

**TENNESSEE PRIVATE INVESTIGATION AND POLYGRAPH COMMISSION
COMMISSION MEETING MINUTES**

Date: Friday, July 22, 2016 9:30 A.M. (CDT)

Place: Davy Crockett Tower
Conference Room 1-A
500 James Robertson Parkway
Nashville, TN 37243

Present: Commission Members:
Minnie Ann Lane, Chair
Paul David Brown
Larry T. Flair
Jerry Richards
Dr. Paul Ritch (Teleconference)
Alan G. Rousseau

Absent: David W. Horton
William Rick Jones

Present: Staff Members:
Cody Vest, Executive Director
Beth Smith Bell, Administrative Assistant
Ashley Thomas, Assistant General Counsel
Regina Oldham, Paralegal
Shauna Balaszi, Administrative Assistant

Others: Jenny Checuga, Court Reporter
William Keck Gary Litton Michael Riggs Donavon Davis
Steve Jarratt Richard Tinsley Eric Erger

On September 16, 2016, the Tennessee Private Investigation and Polygraph Commission adopted the transcript of the meeting as the minutes of the July 22, 2016 Commission meeting. The meeting agenda is also a part of the minutes.


Minnie Ann Lane, Chair


Paul David Brown, Jr.


Larry T. Flair, Sr.

absent
William Rick Jones

Dr. Paul Ritch


Arthur G. (Jerry) Richards

Alan G. Rousseau


David W. Horton



State of Tennessee
Department of Commerce and Insurance
Private Investigation and Polygraph Commission
500 James Robertson Parkway
Davy Crockett Tower
Nashville, Tennessee 37243-1167
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Website: <http://www.tn.gov/commerce/section/private-investigation-polygraph>

AGENDA

Private Investigation and Polygraph Commission
NOTICE OF COMMISSION MEETING
Davy Crockett Tower – Conference Room 1-A
500 James Robertson Parkway
Nashville, TN 37243

Friday, July 22, 2016

- 9:00 A.M. CDT** Education Committee Meeting
- 9:30 A.M. CDT** Call To Order – Commission Meeting
Minnie Ann Lane, *Commission Chair*
Roll Call - Cody Vest, *Executive Director*
Agenda (Review/Adopt)
Minutes 03/18/2016 Commission Meeting (Review/Approve)
Election of Vice Chair
- Legal Report – Ashley Thomas, Assistant General Counsel
[Ex A] Complaint Review
- Appearances – Appeal Application Denial
[Ex B] Davis, Donavon A. F#8036
[Ex C] Riggs, Michael Edward F#8078
- Administrative Matters – Cody Vest, Executive Director
[Ex D] Regulatory Boards Disciplinary Action Reports
[Ex E] Regulatory Boards Monthly Reports
[Ex F] Budget Review
[Ex G] Legislative Update – Public Chapter 1053
[Ex H] Polygraph Laws/Rules Changes Suggested by TN Polygraph Assoc.
- Education Report - Beth Smith Bell, Administrative Assistant
[Ex I] Education Review
- Unfinished Business
New Business
Continuing Education Participant Forum
Review questions submitted by participants during Commission Meeting
Adjournment

The listed order of Items and times on the agenda are subject to change, as the Commission reserves the right to move to the next agenda items due to cancelations or deferrals.

Commission meetings will be conducted by permitting participation of the Commission members by electronic or other means of communication if necessary. Any member participation by electronic means shall be audible to the public at the location specified above. The Department of Commerce and Insurance is committed to principles of equal access. If you need assistance with attending this meeting due to a disability please contact the Department's ADA Coordinator at 615.741.0481

PRIVATE INVESTIGATION AND POLYGRAPH COMMISSION

COMMISSION MEETING

July 22, 2016

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PRIVATE INVESTIGATION AND POLYGRAPH COMMISSION
COMMISSION MEETING
July 22, 2016
DAVY CROCKETT TOWER
500 JAMES ROBERTSON PARKWAY, ROOM 15
NASHVILLE, TN 37243

TRANSCRIPT OF COMMISSION MEETING
Commencing at 9:30 a.m.

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A P P E A R A N C E S

COMMISSION MEMBERS

Minnie Ann Lane, Chair
Paul David Brown, Jr.
Larry T. Flair, Sr.
Jerry Richards
DR. PAUL A. RITCH - By telephone
Alan G. Rousseau

ALSO PRESENT

Ashley Thomas, Staff Attorney
Cody Vest, Executive Director
Beth Smith Bell, Administrative Assistant
Shauna Balasz, Administrative Assistant

I N D E X

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CHAIRPERSON LANE: Good morning, fellow
commission members, staff members, attorneys and
guests. The date is Friday, July the 22nd, 2016, at
approximately 9:30 a.m. I'm Minnie Ann Lane, your
Commission Chairman, and I'll now call to order the
meeting of the Tennessee Private Investigation and
Polygraph Commission.

I'd like to request the Executive
Director Cody Vest call the roll and verify a quorum,
please.

MS. VEST: Thank you, Madam Chair.

David Brown?

MR. BROWN: Here.

MS. VEST: Larry Flair.

MR. FLAIR: Here, ma'am.

MS. VEST: David Horton?

Rick Jones?

Minnie Ann Lane?

CHAIRPERSON LANE: Here.

MS. VEST: Jerry Richards?

MR. RICHARDS: Here.

MS. VEST: Dr. Ritch?

DR. RITCH: Present in Chattanooga.

MS. VEST: Allen Rousseau?

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1 MR. ROUSSEAU: Here.
 2 MS. VEST: Let the record show that David
 3 Horton and Rick Jones are not present, but you do
 4 have a quorum, Madam Chair, and Dr. Ritch is calling
 5 in telephonically.
 6 CHAIRPERSON LANE: Thank you, Executive
 7 Director Vest.
 8 I'll ask that each commission member if
 9 you've received and had time to review the copy of
 10 the agenda and if there's a motion to adopt the
 11 agenda?
 12 MR. ROUSSEAU: So moved.
 13 MR. BROWN: Second.
 14 CHAIRPERSON LANE: Motion by Commissioner
 15 Rousseau, second by Commissioner Brown. Any
 16 discussion? All in favor say "aye."
 17 MS. VEST: Since we do have a commission
 18 member doing it telephonically, we will have to have
 19 a verbal roll-call.
 20 CHAIRPERSON LANE: I'll request that you
 21 do that, please.
 22 MS. VEST: All right, thank you.
 23 Dr. Ritch?
 24 DR. RITCH: Aye.
 25 MS. VEST: Jerry Richards?

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1 MR. RICHARDS: Aye.
 2 MS. VEST: Larry Flair?
 3 MR. FLAIR: Aye.
 4 MS. VEST: Minnie Lane?
 5 CHAIRPERSON LANE: Aye.
 6 MS. VEST: Allen Rousseau?
 7 MR. ROUSSEAU: Aye.
 8 MS. VEST: David Brown?
 9 MR. BROWN: Aye.
 10 MS. VEST: Ayes have it, Madam Chair.
 11 CHAIRPERSON LANE: Thank you. If each of
 12 the commission members has reviewed the minutes of
 13 the March 18, 2016, commission meeting, then I will
 14 ask that there's a motion to approve these minutes as
 15 they are presented.
 16 MR. ROUSSEAU: So moved.
 17 CHAIRPERSON LANE: Motion by Commissioner
 18 Rousseau.
 19 MR. RICHARDS: Second.
 20 CHAIRPERSON LANE: Second by Commissioner
 21 Richards.
 22 Any discussion? I'll ask for a
 23 roll-call.
 24 MS. VEST: Dr. Ritch?
 25 DR. RITCH: Aye.

