MR. BROWN: No.

MR. McLAWHORN: If the Board would consider doing it, I'd like for you to readopt---or to adopt all of them; because there is a number of sequence problems, that sort of thing. So, we'll go ahead and do Two at two hundred and Three at fifty, as it was already. Four didn't change and Seven didn't change. Just readopt the whole regulation.

CHAIRMAN BOYCE: All right. You all follow this. The motion is---Is there a second to that motion?

MR. STARLING: I second it.

CHAIRMAN BOYCE: Okay. It's been moved and seconded.

The motion is that the Board adopt, as emergency procedure pursuant to the---to our Regulations and the Statute, that, as of now, the application license registration fees shall be as follows: Category Number One, sixty dollars; Category Number Two, two hundred dollars; Category Number Three, fifty dollars; Category Number Four, twenty-five dollars; Category Number Five, fifteen dollars; Category Number Six, ten dollars; and Category Number Seven, one hundred dollars. Any further discussion? If not, all in favor of the motion, say "aye."

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[THEREUPON, "AYES" WERE HEARD.]

CHAIRMAN BOYCE: All opposed, say "no."

[THEREUPON, NO "NOS" WERE HEARD.]

CHAIRMAN BOYCE: Motion carried.

MR. McLAWHORN: Mr. Chairman, there was a second matter.

There was some discussion of an emergency regulation, and that matter was whether or not the Board wanted to delegate authority to the Administrator to approve the applications which he considered to be noncontroversial. For the old members, you're very familiar---the new members, in the past, the Administrator has made a report on each applicant and said whether or not he passed certain qualifications that the Board was interested in having the Administrator check on and the ones he thought he could do a favorable report. The new Statute doesn't appear to allow for that kind of emergency regulation. The new Statute is written by the very process we have done in the past. The Administrator shall evaluate and make a report to the Board, and the Board shall act. So, I think the Board might delegate the authority to one or more members of the Board; but I don't believe they can delegate it to the Administrator. That raises

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2 another issue. You may want to appoint a committee
3 on administration, toward rules and regulation on
4 that. I think that's a serious area that we need
5 to look at: What are the responsibilities of the
6 Administrator? How will the Board set up hearings?
7 If we are going to use fewer than all of the Board
8 members to conduct hearings in the future, those
9 sort of things need to be treated also, I think,
10 in your regs.

11 MR. WATSON: For the benefit of the new members, so long
12 as I've been on the Board, there have been somewhere
13 between thirty, and most of the time, forty people
14 to be reviewed. And, that's taken up a great
15 deal of the Board's working time, which I think
16 we're going to be so busy in the next few months
17 here that we could dispense with---in the case of
18 noncontroversial applications. And, I'd be willing
19 to work with Roy if it takes a board member---I'd
20 hoped that he would be able to do it---and get this
21 out of the way, so that the Board can do its work
22 when it meets over and above approval of the
23 applications. I think we need the time.

24 MR. STARLING: Mr. Chairman, I'd be glad to volunteer to
25 be a part of that committee.

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2 MR. BURNETT: Are you saying to give someone the power
3 to "okay" a given applicant and, yet, if there is
4 a question, such as one that there was a question
5 that would possibly be turned down, then submit
6 him to the Board?

7 MR. WATSON: Right.

8 MR. BURNETT: That makes sense.

9 MR. WATSON: Where there's a gray area and the Administrator
10 wants the Board to hear what this man's application
11 has to say---he feels that the Board ought to
12 make that decision, rather than himself, in his
13 recommendation. He just is forced to put it out
14 there and say, "Here's the information." The Board
15 has to make up its mind.

16 MR. BURNETT: I agree with that. I think he should do
17 so for his own protection.

18 MR. WATSON: Right.

19 MR. STARLING: Mr. Chairman, would it be any problem with
20 making this a tentative approval, subject to the
21 full-Board approval?

22 MR. McLAWHORN: The only problem there would be whether
23 or not we are going to issue a license. If we issue
24 a tentative license and then try and take it away,
25 we're going to have a lot of problems. So, it's

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2 going to have to be a final approval before we
3 issue a license.

4 MR. STARLING: Would it be---

5 MR. SHORT: The only thing that bothers me---Excuse me.

6 MR. STARLING: Go ahead.

7 MR. SHORT: The only thing that bothers me personally about
8 this temporary situation that you're talking about
9 is that it would be my feeling that the new standards
10 as to requirements should be adhered to, without
11 exception. I'm not saying that I doubt that Haywood
12 and Roy and Ed would not do that, but I am specifically
13 talking about the requirement of two years experience,
14 investigative experience, for private investigators
15 within the last five years which has not been ever
16 adhered to by any Board in the private protective
17 services, that I know about; because we have had
18 too many evidences of airplane mechanics that has
19 come before this Board with a private investigator's
20 license. And, I mean that to, you know, other
21 licenses; but I tend to watch private investigators
22 a lot closer than I do other folks. Do you under-
23 stand what I'm saying?

24 MR. STARLING: Mr. Chairman, if I was selected by this
25 committee---if I was selected by this Board to sit

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2 those on an individual basis.

3 That's right off the top of my head, but it
4 might help move---Taking these things one at the
5 time is a time-consuming process; because we have
6 to vote on them individually. And, just a few
7 minutes on each one, when you're dealing with
8 thirty-five or forty, really does take a lot of
9 the Board's time. And, I think the Board might be
10 very comfortable with the prescreening and taking---
11 I'd say, probably, eighty percent of them, probably,
12 will be recommended by the administrative committee
13 that will prescreen these applications.

14 MR. McLAWHORN: I would suggest, also, that you circulate
15 a list to all the members of the Board the week
16 before the meeting, with the names, addresses, and
17 application that they have made---both of the
18 recommended and the ones who are not recommended.
19 And, that way, any board member would have an
20 opportunity to question about a local individual
21 that they might be familiar with---contact any of
22 the members of your committee or the Administrator,
23 if they had questions about an individual.

24 MR. WATSON: What could we do right now? We haven't had
25 a Board meeting since June, and some people are

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2 hanging by the fingernails.

3 MR. STARLING: The board should, in my opinion, act on
4 those, too---rather, this committee. And, I don't
5 necessarily---If somebody will want to sit on that,
6 I just---If someone wants to sit on it---I just
7 think it would be a time-saving thing for the
8 individual members of the board and expedite it
9 for the individuals. I don't mind sitting on it.
10 I just volunteered because I'm here in Raleigh,
11 where I could contact any of you and ask you if
12 you know this person or whatever I think---if I
13 have any question on it.

14 CHAIRMAN BOYCE: The burden of it is going to shift some-
15 what to the---from the full board to the screening
16 committee, the administrative committee. And, getting
17 it done ahead of time is going to involve contact
18 between the Administrator---and Mr. Starling won't
19 have much of a problem, being in Raleigh; but, Mr.
20 Watson, you might have a little---

21 MR. WATSON: We'll do it.

22 MR. STARLING: As another suggestion, Mr. Chairman, I
23 would suggest that this board should stick---We
24 could just---We could try it out. In fact, I think
25 everybody ought to have a chance or have an

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2 opportunity to sit---not only an opportunity, but
3 a responsibility to sit on this committee. I think
4 also that it might be a good idea for us to look
5 and see if the committee is serving any purpose in
6 six months. If we want to go back to the full
7 Board, go back to the full Board.

8 CHAIRMAN BOYCE: Well, this Board, like the lawyers' Board,
9 is sort of like a computer. If you put garbage into
10 it, you've got garbage out of it. And, once we
11 let somebody in and we've made a mistake, it sure
12 is a lot of trouble getting them back out. So,
13 it's a very important function of the Board to
14 screen them very carefully.

15 Any further discussion? Anybody have any
16 objection to me trying what I was talking about?
17 Because, it was a very impromptu suggestion on my
18 part.

19 If there's no objection, then, the Chair
20 appoints Mr. Watson, Mr. Starling, and Mr. Brown,
21 as the ex officio member, as an administrative
22 committee for the Board to screen the applicants
23 prior to the monthly meeting and submit in advance---
24 a reasonable time in advance of the meeting, a list
25 of those applicants that they have recommended for

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2 to devote that much consecutive time to getting
3 these housekeeping chores done; and then, we'll---

4 MR. BROWN: Could we not set it on a Tuesday and Thursday---

5 Tuesday, Wednesday and Thursday? Start a day earlier?

6 MR. SHORT: What about a Friday and Saturday and a Sunday?

7 CHAIRMAN BOYCE: It's a matter for the Board to---

8 MR. SHORT: I'll tell you something.

9 CHAIRMAN BOYCE: It should be as soon as possible.

10 MR. SHORT: I don't know how these other folks are, and

11 I'm just going to tell you this. I can't be out of

12 my office three days. No question about it. I

13 cannot be out of my office three days. That doesn't

14 mean you have to do that, but it just means, if

15 you meet three days, I'm not going to be there.

16 And, I've missed one board meeting in two years,

17 incidentally.

18 MR. WATSON: How about two days?

19 MR. SHORT: I cannot be out of my office two days.

20 ADMINISTRATIVE: The only thing I'd like to say is, I

21 don't care. They can have it Friday, Saturday,

22 Sunday or any other day of the week, from midnight

23 to dawn; but let's do it soon. That phone is

24 worrying me to death with people who want to be

25 private eyes.

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2 MR. SHORT: I'll give you my weekends any time you want
3 them, but I just---I just happen to be in a
4 situation where I just cannot miss that much time
5 out of my office. I cannot, from the standpoint
6 of my workload, and I cannot, from the standpoint
7 of the man who writes my paycheck.

8 MR. McLAWHORN: If I might, I would suggest the week
9 of Labor Day. It's going to be a broken week for
10 everybody, anyway. It's only two weeks away. It
11 will give us time for the screening committee to
12 operate, I think, for our initial session; and we will
13 be able to dispense with that fairly easily and
14 get down to some more substantive things that we
15 need to discuss. If we go with Thursday, Friday,
16 Saturday or if we could, in fact---If folks felt
17 like they could come in Thursday night---I guess
18 the Board has the funds, if you'd like to go some
19 place other than Raleigh. Perhaps, Southern Pines
20 would be a central location that we might want to
21 consider. The Mid-Pines Club is comfortable. I
22 have stayed there recently. They include the food.
23 There's golf for the people who want that, if the
24 time allows. And, I think that we do---I think
25 the Board would serve itself well to have a little

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2 nights. If we finish up Friday and everybody can
3 go home, that's fine. If not, we'll---

4 Is there a second to that motion?

5 MR. SHORT: Second.

6 CHAIRMAN BOYCE: Any discussion?

7 The motion is that the next meeting of the
8 Board commence in Southern Pines---in the Southern
9 Pines area on Thursday, September 6, at 6:00 p.m.,
10 and run from that point on, until Saturday,
11 September 8. All in favor of the motion, say "aye."

12 [THEREUPON, "AYES" WERE HEARD.]

13 CHAIRMAN BOYCE: Opposed, say "no."

14 [THEREUPON, NO "NOS" WERE HEARD.]

15 CHAIRMAN BOYCE: Motion carried.

16 Everybody have that on their calendar?

17 ADMINISTRATOR: May I make a suggestion, that the screening
18 committee meet Friday, August 31, so we can be
19 ready for that meeting? That will not allow us
20 to have time to send you out a list, initially;
21 but that's about as fast as we're going to be able
22 to get them all together for a screening.

23 MR. STARLING: That's good for me.

24 ADMINISTRATOR: Is that all right with you, Ed?

25 MR. WATSON: (Nods affirmatively)

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2 ADMINISTRATOR: You will be provided a list, of course,
3 at the meeting. I don't think I can get it to you
4 in the mail before then.

5 CHAIRMAN BOYCE: Preliminary agenda for September meeting.
6 Roy, do you have some suggestions for that? Do
7 you want to see if any of the board members have---

8 ADMINISTRATOR: Basically, the board members, what they
9 want to do on that initial meeting. I wanted to
10 make it clear that we had a lot of applications
11 to consider. Maybe we've done something about part
12 of that problem. And, basically, I think maybe, if
13 we're lucky, we can have some report from the
14 committees. Maybe they can just get together and
15 talk for ten or fifteen minutes the night before
16 or something like that. Ed, I think you've already
17 done right much work. Ralph, I think, has done
18 some work. And, I know Clarence has done some
19 work. So, we can get some input then. I would
20 like for that to be there.

21 And, of course, we've got several hearing
22 requests, as usual.

23 MR. McLAWHORN: Maybe you and I can work on administrative
24 rules. We may want to debate the merits---

25 CHAIRMAN BOYCE: There is no suggestion from the Administrator

1
2 that we try to have any hearings? We don't want
3 to work in any hearings at that meeting?

4 MR. SHORT: I have a suggestion on hearings.

5 ADMINISTRATOR: I'm hope you're going to do what I'm
6 hoping you're going to do. Go ahead.

7 CHAIRMAN BOYCE: Now, as far as the September meeting is
8 concerned, we do have a backlog of applications; and
9 even streamlining it a little bit, there will be
10 some time taken out. So, we want to concentrate
11 on getting these regulations passed and getting
12 all of our housekeeping chores in order and the
13 general administrative procedures and help the new
14 members of the board understand what they will have
15 read between now and then, as far as the new law
16 is concerned, and try to figure it out ourselves.

17 Another item of business that occupies a
18 great deal of the time and attention of the board
19 is with respect to hearings. You new gentlemen,
20 they---the hearings involve applicants---people
21 who have applied for a license and, for one reason
22 or another, we've turned them down. They're
23 entitled to have a full-blown hearing and contest
24 that ruling. Generally, the other type of hearings
25 we are involved in are those licensees---people

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2 who have already been admitted to practice their
3 profession---and, because of information called to
4 our attention, we have indicated to those people
5 that their license will be revoked. In which
6 event, they are entitled to a full hearing. Those
7 things are just like trials. Sort of a cross between
8 a criminal trial and a civil trial. They do consume
9 a lot of the board's attention, and the board has
10 the ultimate say-so with respect to those proceedings.

