

**MINUTES OF THE
NORTH CAROLINA ALARM SYSTEMS LICENSING BOARD**

DATE: November 17, 2016

TIME: 9:00 A.M.

PLACE: Holiday Inn North
Raleigh, North Carolina

SUBMITTED BY: Barry Echols
Director

MEMBERS PRESENT:

Ralph Gregory
Larry Proctor
John Sherbin
Jack Ingle

MEMBERS ABSENT:

John Walsh
Courtney Brown

STATE PRESENT:

Director Barry Echols
Deputy Director Don Foster
Investigator George Daniels
Field Services Supervisor Phillip Stephenson

Attorney Charles McDarris
PPSB Board Secretary Garcia Graham
ASLB Interim Board Secretary Cynthia Anthony

VISITORS:

William Earl Bunn
Michael Allen Newton
Kathryn Jones Weaver
Douglas Shaun Owens
Duncan Hubbard
Lewis Huffstetto
Anita Suvett
Ray Epperly
Tommy Whisnant
David Crouch
Tony Morrison

William Brad Miller
Christopher Nobling
James E. Debetec
Brent Sullivan
Brian Shore
Dorian Dehnel
Jonathan Stallings
Johnny Hudson
Jennifer Baratta
Christopher Lohr

The November 17, 2016 meeting of the North Carolina Alarm Systems Licensing Board was

called to order by Chairman Gregory at 9:00 a.m.

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

Mr. Gregory welcomed all guests

MR. INGLE MADE A MOTION TO APPROVE THE SEPTEMBER 22, 2016 BOARD MEETING MINUTES. SECONDED BY MR. SHERBIN. MOTION CARRIED.

Mr. Ingle gave the Grievance Committee report. Mr. Ingle reported the Grievance Committee met on November 16, 2016 and heard 4 cases. **(Report Attached)**

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

Mr. Sherbin gave the Screening Committee report. Mr. Sherbin reported the Screening Committee met on November 16, 2016 and reviewed 5 cases. **(Report Attached)**

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

The registration report will be included with the Director’s Report and will no longer be a separate report.

Mr. McDarris stated that there were no final agency decisions for this meeting

SPECIAL REPORTS AND PRESENTATIONS

Mr. Proctor gave the continuing education report.

1. How to Compete in the Evolving World of Access Control- The committee recommends approval for 2 CEU’s for this course.
2. Vista 21 IP - The committee recommends approval for renewal for 6 CEU’s for this course.
3. 7847i - The committee recommends approval for renewal for 2 CEU’s for this course.

MR. SHERBIN MADE A MOTION TO APPROVE THE COURSES AS PRESENTED.

SECONDED BY MR. INGLE. MOTION CARRIED.

UNFINISHED BUSINESS

None

OLD BUSINESS

Mr. Dorian Dehnel with CriminalRecordCheck.com (CRC) and Deputy Director Donald Foster, presented a continuation proposal, a follow up to the Sept. 2016 presentation, to the Board that is designed to enhance the background process and expand the out-of-state process to the in-state requirements. Permitium will be receiving the information from CRC; they will not be designing an integration to CRC. The monitoring service will be \$4.00/per discovered incident and CRC will restrict the information and only report the crimes that the Board feels are applicable or relevant. There will be a cap of \$1200.00/ month.

MR. SHERBIN MADE A MOTION TO ACCEPT THE PROCESS OF USING CRC.COM AND THEIR BACKGROUND CHECK SYSTEM AS A STANDARD AS PRESENTED. SECONDED BY MR. INGLE. MOTION CARRIED.

DIRECTOR'S REPORT

Mr. Echols presented his written report and advised as of November 16, 2016, the Alarm Board's balance was \$713,741.54. The Education Fund balance was \$64,145.11. As of November 16, 2016, the Board has 960 licensees and 8,455 registrants.

The Board would like to receive the reports a week ahead of schedule.

The office relocation date is December 8, 2016. The new location is 3101 Industrial Drive Suite 104, Raleigh, NC 27609. There will be a conference room that is large enough to accommodate training onsite.

The recommendation is to relocate the ASLB Grievance and Screening Committee Meetings to the office training room. Hopefully, PPSB Grievance and Screening can be relocated to the office training room as well.

Permitium is meeting with the teams to make sure that the on-line system is user friendly.

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

MR. PROCTOR MADE THE MOTION TO APPROVE MOVING THE WEDNESDAY, GRIEVANCE AND SCREENING COMMITTEE MEETINGS TO 3101 INDUSTRIAL DRIVE SUITE 104 RALEIGH, NC 27609

ATTORNEY'S REPORT

CONSENT AGREEMENTS & CIVIL PENALTIES.

1. Joel C. Garrett / Alert Detection Technologies, Inc. – Consent Agreement in the amount of \$225.00. Payment has not been received*

*Note: At its May meeting, the Board also voted to revoke Mr. Garrett's burglar alarm system license. Mr. Garrett is still obligated to pay the consent agreement, however, at the July meeting the Board chose not to pursue this amount. Also, Mr. Garrett petitioned the Office of Administrative Hearings to contest the revocation of his license, but withdrew the petition. This entry will be dropped from future reports.

2. Abel Otalvaro Jr. /SOP Complete LLC. - Consent Agreement in the amount of \$1,530.00. Payment has not been received.
3. Kenneth Harris Tickle/American Eagle Security Services, Inc. - Consent Agreement in the amount of \$550.80. Payment has not been received.
4. Andrew Edward McColgan Jr./Magnum Security - Consent Agreement in the amount of \$2,570.40. Payment has not been received.

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

There is no legislation that is pending, however, the board is working on amending 74-D. The rewrite is attached to the Attorney's Report.

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

NEW BUSINESS

Rewrite of Chapter 74-D

An email has been provided for public comment: 74Drewrite@securityforceinc.com. All public comment/suggestions must be completed by Monday, November 28, 2016. This email will be shut down after this date.

Some highlights from the 74-D rewrite were:

Replacing the term/word "Alarm Systems" with "Electronic Security Systems." A minimum requirement for the qualifying agent is to have and keep current the ESA level 2 certification.

Complete Level 1 first and then complete Level 2. All existing Q/A's will be grandfathered in and this will not apply to them.

Registration for the following employees only (per the latest Board policy that was adapted at the last meeting) - any employees that have access to any information dealing with the design, installation or application of any electronic security system or has access to any code, number or program which would allow the system to be modified, altered, or circumvented and any employee who conducts personal sales in a private residence who installs or services an electronic security system in a personal residence or business. Employees engaged only in sales or marketing that do not involve any of the above are not required to be registered.

Also, there will be a 10 year statute of limitations on the background check for certain crimes for misdemeanors not felonies.

Proposed for out-of-state requirements for monitoring companies. If you monitor inside North Carolina you will now have to have a business license through the Board. Out-of-state company Q/A's and Q/A qualifiers will have to provide documentation on how they will manage the businesses by providing a business plan/plan of action. Also, Q/A's will have to keep their addresses current with the Board.

There is increase of the maximum of fees for licensees and business licenses, but not registrants.

A 20 day probation period following the 30 day hire date is being proposed.- Must submit probation report.

There will be no SPLV for a wireless security system.

GOOD OF THE ORDER.

NCESA meeting at 1:00

The Board is sensitive to the address/phone change on paper contracts.

A reminder was given to use the email address for the 74D rewrite. All responses will be included in a follow-up email.

The new office lease is a five year contract.

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

Meeting Adjourned: 10:50 a.m.

Barry S. Echols
Director

Cynthia Anthony
Reporter