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1 MS. VEST: Jerry Richards?
 2 MR. RICHARDS: Aye.
 3 MS. VEST: Larry Flair?
 4 MR. FLAIR: Aye.
 5 MS. VEST: Minnie Lane?
 6 CHAIRPERSON LANE: Aye.
 7 MS. VEST: Allen Rousseau?
 8 MR. ROUSSEAU: Aye.
 9 MS. VEST: David Brown?
 10 MR. BROWN: Aye.
 11 MS. VEST: Ayes have it.
 12 CHAIRPERSON LANE: At this point the next
 13 item on our agenda will be the election of the
 14 vice-chairman. I'll respectfully request someone
 15 make a motion, if they would like, for us to delay
 16 this until we have a full -- we have a quorum, but
 17 when we have a full board here.
 18 MR. FLAIR: I'll make that motion, Madam
 19 Chairman. Larry Flair.
 20 CHAIRPERSON LANE: Motion by Commissioner
 21 Flair.
 22 MR. BROWN: Second.
 23 CHAIRPERSON LANE: Second by Mr. Brown.
 24 MS. VEST: Dr. Ritch?
 25 MR. RICHARDS: Aye.

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1 MS. VEST: Larry Richards?
 2 DR. RITCH: Aye.
 3 MS. VEST: Larry Flair?
 4 MR. FLAIR: Aye.
 5 MS. VEST: Minnie Lane.
 6 CHAIRPERSON LANE: Aye.
 7 MS. VEST: Allen Rousseau?
 8 MR. ROUSSEAU: Aye.
 9 MS. VEST: David Brown?
 10 MR. BROWN: Aye.
 11 MS. VEST: Ayes have it.
 12 CHAIRPERSON LANE: Now we go to the legal
 13 report under Exhibit A, and I am going to
 14 respectfully request that our Assistant General
 15 Counsel Ashley Thomas handle this legal report, which
 16 will be Exhibits B and C, and then I think we have
 17 some -- those are appearances?
 18 MS. VEST: Yes. Yes, ma'am.
 19 MS. THOMAS: Okay, I'll start with the
 20 legal report.
 21 The first case is 2016015891 and
 22 2016015892. This is a consumer complaint alleging
 23 that Respondent failed to provide a written report
 24 and/or statement of charges related to the
 25 investigation.

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1 Complainant alleges that Respondent was
2 hired as an investigator and paid \$2,500 through an
3 escrow on November 19, 2014. Complainant states that
4 Respondent failed to provide updates on the status of
5 the investigation timely or provide a written report
6 when requested. Complainant states that
7 approximately one year after contracting, Respondent
8 provided an audio recording, but still did not
9 provide a written report. Complainant requests the
10 complete file or a return of the money paid.
11 Respondent states that an investigation
12 was conducted through October 2015 reviewing case
13 notes and documents, conducted investigative
14 research, interviewing witnesses and attempting to
15 obtain additional documentation from the local police
16 department. Respondent states that contact with the
17 client was maintained via telephone, text messages
18 and e-mail.
19 Respondent states that around August 2015
20 he suffered two major medical events causing a delay
21 in his work, as he is a small company. Respondent
22 states that he last contacted the Complainant on
23 October 30, 2015, and he cannot find evidence of a
24 written report being provided. Respondent states
25 that this was an erroneous oversight and it has never

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1 happened in the more than 20 years he's been in the
2 private investigation business. Respondent provided
3 a copy of the invoice as part of this investigatory
4 file.
5 My recommendation is to authorize a
6 formal and send a consent order with a civil penalty
7 in the amount of \$500 for violation of Tennessee
8 Comprehensive Rules and Regulations 1175-04-.06(4)
9 and Tennessee Comprehensive Rules and Regulations
10 1175-04-.08.
11 CHAIRPERSON LANE: Is there a motion?
12 MR. ROUSSEAU: Madam Chair, I move that
13 we accept the recommendation of Counsel.
14 CHAIRPERSON LANE: Motion by Commissioner
15 Rousseau to accept recommendation of Counsel.
16 DR. RITCH: I second.
17 MR. RICHARDS: Second.
18 CHAIRPERSON LANE: Second by Commissioner
19 Richards. Any discussion?
20 Roll-call, please.
21 MS. VEST: Dr. Ritch?
22 DR. RITCH: Aye.
23 MS. VEST: Jerry Richards?
24 MR. RICHARDS: Aye.
25 MS. VEST: Larry Flair?

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1 MR. FLAIR: Aye.
2 MS. VEST: Minnie Lane?
3 CHAIRPERSON LANE: Aye.
4 MS. VEST: Allen Rousseau?
5 MR. ROUSSEAU: Aye.
6 MS. VEST: David Brown?
7 MR. BROWN: Aye.
8 MS. VEST: Ayes have it, Madam Chair.
9 MS. THOMAS: Complaint number two is
10 2016025481. This is an anonymous complaint alleging
11 unlicensed activity by Respondent. The complaint
12 alleges that Respondent is providing investigatory
13 work for a licensed Tennessee attorney without being
14 properly licensed.
15 Respondent states that no investigative
16 work has been done for an attorney or individual at
17 any time. Respondent states that he has served civil
18 process for the attorney named in the complaint, as
19 well as other attorneys in the area. Respondent
20 states that he has previously declined a request for
21 investigative work due to his employment position.
22 Additionally, the attorney named in the
23 complaint denies contracting with the Respondent for
24 investigative work. The attorney states that
25 Respondent has only done service of process for her

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1 as an attorney.
2 My recommendation is to close this
3 complaint as the allegations are not substantiated.
4 CHAIRPERSON LANE: Do we have a motion?
5 MR. FLAIR: I'll make a motion we accept
6 Counsel's recommendation. Larry Flair.
7 CHAIRPERSON LANE: Motion to accept the
8 attorney's recommendation by Commissioner Flair. Is
9 there a second?
10 MR. BROWN: Second.
11 CHAIRPERSON LANE: Second by Commissioner
12 Brown. Any discussion?
13 Roll-call, please.
14 MS. VEST: Dr. Ritch?
15 DR. RITCH: Aye.
16 MS. VEST: Jerry Richards?
17 MR. RICHARDS: Aye.
18 MS. VEST: Larry Flair?
19 MR. FLAIR: Aye.
20 MS. VEST: Minnie Lane?
21 CHAIRPERSON LANE: Aye.
22 MS. VEST: Allen Rousseau?
23 MR. ROUSSEAU: Aye.
24 MS. VEST: David Brown?
25 MR. BROWN: Aye.