11 In the past, we have tried to have those
12 hearings before the board. In those cases where
13 we couldn't, we have resorted to the allowable
14 procedure of assigning these particular hearings
15 to a hearing officer, designated by the Attorney
16 General. It's usually a member of the Attorney
17 General's staff. One of the lawyers on his staff
18 assumes the role of a hearing officer. We have
19 also used less than the full-board membership.
20 For example, used one board member as a hearing
21 officer or a combination of one, two or three
22 board members as hearing officers.

23 Experience has shown that, probably, if it's
24 a controversial matter---we see from the very
25 first it's going to involve some time; it's going

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2 to involve attorneys on the other side; it's going
3 to involve, pretty much, a knock-down, drag-out
4 type of hearing---we might as well hear those
5 before the full board, in the first instance; because,
6 if we don't, each member of the board will receive
7 a transcript about that thick and it takes a lot
8 of time to read. And, sooner or later, you have
9 to acquaint yourself with all the facts; and it's
10 probably best, in a hotly contested matter, for us
11 to sit, in effect, as a jury and hear the witnesses
12 live, rather than have to read their testimony
13 later on.

14 With respect to all other types of hearings,
15 just in conversation, we've concluded that probably
16 the best procedure is to submit it to a hearing
17 officer and just let the board review that hearing
18 by reading the transcript, and then listening to
19 the hearing officer's recommendation and the
20 licensee or the applicant's recommendation, and then
21 ruling on it after studying the transcript. We
22 have to remain very---rather flexible, and we'll
23 try to---try to submit these things as best we
24 can, with our recommendations---knowing what the
25 facts probsbly are going to be.

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2 That's what we've been talking about in a very
3 brief period of time that our attorney, the
4 Administrator, and I have had a chance to discuss
5 it. Do y'all want to add anything to that?

6 We do have one of these five, here. The Ray
7 matter is one that we would suggest that the full
8 board set a date for the hearing of the Ray case.
9 That might get rather complex. We can wait until
10 the next meeting to set that?

11 ADMINISTRATOR: Correct. This may require a trip out of
12 state.

13 MR. McLAWHORN: How much time do we have to give him?

14 ADMINISTRATOR: Twenty days' notice.

15 CHAIRMAN BOYCE: We've got to get some records or something---

16 ADMINISTRATOR: That's correct.

17 CHAIRMAN BOYCE: ---that we have to get personally out
18 of the state on that.

19 Now, the other four---Is there anything unusual---

20 ADMINISTRATOR: No.

21 CHAIRMAN BOYCE: Are they all applicants' denials?

22 ADMINISTRATOR: Mr. Smith, Mr. Koloditch are both appli-
23 cant denials for burglar alarm licenses. Mr. Corbett
24 is a denial for a private investigator's license.
25 Mr. O'Neal is a denial for just about every license

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2 we have. The reasons for denial of Koloditch and
3 Smith were that they were already in the business
4 prior to making application. For Mr. Corbett, it's
5 a matter of experience; and for Mr. O'Neal, it's
6 a misstatement of fact on the application.

7 MR. SHORT: Where are these people located?

8 ADMINISTRATOR: Mr. O'Neal is in Fayetteville, North
9 Carolina. Mr. Corbett is in Greenville, North
10 Carolina. Mr. Koloditch is in the Charlotte area,
11 and I don't---Right off the top of my head---

12 MR. McLAWHORN: Smith is from Kinston.

13 ADMINISTRATOR: Kinston---That's right. Homer Smith is
14 from Kinston. Mr. Ray, of course, is in Fayetteville.
15 I say "of course." The old board members are aware
16 of him. The new board members are not. I'm sorry.

17 CHAIRMAN BOYCE: From my recollection, a matter like
18 Mr. O'Neal's situation, where there's---the
19 contention is that there is false information given
20 on the application, that gets to a right interesting
21 controversy sometimes. My experience was, when you
22 get into that area, they say, "Well, you know, what
23 I said is so, and it ain't so and it is so." You
24 get into a real question of credibility sometimes
25 in that area.

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ADMINISTRATOR: Not in this case.

CHAIRMAN BOYCE: Not in this case?

ADMINISTRATOR: There's no problem in this case.

CHAIRMAN BOYCE: The board is not relinquishing any of its authority by assigning these cases to a hearing officer. We're just getting all of the evidence taken down in writing at a time between board meetings, and it will necessitate you reading a transcript and deciding what's the proper thing to do, rather than sitting and hearing it all at the hearing, itself.

MR. McLAWHORN: I think Smith and Koloditch are both similar to ones we've had in the past. And, rather than ask an AG's hearing officer, in those instances, it may be better to have, at least, a board hearing officer or the full board. I'm not sure which would be better.

MR. SHORT: I was going to make this suggestion on Koloditch. He's in Charlotte. If it would help, why not have Ed and I operate as hearing officers and hear him? Ed, are you opposed to that?

MR. WATSON: Well, I think I've got an overload, here.

MR. SHORT: Well, I can hear it, myself, if you want me to hear it, or one of these other gentlemen. Mr.

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Burnett is from Charlotte.

MR. BURNETT: I'd be glad to do it.

MR. SHORT: It would be good experience for him.

CHAIRMAN BOYCE: That would be a good way to get started,
Clyde, if you can.

MR. SHORT: I'm not looking for any work. I've got all
I can do, but I'll hear any of these others on a
Friday evening or a Saturday.

MR. McLAWHORN: With all of these, keep in mind we must
give twenty days' notice before the hearing. So,
none of these will take place before our next
meeting.

MR. SHORT: Right. I'm just telling you I'll hear any
of them anywhere else on a Friday evening or a
Saturday.

CHAIRMAN BOYCE: Is it usually necessary for you to be
there?

ADMINISTRATOR: In most cases, it is---at least, for myself
or the agent who did the investigation. One or the
two of us has to be.

MR. SHORT: And, Mr. Burnett has just told me that he
likes that, too. He'll be glad to help me on
weekends.

ADMINISTRATOR: I would say that, even though they will

1
2 not be taken up prior to our next meeting, if there
3 was any way we could set any kind of dates today,
4 we could go ahead and notify these people.

5 MR. McLAWHORN: I see nothing wrong with asking Mr. Smith
6 to come to Charlotte. They are so similar, we might
7 as well combine those two. In fact, you may want
8 to ask Corbett to come up, since this is an
9 experience question, also. All three of those are
10 basically questions of experience and prior
11 operations.

12 ADMINISTRATION: Mr. Short, Mr. Burnett, how do you feel
13 about that?

14 MR. SHORT: It's all right with me.

15 CHAIRMAN BOYCE: Mr. Ray is going to be heard by the
16 full board at such time as we can set a date---
17 perhaps, at the next meeting. Mr. Smith, Mr.
18 Koloditch and Mr. Corbett will be heard by a hearing
19 panel consisting of two members of the board, Mr.
20 Short and Mr. Burnett. And, that brings us to the
21 matter of Mr. O'Neal.

22 ADMINISTRATOR: Mr. O'Neal could be easily incorporated
23 with Mr. Ray's hearing, if you wanted to do it.
24 They're both from Fayetteville. If the full board
25 is going to meet and have a hearing on one, it could

[THEREUPON, NO "NOS" WERE HEARD.]

CHAIRMAN BOYCE: Motion carried. Thank you.

That is the conclusion of the matters on the written agenda. Are there any matters of old or new business to come before the board? If not, again, I welcome the new members. We look forward to working with you and look forward to having your help in the months and years to come and look forward to being with you in Southern Pines and getting to know you a little bit better.

If there is no further business, the meeting stands adjourned.

[THEREUPON, THE MEETING WAS ADJOURNED.]

Ray

CONDENSED MINUTES

PRIVATE PROTECTIVE SERVICES BOARD MEETING

SEPTEMBER 6, 1979

The following is an outline of business conducted by the Private Protective Services Board on September 6, 1979:

- I. The minutes of the August 20, 1979 Board Meeting were approved.
- II. The Board unanimously approved the Screening Committee recommendations and the following additional applications were presented and disposed of:
 - (a) Danny L. Jones - Deferred for Interview
 - (b) Sidney Allen Hart - Denied
 - (c) Moffett Winfred Coates - Denied
 - (d) Mark Cleveland Kendrick - Denied
 - (e) William I. McKenzie - Denied
 - (f) John Franklin Tawney - Deferred for further investigation
- III. Hearing dates were set for the following:
 - (a) Bennett Hamer Ray
 - (b) Elmer B. Smith**
 - (c) Robert Jackson
 - (d) Stephen Koloditch
 - (e) Ceasar Corbett, Jr.
 - (f) Gary Lee O'Neal
- IV. A calendar of Board Meetings was established.
- V. An investigation was requested into allegations concerning Wheeler Security.
- VI. The Board instructed that a letter be sent to Mr. Zadock Jackson Charles advising him to appear at a "show cause" Hearing.

RDB/bc

CONDENSED MINUTES OF THE BOARD MEETING

The North Carolina Private Protective Services Board held a meeting on Saturday, October 27, 1979, in the third floor Conference Room of the Law Enforcement Center Complex located in Charlotte, North Carolina.

The meeting was called to order by Vice-Chairman Clarence Short at approximately 10:00 A.M. In attendance for the Meeting were Vice-Chairman Short, Board Member Albert Sorrells, Board Member Clarence Taylor, Board Member Ed Watson, Board Member Clyde Burnette, and Board Member Ralph Brown.

Assistant Attorney General Daniel McLawhorn presented the proposed rules and regulations concerning firearms to the Board for Board approval. After the presentation, the Board voted to adopt the Firearms Rules and Regulations as written in their last form, and to present those rules and regulations as the proposed rules and regulations to the public at the November 8, 1979 Public Hearing, to be held at the Guilford County Courthouse.

The Administrator advised the Board that due to the change of location for the November Meeting, it had become necessary to reschedule the Hearings for applicants Smith, Holcomb, Coates, and Wheeler. It was the Board's decision to move the Hearing dates to Tuesday, November 20, 1979, and to hold the Hearings in the second floor Conference Room of the Attorney General's Office, located in the North Carolina Department of Justice, Morgan Street, Raleigh, North Carolina.

The Board also voted to change the date of the December Board Meeting to hold a single day meeting on Saturday, December 8, 1979, in the second floor Conference Room of the Attorney General's Office in Raleigh, North Carolina. Further, the Board agreed to hold a public hearing on proposed rules and regulations on December 7, 1979.

The Administrator advised the Board of the change of location for the November Board Meeting from Asheville, North Carolina to Winston-Salem, North Carolina. This change was necessitated due to the fact that accommodations were unavailable in Asheville, North Carolina, for the dates of the Meeting due to a convention being held in Asheville.

The Administrator also advised the Board that Chairman Eugene Boyce, in collaboration with Assistant Attorney General Dan McLawhorn, had written a letter to Ms. Mary Ellen Cook explaining the Board's position as determined in the last Meeting. This letter was read to the Board in its entirety. The Administrator then made the Board aware of some problems which had been occurring with licensee Sarah McGinnis. The Board authorized the Administrator to do an agency check of J & S Alarms, the licensee being Sarah McGinnis, and to make inquiry as to whether Ms. McGinnis had been conducting any private investigations.

The Administrator recommended that the Board change the request of the Board to have Mr. R. E. Nunamaker appear for a Hearing to a request by the Board to have Mr. Nunamaker appear for an interview. A motion was made by Board Member Ralph Brown to do so, seconded by Board Member Watson, and accepted unanimously by the Board.

The Administrator also made the Board aware of the fact that in the past week, the Private Protective Services Office had received fingerprint registration cards from Allied Security which were well out of the ten (10) day limit. The Board authorized the Administrator to conduct an agency check of Allied Security to determine if the company was complying with General Statute 74-C.

The Board authorized the Administrator to spend a total of \$3,500.00 for contracting, selecting locations, and training to implement the Firearms Instructor Program. Further, the Board authorized the rate of fee, i.e. tuition, for the Firearms Instructor's School at \$35.00 per person. This fee is to include a small workbook which the Security Instructor can then use to conduct his own classes.

Board Member Ed Watson gave a report on the Hearing conducted reference Bennett Hamer Ray. Mr. Watson advised that he and Hearing Officer Haywood R. Starling had both concurred that due to the information presented in the Hearing, Mr. Ray's Guard and Patrol License should be permanently revoked. Upon this recommendation, a motion was made by Board Member Clyde Burnette that Mr. Bennett Hamer Ray's Guard and Patrol License, in fact, be revoked. The motion was seconded by Board Member Clarence P. Taylor and a unanimous vote was recorded.

Assistant Attorney General Daniel McLawhorn made the Board aware that the Board had less than four (4) weeks to complete its work on the new rules and regulations. Mr. McLawhorn urged the committees to get together as quickly as possible reference the proposed regulations, and stated that they must be done no later than the 28th day of November, 1979.

Assistant Attorney General McLawhorn also made the Board aware of the fact that Attorney General Rufus Edmisten had given the authority to Mr. McLawhorn to authorize investigations for the Board.

The meeting was adjourned at approximately 12:00 noon.

N. C. DEPARTMENT OF JUSTICE
PRIVATE PROTECTIVE SERVICES BOARD

IN THE MATTER OF:

REGULAR MONTHLY BOARD MEETING

IN ATTENDANCE: Mr. Eugene Boyce, Chairman
 Mr. Clarence Short, Vice-Chairman
 Mr. Ralph Brown
 Mr. Clyde Burnett
 Mr. Albert Sorrells
 Mr. Haywood Starling
 Mr. Clarence Taylor
 Mr. Ed Watson
 Mr. Dan McLawhorn, Board Attorney
 Mr. Roy Brown, Administrator

At Southern Pines, North Carolina
September 6, 1979
6:00 .m.

Reported by: Faye Stevens
2806 Overbrook Drive
Raleigh, North Carolina 27608

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2 VICE-CHAIRMAN SHORT: In the absence of the Chairman,
3 I'm going to call the meeting to order, as the
4 Vice-Chairman of the Board. So, consider yourself
5 in session.

