

Agenda

SECURITY SERVICES LICENSING BOARD

August 20, 2015-9:00 a.m.
Room 402 – 4th Floor
Heber M. Wells Building
160 E. 300 S. Salt Lake City, Utah

This agenda is subject to change up to 24 hours prior to the meeting.

ADMINISTRATIVE BUSINESS:

1. Call Meeting to Order
2. Sign Travel Form
3. Approve Minutes for June 11, 2015
4. Wayne T. Wright, Oath of Office
5. K. Kumar Shah, Oath of Office

DISCUSSION ITEMS

6. Tracy Naff, Compliance
7. Nicholas Carter “NOAA”
8. Matthew Kjar “NOAA”
9. Jason Blagman “NOAA”
10. Board Training – what topic for next meeting?
11. Investigation Update

APPOINTMENTS

9:10 Russell Willmon (Replacement Qualifying Agent for Securitas)
9:15 Ashley Meyers, Application Review, Unarmed Security
9:20 Kastriot Krasniqi, Application Review, Unarmed Security
9:30 Daniel Koning, (Qualifying Agent for Athena Services)

NEXT SCHEDULED MEETING:

October 8, 2015
December 10, 2015

Note: In compliance with the Americans with Disabilities Act, individuals needing special accommodations (including auxiliary communicative aids and services) during this meeting should notify, Carol Inglesby, ADA Coordinator, at least three working days prior to the meeting. Division of Occupational & Professional Licensing, 160 East 300 South, Salt Lake City, Utah 84115, 801-530-6628 or toll-free in Utah only 866-275-3675.

MINUTES

**UTAH
Security Services Licensing Board
MEETING**

06/11/2015

**Room 402 – 4th Floor – 9:00 a.m.
Heber Wells Building
Salt Lake City, UT 84111**

CONVENED: A.M. 9:03

ADJOURNED: A.M. 9:42

Bureau Manager:

Jana Johansen

Board Secretary:

Yvonne King

Board Members Present:

John Tinsley, Chair
Sheriff Todd Richardson
Jack Gardner
Perry Rose
Chief Gary Giles
Debra D. Smith

Guests:

Robert Anderton, PACSO
Russ Shenrock, Bedrock
Olger Conejo, Probationer
Nicolas Cook, Probationer

DOPL Staff Present:

Tracy Naff, Compliance
Mark Steinagel, Division Director

ADMINISTRATIVE BUSINESS:

Approval of the April 23, 2015 Board Meeting Minutes:

Mr. Rose seconded by Chief Giles made a motion to approve the April 23, 2015 Board Meeting Minutes as written. The motion carried unanimously.

Nominations for Chair

Mr. Tinsley seconded by Ms. Smith made a motion to nominate Mr. Rose as Chair. The motion carried unanimously.

DISCUSSION ITEMS:

Tracy Naff, Compliance

Ms. Naff reviewed the probationary report with the Board.

Training Programs

recommendations for those training programs to remain on the approval list. which consisted of :

(Armored Car)

Brinks Inc.

Loomis Armored US, Inc

IBI Secured Transport, Inc

Garda CL Northwest, Inc

PASCO

(Security)

PASCO

IBI Secured Transport, Inc

Allied Barton

Centurion Security, LLC

J. Chapman Academy

Programs that were not to remain on the approval list were:

Broadview University

Jairus Duncan

Pendum LLC

Cash Man Services

Mr. Rose seconded by Chief Giles made a motion to approve the recommendations by the Education Committee with regards to those education programs to remain on the approval list along with those to be removed. The motion carried unanimously.

Mr. Rose seconded by Sheriff Richardson made a motion to make an amendment to R156-63a-503 to add unarmed private security officer. The motion carried unanimously.

Ms. Johansen stated that due to the amendment, the hearing date would be rescheduled.

Review of Federal Code and Mandatory
Sanction Rule Change

APPOINTMENTS:

Nicolas Cook

Mr. Cook appeared before the Board for his probationary review. Ms. Naff reviewed his probationary status and stated that he has remained compliant and recommended he be released from probation.

Mr. Rose seconded by Mr. Gardner made a motion to release Mr. Cook from probation. The motion carried

unanimously.

Olger Conejo

Mr. Conejo appeared before the Board for his initial probation review.

Ms Naff reviewed the requirements of his probation and stated he has been compliant.