1 MS. VEST: Ayes have it, Madam Chair.
 2 CHAIRPERSON LANE: Thank you.
 3 MS. THOMAS: And complaint number three
 4 is 2016026841. This complaint opened alleging that
 5 Respondent knowingly made a false report to a client
 6 in relation to an investigation in violation of
 7 Tennessee Code Annotated 62-26-221(3).
 8 Complainant alleges that after applying
 9 for employment, Respondent failed to contact all
 10 previous employers in its background check, which
 11 resulted in her not obtaining the position. Through
 12 investigation, Respondent states that all references
 13 listed on the employment application were contacted,
 14 with the exception of Complainant's most recent
 15 employer, which was noted in the results.
 16 Respondent states that attempts made to
 17 reach Complainant in conducting the background
 18 screening were unsuccessful. Finally Respondent
 19 states that Complainant was not offered employment
 20 because she failed to supply additional information
 21 and did not meet the other requirements of the job.
 22 This information was corroborated by the potential
 23 employer.
 24 In this case I recommend closure as the
 25 allegations were not substantiated.

1 CHAIRPERSON LANE: Do we have a motion?
 2 MR. FLAIR: Madam Chair, I, Larry Flair,
 3 make a motion to accept Counsel's recommendations.
 4 CHAIRPERSON LANE: Motion by Commissioner
 5 Flair.
 6 MR. RICHARDS: I second.
 7 CHAIRPERSON LANE: Second by Commissioner
 8 Richards. Any discussion?
 9 Roll-call, please.
 10 MS. VEST: Dr. Ritch?
 11 DR. RITCH: Aye.
 12 MS. VEST: Jerry Richards?
 13 MR. RICHARDS: Aye.
 14 MS. VEST: Larry Flair?
 15 MR. FLAIR: Aye.
 16 MS. VEST: Minnie Lane.
 17 CHAIRPERSON LANE: Aye.
 18 MS. VEST: Allen Rousseau?
 19 MR. ROUSSEAU: Aye.
 20 MS. VEST: David Brown?
 21 MR. BROWN: Aye.
 22 MS. VEST: Ayes have it, Madam Chair.
 23 CHAIRPERSON LANE: Thank you.
 24 MS. THOMAS: Thank you so much. That
 25 concludes the legal report.

1 CHAIRPERSON LANE: I guess next,
 2 following the agenda, we will have the appearances.
 3 MS. VEST: Yes, we are going to -- since
 4 our appearances are here, we'd like to go ahead and
 5 ask them to come up.
 6 Mr. Davis, are you here? Okay, Mr. Davis
 7 doesn't appear to be here yet.
 8 How about Mr. Riggs.
 9 MR. RIGGS: Here.
 10 MS. VEST: Would you come up please, sir,
 11 and have a seat? You can stand at the podium, if you
 12 speak into the microphone.
 13 MR. RIGGS: Okay.
 14 MS. VEST: You might have to push the
 15 speak button. Is it working? There you go.
 16 This is Exhibit C. This is Michael
 17 Edward Riggs. He's here because we have denied his
 18 previous application for private investigator due to
 19 a material misstatement. If you'll look at your
 20 Exhibit C, he said no to the arrest questions on his
 21 application. He has a 1986 bad check and a 1992 DUI.
 22 He does have the written explanation, and we do have
 23 court documents.
 24 CHAIRPERSON LANE: Mr. Riggs, if you'll
 25 give us just a second to look at these documents,

1 then I'll come to you and see what you want to tell
 2 us.
 3 MR. RIGGS: Okay.
 4 (Commission viewing documents.)
 5 CHAIRPERSON LANE: Mr. Riggs, would you
 6 like to talk to us in the form of an explanation? I
 7 know you have written something here, but if you
 8 would tell the commission members.
 9 MR. RIGGS: Well, on the bad check
 10 charge, I had -- I was completely unaware of that
 11 until I applied for the PI. And, of course, I went
 12 and pulled, they ran copies of the summons, and it
 13 showed it was dismissed. And the DUI, I had just --
 14 I had forgotten about it. Clearly I would have
 15 marked yes if I thought about it.
 16 CHAIRPERSON LANE: It shows you were on
 17 probation for a (inaudible) 29, so that would have
 18 been '94 to '95?
 19 MR. RIGGS: I'm not aware of that unless
 20 it was -- unless it had something to do with the DUI.
 21 CHAIRPERSON LANE: It was the DUI.
 22 MR. RIGGS: Okay.
 23 CHAIRPERSON LANE: Commission members, do
 24 you all have any questions?
 25 MS. VEST: Madam Chair, the reason that

1 Mr. Riggs is here, I'll try to refresh your memory,
2 he was denied due to a material misstatement on his
3 application, which means he has to wait six months to
4 reapply, unless he appeals before the Commission.

5 I know it might not be -- his record
6 might not be extensive, but that is a requirement
7 that he does appeal, that's why he is before you
8 today.

9 CHAIRPERSON LANE: Exactly.

10 MR. FLAIR: Mr. Riggs, I remember you
11 coming in here before, and your letter states, "to be
12 honest, I had forgotten about the DUI," and I am just
13 at a loss to understand how a man can forgot that
14 he's been arrested for a DUI. I don't care how long
15 ago it was.

16 MR. RIGGS: Well, that's true. And if I
17 had thought of it and clearly marked "no," that would
18 tell me I was asking for trouble. So I mean, yeah, I
19 just forgot about it.

20 MR. BROWN: Did you not get anything from
21 the sheriff or the Court stating you completed your
22 probation period, a year later?

23 MR. RIGGS: I may have. It's been so
24 long ago, I don't remember.

25 CHAIRPERSON LANE: Any comments or

1 questions for Mr. Riggs?

2 DR. RITCH: Madam Chair, Paul Ritch in
3 Chattanooga. I do find it unbelievable that you
4 wouldn't remember having received a DUI. Even if
5 it's been decades, seems like you would remember
6 that. It's just an observation. It causes me a
7 (inaudible) --

8 MS. VEST: Just a moment, Dr. Ritch. We
9 do have a court reporter with us today. I don't
10 think she was able to catch what you said.

11 DR. RITCH: I just said I have a problem
12 believing a person would not remember having been
13 arrested for a DUI, no matter how long a period of
14 time it was.

15 MS. VEST: Thank you.

16 MR. FLAIR: Madam Chair, I have a
17 question for the director, if I may. Correct me,
18 Ms. Cody, this gentleman -- the motion that's upheld
19 is a motion made that we uphold our past. Six months
20 from now Mr. Riggs has the opportunity to come back
21 and reapply; is that correct?

22 MS. VEST: If you accept his explanation
23 today and then grant him a license, he would get it
24 today. If you deny him, he must wait another six
25 months to make an application.