6 The second item of business will be the reading
7 of the August 20, 1979, minutes.

8 ADMINISTRATOR: Gentlemen, the August 20 minutes are
9 verbatim in these little folders here if any board
10 members---I started to say "Mrs. Stevens." Faye
11 does these for us. That's why she sits over there
12 and talks to that machine the whole time. Does
13 anyone have any questions on any of the minutes or
14 anything they want to see about the minutes? Normally,
15 I send out a concise little report of the minutes.
16 On this occasion, due to the proximity of time, I
17 did not have the opportunity to do so. So, I brought
18 the full set of minutes. If anyone wants to read
19 what they said or what they thought about during that
20 time, there it is.

21 MR. STARLING: Mr. Chairman, in the interest of time and,
22 unless someone has a specific reason for the minutes
23 being read and all of us were there at the meeting,
24 I would like to---and if a motion is in order, I
25 would like to make a motion we dispense with reading

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of the minutes.

VICE-CHAIRMAN SHORT: You've heard the motion. Is there a second?

MR. WATSON: Second.

MR. BROWN: Second.

VICE-CHAIRMAN SHORT: Motion is seconded. Any discussion?

Okay. Those in favor of the motion as it's been stated, say "aye."

[THEREUPON, "AYES" WERE HEARD.]

VICE-CHAIRMAN SHORT: Opposed, the same sign.

[THEREUPON, NO "NOS" WERE HEARD.]

VICE-CHAIRMAN SHORT: The minutes are approved.

Okay. The next order of business will be the consideration of applications. The first report under that, No. A, will be a report from the screening committee as to their recommendations.

[THEREUPON, THE SCREENING COMMITTEE, MADE UP OF MR. WATSON, MR. STARLING, AND THE ADMINISTRATOR, PRESENTED A LIST OF APPLICANTS WHICH HAD BEEN REVIEWED AND APPROVED BY THE SCREENING COMMITTEE. THIS LIST WAS APPROVED BY THE FULL BOARD UNANIMOUSLY IN A VOICE VOTE.]

MR. STARLING: Mr. Chairman, may I just say one thing?

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2 I'm trying to keep from saying anything, but I just
3 wanted to assure the members of the Board that we
4 carefully reviewed each of these applicants. And,
5 we were convinced---In fact, there was absolutely
6 no controversy about any of them at all. They all
7 met the requirements, and I just wanted to assure
8 the Board that we did not hastily go through this.
9 Thank you.

10 VICE-CHAIRMAN SHORT: All right. Now, should we go into
11 a closed session on these other applicants?

12 ADMINISTRATOR: Yes, sir.

13 VICE-CHAIRMAN SHORT: I apologize to the visitors, but
14 we are going into some personnel matters; and we'll
15 have to ask you to be excused for a few minutes.

16 [THEREUPON, THE RECORD SHOULD REFLECT THAT
17 CHAIRMAN BOYCE ARRIVED AND YIELDED CHAIRING
18 THE MEETING TO THE VICE-CHAIRMAN.]

19
20 [THEREUPON, THE FOLLOWING PERSONS' APPLI-
21 CATIONS WERE PRESENTED TO THE BOARD AND
22 DISPOSITION WAS AS FOLLOWS:]

23 Danny L. Jones, Deferred for interview
24 Sidney Allen Hart, Denied
25 Moffett Winfred Coates, Denied
Mark Cleveland Kendrick, Denied
William I. McKenzie, Denied
John Franklin Tawney, Deferred until further
information could be obtained

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2 [THEREUPON, CHAIRMAN BOYCE REQUESTED THAT
3 THE RECORD REFLECT THAT HE DID NOT PARTICIPATE
4 OR VOTE ON THE LICENSE APPLICATION FOR JOHN
5 FRANKLIN TAWNEY, DUE TO BEING INVOLVED IN
6 PENDING LITIGATION.]

7 VICE-CHAIRMAN SHORT: Okay. We are down to the hearings.

8 The first hearing is for Gary Lee O'Neal, and I
9 understand that we need to adjourn at seven o'clock.

10 ADMINISTRATOR: These are not hearings. These are to set
11 dates for hearings.

12 VICE-CHAIRMAN SHORT: Oh, set dates for hearings. All
13 right.

14 Where does Mr. O'Neal live?

15 ADMINISTRATOR: Mr. O'Neal is from Fayetteville, North
16 Carolina. Mr. Ray, who is next on the list, is also
17 from Fayetteville, North Carolina.

18 VICE-CHAIRMAN SHORT: Both of them in Fayetteville?

19 ADMINISTRATOR: That's correct. Both of them need full
20 board hearings. That was decided at the last board
21 meeting.

22 VICE-CHAIRMAN SHORT: Well, why don't we decide about the
23 dates of the board meetings and then come back to
24 that?

25 ADMINISTRATOR: That's fine.

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VICE-CHAIRMAN SHORT: That's the next item of business, gentlemen, is the dates for board meetings. Both of these hearings, according to the Administrator, needs a full board hearing.

CHAIRMAN BOYCE: We have to set a regular date for a board meeting---Is that what you mean?---or just---

MR. McLAWHORN: We can do the first Friday or whatever or we can go through, take the next twelve months, and just take the calendar and punch out a date for each one of the twelve months. Either way, I think, would work.

VICE-CHAIRMAN SHORT: Did you gentlemen hear that? We're talking about dates for meetings---

MR. SORRELLS: Are you talking about the first Friday in every month?

MR. McLAWHORN: Whatever we select. We just need to--- Roy would then have dates, if we selected the first Friday in each month, as an example, or we could go to a calendar and select a date for each month for the next twelve months. October through September is the time period, I think, we can work with or we could do until next July and then do another series, July to July---whichever suits you.

CHAIRMAN BOYCE: What is the procedure for changing the

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regular and set meeting date?

MR. McLAWHORN: We have to notify the Secretary of State's office seven days in advance of changing it, and that's all we have to do. We don't have to do newspaper announcements any longer if we go to this schedule.

ADMINISTRATOR: And, that is cost prohibitive, the newspaper announcements.

VICE-CHAIRMAN SHORT: Is there any objection to the first Friday in each month?

CHAIRMAN BOYCE: I move that that be designated as the regular meeting date of the board, the first Friday in each month.

MR. WATSON: I second it.

VICE-CHAIRMAN SHORT: We have a motion and a second. All in favor, please say "aye." That will be the first Friday in each month.

[THEREUPON, "AYES" WERE HEARD.]

VICE-CHAIRMAN SHORT: Any opposed?

[THEREUPON, NO "NOS" WERE HEARD.]

VICE-CHAIRMAN SHORT: Okay. Then, we have the meeting dates set for the first Friday in each month during the calendar year of---what, 1979?

MR. McLAWHORN: Fiscal year, 1979-80.

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2 VICE-CHAIRMAN SHORT: Fiscal year of 1979-80.

3 MR. McLAWHORN: This will take us through next---up to
4 July 1st. You want to just do that? Because you'll
5 have reelection of a Chairman.

6 MR. TAYLOR: Are these all supposed to be in Raleigh?

7 MR. McLAWHORN: No, sir.

8 ADMINISTRATOR: No, sir. We will set meeting locations.

9 VICE-CHAIRMAN SHORT: All right. I think that brings us
10 back to the hearing date for Gary Lee O'Neal and
11 Bennett Hamer Ray. Those two gentlemen are from
12 Fayetteville. What's the pleasure of the board as
13 to a hearing date for these two individuals?

14 MR. STARLING: The hearing date or the location?

15 VICE-CHAIRMAN SHORT: Well, both, I guess.

16 MR. McLAWHORN: I might ask the Administrator if he can
17 be prepared for the first Friday in October for these
18 two hearings or if he will need additional time for
19 either one of them.

20 ADMINISTRATOR: I think we can be prepared for both of
21 them the first Friday in October.

22 VICE-CHAIRMAN SHORT: All right. The Administrator has
23 indicated that he feels like he can be ready for a
24 hearing date on the first Friday in October for
25 these two hearings. What's the pleasure of the

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2 board as to the location? Do you want to meet in
3 Fayetteville or Raleigh or in between?

4 MR. WATSON: Raleigh.

5 VICE-CHAIRMAN SHORT: Is that a motion?

6 MR. WATSON: I move we meet in Raleigh.

7 VICE-CHAIRMAN SHORT: Is there a second?

8 MR. BURNETT: I'll second that.

9 VICE-CHAIRMAN SHORT: Motion and the second that we meet
10 the first Friday in October for a hearing for Gary
11 Lee O'Neal and Bennett Hamer Ray in Raleigh. That
12 will be October 5. All in favor of that, please
13 say "aye."

14 [THEREUPON, "AYES" WERE HEARD.]

15 VICE-CHAIRMAN SHORT: Any opposed?

16 [THEREUPON, NO "NOS" WERE HEARD.]

17 VICE-CHAIRMAN SHORT: I believe that takes care of four
18 and five. We are now with six, miscellaneous
19 business; and under that is subparagraph A, invitation
20 to Franklin. I don't know whether that's Ben Franklin
21 or Franklin, North Carolina.

22 ADMINISTRATOR: Mr. Franklin of Franklin Security in
23 Virginia has indicated that he and one of his colleagues
24 would like to come down and attend a PPS Board Meeting,
25 to make you aware of some of the problems that they've

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2 had with their board in Virginia and sort of a
3 sharing of information, as it were. I told him I
4 didn't think there would be any problem, but we'd
5 do it the formal way and seek an invitation from the
6 board.

7 MR. McLAWHORN: He is the chairman of both boards in
8 Virginia?

9 ADMINISTRATOR: He's chairman of the polygraph board up
10 there and, I think, of the PPS board or something
11 like that. President of Franklin Institute and owner
12 of Franklin Security.

13 MR. STARLING: Mr. Chairman, I frankly think it would be
14 a good thing. I'd like to see what our counterpart--
15 particularly, if they are willing to come to North
16 Carolina, to tell us what they are doing.

17 ADMINISTRATOR: We've had some problems, and the indication
18 is that they are willing to come down and talk to
19 us.

20 MR. McLAWHORN: He also has some licensees in North
21 Carolina that do some work for him.

22 ADMINISTRATOR: He is, I might say---You might be prepared
23 for him to be a little upset with the board, because
24 this board no longer allows his people to be the
25 supervisors for his interns in his company, graduating

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questions we might have of him during the breaks in the meeting, might be of some interest.

ADMINISTRATOR: Well, I think that's a good recommendation; we send the same letter of welcome and invitation to the entire Virginia board to come and join us at any time they want to.

CHAIRMAN BOYCE: If they want to send one of their members down at their expense---

VICE-CHAIRMAN SHORT: I make a motion that that be done.

MR. WATSON: I'll second it.

VICE-CHAIRMAN SHORT: All in favor, say "aye."

[THEREUPON, "AYES" WERE HEARD.]

VICE-CHAIRMAN SHORT: Any opposed?

[THEREUPON, NO "NOS" WERE HEARD.]

MR. STARLING: Mr. Chairman, it's my understanding or, at least my hope, that we will be able to continue the order of business after dinner tonight, even though we do finish that schedule. Is that correct?

VICE-CHAIRMAN SHORT: That's what I understood.

MR. STARLING: We'll be able to continue on with our order of business, tomorrow's business, tonight?

VICE-CHAIRMAN SHORT: That's what I understood. Is there any objection to that, gentlemen? Basically, what we are saying is, adjourn now for dinner and then

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2 resume our business afterwards. And, if you don't
3 tire on me, we'll---the Chairman probably will go
4 ahead---we'll just go on into what we would do
5 tomorrow and just get this thing, you know, done,
6 if we can.

7 All right. Is there any objection to adjourning
8 now---or recessing?

9 CHAIRMAN BOYCE: I move we recess until a reasonable time
10 to take care of the innerman and innerwoman.

11 [THEREUPON, THERE WAS A RECESS FOR DINNER.]

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13 VICE-CHAIRMAN SHORT: All right, gentlemen, come back to
14 order, please. If you were wondering why I took a
15 break when I did, this next section will tell you
16 why. After having worked for lawyers for twelve
17 years, I've learned that they can't make a few
18 comments. So, this next section said "attorney's
19 comments," and I decided that was the time to quit
20 for a while. So, that's where we are.

21 MR. McLAWHORN: One thing that I've been working with
22 recently I think the board needs to be aware of and
23 be concerned about is the people who have both
24 company police commissions and are licensed by the
25 Private Protective Services Board. It's a difficult

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2 area for us to look at. I will have to admit this
3 past week I found out for the first time that people
4 who provide private protective services, in some
5 instances, are able to be commissioned as company
6 police; and I was not aware that that could happen
7 and that overlap existed.

8 I think we'll probably have to talk more about
9 that in drawing the Regulations and discussing what
10 authority we may have over those people.

11 Particularly of concern in that area is a
12 Regulation that currently exists in the company
13 police regulations which allows them to carry a
14 concealed weapon. It's my opinion that that Regulation
15 is illegal. The only group of company police that,
16 I think, can carry a concealed weapon are the railroad
17 police. There's a 1933 case that makes them special
18 police and public officers for the State of North
19 Carolina. And, the second group are the people who
20 are campus police; and they have their own exemption
21 to the Carry Concealed Weapons Statute. I've talked
22 with Bill Melvin, who wrote the opinion that was
23 issued for the Private Protective Services Board;
24 and he's in agreement on that. And, we are going to
25 tighten those Regulations to make sure that there is

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2 no misapprehension of who may carry a concealed
3 weapon in this state that is not a publically
4 employed, sworn law enforcement officer.

5 The Board requested, at its last meeting, that
6 Roy and I draft a memorandum concerning weapons to
7 be issued to the licensees.