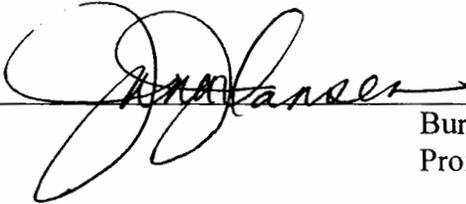
Mr. Gardner seconded by Sheriff Richardson made a motion to amend the Memorandum of Understanding to read full time status instead of 40 hours a week. The motion carried unanimously.

8/20/15
Date Approved



Chairperson, Security Services Licensing Board

8/20/2015
Date Approved



Bureau Manager, Division of Occupational & Professional Licensing

July 2015

January-July 2015

Criminal Action	0
Administrative Filings	11
Letter of Concern	1
PR/Outreach	0

Cases Received	31
Case Assigned	28

Closed Cases	35
Citations Issued	3

Administrative Filing Security Guard was convicted of Assault Charges signed a Surrender Stipulation and Order, surrendering his license to the Division.

Administrative Filing Security Guard violated his Probation, and his license to practice as a Security Guard was Revoked.

Administrative Filing Security Guard was convicted of Theft signed a Surrender Stipulation and Order, surrendering his license to the Division.

Administrative Filing Security Guard was convicted of Driving Under the Influence of Alcohol/Drugs signed a Stipulation and Order, placing him on Probation.

Administrative Filing Security Guard was convicted a Assault signed a Stipulation and Order, placing his license on Probation.

Administrative Filing Security Guard was convicted of Driving Under the Influence of Alcohol/Drugs signed a Stipulation and Order, placing him on Probation.

Administrative Filing Security Guard was convicted a Assault signed a Stipulation and Order, placing his license on Probation.

Administrative Filing Security Guard was convicted of Fraudulently Obtaining Unemployment Compensation signed a Stipulation and Order placing his license on Probation.

Administrative Filing Security Guard who signed a Stipulation and Order, informed the Division that he no longer intended to comply with the terms of his Probation, signed a Surrender Stipulation and Order.

Administrative Filing Security Guard submitted an application showing she entered into a Plea in Abeyance for one count of Retail Theft. She signed a Memorandum of Understanding with the Division.

Administrative Filing Security Guard submitted an application showing he was charged with Possession of Alcohol by a Minor. He signed a Memorandum of Understanding with the Division.

Russell C. Willmon is applying to be the replacing company qualifier for Securitas. Mr. Willmon has completed well over the required 6,000 hours of qualifying experience and passed the Utah Security Officer Qualifying Agent Examination.

Mr. Willmon meets the Division rules and requirements to become a qualifying agent.

Ashley H. Myers is applying for an unarmed private security officer license. She answered yes to qualifying question numbers 9 "Do you currently have any criminal action pending?", 10 "Have you pled guilty to, no contest to, entered into a plea in abeyance or been convicted of a misdemeanor in any jurisdiction within the past ten (10) years?", and 12 "Have you ever been incarcerated for any reason in any correctional facility (*domestic or foreign*) in any jurisdiction or on probation/parole in any jurisdiction?"

On or about February 21, 2013 Ms. Myers plead guilty to Impaired Driving a class B misdemeanor. She was ordered to pay a \$1000 dollar fine, complete 48 hours of community service, and placed on probation for 12 months. On March 19, 2014 the case was closed.

On or about April 25, 2014 Ms. Myers was found guilty of Alcohol Restricted Driver a class B misdemeanor. She was ordered to pay a \$200 dollar fine and placed on probation for 12 months. On April 29, 2015 the case was closed.

On or about February 27, 2015 Ms. Myers entered into a 12 month plea in abeyance for driving on suspended/revoked/denied license, alcohol related, a class b misdemeanor. She was ordered to pay a \$300 dollar fine. As of July 30, 2015 Ms. Myers has paid \$150 dollars of this fine. This case is not closed.

Kastroit Krasniqi is applying for an unarmed private security officer license. He answered yes to qualifying question number 10 "Have you pled guilty to, no contest to, entered into a plea in abeyance or been convicted of a misdemeanor in any jurisdiction within the past ten (10) years?"

On or about March 14, 2013 Mr. Krasniqi plead guilty to Theft a class B misdemeanor. He was ordered to pay \$623 dollar fine and placed on probation for 12 months. On February 24, 2014 the case was closed.