1 MR. FLAIR: Would that be six months from
2 today's date or would that be six months --

3 MS. VEST: Yeah, six months from when we
4 notified him. It's July the 7th.

5 MR. FLAIR: Thank you. I'd like to make
6 a motion that we uphold our previous judgement in
7 this case.

8 MR. ROUSSEAU: I second.

9 MS. VEST: You mean to deny the
10 application, if I'm understanding correctly?

11 MR. FLAIR: Correct.

12 MS. VEST: Deny the appeal?

13 MR. FLAIR: Correct.

14 CHAIRPERSON LANE: Motion by Commissioner
15 Flair to deny the appeal.

16 MR. ROUSSEAU: Second.

17 CHAIRPERSON LANE: Second by Commissioner
18 Rousseau. Any discussion?

19 Roll-call please.

20 MS. VEST: Dr. Ritch?

21 DR. RITCH: Aye to deny.

22 MS. VEST: Jerry Richards?

23 MR. RICHARDS: Aye to deny.

24 MS. VEST: Larry Flair?

25 MR. FLAIR: Aye to deny.

1 MS. VEST: Minnie Lane?

2 CHAIRPERSON LANE: Abstain.

3 MS. VEST: Allen Rousseau?

4 MR. ROUSSEAU: Aye.

5 MS. VEST: David Brown?

6 MR. BROWN: Aye.

7 MS. VEST: The ayes have it, Madam Chair.

8 CHAIRPERSON LANE: Thank-you. Your
9 application is denied. And, of course, as Executive
10 Director Cody pointed out, you can apply again in six
11 months from -- July the 7th, you said?

12 MS. VEST: I believe it's July the 7th.

13 MR. RIGGS: Okay, thank you.

14 CHAIRPERSON LANE: Good luck to you.

15 Moving onto the next one, I am going to ask again if
16 Mr. Davis is here.

17 MR. RIGGS: I just remembered, he asked
18 me -- he remembered me being here before, but I have
19 never been here.

20 CHAIRPERSON LANE: He's probably talking
21 about the case. We don't have names when they first
22 come before us.

23 MR. RIGGS: I thought he meant I appeared
24 before.

25 MR. RICHARDS: No, I remember this case

1 before.
 2 MS. VEST: Yes, your application is what
 3 he's speaking of, not of you personally being here.
 4 MR. RIGGS: Okay. I'm sorry. I'm sorry.
 5 MS. VEST: That's okay. We will be
 6 sending you some correspondence with the explanation
 7 as well.
 8 MR. RIGGS: Okay.
 9 MS. VEST: Thank you.
 10 CHAIRPERSON LANE: Did the other
 11 appearance appear?
 12 MS. VEST: It appears like he is not
 13 here. If he does show up --
 14 CHAIRPERSON LANE: We can put it in
 15 there.
 16 MS. VEST: We'll just put him in there,
 17 if you'd like.
 18 CHAIRPERSON LANE: I show next on the
 19 agenda with the administrative matters. I'd like to
 20 turn that over to you, Executive Director Vest.
 21 MS. VEST: All right. If you would, we
 22 are going to start with Exhibit D.
 23 Dr. Ritch, we are going to go to
 24 Exhibit D.
 25 DR. RITCH: Yes, ma'am, thank you.

1 MS. VEST: It is a disciplinary report.
 2 This is something that I show to you every month, but
 3 it is in a different format, that's why it's going to
 4 look a little different to you.
 5 In the month of March, you had one
 6 revocation on the activity we had in March. We
 7 didn't have any activity in April, May or June. Is
 8 everybody following? Okay.
 9 So you can just take a look. This has
 10 all our programs, of course, on there, but we are
 11 only concerned with yours. We did have the one
 12 consent order that we signed for the revocation,
 13 wasn't any other activity on your program. If
 14 there's no questions on that, we'll just move forward
 15 to the next one. That would be Exhibit E, which is
 16 the monthly reports.
 17 Dr. Ritch, this is Exhibit E.
 18 DR. RITCH: I'm looking at it, thank you,
 19 ma'am.
 20 MS. VEST: I have March, April, May and
 21 June in this packet. I'll go ahead and do March, but
 22 all of them are the same. You have commission member
 23 vacancy, one commissioner member vacancy, which is a
 24 public member, Allen Rousseau, term expired on
 25 September the 30rd, 2014. Mr. Rousseau is not

1 eligible to be reappointed, but continues to serve
 2 until appointment is made by the governor's office.
 3 I will also tell you, if you look at your
 4 expiration dates, I believe five members are going to
 5 expire this September. We do, of course, wish for
 6 them to continue serving until the governor appoints
 7 a new position -- somebody else in that position,
 8 excuse me.
 9 If you will turn over to the monthly
 10 report for April, it's a little different there. It
 11 says two commission member vacancies. Of course, we
 12 do have Allen Rousseau's vacancy from September 30,
 13 2014, but we also had Commissioner Walt Valentine
 14 resign, and his position has not been filled on the
 15 Commission. If there's not any more -- excuse me, if
 16 there's not any questions about this one, we will
 17 just continue on. It's a repeat of what we have done
 18 from month to month when we turn this in.
 19 In the June monthly report on our monthly
 20 research, I have been invited, along with
 21 Administrative Assistant Beth Bell, to attend the
 22 Tennessee Electric Security -- Electronic Security
 23 Association's annual trade show. They'd like for us
 24 to have a booth be available to answer any questions
 25 to their members, and we do have like a two-hour slot

1 to speak. And that is in September.
 2 CHAIRPERSON LANE: Is that in Gatlinburg.
 3 MS. VEST: It's in Pigeon Forge. I have
 4 not received the approval on it yet, but we have
 5 submitted it. If you don't have any questions on
 6 Exhibit E, we'll go to F.
 7 Dr. Ritch, this is Exhibit F. Do you
 8 have that?
 9 DR. RITCH: Yes, ma'am. Thank you.
 10 MS. VEST: I am going to streamline this
 11 a little bit for you and give you the totals. I do
 12 not have your budget for the end of the year, which
 13 ended in June, end of June. Every July 1st we start
 14 your program off with a zero balance. We must
 15 generate enough income to keep the program running.
 16 Now I don't know if it's kind of hard to read this,
 17 but that's why I have condensed down.
 18 Your revenue -- this is just as of May.
 19 Your revenue is \$180,205.64. Your expenditures are
 20 \$105,627.75. That left you a total of \$74,577.89.
 21 Well, we have to put cost backs in there. And that
 22 is something that's new in your package, you can see
 23 that they have given me the breakdown for your cost
 24 backs, except for one item.
 25 Your cost backs from that total of 74 --

1 now this is depending my math is correct -- leaves
2 you a total of \$30,917.86. Out of that must come
3 that \$10 fee that we paid for license. So you have
4 right now 536 private investigators, you have 258
5 companies, for a total of 794 actual licenses for
6 your program.

7 We are seeing just as many new come in as
8 those that are falling off or not renewing. You are
9 not really gaining anything here. Mostly what I am
10 seeing with your programs is all computer based. We
11 still have the normal divorce cases, whatever you
12 call it, domestics that you do, whatever, but a lot
13 of your profession now is strictly going to computer
14 based. We are getting more and more questions on
15 that. And the companies that are coming in are also
16 the computer based companies.

17 I am supposed to be getting the June
18 totals any time, but we don't meet again until
19 September the 16th, and at that time I will give you
20 your ending total. I will go ahead and send out to
21 each commission member the totals for June, whenever
22 I get the completed budget. I'll get like three or
23 four different runs on it, so I am going to wait
24 until I get the actual yearend totals. But from what
25 I can see right here with your balance, we are not in

1 any fear of not having any income. One time we did
2 talk about we were so close we were talking about
3 raising fees, I don't see there's a need to raise
4 fees here. If there's any questions, I'll be glad to
5 answer them.