8 Do you have that draft with you, that weapons'
9 draft memorandum that I gave you this afternoon?

10 ADMINISTRATOR: Yes, I have several somewhere.

11 MR. McLAWHORN: My secretary prepared it this morning,
12 and there is only one copy of that. Maybe the
13 best thing---it's not real long---would be for me
14 to just read it to the Board; and then let each of
15 you later on look at it, to make sure whether or
16 not it needs any amendments to be sufficient in its
17 explanation. It will come from the Board, if that
18 suits the pleasure of the Board, rather than from
19 either Roy or I; and the topic is "Carrying Weapons."

20 "During the 1979 session of the General
21 Assembly, the Private Protective Services Act was
22 rewritten. As the result of certain proposed
23 revisions on weapons and other practices recently
24 brought to the Board's attention, this memorandum
25 is being distributed to clarify the permissible

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2 use of weapons by licensees, under G.S. 74C.
3 Although it was a provision in G.S. 74C as intro-
4 duced, the new Chapter does not..." and "not" is
5 capitalized "...authorize licensees to carry concealed
6 weapons. This section was deleted in the House
7 Committee and was not reintroduced. No category of
8 licensees, under G.S. 74C, is authorized to carry
9 a concealed weapon except as any other citizen may;
10 that is, upon their own premises." "Own" is under-
11 lined there.

12 "This statement is bolstered by an Attorney
13 General's opinion issued August 13, 1979, stating
14 that security and patrol company guards may not
15 carry concealed weapons. The new Act regulating
16 private protective services also contains a section
17 entitled 'Firearms, G.S. 74C-13.' It does not become
18 effective until January 1, 1980. It will require
19 that every licensee and every employee of a licensee
20 of this Board, who carries a firearm on the job,
21 qualify for and be issued a firearms registration
22 permit by the Board."

23 That statement is just a little bit inaccurate.
24 We found a few categories of licensees that may not
25 have to have one. So, that will be modified.

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2 "It will be a misdemeanor violation for a person
3 licensed or required to be registered not to have
4 a firearm permit and carry a firearm. Additional
5 regulations on this issue are being drafted by the
6 Board and will be presented at a public hearing for
7 your input.

8 "Finally, if you are also commissioned as a
9 company policeman, it is also unlawful for you to
10 carry a concealed weapon except at your home or
11 business. G.S. 14-269.2 has an exemption to the
12 concealed weapons law for campus police. No other
13 security group is exempted---private security," I'm sorry,
14 "...group is exempted from the criminal sanction,
15 G.S. 14-269, carrying a concealed weapon.

16 "Any questions or correspondence concerning
17 this memorandum should be addressed to Roy Brown,
18 Administrator..." and it runs the address of the
19 Board, out at Garner Road.

20 ADMINISTRATOR: May I interrupt a second, Dan?

21 Also, as you are aware, in the last meeting,
22 you authorized the Administrator to send out a memo-
23 randum. You might want to read that at the same
24 time. That is a copy of the memorandum, and you all
25 should have received a copy of that memo.

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2 MR. McLAWHORN: It's dated August 23, 1979, "Memo to
3 all licensees: In recent weeks, this office has
4 received correspondence from several licensees
5 concerning G.S. 74C-13; that is, the section of the
6 Statute dealing with firearms. A great number of
7 these inquiries have asked for an answer to the
8 question concerning the right to have the authority
9 to carry a concealed weapon.

10 "This letter is to serve notice that G.S. 74C
11 does not permit the carrying of a concealed weapon
12 by anyone, licensee or otherwise, under any condition.
13 The new Private Protective Services Board will meet
14 on September 6 through 8, 1979, and a discussion of
15 proposed Rules and Regulations will be held at that
16 time. Some of those Rules and Regulations will,
17 of necessity, pertain to the firearms section of the
18 law; and any information will be passed along to
19 the industry as soon as possible.

20 "Please find a copy of an attorney general's
21 opinion which indicates it is illegal for a security
22 guard to carry a concealed weapon. Again, we would
23 like to reiterate that nothing in G.S. 74C is
24 intended to supersede or replace G.S. 14-269 which
25 makes the carrying of a concealed weapon illegal."

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2 It's signed by the Chairman and the Administrator,
3 and the opinion that you were given in the August
4 meeting accompanies that.

5 ADMINISTRATOR: And, we are still getting letters asking
6 when they can carry a gun.

7 MR. McLAWHORN: I don't really have anything else I can
8 think of that I need to bring to the Board's
9 attention. I think the rest of it is just going to
10 come up when we begin to look at the Statute, itself.

11 VICE-CHAIRMAN SHORT: Okay. The next thing on the
12 agenda is "Comments from the Administrator."

13 ADMINISTRATOR: Tonight I might cause Mr. Short some
14 problems, because I'm afraid I'm going to be rather
15 long-winded. Each of you gentlemen received a copy
16 of the memorandum as it was sent out and also the
17 notice which went out as an emergency regulation---
18 a little red notice that raised the fees pertaining
19 to the registration of the guards and the initial
20 application fee. Also, you all got a copy of a
21 little, printed-up, address-change card which all
22 licensees have now and can have as many of them as
23 they want. This is in an effort to help us try to
24 keep up with them. We received quite a number of
25 these packages that we sent out back in the mail,

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2 returned to us because we don't have a current or
3 new address on that licensee. We'll get it when he
4 renews, but not until then. For some reason, we
5 seem to be forgotten until we force them to remember
6 us. At any rate, everyone got a copy. If anyone
7 didn't get a copy and needs one, please let me know.

8 Did anyone find any problem with that or want
9 to make any changes---when we send out the memorandum
10 in letter form that Dan has just read to you? Does
11 anybody have any changes to make?

12 Okay. We have---before I go any further---two
13 visitors with us tonight; and I think they want to
14 be heard. I know that---I don't know---Mr. Beam,
15 I think---Is he with us still? Has he gone, Ralph?

16 MR. BROWN: He's not here right now.

17 ADMINISTRATOR: Mr. Moono, who is with a security company
18 from Wilmington, North Carolina, wanted to address
19 the Board; and if it's appropriate, Mr. Chairman,
20 at this time, I'll defer and let him make his comments.
21 Because, I am going to have some rather lengthy
22 things to get into.

23 VICE-CHAIRMAN SHORT: All right. Mr. Moono, are you
24 here?

25 MR. MOONO: I sure am.

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2 VICE-CHAIRMAN SHORT: All right. Would you like to be
3 heard at this time?

4 MR. MOONO: Yes, sir, I would.

5 VICE-CHAIRMAN SHORT: All right.

6 MR. MOONO: Mr. Starling, Mr. Brown, and Chairman---

7 Number one, the only reason I am here---There were
8 a couple of questions that I had asked from local
9 security companies and private detectives in the
10 Wilmington-Brunswick County area. I have answered
11 these questions tonight with Mr. Watson. He's very
12 big about it. He explained it to me, and I believe
13 it was just a matter of trying not to consult an
14 attorney. So, don't let me alienate anybody tonight.

15 But, the biggest thing that I was here tonight
16 was about the police commission and a sworn law
17 officer; and I believe I had that question answered
18 by Mr. Watson, as far as employing off-duty policemen
19 working as security guards; also, licensees, like
20 myself, who would like to be special deputies or
21 police auxiliary. And, I believe that's answered
22 quite clearly, as I found out tonight, as far as not
23 being able to do it.

24 The next question that came up was in the
25 category of firearms; and I believe this will probably

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2 be decided by this Board tomorrow or over the next
3 couple of days or over the next couple of weeks,
4 as far as who is a qualified instructor. As an
5 example, in Wilmington I've got a small agency.
6 I've got seventy-four men, maximum, working for me.
7 I've got three or four contracted as specified
8 armed guards. Last year I worked the State Ports
9 in Wilmington strike when they had it. They asked
10 for six men, armed guards, per shift.

11 Now, if I have to get all of these people
12 registered, that's fine. But, this requires a four-
13 hour minimum training standards, which I already
14 have a sixteen to twenty-hour training standard.
15 I have taught at the Chicago Police Academy Cadet
16 School, firearms training. All I would like this
17 Board to find out for me is who is a qualified
18 instructor. Is it okay for myself to go to the
19 local sheriff's or police department and say, "Sergeant,
20 Lieutenant, Chief," whatever may be, "I want you to
21 train my men, according to these rules, four hours
22 minimum in nomenclature, reasons for using a firearm,
23 so forth and so on; also, a qualifying score." I need
24 a minimum that I can tell my men.

25 As an example, right now I feel very confident

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2 that all of my men could probably fire better than
3 our local sheriff's and police departments. No
4 questions asked about it. They can. They're retired
5 policemen, retired sheriff's deputies, MP's---you
6 know, thirty years in the Marine Corps and Army,
7 Air Force.

8 All I need to know is a determination on who is
9 a qualified instructor. Am I going to have to go
10 to this Board and say, "Mr. Brown will come down
11 and train all of my men," or is there a certain pre-
12 requisite that I can start from. That's all I
13 really need to know, so I can go back home and I
14 can say, "Okay, guys, tomorrow morning we're going
15 to start training these guys." Because, next year,
16 as an example, I've got a Housing Authority down at
17 Wilmington. We've got nine projects, and they're
18 all lower income people. The first two or three
19 days of the month we guard the offices. They require
20 armed guards. The police department will not touch
21 it. I put armed guards in there. I, myself, am
22 personally confident that these guys know how to do
23 it; but to comply with the Board, I want to know
24 what I have got to do to qualify, come the first of
25 January, in training these men for firearms protection.

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2 That's all I really need to know, and I need some
3 kind of determination tonight---or, you know, in
4 the next month or so.

5 VICE-CHAIRMAN SHORT: Well, I think, really, what you're
6 asking---the question you're asking is a question
7 that's being asked by all security guard companies
8 in the state of North Carolina at the moment. And,
9 that's what we're going to have to determine. That's
10 one of the many problems we have with making these
11 Rules and Regulations, and we just haven't got to
12 that point, yet. Am I right?

13 ADMINISTRATOR: That's correct.

14 MR. STARLING: Mr. Chairman, I don't know whether Mr.
15 Moono knows it---That's one of the things on the
16 agenda for tomorrow, is to take up the Rules and
17 Regulations that we're going to establish, including
18 just what you've asked about.

19 MR. McLAWHORN: I'd like to point out for you, also, that
20 particular set will have to be agreed upon by the
21 Board and the Attorney General, with regard to firearms.
22 All the rest of them are the Board's decision, alone.

23 ADMINISTRATOR: We do anticipate having a public hearing.
24 We must have public hearings. As I explained to you
25 earlier, this is required by the law; and you would

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2 certainly be welcomed at those public hearings
3 for input and any suggestions and so forth. This
4 Board is not going to try to tell the industry what
5 to do, without getting an input from the industry.
6 They don't intend to, and they don't want to. I
7 don't blame them. I hope they don't want to, because
8 that puts me on the hot seat, then.

9 MR. MOONO: Okay. Mr. Brown, in all deference to your
10 opinion---and I respect it very much; I think that,
11 no matter if it's a large security agent---whether
12 it be Burns or Pinkerton or American Security, which
13 I own---I think that the insurance qualifications
14 are too small. I really do. We've worked this long---
15 and I've been in business eight years. A lot of
16 the people have been FBI men, policemen in Charlotte---
17 all over the country, like myself. I think it's
18 time that we upgraded it. My company carries a
19 minimum of five hundred thousand dollars. I think
20 that, if we're going to upgrade the industry of
21 security guards from the, you know, bullets and
22 Band-Aid type field, that you ought to upgrade it
23 enough to have persons with contracts more than
24 liability than what we're setting right now. But,
25 like I say, that's a personal opinion of myself and

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2 two or three other---you know, local organizations.
3 I think that we should rid the field of fly-by-night
4 security people. And, the only way we're going to do
5 that is to have them require insurance, liability,
6 to make sure that---I don't care if you hire a guard
7 for five minutes or ten minutes or a week or a year.
8 If they make a mistake, that that agency is going to
9 back behind a hundred percent. I think the limits
10 right here are a hundred thousand dollars. I think
11 it's too small; but, like I say, that's a personal
12 opinion.

13 MR. McLAWHORN: That was a legislative determination.

14 ADMINISTRATOR: We don't have any control over that, and
15 I think if you would talk to Mr. Reid from down there
16 in Wilmington, he would argue with you about that
17 insurance problem. He thinks it's too much.

18 MR. MOONO: George and I argue all the time. It don't
19 bother me worth a darn. But, I'm serious about
20 that. Seriously, if I can get some kind of
21 determination, you know, qualified instructors, I'll
22 leave here as happy as I can be---or within the
23 next month, something that I can live with, so we
24 know what is called a qualified instructor. Do we
25 have to go to the police department, sheriff's

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2 department, or hire somebody that the State recommends
3 or whatever. I'm just trying to find out so I can
4 qualify either way---or anybody qualify either way.

5 MR. WATSON: What we hope that we can do is to get
6 together on such proposed Rules and Regulations
7 so that, within the specified period of time, thirty
8 days, we can have a public hearing. And, following
9 that public hearing, with input from the industry,
10 then we can get down to a concrete set of rules.
11 But, right now, we've got to make the rules for
12 everything; and that's just one of the things.

13 MR. MOONO: The only problem with that is, I guess, like
14 every---even a highway meeting. You can have all
15 the public hearings you want and a lot of time people
16 don't come out. All I want is to make sure that
17 the Board realizes that there are some people that
18 are not going to come to these meetings; that may
19 not be, like I say, as big as Burns, or Pinkerton
20 or Security Forces, who deal in a small agency and
21 do want to have the best caliber person they can
22 put out on the street. But, they need some kind
23 of guidelines to go by. That's all I'm asking---
24 you know, so we know in black and white what we've
25 got to have. If it takes thirty days, that's fine.

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2 MR. WATSON: I can say that, from the viewpoint of
3 public hearings that I've been to, that we will
4 appreciate it if you will come and put some input
5 into it. You're exactly right; not enough people
6 do. They wait until something happens, and then
7 holler.