Daniel

David Koning is applying to be the qualifying agent for Athena Services International. However, he is already the qualifier for American Eagle Protective Services Corporation. He would like to speak with the Board about being the qualifier for both locations.

R156-63a. Security Personnel Licensing Act Contract Security Rule.

R156-63a-102. Definitions.

(11) "Qualifying agent" means an individual who is an officer, director, partner, proprietor or manager of a contract security company who exercises material authority in the conduct of the contract security company's business by making substantive technical and administrative decisions relating to the work performed for which a license is required under this chapter and **who is not involved in any other employment or activity which conflicts with his duties and responsibilities** to ensure the licensee's performance of work regulated under this chapter does not jeopardize the public health, safety, and welfare.

Nicholas Robert Carter was first licensed as an unarmed private security officer in the state of Utah on or about December 6, 2012.

On or about December 6, 2014, Mr. Carter was arrested by West Valley City police for failure to stop or respond at command of police and carrying a concealed dangerous weapon. He was arrested after a brief vehicular pursuit during which he drove a motorcycle in a reckless and dangerous fashion and failed to stop. Once stopped Mr. Carter was also found to be in possession of a Glock 17, 9MM, pistol and seventeen rounds of ammunition. He told the officers that the weapon was "for protection".

Mr. Carter had a camera mounted on his motorcycle and the police report indicates that the officers thought he was baiting and running from the police to make a video.

On or about June 26, 2015, Mr. Carter entered a plea in abeyance reducing the charge of failure to stop from a 3rd degree felony to a class A misdemeanor. The charge of carrying a concealed dangerous weapon is a class B misdemeanor. He was ordered to complete a defensive driving class within 90 days and pay a \$300 dollar plea in abeyance fee.

Because of the nature of this crime, a crime of moral turpitude, a crime that when considered with the functions and duties of an unarmed private security officer, indicates that the best interests of the public are not served, the Board could recommend revocation of Mr. Carters license.

Mr. Carter works for Securitas and told our investigators that he would really like to keep his license. He has no other criminal records in the State or Federal systems and has never had a prior complaint with DOPL.

There are of course other options:

Suspension of license – his plea in abeyance review is in December 2016.

Probation, with monthly employer reports, and a clean BCI background check sent into the Division every 6 months.

Public Reprimand

Or a Ceases and Desist letter of concern.

Matthew Robert Kjar was first licensed as an unarmed private security officer in the state of Utah on or about September 19, 2013.

On or about May 9, 2015, Mr. Kjar was arrested for retail theft/shoplifting, by the Cottonwood Heights police.

On or about July 10, 2015, Mr. Kjar was found guilty of Retail Theft/Shoplifting, a class B misdemeanor. He entered a plea in abeyance, was ordered to pay a \$680 dollar fine, and trespassed from Target Stores for the duration of the plea in abeyance. His plea review is scheduled for July 10, 2016.

This incident was disclosed to DOPL on August 4, 2015, when Mr. Kjar submitted an initial application for licensure as a funeral service intern. After a thorough search of our records, I found that neither Mr. Kjar nor his security company reported this incident to the Division as required by rule. Mr. Kjar is no longer working in the security field.

Mr. Kjar met with the Funeral Service Board yesterday and stated that he would surrender his security license. A surrender order has been written and sent to Mr. Kjar.

Jason Blagman was first licensed as an armed private security officer in the state of Utah on or about October 8, 2013.

On or about May 8, 2015 Mr. Blagman was cited by Salt Lake City PD for criminal trespass, a class B misdemeanor, and retail theft a class B misdemeanor. He had been banned from N.P.S. for prior incidents at the store.

On or about June 10, 2015 he pled guilty to the retail theft charge and entered into a plea in abeyance. The trespass charge was dismissed. He was ordered to pay a \$680 fine and 1 year probation. His plea review is scheduled for June 2016.

Because of the nature of this crime, a crime of moral turpitude, a crime that when considered with the functions and duties of an armed private security officer, indicates that the best interests of the public are not served, the Board could recommend revocation of Mr. Blagmans license.

Mr. Blagman told our investigators that he would like to keep his license. He has no other criminal records in the State or Federal systems and has never had a prior complaint with DOPL.

There are of course other options:

Suspension of license – his plea in abeyance review is in June 2016.

Probation, with monthly employer reports, and a clean BCI background check sent into the Division every 6 months.

Public Reprimand

Or a Ceases and Desist letter of concern.