6 Dr. Ritch, did you have any questions?

7 DR. RITCH: I have none, madam.

8 MS. VEST: All right. Thank you. Let's
9 go ahead and do G. Exhibit G.

10 Dr. Ritch, you got Exhibit G?

11 DR. RITCH: Yes, ma'am. Legislative
12 update.

13 MS. VEST: Yes.

14 DR. RITCH: Yes, I have that.

15 MS. VEST: Hold on just a moment,
16 Dr. Ritch. I am going to ask the Attorney Thomas to
17 talk about this one.

18 MS. THOMAS: The legislative update,
19 there was a notifier that went out July 1st to notify
20 licensees of the Right to Earn a Living Act. That
21 rule required each state licensing authority to
22 review its laws and rules to make sure in essence
23 that it's not too restrictive.

24 As of now, legal is still looking at it
25 to determine exactly how we are going to handle that.

1 As soon as I have more information, I will be able to
2 give that to the Commission.

3 CHAIRPERSON LANE: Thank you.

4 MS. VEST: This Right to Work Act is for
5 all the programs. So Attorney Thomas and I will be
6 sitting down and going over probably line by line
7 laws and your rules line by line. If we see that we
8 are going to have to request any corrections or
9 adjustments or any laws or rules we have to explain
10 on the Hill, we may ask the Chair to come or either
11 the Commission to appear, if we have to appear on the
12 Hill. Letting you know ahead of time.

13 CHAIRPERSON LANE: Thank you.

14 MS. VEST: All right. Let's go to the
15 next one, and that is going to be Exhibit H. Now
16 this is just for your information.

17 Dr. Ritch, you have Exhibit H?

18 DR. RITCH: I do.

19 MS. VEST: All right. Thank you. Okay,
20 we have a copies for the commission members to take
21 home, this is just for your information. The
22 Polygraph Laws and Rules suggested changes that the
23 association may make for the polygraphs.

24 62-27-107(a)(8), make it acceptable to
25 allow federally certified polygraph examiners

1 automatically eligible for Tennessee Polygraph
2 License. All federally certified examiners have, by
3 their certification, exceeded all of the requirements
4 of the rules and laws of Tennessee polygraph to
5 become an examiner.

6 We do not have an opinion on this at all,
7 this is just information.

8 62-27-111(a)(1), make a provision for the
9 Tennessee PI and Polygraph administrative personnel
10 to be given the authority to approve Intern Polygraph
11 Permit based on the applicant meeting all the
12 requirements of the laws and the rules. No need to
13 wait for the Commission to meet, this can make the
14 intern stagnant if there is no meeting scheduled.

15 That's just giving our staff the
16 authority to go ahead and approve the interns.

17 62-27-123(d)(G), polygraph examinations
18 for preemployment. Do we want to -- do we not want
19 to know if a person being considered for employment
20 with any city, county or state police agency has been
21 involved in a crime that is over five years old? It
22 was suggested we eliminate this section totally. We
23 may need to add a section related to pre-employment
24 testing to eliminate the confusion. Providing the
25 examinee with a copy of the questions should be

1 eliminated. With digital polygraph equipment this is
2 unnecessary printing.

3 62-27-125(1), providing a copy to the
4 examinee seems another waste of printing. We have
5 the ability for them to sign digitally and eliminate
6 the use of paper.

7 Like I said, we do have -- and there's
8 others, I just read that one page for you there.
9 There are others. That's why we said we have given
10 it to you.

11 And Dr. Ritch, we'll make sure you get a
12 full copy, unless you already have a copy.

13 DR. RITCH: Well, please, ma'am, e-mail
14 it to me because I committed to Beth that after this
15 meeting I'll destroy all these things in my
16 possession.

17 MS. VEST: Yes, sir, we'll make sure you
18 get a copy.

19 DR. RITCH: I appreciate that because I
20 intend to destroy all these as soon as the meeting is
21 completed.

22 MS. VEST: That will be fine, thank you.

23 Madam Chair, I'd like to call for a --
24 before -- I think our next exhibit -- next appearance
25 is here, but I'd like to call for a five-minute

1 break.

2 CHAIRPERSON LANE: That will be fine.

3 Five-minute break.

4 (Short break.)

5 CHAIRPERSON LANE: I'll call the meeting
6 back to order, and since we have the other
7 appearance, we'll go ahead and handle that, if that's
8 all right.

9 MS. VEST: Yes, ma'am. But let me
10 interject just a moment, I'm sorry, I forgot,
11 especially Dr. Ritch, to explain that we do have a
12 court reporter and we will be having a court reporter
13 for all our meetings and she will be doing our
14 minutes as well for us. I will be bringing them back
15 in September for you to vote for them to be the
16 official minutes so we will not have to do a separate
17 set of minutes.

18 You will notice the camera in the back of
19 the room because we are streaming live. This is
20 something new that has started. We have been trying
21 to do this for a long time so the general public will
22 be able to enjoy our commission meetings as much as
23 we do on a live basis. You will be getting
24 correspondence along with the public as to how you
25 can view those through the -- I don't know whether

1 it's on Facebook or they are going to have a link
2 right on our page that you can just pull a lot
3 quicker, click on it and be watching the commission
4 meeting. Of course, I wish to thank all of you for
5 speaking into the microphones, trying to speak slowly
6 so that -- for myself, as well for the court
7 reporter.

8 And I was remiss by not explaining to you
9 who is sitting to my left. I forgot. I'm sorry,
10 Shauna has been with us a while now. You probably
11 had Phyllis last time, but Shauna will be assisting
12 Beth from now on for both the PI and the Alarm
13 meetings.

14 And Shauna, I'll let you introduce
15 yourself.

16 MS. BALASZI: I'm Shauna Balaszi, and I
17 have been working with PPS for almost about four
18 months now.

19 CHAIRPERSON LANE: Welcome.

20 MS. VEST: We feel like Beth needs to
21 have some assistance, some help. She's done a great
22 job in everything that she does and will continue to
23 do. This is not a replacement, this is just
24 assistance to help make sure everything runs as
25 smooth as it always has.

1 We can move on now, thank you for that.

2 We can move onto our appearance.

3 MR. RICHARDS: May I ask her one question
4 first?

5 MS. VEST: Yes.

6 MR. RICHARDS: With regard to the
7 proposed polygraph changes, what happens to this now?

8 MS. VEST: That's up to the association.

9 All I did was bring it to the Commission -- since we
10 are a polygraph and you are the polygraph individual,
11 I am just bringing it to you to let you know this is
12 what the association is talking about doing as far as
13 legislation is concerned.

14 MR. RICHARDS: So they bring it before
15 the Board?

16 MS. VEST: No, they are not bringing it
17 before the Board. This is their proposed legislation
18 for the Hill, the rule changes. And once it does
19 that, that will come back. If it does get passed, it
20 does come back to us and, of course, it will come
21 back to you, we will have a rulemaking hearing if
22 need be. But this is just information.