8 MR. STARLING: I don't believe, Mr. Chairman, we can
9 give him much information at this time about that.

10 VICE-CHAIRMAN SHORT: In all kindness to you and in all
11 understanding that I can extend to you, I would have
12 to say to you something that my father has said to
13 me many times. At this point, you are putting the
14 cart before the horse. We have not gotten to that
15 point, and this board is not in a position to
16 answer your questions at this moment.

17 MR. MOONO: Okay. This, I understand. I'm not worried---
18 Like I told Mr. Brown, I'm not worried---I just need
19 some kind of determination, let's say, within the
20 next sixty days---you know, whether a public hearing
21 or not. Because what I get is this---and I don't
22 mind reading it and I don't mind abiding by it.
23 You know, they say, the first of January, 1980,
24 this is what you must do; but I've got no idea
25 of what a qualified instructor is. That's all I'm

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2 This Board cannot answer your question at this time,
3 and I think it will be appropriate for us to do
4 our work session on rules and regulations. When
5 the rules and regulations come out, if you have some
6 objection to what is done, then you can voice that
7 objection at a public hearing. I think you're too
8 early with asking your questions.

9 MR. McLAWHORN: Part of your question may be answered,
10 at least as far as the authority of the Board goes---
11 not to say what the Board will decide to do---under
12 the firearms section in Paragraph F. And, during the
13 time that is necessary, up to thirty days, to train
14 an individual, the Board may delegate to the
15 Administrator the authority to give temporary approval
16 for a firearms permit. It's not to say that the
17 Board will choose that method, but that is a permissible
18 option that the Board has.

19 MR. MOONO: That's fine. I just understood that tomorrow
20 was a workshop, and I couldn't guarantee that I was
21 going to be here tomorrow, so I came up tonight.
22 And, I don't mean to offend anybody.

23 VICE-CHAIRMAN SHORT: I don't mean to offend you either.
24 But, at a workshop session, I don't think that's
25 the appropriate time for you to be raising questions.

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2 MR. MOONO: Okay.

3 VICE-CHAIRMAN SHORT: I think the appropriate time for
4 that is at a hearing.

5 MR. WATSON: And, it is my understanding that you will
6 know before the hearing what it's all about. So,
7 that if you have some question as to the proposed
8 rules and regulations, you will have opportunity
9 to talk and to speak to that question. That's the
10 purpose of a public hearing.

11 VICE-CHAIRMAN SHORT: The board does not intend to
12 regulate you out of business.

13 MR. MOONO: Like I say, so far as armed guards, like I
14 say, probably twenty percent of my contracts right
15 now require armed guards. The rest are unarmed.
16 But, if these certain situations come up, like the
17 State Ports, that require armed guards, or the
18 Housing Authority, that require armed guards, I'd
19 like to be aware of ahead of time if I've got to
20 have everybody licensed or just what.

21 VICE-CHAIRMAN SHORT: Well, hopefully, you will be aware
22 of what's going to happen ahead of time.

23 Do you have any other---

24 MR. MOONO: No, that's fine. Thank you.

25 VICE-CHAIRMAN SHORT: Was there someone else?

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2 ADMINISTRATOR: Yes, but he's not here. He was here.

3 Okay. We're back to me again. The ball is
4 in my court. May I continue?

5 VICE-CHAIRMAN SHORT: Yes.

6 ADMINISTRATOR: All right. In respect to problems that
7 we are having, all of you be aware that there was
8 an incident in Charlotte, North Carolina, between
9 two unarmed guards, where an unarmed guard shot and
10 killed another unarmed guard on post. We are trying
11 to find out exactly what happened there. The unarmed
12 guard who shot the unarmed guard was registered. The
13 victim who is deceased was not registered. He has
14 now been rather hurriedly registered. However, he's
15 not been terminated, yet. So, we're waiting for
16 termination. It's an unusual situation.

17 On the question of concealed weapons, again,
18 I think Mr. McLawhorn has been over that. Also, I'd
19 like to say that he did send a letter out to the
20 Powers Detective and Patrol Agency outlining exactly
21 what he has told us, again, particularly with regards
22 to the company police carrying concealed weapons.
23 So, we have a copy of that if anyone would like to
24 see it.

25 A letter from Mr. Steve Howell---We received at

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2 our office about a young man that we have already
3 approved earlier. Mr. Howell would like to make
4 this Board aware that he had told Southeastern Sight
5 and Sound, in his capacity as the president of the
6 North Carolina Alarm Systems Association, that they
7 needed a license. They persisted in saying they
8 didn't need a license, and he wants the Board to be
9 aware of the fact that he had told them before on
10 several occasions, and that they now are complying.

11 We are having some problems with a company that
12 I think Ralph Brown has a great deal of respect and
13 appreciation for, called NOVAR. They are coming into
14 the state of North Carolina, have expanded their
15 organization to include parties similar to Tupperware
16 parties, in which they give a man a discount on his
17 NOVAR alarm system, provided he can get four or
18 five of his neighbors to sit in on a party and listen
19 to the spiel on the other---from another salesman.

20 The problem that we're having with them is these
21 guys persist in installing them. Another problem
22 that we're having is they have a service agreement
23 which says they will service equipment. They obviously
24 know that it is against the law for them to service
25 this equipment in the state of North Carolina, without

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2 a license. So, the question arises, are they selling
3 someone a service agreement when they, in fact, know
4 they cannot comply with that service agreement. We've
5 let consumer people take a look at this, and the
6 ball is in their court now; and let's see where we
7 go from there.

8 We received a letter from a Mr. Montagnesi.
9 That's as close as I can get. It is a complaint
10 out of Sarasota, Florida, on one of our licensees,
11 Mr. Marion White, Duplin, North Carolina. It says
12 that he didn't comply with a contract billing; that
13 is, this gentleman is a private investigator in the
14 state of Florida. And, this private investigator
15 from North Carolina contracted the private investi-
16 gator from the state of Florida to do a service for
17 him and has failed to pay the private investigator
18 in Florida. My particular opinion is that's a matter
19 for civil litigation; not a matter for this board.
20 Do you have any preference on what we should do?

21 A private detective hired another private
22 detective, and he hasn't paid him; and that private
23 detective wants us to do something about it. And,
24 he's from Florida. We don't---the services were
25 performed in Florida. The billing came from the

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2 state of Florida. Just because this other gentle-
3 man who didn't pay him is a licensee of this Board
4 doesn't mean that we are responsible for him paying
5 all of his bills, no matter what they are. My feeling
6 is that we shouldn't get involved in that investi-
7 gation. Does anyone have an opinion?

8 CHAIRMAN BOYCE: Not to the contrary.

9 ADMINISTRATOR: Thank you, sir.

10 We got a letter from Pell, Pell, Weston and
11 John, Attorneys at Law, in Greensboro, North Carolina.
12 They would like to lodge a complaint against S & S
13 Security of Greensboro, North Carolina. They're
14 stating, basically, that S & S Security put in an
15 alarm system and it doesn't work. They've called on
16 several occasions, trying to get somebody to come
17 back and fix the alarm system; and they've never
18 been back. They are not saying that they want us
19 to do anything, in particular. They are saying that
20 they are preparing a civil action against them, and
21 that they would like to request our assistance on
22 information concerning their licensing and so forth.

23 I propose to give them everything that's
24 public information. Is there any problem with
25 that?

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2 Okay. We received a letter from McKey Electronics
3 Corporation, stating that he has two customers who
4 he has recently installed alarms for; and he had
5 to remove NOVAR alarms from those places he installed
6 these alarms. And, the alarms were lousy and the
7 customers felt ripped off. There's nothing much
8 we can do until we get a letter from the customers.
9 I have contacted the customers and asked them, if they
10 wish to issue a complaint, to send it to me. Is there
11 anything else anyone wants me to do about that? I
12 don't really see anything else we can do.

13 MR. BROWN: Roy, are we keeping any type of record of all
14 these complaints on NOVAR alarms?

15 ADMINISTRATOR: Yes, sir. As a matter of fact, in the
16 last week, I've been in contact with the first
17 vice-president in charge---whatever that means; and
18 he has assured me that they are not ripping people
19 off, that they are not installing a burglar; it is
20 their opinion they're installing an anti-intrusion
21 device. He did agree with me, however, that the
22 new definition under General Statute 74C does say
23 anything that they've got needs to be licensed, if
24 they install it or service it. He disagrees with
25 us in the fact he says none of the servicing occurs

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here; it all occurs out of state, in that they come in and get the system and send it out of state and replace it by another system. That is not, however, what the contract says.

MR. WATSON: I would interpret that as servicing. That's the first step in it.

ADMINISTRATOR: Well, like I said, these things have all been turned over to consumer. They've got a lot more they can do about it than we can.

I want them to take a look at the whole system. I think the system costs something like thirty-four or thirty-five dollars to build, and I know of one contract that it was sold for seven hundred and ninety dollars. They don't charge interest, but they don't need to. That's one of their big sales pitches, that you don't pay any interest. At those prices, you don't have to.

To answer your question, Ralph, we're keeping a record of everything that comes in on NOVAR, including NOVAR's---We've got a copy of their sales pitch that they give to their agents or their salesmen.

MR. BROWN: How they've been operating in the past, they come in and hit an area.

ADMINISTRATOR: Yeah, they flood an area---

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2 MR. BROWN: When everybody gets after them, they pull
3 out and leave.

4 ADMINISTRATOR: Well, usually, they work the border
5 areas. They haven't really hit us anywhere deep
6 in the heart of Carolina, yet. And, basically,
7 there's---If the guy doesn't install it and he
8 doesn't service it, there's nothing I can do about
9 it. He can sell it.

10 MR. BROWN: But, he says he'll service it.

11 ADMINISTRATOR: That doesn't make any difference. I
12 can't do anything for him saying he will service
13 it. The law says "if he services it." Consumer
14 can do something if he misrepresents the service
15 agreement. I can't do anything about that. Is
16 that correct? Do you see what I'm saying? Our
17 law says, if he sells and services. Now, we can
18 say that he may misrepresent himself or hold himself
19 out to be in the private protective services industry.
20 But, we're grabbing straws. Let's let consumer
21 have it for a little while longer and see what they
22 do with it.

23 We have a letter from the North Carolina
24 Polygraph Association, Mr. Carl Pletski. We received
25 it June 28, which is a new listing of all accredited

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polygraph schools in the state; also, Mr. Pletski would like the Maryland Institute, the National Training Center of Polygraph Science in New York, and the Universal Polygraph Institute added to our list. The curricula of these schools have been checked by the North Carolina Polygraph Association. The reason you don't see the Maryland Institute on there is because I have their entire course of curricula in here somewhere, if you want to see it. I see no objection to it. They're all fully accredited and they're all already APA accredited. We would just be adding them to our list.

MR. STARLING: Mr. Chairman, is a motion in order at this time?

VICE-CHAIRMAN SHORT: Yes.

MR. STARLING: I make a motion that these schools be added to the list of schools that are recognized by this board.

VICE-CHAIRMAN SHORT: The motion is that these schools be added to our list of approved schools. Is there a second?

CHAIRMAN BOYCE: Second.

VICE-CHAIRMAN SHORT: We have a motion and a second. All in favor, say "aye."

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[THEREUPON, "AYES" WERE HEARD.]

VICE-CHAIRMAN SHORT: Any opposed?

[THEREUPON, NO "NOS" WERE HEARD.]

VICE-CHAIRMAN SHORT: So ordered.

ADMINISTRATOR: If anyone is interested in seeing the Maryland school's curriculum, we have a complete copy of it; and we have an open invitation for any board member to come up there and attend a couple of their classes and see what they do. This guy is pretty nice. They seem to have a good thing going.

All right. The last thing---

VICE-CHAIRMAN SHORT: Would they extend that to a full course?

ADMINISTRATOR: Would you go?

VICE-CHAIRMAN SHORT: Yeah.

ADMINISTRATOR: We'll see. Why not?

We have a couple of matters that we must go into executive session on, that I have to discuss with you. So, I will need---what?---a motion and a statement of purpose. To go into executive session, we need a motion from a board member and a statement of purpose. We are going to discuss two investigations.

MR. BROWN: I make a motion that we go into executive

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session.

VICE-CHAIRMAN SHORT: For what purpose?

MR. BROWN: Just what he said. Didn't you hear him?

ADMINISTRATOR: To discuss two investigations.

MR. BROWN: Right.

MR. WATSON: Second.

VICE-CHAIRMAN SHORT: We have a motion and a second that we go into executive session to discuss some investigations, two investigations. All in favor of that motion, please say "aye."

[THEREUPON, "AYES" WERE HEARD.]

VICE-CHAIRMAN SHORT: Any opposed?

[THEREUPON, NO "NOS" WERE HEARD.]

VICE-CHAIRMAN SHORT: So ordered.

ADMINISTRATOR: The first matter is that of a Mr. William A. Wheeler of Wheeler Security in Canton, North Carolina. You gentlemen from up in the Asheville way may know Mr. Wheeler. He's an ex-chief of police from up there somewhere. I wrote him a letter on August 21, 1979, stating the following: "It has come to the attention of this office that a young man who works for you, a Mr. Ricky Warren Fisher, was arrested on June 6, 1979, for carrying a concealed weapon. Subsequent to this arrest, Mr. Fisher and a second

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2 employee of yours, Mr. Jeff Jones, were interviewed
3 pertaining to the circumstances of Mr. Fisher's
4 arrest, both gentlemen stated that they had been
5 ordered by you to conduct the surveillance of a
6 girl who worked at the Blue Ridge Pharmacy.

7 "This type of activity is not in the realm of
8 the duties performed by registered security guards."
9 Both of these employees were registered guards.

10 "The results of this preliminary inquiry will be
11 presented to the Private Protective Services Board
12 at its meeting on September 6." I will personally---
13 I put in here, "A recommendation by this office
14 will be made that a hearing be conducted reference
15 suspension or revocation of your license."