23 MR. RICHARDS: Okay.

24 MS. VEST: If you have any questions, you
25 should contact the association.

1 All right, do we have Mr. Davis?
 2 MR. DAVIS: Yes.
 3 MS. VEST: Would you please come up, sir?
 4 If you haven't signed in, would you sign in?
 5 If you go back into your package, you
 6 will see that this is going to be Exhibit B.
 7 Dr. Ritch, do you have Exhibit B?
 8 DR. RITCH: I do.
 9 MS. VEST: Mr. Davis is here because --
 10 to appeal his denial. He, of course, just like the
 11 other gentleman, must wait six months, unless he asks
 12 to appear before the Commission. He said "no" on his
 13 application to arrest questions and in 2001 was
 14 driving on revoked license, manufacturing, sale,
 15 possession of a dangerous weapon in 2009.
 16 You do have his written explanation, and
 17 of course he is here today to answer any questions
 18 that you might have.
 19 CHAIRPERSON LANE: Give us just a minute
 20 to review this and then I will come to you.
 21 MR. DAVIS: Certainly.
 22 (Board viewing documents.)
 23 CHAIRPERSON LANE: As I understand it,
 24 you have provided us a letter here from a hearing
 25 officer saying that there was no criminal complaint

1 filed on the incident at the airport?
 2 MR. DAVIS: Yes, ma'am.
 3 CHAIRPERSON LANE: All right. You want
 4 to explain to the commissioners anything you have to
 5 say about this?
 6 MR. DAVIS: I believe what you reviewed
 7 was my appeal letter, correct?
 8 CHAIRPERSON LANE: Yes, we have that and
 9 we have reviewed it. That's what took us so long.
 10 MR. DAVIS: Yeah. I mean I was pretty
 11 poignant in the appeal letter. I mean that pretty
 12 much explains the circumstances. I'll be happy to
 13 answer any questions.
 14 CHAIRPERSON LANE: The driving under the
 15 revoked in Nashville, is what you are referring to?
 16 MR. DAVIS: For either one. There were
 17 two points that came up. One was the arrest in
 18 California in 2009, and the other one was for the
 19 driving on suspended, 2001, I believe.
 20 CHAIRPERSON LANE: Okay. Any of the
 21 Commission members have questions?
 22 MR. BROWN: Why was your license revoked?
 23 MR. DAVIS: Sorry?
 24 MR. BROWN: What was the reason your
 25 license was revoked?

1 MR. DAVIS: I believe at the time it was
 2 a Kentucky license. I was living in Nashville. It
 3 was administrative, I believe. I don't remember the
 4 details. It wasn't -- you know -- honestly, it was
 5 15 years ago, I really do not recall what the reasons
 6 were, but I mean it wasn't for anything as far as
 7 like a DUI or something like that. I believe it was
 8 insurance related. I didn't have insurance or
 9 something. That's a guess. I know at that time that
 10 was something I was dealing with as well, but --
 11 MR. FLAIR: Why didn't you mark "yes" on
 12 your application and then provide an explanation?
 13 MR. DAVIS: I'm sorry, say it again?
 14 MR. FLAIR: Why did you not mark "yes" on
 15 the application and then provide an explanation?
 16 MR. DAVIS: As it was explained to me by
 17 my attorney in California, it was explained to me
 18 that the arrest was expunged. Because that was a
 19 specific -- I went through quite a bit, as far as
 20 retaining counsel for this. It was relatively minor,
 21 but it was something that I didn't want to come up in
 22 future background checks, what have you. So I wanted
 23 to make sure that I did everything I could to satisfy
 24 that. He told me that it was something that was
 25 expunged, would be expunged from my record

1 completely, and that I did not have to put that
 2 forward as far as being an arrest going forward
 3 because of that reason.
 4 I have since talked to him regarding this
 5 because it has come up with this and a couple other
 6 things before. He said -- the explanation again that
 7 I had was California -- one hand not talking to the
 8 other, as far as it's something that's not supposed
 9 to be in the records anyway because of the way it was
 10 dismissed.
 11 MR. BROWN: Was there an expungement
 12 order entered?
 13 MR. DAVIS: I believe so.
 14 MR. BROWN: Do you have a copy? Does
 15 your attorney have a copy? He would have been the
 16 one to initiate it. Does he have a copy of it?
 17 MR. DAVIS: I can reach out specifically
 18 on that. But I mean this is something that was, you
 19 know, dismissed for cause. It should not have been
 20 an arrest in the first place, and that was the
 21 finding of the hearing.
 22 MR. FLAIR: What about the driving on
 23 revoked?
 24 MR. DAVIS: On that I was not aware that
 25 that was a criminal charge, I thought that was a

1 vehicle issue. Again, something I have never had
 2 come up before as far as being a negative on a
 3 background check, of which I have had plenty.
 4 CHAIRPERSON LANE: The question is have
 5 criminal charges ever been placed against you in
 6 Tennessee or any other state.
 7 MR. DAVIS: Yes, ma'am.
 8 CHAIRPERSON LANE: And you answered "no."
 9 MR. DAVIS: Yes, ma'am. I did not
 10 believe that that constituted criminal. I thought
 11 that was like a speeding ticket. It wasn't -- it was
 12 not my intent to mislead, certainly.
 13 DR. RITCH: Madam Chair, may I ask a
 14 question? Dr. Ritch here.
 15 CHAIRPERSON LANE: Go ahead, Dr. Ritch.
 16 DR. RITCH: Applicant, when you were
 17 caught in Nashville driving on a suspended license,
 18 did I understand you were at that time licensed in
 19 Kentucky.
 20 MR. DAVIS: I believe so.
 21 DR. RITCH: Okay. In what state were you
 22 a resident at that time.
 23 MR. DAVIS: At that time -- around that
 24 time I had just moved to Nashville.
 25 DR. RITCH: Were you not aware that you

1 are supposed to transfer your driver's license from
 2 one state to another pretty rapidly.
 3 MR. DAVIS: I believe I was. Again, I am
 4 not a hundred percent sure on the timeframe. I may
 5 have misspoken, as far as stating that I had a
 6 Kentucky license at the time. I'm really not sure.
 7 DR. RITCH: You were a resident of
 8 Kentucky at that time and had just recently moved to
 9 Nashville.
 10 MR. DAVIS: Yes, sir. I moved to
 11 Lexington prior to that and had just relocated to
 12 Nashville right in that time period. I don't know if
 13 it was in a 30-day span, whatever. I do know that I
 14 had a Tennessee driver's license around that time
 15 period. I just don't know if it was at the time of
 16 this incident or not.
 17 DR. RITCH: One more quick question.
 18 When this happened at LAX, what state were you legal
 19 resident at that time.
 20 MR. DAVIS: 2009? Louisville.
 21 DR. RITCH: You were a resident of
 22 Louisville, Kentucky when this happened at LAX.
 23 MR. DAVIS: Yes, sir. I was working an
 24 extended contract in California at the time as a
 25 ten-month contract. I was back and forth frequently.