16 I make that recommendation. The reason for
17 this is simply this, this gentleman had a problem
18 with a---the young man in question who was arrested
19 was, I believe, Mr. Jeff Jones. And, I wrote him
20 a letter, telling him that we had received a
21 complaint on Mr. Jones' carrying a concealed weapon
22 and that he had authorized him to do so.

23 He wrote me the letter back and said, "I have
24 investigated the applicant, Mr. Jeff Jones, thoroughly;
25 and I believe that vigorous campaigning on his part

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2 against the present sheriff is the basis of the
3 complaint from the sheriff's department." The
4 sheriff's department did not send us the complaint.
5 The complaint came from one of our agents up there
6 who saw him at Hardee's with a concealed weapon.

7 "In regard to Mr. Hess's comment," that's our
8 agent up there, "if I were again the chief law
9 enforcement officer of this area, I would probably
10 seek more qualified candidates, etc."

11 This letter states that this young man, Jeff
12 Jones, is a highly respected and grand young
13 individual; and he wholly recommends him for the
14 position. And, then, we turn around two weeks later
15 and we have him arrested for carrying a concealed
16 weapon. And, he states and the other gentleman
17 states, "on orders from their boss." In my telephone
18 conversation with Mr. Wheeler, I expressed to him
19 that it was unlawful for anyone to carry a concealed
20 weapon; and he said that he has expressly told all
21 of his guards that they cannot carry concealed
22 weapons except on those premises that they're
23 contracted to provide security for. I told him at
24 that time that, that was also illegal.

25 It is not my real recommendation that we hold

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2 a hearing, but I certainly think that this gentleman
3 ought to be invited to a board session and talked
4 to about the way he's running his business. He
5 can't send registered guards out to do surveillances.
6 That's against the law. We've got quite a file here.

7 Oh, yeah, incidentally, investigation has
8 revealed that the young lady in question was his
9 girlfriend that he was having watched.

10 MR. STARLING: Wheeler's girlfriend?

11 ADMINISTRATOR: Yes.

12 MR. WATSON: Watched or guarded?

13 ADMINISTRATOR: They were supposed to know she was
14 there. I guess it could have been either one.

15 MR. STARLING: Mr. Chairman, I have a feeling that the
16 best interest would be served by letting the
17 Administrator take further care of that, rather
18 than for Mr. Wheeler to be invited to the board.
19 It takes a great deal of the Board's time for that,
20 and we've got an Administrator up here that knows
21 what he can do and probably knows pretty well how
22 to handle this situation. If the Administrator
23 can---and he's already told them---his rights about
24 having somebody else to carry a gun that works for
25 him. It just appears to me that this might be

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2 a matter, instead of the whole board taking its
3 time up, that we could ask the Administrator to
4 handle it and report back to us.

5 VICE-CHAIRMAN SHORT: The only thing that bothers me about
6 the situation is him sending two people out to
7 watch his girlfriend that are not licensed investi-
8 gators. I don't think it would be proper for him
9 to send two people out that are licensed investi-
10 gators to watch his girlfriend. I'm disturbed that
11 he holds a private investigative license and would
12 have no more presence of mind than to do something
13 like that. What's the feeling of the other board
14 members? Do you feel like that this is of such a
15 nature that it would be something that we ought to
16 talk to this gentleman about?

17 MR. WATSON: Well, does he have an investigative license
18 or is it just guard and patrol?

19 ADMINISTRATOR: No, he has a private investigator's
20 license, also. Let me make one other statement.

21 MR. STARLING: What has he said about it?

22 ADMINISTRATOR: In my conversation to him, he says he
23 never sent the two people down there to do this;
24 that he certainly would not have told them to carry
25 a concealed weapon; that the sheriff of the county,

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2 the chief of police, and every other law enforcement
3 agency up there was out to get him; and that they
4 were going to get him. I might make---and this is
5 for clarification. On the same date that---I sent
6 him a letter on April 30, 1979, which states, "Dear
7 Mr. Wheeler: We have been notified by U. S. Fidelity
8 and Guaranty Company," and that letter is dated
9 April 25, "that your surety bond had been canceled.
10 In order for your license to remain valid, it's
11 necessary that you submit a new bond at once. Enclosed
12 is a bond form for your convenience."

13 I called him on the phone a couple of times
14 and still haven't got a bond. On this last letter,
15 I said, "On that same date, April 30, 1979, you
16 were advised by letter that it was necessary for you
17 to submit a new bond at once. This office has
18 received no further correspondence from you and
19 must assume that you are operating currently---
20 currently operating your organization illegally.
21 Notification of this fact will also be given to the
22 Private Protective Services Board at the September 6
23 meeting."

24 He doesn't have a bond now, as far as I can tell.
25 As far as I'm concerned, this board has the authority

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to write him and ask him for his license.

MR. BURNETT: Did you not say awhile ago, when you called him, that he said that he didn't tell the people to carry the guns down there; and then he gave you an instance where he had told them; and that was illegal, too?

ADMINISTRATOR: Yes. He told them they could carry concealed weapons on the premises they were guarding. He doesn't have any uniform---

MR. BROWN: It is in order for a motion? a motion?

VICE-CHAIRMAN SHORT: Yes.

MR. BROWN: I'd like to make a motion that we call his license in for failure to comply with the bond--- cancel his license.

VICE-CHAIRMAN SHORT: Is there a second to that motion?

MR. TAYLOR: Second.

VICE-CHAIRMAN SHORT: Motion has been made and seconded that the Administrator write a letter and ask the gentleman to send his license in. All in favor of that motion, say "aye."

MR. STARLING: And, advise him that the license has been canceled because he does not have a bond?

VICE-CHAIRMAN SHORT: Yes, because he doesn't have a bond at this time.

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MR. STARLING: I'll second that motion.

VICE-CHAIRMAN SHORT: Motion has been made and seconded.

All in favor, say "aye."

[THEREUPON, "AYES" WERE HEARD.]

VICE-CHAIRMAN SHORT: Opposed?

[THEREUPON, NO "NOS" WERE HEARD.]

VICE-CHAIRMAN SHORT: So ordered, Mr. Administrator.

MR. STARLING: Mr. Chairman, I would also like the Board's suggestion to the Administrator that we have our investigators to make appropriate investigation to see if Mr. Wheeler is continuing to do private investigative work.

ADMINISTRATOR: So done.

MR. McLAWHORN: Gentlemen, we've got a problem with the bond requirement that I didn't realize until today.

ADMINISTRATOR: There's no bond required until January 1 of 1980.

MR. McLAWHORN: The bond and the insurance are in the same Statute---section of the Statute, and that section does not become effective until January 1 of 1980.

MR. BROWN: Are we not operating under the old one until then?

MR. McLAWHORN: Well, the old Statute went out. We do

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have a regulation that requires the license shall not be issued without a bond. Unfortunately, the prohibitive acts don't include that in the old regulations.

MR. WATSON: There's something in the new regulations that says that all the old rules and regulations will remain in effect until changed.

ADMINISTRATIVE: This is not specifically addressed in the old rules and regulations, with the exception of the actual issuance of the license. He had a bond when he was issued the license. That's what the old regulation calls for. Now, the law said that he must maintain it; but the regulation didn't say that he must maintain it. And, he knows that. He told me over the phone that he knew that, that he would challenge that, that he didn't need a bond until January 1, 1980.

MR. BROWN: Does he not know that he has to apply for a license again sometime?

ADMINISTRATOR: What do you mean?

MR. BROWN: I mean a renewal.

ADMINISTRATOR: Apparently he's not worried about it a great deal.

This man is---He is not---I don't think he is

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2 testing this board, per se. It's just that he---
3 I think he is a paranoid individual. He really feels
4 like everybody is after him. So, he strikes back.

5 VICE-CHAIRMAN SHORT: The Chair would like to offer some
6 information about this young man. You were not the
7 Administrator at the time this young man was granted
8 a license. I don't know whether you were on the
9 board or not. I know you were, Ralph. This is the
10 gentleman---When he came before this board for a license
11 initially, the mayor of the town---I can't think
12 of the name of the town. Highlands---The mayor of
13 the town and the chief of police, the city clerk, and
14 I don't know---several other people---appeared and
15 asked this board not to license him. And, it was
16 the feeling at that time that he was being ganged
17 up on by politicians; and he made a good case for
18 himself. Do you remember that?

19 And, really, on the basis of the feeling that
20 he was ganged up on by politicians, he was granted
21 a license. So, this is not---you know---

22 MR. BROWN: It's just coming back home to us.

23 ADMINISTRATOR: He's still being ganged up on.

24 VICE-CHAIRMAN SHORT: He's still being ganged up on, but
25 it may not be that he's being ganged up on.

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CHAIRMAN BOYCE: I remember him as a good talker.

ADMINISTRATOR: Well, the fellow in the Blue Ridge Pharmacy is ganging up on him, too.

CHAIRMAN BOYCE: We gave him the benefit of the doubt.

VICE-CHAIRMAN SHORT: Yeah, we gave him the benefit of the doubt.

ADMINISTRATOR: He's going to fight us, I guarantee you that. So, whatever we do, let's do it right and let's do it effectively.

MR. STARLING: Where are we from a legal standpoint that we passed?

VICE-CHAIRMAN SHORT: Basically, what the attorney general has said is that we can't do that.

MR. McLAWHORN: I haven't found a way yet, and I've been looking.

MR. STARLING: I would hate to waste our time, you know, challenging him to something and our money and resources---It costs us money every time we do something like that.

VICE-CHAIRMAN SHORT: I agree with that, and I hate for us to do something to him; and him turn around and say, "Ha, ha, you can't do it."

MR. McLAWHORN: I don't see a way now to take his license for failure to maintain the bond, in light of the

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2 loophole that's created by the new Statute, quite
3 truthfully. It's just that the old regulation
4 requires that you have a five-thousand-dollar bond
5 to be issued a license. I would say that's still
6 in effect, that anybody that applies for a license
7 has still got to have---show us a five-thousand-
8 dollar bond. Unfortunately, the regulation doesn't
9 continue to say you must maintain the bond to keep
10 your license; and we don't have that by statute
11 right now.

12 ADMINISTRATOR: Mr. Bridgers will be handling this
13 thing, if this Board wants an investigation done.
14 He has proven to me that he is capable. My parti-
15 cular feeling is right now, if the board will
16 authorize an investigation and the attorney general
17 concurs in that, Mr. Bridgers could go up there and
18 if, in fact, proves that this man did order these
19 two young men to carry that concealed weapon and do
20 that surveillance, isn't that sufficient?

21 MR. MCLAWHORN: That's very sufficient.

22 MR. BROWN: I would like to see that, but I don't want
23 somebody to say we're after him, too.

24 ADMINISTRATOR: Well, he's going to say that.

25 MR. STARLING: It appears to me that the board has a

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responsibility to investigate this type of complaint.

That's one of the reasons we have the investigators.

MR. BROWN: I make a motion that we investigate it, due to this complaint.

VICE-CHAIRMAN SHORT: Are you withdrawing your other motion?

MR. BROWN: I withdraw the other one.

ADMINISTRATOR: Well, that, Mr. Brown, is one of the reasons we have the concurring request from the AG's office. If he wants to start saying---I mean, he can go as high as we can go in the state, now. The PPS Board and the Attorney General are after him, if he wants to make that claim; but that is not the case. What we're going---We'd just as soon prove he's innocent as guilty. We just want to find the truth.

MR. BURNETT: Well, our investigator saw these two guys, one of them with a gun, and talked to them; and they said, "He told me to carry the gun." Was either one of them arrested for a concealed weapon?

ADMINISTRATOR: Yes, sir. We have a memorandum in our file already from Special Agent Hess---It is a rather lengthy memorandum that you are welcome to read---and a copy of the actual arrest warrant, charging Mr.

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MR. BURNETT: Is he still working for Wheeler?

ADMINISTRATOR: The last we knew, he was. Wheeler said that he was going to fire him, but we have heard nothing since then.

MR. STARLING: The fact that Wheeler owns the gun isn't evidence enough to show me that Wheeler told him to do something that's illegal. I think it's just--- that we have Agent Bridgers go up there and do an investigation, to determine if possible---if he can determine it---whether Wheeler did actually tell these people to do something that's unlawful.

MR. McLAWHORN: And, again, I think I'm seeing a lot of places that we need regulations. The Prohibitive Acts Section prohibits the licensee from being convicted, but not his registered security guards, you know, getting kind of technical with it. But, I do think you've got good grounds to go forward on "engaged in or permitted employee to engage in a business when not lawfully in possession of the license," in sending the people out to do the investigation.

ADMINISTRATOR: The concealed weapons, as it were, is not the primary thing we're interested in.

MR. McLAWHORN: And, a strict reading of that is, that

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2 the licensee has been convicted of it, not that---
3 his employees have been convicted of it when doing
4 exactly what he told them to. So, again, more reason
5 to look for regulation.

6 ADMINISTRATOR: At the time of Agent Hess's interview of
7 the two individuals, both of them were still
8 employees of Mr. Wheeler and both of them were still
9 in his good graces and both of them, according to
10 Agent Hess, were absolutely convinced that they hadn't
11 done anything wrong---from the standpoint that he
12 had told them that they weren't doing anything
13 wrong, and they believed him.

14 MR. BURNETT: How large is Wheeler's operation?

15 ADMINISTRATOR: Very small.

16 MR. BURNETT: Well, then, is it sophisticated enough
17 to have a standard operating procedure of its own;
18 whereby, is the gun issued to the individual guards
19 or is it given on every day of duty or what?

20 ADMINISTRATOR: I don't think there's any real---A lot of
21 them carry their own guns, he says. A couple of them
22 carry their own guns, and he issues a couple of them.
23 This particular gun, as I understand it, was registered
24 to Wheeler or owned by his company. We have also
25 been told---and we don't know this for a fact, so

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2 we don't bring it up a great deal. We've been told
3 that he doesn't have a uniform for any of his guards,
4 that they wear jeans and so forth.

5 MR. McLAWHORN: We talked about that one last time. The
6 uniform section sets out the requirements for uniforms,
7 if you wear one; but it doesn't require you to wear
8 one.

9 VICE-CHAIRMAN SHORT: Well, with all this talk that's
10 gone on, let's go back down the line here. Anybody
11 have any comment?

12 MR. WATSON: No. I'd like to see it investigated, but
13 on the basis of---

14 CHAIRMAN BOYCE: I think we should have a thorough
15 investigation made of it.

16 VICE-CHAIRMAN SHORT: As the Chair understands it, the
17 motion that was made, seconded and passed has been---
18 The motion has been withdrawn. Does that die?

19 CHAIRMAN BOYCE: Yeah, I think he withdrew it.

20 VICE-CHAIRMAN SHORT: All right. Motion has been made
21 further by Mr. Brown that Mr. Roy Brown be instructed
22 to have this investigated and report back to the
23 board. Is there a second to that motion?

24 CHAIRMAN BOYCE: Second.

25 VICE-CHAIRMAN SHORT: Motion is made and seconded. All

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2 in favor, say "aye."

3 [THEREUPON, "AYES" WERE HEARD.]

4 VICE-CHAIRMAN SHORT: Any opposed?

5 [THEREUPON, NO "NOS" WERE HEARD.]

6 VICE-CHAIRMAN SHORT: So ordered.

7 ADMINISTRATOR: I don't think there was anything else
8 that I had.

9 MR. McLAWHORN: I'd like to talk about Zack Charles, too.

10 ADMINISTRATOR: I wanted to get into the committees a
11 little bit. Do you want to go into Mr. Charles
12 before we get into the committees?

13 MR. McLAWHORN: I don't know exactly what we can do to
14 him. He came in June and told us that he was taking
15 the green lights off the top of his cars, and they
16 were still there three weeks ago in August when I
17 was in the shopping center. And, James has seen
18 them since then. He has done nothing that he told
19 this board he was going to do under oath of questionable
20 practices that he was carrying on in Winston-Salem.

21 ADMINISTRATOR: He's something. This guy, he calls you
22 up on the phone, and he tells you that the sky is
23 green; and he expects you to believe it. And, for
24 him, it is.

25 VICE-CHAIRMAN SHORT: That's my airplane mechanic.

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2 MR. BROWN: Isn't he a private detective, Clarence?

3 VICE-CHAIRMAN SHORT: Uh-huh (yes), the airplane mechanic.

4 MR. BROWN: Has he been written a letter concerning this?

5 MR. McLAWHORN: No, not that I know of, yet. We haven't
6 talked to him again about his green lights, have
7 we?

8 ADMINISTRATOR: No. He promised to take them off. We
9 took him at his word. I think that the board attorney
10 can testify that, as of mid-August, the green lights
11 were still certainly on the cars; and Mr. McLawhorn
12 had the opportunity to see them.

13 CHAIRMAN BOYCE: Why don't you write him a letter and
14 tell him to either bring those green lights and put
15 them on your desk or his license, one.

16 ADMINISTRATOR: I'll be glad to write the letter. That's
17 just means he's going to bring those green lights
18 down there and set them on my desk; and, then, what
19 am I going to do with them?

20 Also, his business phone is an interesting
21 number. I call it, and every time I call it, I get
22 somebody who answers the phone and says "Piedmont
23 Aviation." So, I ask them each time, "Is this
24 National Security Services?" And, they say, "No,
25 this is Piedmont Aviation." Then, I ask for Mr.

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2 Charles. And, he always says, "Please don't call
3 this National Security when you call here." But,
4 that is his business phone; and I don't understand
5 it.

6 CHAIRMAN BOYCE: His business phone out of the phone book,
7 too, or just as recorded with us?

8 ADMINISTRATOR: As registered with me. He has no other
9 business phone, except Piedmont Aviation.

10 VICE-CHAIRMAN SHORT: Do we have any grounds to get his
11 license?

12 MR. McLAWHORN: We may have one if we can establish that
13 he's aiding and abetting his people in impersonating
14 law enforcement officers, by the way he puts them
15 on the street in those cars, particularly since
16 he's been warned that it was a questionable practice
17 in the past. I don't know---They are surplus highway
18 patrol or city Plymouths.

19 ADMINISTRATOR: One of them is a taxi, an ex-taxi.

20 MR. McLAWHORN: And, they're painted the same color
21 green all over. They have a great big gold shield,
22 about this tall, on the side of them; and he's got
23 stars in the center of it.

24 ADMINISTRATOR: In the center of it, in the circle, there
25 are two letters. They are "N" and "S." But, the

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2 MR. McLAWHORN: Well, that's a separate Statute, that
3 makes it a misdemeanor. Now, within our own Statute,
4 we have one, also. Among our Prohibited Acts, that
5 are grounds for suspension of a license, we have
6 one that says "permitted or aided somebody to
7 impersonate a police officer." There is another
8 criminal Statute that goes into effect January 1,
9 1980, dealing with impersonating police officers'
10 cars. That's the one I was speaking of earlier
11 today.

12 MR. BURNETT: When y'all talked to this gentleman, was
13 there anything about a time frame or did you take
14 it on good faith?

15 MR. WATSON: He promised "immediately."

16 ADMINISTRATOR: He also promised to fire the gentleman
17 that we had talked to beforehand. Mr. Watson asked
18 him that day how he was going to fire a man that
19 was a fifty-percent stockholder in the company; and
20 he said, "I'll just fire him." Well, we never under-
21 stood exactly who could fire who; but it would seem
22 that, if both of them are half-owners, one could fire
23 the other one just as easily as vice versa.

24 MR. McLAWHORN: What I'm passing out to you---I think,
25 you know, in developing the regulation, you ought

1
2 to be aware of these two new Statutes.

3 They deal with the use of red lights and blue
4 lights. Green lights aren't in here. Amber, red,
5 and blue are taken care of so far by the General
6 Statute.

7 MR. BURNETT: You know, I have what might be a silly
8 question in my mind, too. How is the local police
9 handling this matter?

10 ADMINISTRATOR: They are in a holding pattern. The
11 explanation for their reason for being in a holding
12 pattern is, one of the two fifty-percent or major
13 stockholders in the company also sells all the
14 policemen their insurance.

15 MR. LEWIS: He no longer works for that company.

16 ADMINISTRATOR: He doesn't? When did he go away from
17 there?

18 MR. LEWIS: The man said he didn't want him there. Hart
19 doesn't work for that insurance company any more.
20 He used to work for it, and he made all of his contacts
21 with the police department. The sheriff and several
22 of the police officers recommended him for a license,
23 but all of them knew that he carried a gun because
24 he used to ride the beat with them. But, they wouldn't
25 tell me that he carried a gun until that letter came

1
2 in.

3 MR. SORRELLS: Does this fellow work within the corporate
4 limits of Winston-Salem or Forsyth County, also?
5 Both?

6 VICE-CHAIRMAN SHORT: I believe he probably works both,
7 but it's mostly in the city.

8 MR. SORRELLS: What about Lancaster, the sheriff there?
9 Is he aware of all of this stuff?

10 MR. LEWIS: He recommended him.

11 ADMINISTRATOR: The problem that we seem to have had is
12 a question in their minds up there as to whether or
13 not he could legally carry this concealed weapon.
14 He was a police buff, and he reminds you of the
15 same thing that happened in Dallas, Texas, with
16 Jack Ruby. He can go anywhere in the police depart-
17 ment he wants to. A rookie policeman sees him carrying
18 a concealed weapon and assumes he's supposed to be
19 doing that, because he doesn't know. The police
20 officer who told me about it in the letter told me
21 flat out that, if I divulged his name at that parti-
22 cular time, he felt it would jeopardize his job.
23 So, I did not; and as it turned out, an internal
24 affairs officer with the Winston-Salem PD found out
25 this young man's name, without me divulging it; and

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Wayne and I were privy to a conversation between that internal affairs officer, the police attorney up there---What's her name?

MR. McLAWHORN: Claire McNaught.

ADMINISTRATOR: Claire McNaught---in which they discussed the fact that it was not illegal for him to carry a concealed weapon under certain circumstances. And, what we found out is the law, as written by Claire McNaught, is well believed all over the state of North Carolina. It's not isolated in Winston-Salem.

MR. LEWIS: Internal affairs recommended him, too.

ADMINISTRATOR: I know. Everybody up there recommended him, except one or two guys, and they were kind of honest about it.

Hart's a different matter. You've already dealt with him.

VICE-CHAIRMAN SHORT: Hart is not the licensee. Charles is, and I think we need to deal with Charles, mainly, for coming to this board and telling this board that he would do certain things and not doing them.

ADMINISTRATOR: I'd like to also say that Mr. Hart has indicated that he intends to civilly take action against this board and me, personally.

VICE-CHAIRMAN SHORT: Well, that's all right.

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Well, the floor is open for a motion as to Charles.

What's his full name?

ADMINISTRATOR: Zadack Jackson Charles.

VICE-CHAIRMAN SHORT: Zadack Jackson Charles.

CHAIRMAN BOYCE: I move that he be notified to appear
and show cause why his license shouldn't be revoked
and the Administrator and his staff, in the meantime,
continue their investigation in the matter. I'd
particularly like to see some photographs---some
good color photographs of these Winston-Salem vehicles
and the vehicles he's using.

MR. BURNETT: I second that motion.

VICE-CHAIRMAN SHORT: Motion has been made and seconded.
All in favor, say "aye."

[THEREUPON, "AYES" WERE HEARD.]

VICE-CHAIRMAN SHORT: Any opposed?

[THEREUPON, NO "NOS" WERE HEARD.]

VICE-CHAIRMAN SHORT: So ordered, Mr. Administrator.

ADMINISTRATOR: Date?

VICE-CHAIRMAN SHORT: Date for a hearing?

ADMINISTRATOR: You know, I have to notify him to appear
and when and where.

MR. BURNETT: The next meeting.

ADMINISTRATOR: That brings up another question. We have

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2 scheduled a meeting for the 5th. We are now led
3 to believe and understand that there is a rather
4 important dinner that occurs in the Asheville area
5 yearly, that also is going to occur on that date.
6 Some of our people are going to have to be there.
7 Could we change that meeting to, perhaps, the second
8 Friday in October?

9 MR. McLAWHORN: I'd suggest to the board that we go with
10 the second Friday. First ones---my experience and
11 Gene's may be the same. In Raleigh, we have the
12 Bar meeting the first Tuesday; and it really does
13 sneak up on you sometimes. It will fall---The
14 first will be the first Friday and things like that,
15 and it's just hard to keep up with the first of
16 any weekday in the month, has been my experience.
17 And, it's a little easier to adjust my calendar to
18 the second. I also think the Christmas Holiday and
19 just really getting into the first of the month---
20 I think, maybe, the second will work a little better.
21 I don't know what the feelings are about that as
22 a regular practice, instead of just this one variation.

23 Those dates will be the 12th and the 13th for
24 October.

25 MR. WATSON: I have no objection to moving it to the second

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Friday.

VICE-CHAIRMAN SHORT: The Chair has no objection to changing it to the second Friday.

MR. BROWN: Do we really have to always have it on Friday?

CHAIRMAN BOYCE: We just set the date to have a date so we can comply with the---

MR. McLAWHORN: I think, if we end up having a hearing--- For instance, the next one, we expect it will take all day on Friday to have the two hearings; and it will be necessary to go over to the next day to have any kind of meeting.

ADMINISTRATOR: We will probably also meet on Saturday.

VICE-CHAIRMAN SHORT: That will be October what?

MR. McLAWHORN: 12th and 13th, I believe.

VICE-CHAIRMAN SHORT: Well, are we saying that we're going to back up now and undo what we've already done; in that, we're going to have the meetings on the second Fridays of each month for the fiscal year 1979-1980? Is that what we're saying? We're not making much progress this way, fellows; but let's do it anyway. The floor is open for a motion.

CHAIRMAN BOYCE: Mr. Chairman, I move that the regular date for the meeting of the Private Protective Services Board be the second Friday in each month, as the

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2 regularly appointed date. And, implied in that is
3 that we rescind the action previously taken in setting
4 the date.

5 VICE-CHAIRMAN SHORT: Okay. You've heard the motion.

6 MR. WATSON: I second it.

7 VICE-CHAIRMAN SHORT: And second. All in favor, say
8 "aye."

9 [THEREUPON, "AYES" WERE HEARD.]

10 VICE-CHAIRMAN SHORT: Opposed?

11 [THEREUPON, NO "NOS" WERE HEARD.]

12 VICE-CHAIRMAN SHORT: So ordered.

13 So, does that mean that we're going to ask
14 Mr. Charles to appear at the October 12 meeting?

15 ADMINISTRATOR: No, sir. We will ask Mr. Charles to
16 appear October 13, which is Saturday. We will have
17 Mr. Ray and Mr. O'Neal on the 12th, which is Friday.
18 Mr. Ray's hearing may fully take seven of the eight
19 hours we have that day.

20 VICE-CHAIRMAN SHORT: That's going to necessitate---Did
21 we decide where we're going to meet?

22 ADMINISTRATOR: Raleigh.

23 MR. McLAWHORN: And, I'll arrange for the AG's conference
24 room.

25 VICE-CHAIRMAN SHORT: Okay.

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2 ADMINISTRATOR: I want to nail down a little bit more on
3 our committees. In reviewing the notes of our
4 minutes of our last meeting, we have what appears
5 to be the first---the following: The screening
6 committee of applications is Mr. Ed Watson and
7 Mr. Haywood Starling and I, as the Administrator,
8 as the ex officio member. The burglar alarm committee,
9 we've got Ralph Brown as the only---apparently is
10 the chairman and only member at this time. It's
11 tough for a fellow to work by himself. So, we'll
12 entertain somebody else for this burglar alarm
13 committee. If anyone is interested in that, get
14 together with him on that.

15 MR. BROWN: Clarence, would you like to help me?

16 MR. TAYLOR: Yeah, I'll go with him.

17 ADMINISTRATOR: The private detectives and counter-
18 intelligence, we've got Clarence Short sitting there
19 by his lonesome. Could we get him a little help?