1 DR. RITCH: Okay. That's all, Madam
 2 Chair.
 3 CHAIRPERSON LANE: Thank you.
 4 MR. FLAIR: One quick question, Madam
 5 Chairman.
 6 CHAIRPERSON LANE: Mr. Flair?
 7 MR. FLAIR: I'm Larry Flair. Sir, in
 8 Tennessee on the DL violation, did they cuff you and
 9 put you in the car and carry you down? Did they
 10 require you to come down in the booking and require
 11 the citation fulfillment, as they call it, a
 12 citation, or did they hand you paperwork there and
 13 let you go about your business? Do you remember,
 14 sir?
 15 MR. DAVIS: I do believe I had to go
 16 through --
 17 MR. FLAIR: To the commissioner?
 18 MR. DAVIS: I'm sorry?
 19 MR. FLAIR: The night commissioner, they
 20 call it, or the day commissioner, in front of him or
 21 her, and they said if you were on a revoked license
 22 and then you had to post some sort of a little bond
 23 and then come back? Is that the procedure that you
 24 recall?
 25 MR. DAVIS: I do not recall. But I do

1 believe -- there was a -- I don't remember what
 2 happened as far as -- I did go through a booking
 3 process, I believe, as you referred to it, but I
 4 don't remember specifically, you know -- I'm sorry,
 5 I'm not clear, it was quite a while ago.
 6 MR. FLAIR: Thank you.
 7 CHAIRPERSON LANE: Any other questions?
 8 Do we have a motion?
 9 MR. RICHARDS: I make a motion this
 10 application be denied.
 11 MR. FLAIR: I'll second that, Madam
 12 Chairman.
 13 CHAIRPERSON LANE: Motion by Commissioner
 14 Richards to deny this application or appeal of the
 15 application. Second by Commissioner Flair. Any
 16 further discussion?
 17 Roll-call, please.
 18 MR. DAVIS: May I ask for what reason?
 19 CHAIRPERSON LANE: Yes, sir.
 20 MS. VEST: He wants to know why he's
 21 being denied.
 22 CHAIRPERSON LANE: It was upheld. It was
 23 denied previously and he made the motion to uphold
 24 the previous denial.
 25 MR. DAVIS: I'm sorry --

1 CHAIRPERSON LANE: Am I correct?
 2 MR. DAVIS: -- I am just trying to get
 3 some clarity. For what reason?
 4 CHAIRPERSON LANE: Misstatements.
 5 MS. VEST: We need to finish our vote, I
 6 believe, first. We have a motion on the floor.
 7 Dr. Ritch?
 8 DR. RITCH: Aye to deny.
 9 MS. VEST: Jerry Richards?
 10 MR. RICHARDS: Aye to deny.
 11 MS. VEST: Larry Flair?
 12 MR. FLAIR: Aye to deny.
 13 MS. VEST: Minnie Lane?
 14 CHAIRPERSON LANE: Abstain.
 15 MS. VEST: Allen Rousseau?
 16 MS. ROUSSEAU: Aye.
 17 MS. VEST: David Brown?
 18 MR. BROWN: Aye.
 19 MS. VEST: Ayes have it, Madam Chair.
 20 The gentleman is asking the Commission
 21 why he is being denied. If I am not mistaken, he's
 22 being denied because he made a material misstatement
 23 on his application.
 24 CHAIRPERSON LANE: That's exactly why.
 25 That was sent in the letter to you why it was denied,

1 you are appealing it now, and the Commission is
 2 upholding the previous --
 3 MR. DAVIS: So my explanation does not
 4 meet criteria for the appeal?
 5 CHAIRPERSON LANE: We are not here to
 6 determine guilt or not as far as the incident, we are
 7 here to determine if you made a misstatement on the
 8 application. That was why you were denied to begin
 9 with. Had you answered yes and put an explanation,
 10 as Commissioner Richards said, you wouldn't be here
 11 today.
 12 MS. VEST: I believe Dr. Ritch wants to
 13 make a statement.
 14 DR. RITCH: Madam Chair, does the
 15 applicant understand he can reapply in six months.
 16 MR. DAVIS: Yes, I do.
 17 DR. RITCH: And I -- you know, I'd get
 18 all my documentations straightened if you reapply or
 19 you'll be facing the same consequence. It's pretty
 20 simple to me.
 21 MR. DAVIS: I understand.
 22 DR. RITCH: It's not a criticism, I mean
 23 I would suggest when you reapply, you give complete
 24 documentation, or you'll only have another hearing.
 25 MR. DAVIS: Certainly, and I do understand

1 that. I was actually just hoping that I had
 2 satisfied that at this point without having to go
 3 through the whole process again.
 4 Again, this was a misstatement, not
 5 something to mislead or construe. I believe I have
 6 satisfied the requirements of the original
 7 application with the documentation that I have
 8 provided now. Why do I need to go through this
 9 process again, if that's the case? That's what I
 10 don't understand, I'm sorry.
 11 CHAIRPERSON LANE: Well, the Commission
 12 here has upheld the previous ruling and that's the
 13 reason you have to go back through it.
 14 MS. VEST: Yes, sir, you'll be getting
 15 correspondence from us, but you will need to wait six
 16 months to reapply.
 17 MR. DAVIS: Good enough, thank you.
 18 MS. VEST: Let me go back to our other
 19 appearance, if I may for just a moment, Madam Chair.
 20 I believe that would be Mr. Davis. I want to make it
 21 clear, you have not seen -- you did not see the
 22 application, there's not been -- I'm sorry, excuse
 23 me, Michael Riggs. We went out of order.
 24 You had not seen his application, nor
 25 have you seen the gentleman before. The office

1 denied his application because he made a material
 2 misstatement, did not list down his charges or
 3 convictions, whatever they might have been. We
 4 denied it for material misstatement. He had a right
 5 to appeal and appear before you today, and that's
 6 what he was doing.
 7 I didn't want Commissioner Richards to
 8 think he had seen him before or looked at his
 9 application. He had not. No commission member had.
 10 The office denied the application just like we did
 11 with the second one. Hope that clears up any
 12 misconceptions.
 13 CHAIRPERSON LANE: That's good, it's on
 14 the record like that. I guess are we ready to move
 15 on the agenda. Next on our agenda we have listed the
 16 education report, and I am requesting our
 17 Administrative Assistant Beth Smith Bell to handle
 18 this item.
 19 Now I want to show that it is reflected
 20 that the education committee met here publicly at
 21 9:00 o'clock before the public to go over these. And
 22 this will be Exhibit G and I.
 23 MS. BELL: It's Exhibit I. And as
 24 Ms. Lane stated, Chairman Lane, the education
 25 committee meets at 9:00 o'clock before we start the

1 commission meetings to deliberate in public if there
2 are any questions about any of the continuing
3 education that is submitted. The committee members
4 that were present this morning are Allen Rousseau and
5 Minnie Lane. Also on that committee are Dr. Ritch
6 and David Horton, who is not in attendance today.

7 DR. RITCH: Let the record show, madam
8 Chairman, I read all the materials associated with
9 these applications.

10 MS. BELL: Did you have any questions,
11 Dr. Ritch, about any of the courses that were
12 submitted?

13 DR. RITCH: I did not.

14 MS. BELL: So the courses that were
15 submitted and the recommendation this morning was to
16 approve these courses. I am going to read them into
17 the record.

18 Randall K. Henshaw has submitted an
19 eight-hour course he took in Alabama to meet his
20 continuing education for his Alabama license. That
21 recommendation was to approve acceptance of that.

22 Frank Lax has submitted a 16-hour
23 certificate of instruction that he received from the
24 Tennessee Constable Association. Recommendation was
25 to approve that.