20 CHAIRMAN BOYCE: So far as doing something, I'm about as
21 competent in that area as I would be in the other
22 specialties, which is not saying a whole lot.

23 ADMINISTRATOR: I assume that's a volunteering statement?

24 CHAIRMAN BOYCE: The room otherwise being quiet, that's
25 voluntary.

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2 ADMINISTRATOR: Polygraph---We have no one who seems to
3 be interested in working with the polygraph. I
4 would like to personally ask that we do get some
5 representatives for the polygraph committee; because
6 just because we don't have anybody on the board,
7 I think we need to---

8 MR. STARLING: I'll be glad to volunteer to serve on it.

9 ADMINISTRATOR: Could we have someone to help him?

10 VICE-CHAIRMAN SHORT: Would the board have any objection
11 to asking the president of the North Carolina
12 Polygraph Association, Mr. Carl Pletski, to serve
13 on this committee with Mr. Starling?

14 ADMINISTRATOR: If I might inject something here. I have
15 no problem with Mr. Pletski, other than to say that
16 Mr. Pletski is having considerable problems of his
17 own right now and perhaps could not devote the time.
18 He has recently been forced to find another job
19 and that's causing him some problems. There was a
20 major cutback in his company, and his position was
21 lost. I'll be glad to ask him. I just don't know
22 what kind of time he's going to be able to devote
23 to it.

24 MR. STARLING: Mr. Chairman, if we're going to ask some-
25 body outside of the board members serving on that

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committee, and I'm not opposed to it, I would like, first of all, to see it would be a committee---rather than a polygraph---methods of deception and also, if someone else outside is going to serve on it---

VICE-CHAIRMAN SHORT: If you're going to do that, I'll serve on it; because I'm certainly interested in that.

MR. McLAWHORN: In fact, there are some important questions in that area as to what devices we are going to continue to issue licenses for operation. Roy and I have discussed that---some new ones.

ADMINISTRATOR: All right. We've got two folks on that.

MR. WATSON: Who else is on that committee, Roy?

ADMINISTRATOR: On the polygraph detection of deception committee? Okay. Detection of deception, we have Mr. Starling and Mr. Short. We would entertain and hope for some other folks, if anybody else here is interested.

CHAIRMAN BOYCE: I went to the school. I know a little something about that stuff.

VICE-CHAIRMAN SHORT: You ought to be on there, Gene. I need you.

CHAIRMAN BOYCE: I went to the PSE school. I'm thinking about going to the polygraph school.

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2 ADMINISTRATOR: Oh, yes, we definitely need you on there.

3 MR. STARLING: If we care to have an outsider, outside
4 of the board, who is a polygraph operator to equal
5 it out, I can hook a person up to a polygraph and
6 run a test on them; but I'm not much of a chart
7 interpreter.

8 MR. WATSON: What if you'd get somebody like Al Madden?

9 ADMINISTRATOR: There's a young man in Raleigh---he's
10 an ex-Raleigh police officer who was wounded in the
11 line duty, Bill---What's his name?

12 VICE-CHAIRMAN SHORT: You're talking about Mr.---No,
13 I don't know who you're talking about. I'll tell
14 you an excellent man you've got in the Bureau, but
15 I don't know whether you want somebody else from
16 the Bureau. But, from the standpoint of a technician,
17 one of the best people you've got is Mr. Albert Stout.

18 MR. STARLING: What would the board feel about me rescinding
19 my offer and getting somebody else in the Bureau
20 who is a polygraph operator. I guess our chief
21 polygraph operator---our polygraph people are pretty
22 well versed. They're not well versed in PSE. I
23 think we need more information. The reason I'm saying
24 a polygraph operator, we've got two people here who
25 are well versed in PSE. We need somebody well

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versed in the polygraph, too. I don't feel like I can actually fill that field as much---I don't mind sitting on the committee. I just hate for two Bureau people to be sitting on the same committee.

ADMINISTRATOR: I would like to sit on that committee as an ex officio member when possible, if no one has any objection.

MR. WATSON: I would have no objection, as a board member, to your sitting on any of these committees as an ex officio.

ADMINISTRATOR: I would appreciate that opportunity, because I think that would help me out.

Ed Booth---That's who I was trying to think of in Raleigh.

VICE-CHAIRMAN SHORT: I'm going to be very honest with you now. There's something running through my mind, and I'm going to be very honest and this is no reflection on anyone. But, if there is some question in the Attorney General's mind as to what he's going to recommend to this board, to anyone, really, about the psychological stress evaluator, I would like to withdraw my volunteering and get someone that I feel is more competent in PSE outside of this board to be on the committee.

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2 MR. McLAWHORN: I don't---I think that, professionally,
3 some questions are being raised about the validity
4 of the test; and I just think the board ought to
5 look at those questions. I don't have an opinion
6 about the test. I haven't used it. I haven't used
7 the results in prosecution.

8 ADMINISTRATOR: The office has, quite frankly, had
9 inquiries---We've had inquiries from a representative
10 of Senator Birch Bayh's office, wanting to know why
11 we were licensing PSE; and I said, "Because it's
12 the law." And, that's all.

13 MR. McLAWHORN: Apparently, we're the only state---

14 ADMINISTRATOR: We're one of the few states in the Union
15 or the only state in the Union that licenses. Is
16 that correct? How many others do?

17 CHAIRMAN BOYCE: Well, that is because Senator Bayh is
18 anti---

19 ADMINISTRATOR: Everything. I understand.

20 CHAIRMAN BOYCE: ---deception detection, period.

21 ADMINISTRATOR: The basic question was, "Why are you
22 licensing it?"

23 CHAIRMAN BOYCE: What did you tell him?

24 ADMINISTRATOR: I said, "It's on the books. It's the
25 law, and I'm the Administrator; and therefore, I..."

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2 MR. STARLING: Well, I really think that we have---I sort
3 of hesitate to say it. Al Stout is a good man, but
4 we've got our chief polygraph operator right there
5 in Raleigh, who could sit on the board. But, I don't
6 want two people from the Bureau---particularly, me
7 and somebody else---sitting on the board. I think
8 we just need to---I think we just need to know more
9 about the polygraph and more about the PSE and any
10 other methods of deception.

11 ADMINISTRATOR: I will say this. The young man that he's
12 talking about wants to go to PSE school. He's a
13 polygraph operator, but he wants to go to PSE school.

14 MR. McLAWHORN: You know, our definition of detection of
15 deception is broad enough to include any of these
16 machines, if the design of the machine is for the
17 purpose of detection of deception. And, quite
18 obviously, it's sold and people are educated to use
19 the machine for that very purpose. Eventually, I
20 think we need to look at, "Does our licensing people
21 to do this give any validity to it." I think that's
22 just an issue, and the board eventually ought to become
23 more aware of the machines.

24 ADMINISTRATOR: You probably know somebody that this board
25 could have to sit down and interview or talk to and

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so forth, that could answer that. That's all---
Let's don't get off into that tonight. We're not
going to get anywhere. Let's get us a committee
to talk about the law.

VICE-CHAIRMAN SHORT: I definitely would serve on the
committee.

MR. McLAWHORN: Yeah, I think when you're talking about
licensing regulations, we're talking about something
totally different.

ADMINISTRATOR: Would anyone have any problem with Mr.
Starling or a designated representative of his?

MR. WATSON: I wouldn't.

VICE-CHAIRMAN SHORT: I have no problem with that whatso-
ever. If Haywood wants to serve or if he wants Mr.
Davenport to serve, that's fine.

CHAIRMAN BOYCE: The board is going to have the final
say-so. The committee is just going to do the dirty
work.

ADMINISTRATIVE: Okay. Mr. Starling or your designated
representative---Is that all right? Is that wording
okay?

VICE-CHAIRMAN SHORT: I don't think that requires a vote,
does it, gentlemen?

ADMINISTRATOR: The next one is firearms. Mr. Starling

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is apparently on that, himself, with no---You're on there with him. Is that right, Clarence?

VICE-CHAIRMAN SHORT: I didn't think I was.

MR. McLAWHORN: I may have misread the minutes.

ADMINISTRATOR: Okay. I've got Mr. Starling by himself, here.

MR. WATSON: I thought I was on that one.

ADMINISTRATOR: I knew there were two people on that one, but I couldn't remember who they were. I don't know how I confused you with Ed.

VICE-CHAIRMAN SHORT: I will just add this, and you can do with it what you want to do with it. I know a person in Charlotte who is in the security business that's very interested in this particular section, and I'm prone to think that he would be very helpful because he is experienced with firearms and that's Mr. Stegall.

MR. McLAWHORN: There's also a second consideration. I don't really want to digress into the Statute that much tonight. But, in looking at it very closely today, we have realized that people we do not license or register will be required to have a firearms permit as this Statute is written. And, the board is going to end up almost a two-headed

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2 patrol business. We've got Ed Watson on there by
3 himself. Mr. Burnett, do you---

4 MR. BURNETT: I would work with him.

5 ADMINISTRATOR: I would ask that---You have got a
6 lot of experience in your background with dealing
7 with just plain old people and that's exactly what
8 you're going to be doing, here. You're going to
9 be trying to fix a situation so John Doe, who gets
10 paid two dollars and ninety cents an hour, can afford
11 to get out there and work.

12 MR. BURNETT: I'd be glad to work with him.

13 ADMINISTRATOR: Those are the committees that we
14 established.

15 MR. WATSON: One more.

16 ADMINISTRATOR: That's all I've got on this list.

17 MR. WATSON: There's a little thing like a budget
18 committee.

19 ADMINISTRATOR: Oh, I'm sorry.

20 VICE-CHAIRMAN SHORT: Mr. Burnett is on there, I know.

21 ADMINISTRATOR: On the budget and finance committee,
22 we've got Ed Watson, Clyde Burnett, and Clarence
23 Short; and I accidentally wrote Mr. Starling's name
24 there. You know, Mr. Starling is going to have
25 to serve on the budget and finance committee, whether

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it's something he's going to jump up and down about or not; because, basically, it's his organization that we're going to be looking at the budget and finance---I mean, they go across bounds there. So, he's got not a whole lot of choice about that.

MR. WATSON: Well, who did we wind up with on there?

ADMINISTRATOR: Ed Watson, Clyde Burnett, and Clarence Short; and, like I said, I think Mr. Starling is going to be offering a lot---You're going to be talking to him a lot. He's going to have to have a lot of input in it.

MR. McLAWHORN: Well, I think as far as tomorrow goes, we've talked about it some. We had a good session with Ed Watson today, I think; and I realized a lot of things. And, just for all of us to sit and closely examine the Statute tomorrow, I think will be important and talk about the excluded classes of people---those kinds of issues, the people that are included, to what extent; and I believe it will be very helpful to the people sitting on the committees if, through those discussions, the board can establish some broad parameters of what we want to achieve by the regulations. So, I think that would be the most useful way we can use the time

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2 on the top of the list. I would like for us, the
3 first of January, to be able to implement the fire-
4 arms system. And, by that, obviously, we're going
5 to have to adopt some regulations earlier that tell
6 people what they have to do to comply and get a
7 permit.

8 MR. STARLING: We have a good draft-form regulation
9 already put together which is nearly verbatim the
10 recommendation from a council of state government,
11 their suggested legislation on criminal justice
12 standards and goals, which is a very good start,
13 anyhow. Of course, I'm sure we'll want to change
14 some things in it---add and take away from it. We
15 have that already prepared, and there are some very
16 good suggestions in this, for this very thing.

17 MR. McLAWHORN: There's one area where we're probably
18 fortunate---in the number of instructors that
19 are certified already by the Attorney General's
20 office and the training standards section as
21 instructors on firearms. So, it may be that we
22 can just give those people---or accept them as
23 certified instructors here. There is a fair
24 distribution of those people throughout the state
25 now, to provide basic training for police---just

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2 copy machine, it was a problem with Hurricane David.
3 It kept knocking out the power out at the Garner
4 school complex, so you just don't have a lot of
5 copies that you normally would have.

6 MR. WATSON: Well, let's see if we can't get something
7 copied around here. I'd certainly be willing to
8 pay for it, to get my hands on it.

9 ADMINISTRATOR: Like I said, I can get you the copies
10 back to you Monday, in the mail Monday if you want
11 it. We'll find a copy machine here. Don't worry
12 about that. We'll work it out.

13 Another thing, two final things that I have.
14 Number one, you gentlemen, when you are in Raleigh
15 or entertaining the thought of coming to Raleigh
16 for anything, should you get there prior to the
17 October 12 meeting, if you'll give me a call and
18 let me know you're coming, wear your nice coat and
19 tie and comb your hair, we need new color photographs
20 for your new credentials. And, the photo lab is
21 ready for you. Just let us know when you're coming.

22 The other thing is, on the matter of the
23 application for Mr. Danny L. Jones for a central
24 station alarm license, I talked with Ralph Brown
25 at the break; and at this particular point in time,

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I would just like to take Danny Jones' application out of the file and call Danny and tell him to come in and just sit down and talk with this board when he gets the opportunity and when we have time to talk to him. He says he's not in any hurry and that would prevent us from having to have a hearing.

MR. BROWN: I'll withdraw the motion if that's the wish of the board.

MR. WATSON: That's fine with me.

ADMINISTRATOR: Is there any problem with that, Mr. Attorney General? I told Danny, quite frankly, that I thought probably there would be a denial; and he said, if there was, he would either request a hearing or he'd come talk to the board. I think, in this case, it's just better for him to come talk to the board. And, if they still want to deny him, fine. Then, he can request a hearing.

MR. McLAWHORN: Deferred for a board interview?

ADMINISTRATOR: Deferred for a board interview.

That's it for me. Do you want to keep going or do you want to call it a night?

VICE-CHAIRMAN SHORT: Well, the vice-chairman grows weary. I will entertain a motion to adjourn.

MR. WATSON: Move we adjourn.

[THEREUPON, THE MEETING WAS ADJOURNED.]