1 Jimmie Leach and Dennis Mays were both
2 presenters at an interview and interrogation
3 techniques presentation that was offered by the
4 University of Tennessee at Martin and given at the
5 Memphis Police Department Training Academy. They
6 have requested 16 hours of continuing ed for their
7 presentation.

8 There is another seminar, it's an
9 eight-hour seminar called Advanced Interviewing
10 Concepts. It was offered and sponsored by the
11 Gatlinburg Police Department, and it was also offered
12 in Memphis sponsored by the Memphis Police
13 Department. It's an eight-hour continuing ed course.
14 Recommendation was to approve that.

15 Leading Edge Legal Ed is an online
16 provider of continuing ed for attorneys and
17 investigators. They have submitted three courses for
18 review. Ethics for Legal Professionals Truth and
19 Consequences, which is one hour. Homeland Security,
20 Enemies Domestic, which is two hours. Homeland
21 Security, Enemies Foreign, which is two hours.
22 Recommendation was to approve those.

23 The National Investigative Training
24 Academy is also an online provider of continuing
25 education. They have submitted four courses. Report

1 Writing for the Investigator, which is a four-hour
2 course. Social Media for the Investigator, which is
3 a six-hour course. Successful Interviewing for the
4 Investigator, which is a four-hour course. And
5 Successful Investigator Traits, which is a four-hour
6 course. Recommendation was for approval of those.

7 We had one other item that we added,
8 Keith Jeffers had submitted several different
9 seminars that he's attended and we reviewed that this
10 morning and the recommendation was to accept that to
11 meet his 12 hours of continuing ed for his private
12 investigator license.

13 That is all of the education we have for
14 this meeting. I would request that commission
15 members please make a motion that we approve these as
16 read into the record.

17 MR. FLAIR: I'll make that motion, Madam
18 Chairman. Larry Flair.

19 CHAIRPERSON LANE: Motion by Commissioner
20 Flair. Is there a second?

21 MR. BROWN: Second.

22 CHAIRPERSON LANE: Second by Commissioner
23 Brown. Any discussion?

24 Roll-call, please.

25 MS. VEST: Dr. Ritch?

1 DR. RITCH: Aye.
2 MS. VEST: Jerry Richards?
3 MR. RICHARDS: Aye.
4 MS. VEST: Larry Flair?
5 MR. FLAIR: Aye.
6 MS. VEST: Minnie Lane?
7 CHAIRPERSON LANE: Aye.
8 MS. VEST: Allen Rousseau?
9 MR. ROUSSEAU: Aye.
10 MS. VEST: David Brown?
11 MR. BROWN: Aye.
12 MS. VEST: Ayes have it, Madam Chair.
13 CHAIRPERSON LANE: Thank you.
14 MS. BELL: There's one other education
15 item. Previous member Walt Valentine was a member of
16 the committee, and when he resigned from the
17 Commission, has left us with only a four member
18 committee. Chairman Lane asked for volunteers this
19 morning, and David Brown volunteered to join the
20 education committee. We just wanted to note that on
21 the record.

22 CHAIRPERSON LANE: You accept, I believe.

23 MR. BROWN: Yes, ma'am, thank you.

24 CHAIRPERSON LANE: Thank you.

25 MS. VEST: Thank you for your service as

1 well. We appreciate you for agreeing to be on that
 2 committee, as we do all of the committee members.
 3 CHAIRPERSON LANE: We appreciate that.
 4 Next we have unfinished business, and
 5 I'll ask if there's anybody that has any unfinished
 6 business? Okay. If not, we have new business. Is
 7 there any new business?
 8 MS. VEST: Yes. I would like to tell the
 9 Commission that the Nevada Private Investigators
 10 Licensing Board will host a 2016 conference of the
 11 International Association of Security and
 12 Investigative Regulators October the 26th through
 13 28th in Las Vegas.
 14 There is a board meeting on October the
 15 25th which occurs, but we, myself and the attorney,
 16 are not on any committees at this time. We have
 17 submitted myself along with Attorney Thomas to attend
 18 the conference. This conference covers all of our
 19 security, the Alarm Board, the Lock Smith Board --
 20 program, excuse me, of course your program and
 21 Private Protective Services. And the State of
 22 Tennessee is one of the founding states for this
 23 association.
 24 Any member is eligible to go. I gave
 25 this out to you, there are certain restrictions to

1 it, regulations that you have to adhere to. So if
 2 any of you are interested, just get with me or Beth
 3 and we'll be glad to submit your names or tell you
 4 how to go about signing up for the conference. But I
 5 believe that's all I have, Madam Chair.
 6 CHAIRPERSON LANE: Okay. Is there anyone
 7 signed up on a continuing education forum?
 8 MS. BELL: I haven't seen any.
 9 CHAIRPERSON LANE: Okay, that's a no.
 10 There being no further business, I'll ask for a
 11 motion to adjourn the July 22nd meeting of the
 12 Tennessee Private Investigation & Polygraph.
 13 DR. RITCH: Madam Chair, may I speak
 14 please?
 15 MS. VEST: Dr. Ritch has asked to speak.
 16 CHAIRPERSON LANE: Go ahead, Commissioner
 17 Ritch.
 18 DR. RITCH: I want to express my deep
 19 appreciation to Beth and the commissioners for
 20 allowing me to participate in this forum by telephone
 21 and it's been a joy to participate in this manner and
 22 I want to thank you.
 23 CHAIRPERSON LANE: We thank you. Okay.
 24 Do I have a motion?
 25 MR. FLAIR: Madam Chairman, Larry Flair

1 makes a motion to terminate the meeting.
 2 MR. BROWN: Second.
 3 CHAIRPERSON LANE: Motion by Commissioner
 4 Flair, second by Commissioner Rousseau (sic). Any
 5 discussion?
 6 Roll-call.
 7 MS. VEST: Dr. Ritch?
 8 DR. RITCH: Aye.
 9 MS. VEST: Jerry Richards?
 10 MR. RICHARDS: No. I mean aye.
 11 MS. VEST: Larry Flair?
 12 MR. FLAIR: Aye.
 13 MS. VEST: Minnie Lane?
 14 CHAIRPERSON LANE: Aye.
 15 MS. VEST: Allen Rousseau?
 16 MR. ROUSSEAU: Aye.
 17 MS. VEST: David Brown?
 18 MR. BROWN: Aye.
 19 MS. VEST: Ayes have it.
 20 CHAIRPERSON LANE: The meeting of the
 21 Tennessee Private Investigation & Polygraph
 22 Commission held on July 22, 2016, is adjourned at
 23 approximately 11:50.
 24 (WHEREUPON, the meeting was adjourned at
 25 11:50 a.m.)

1 REPORTER'S CERTIFICATE
 2
 3 STATE OF TENNESSEE
 4 COUNTY OF SUMNER
 5 I, JENNY CHECUGA, Licensed Court Reporter,
 6 with offices in Nashville, Tennessee, and Registered
 7 Professional Reporter, hereby certify that I reported
 8 the foregoing board meeting by machine shorthand to
 9 the best of my skills and abilities, and thereafter
 10 the same was reduced to typewritten form by me.
 11 I further certify that I am not related to
 12 any of the parties named herein, nor their counsel,
 13 and have no interest, financial or otherwise, in the
 14 outcome of the proceedings.
 15 I further certify that in order for this
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