Tennessee Private Investigation and Polygraph Commission Meeting


Walt Valentine, Chair

By Phone
Paul David Brown Jr, Vice Chair

By Phone
Stuart W Bayne

By Phone
Larry T Flair, Sr.

By Phone
Robin Brewer Johnston

By Phone
William Rick Jones

By Phone
Arthur G (Jerry) Richards

By Phone
Alan G Rousseau

Absent
Douglas Shanks
Call to Order

CHAIRMAN VALENTINE: Good morning, fellow Commission members, staff members, and honored guests, today's date is March 23, 2018, and it's approximately 9:40 a.m. I'm Walt Valentine, Commission Chair, I'll now call to order the meeting of the Tennessee Private Investigation and Polygraph Commission. Executive Director Cody Vest, please call the roll.

MS. VEST: Thank you. Jerry Richards?

MR. RICHARDS: Here.

MS. VEST: Rick Jones?

MR. JONES: Here.

MS. VEST: Douglas Shanks?

MR. SHANKS: Here.

MS. VEST: Walt Valentine?

CHAIRMAN VALENTINE: Here.

MS. VEST: David Brown?

MR. BROWN: Here.

MS. VEST: Alan Rousseau?

MR. ROUSSEAU: Here.

MS. VEST: Larry Flair?

MR. FLAIR: Here.

MS. VEST: Stuart Bayne?

MR. BAYNE: Here.
I record show that Ms. Johnston is not present, but you do have a quorum.

CHAIRMAN VALENTINE: Thank you. The next item for approval is the agenda. I'd like to ask each Commission member if they have received and had time to review a copy of the agenda, and if so, is there a motion to adopt this agenda?

MR. BROWN: Make a motion to adopt it.

MR. ROUSSEAU: Second.

CHAIRMAN VALENTINE: Any discussion? All in favor?

THE COMMISSION: Aye.

CHAIRMAN VALENTINE: All opposed? The motion carries. The next item on our agenda is the approval of the minutes for the last education committee and committee meeting. Has each Commission member received and had time to review a copy of these minutes, and if so, is there a motion to adopt these minutes?

MR. ROUSSEAU: I so move.

MR. BAYNE: Second.

CHAIRMAN VALENTINE: Moved and seconded.

Any discussion? Hearing none. All in favor?

THE COMMISSION: Aye.

CHAIRMAN VALENTINE: All opposed? Motion carries. Next on our agenda is the Elite Reporting Services documents. (Commission viewing documents.)

MS. VEST: Do you need another iPad, Mr. Bayne?

(Short break.)

MS. VEST: We are going to go back on record. Even though our system is not working, we do still have our court reporter, so we are going to go back on record.

MR. ROUSSEAU: Mr. Brown -- oh, he stepped out.

MS. VEST: He had to step out. So everybody is reviewing Tammy Hightower's, is what we are doing. She has submitted quite a few documents. She's already passed the test for the private investigator, I believe, and the company. She wants you to review her experience.

THE COMMISSION: (Commission viewing documents.)

MS. VEST: Have the Commission members had enough time to review?

MR. BAYNE: I have.

CHAIRMAN VALENTINE: Yes.

MS. VEST: Ms. Hightower, if you don't mind, you can come over here and sit down, be more comfortable, if you want to. You have to speak into the microphone there. You have to stand up there with your information. I'm sure they will have questions for you. You need to push the speak button, if you are going to speak.

MS. HIGHTOWER: All right.

MS. VEST: Commission, this is Ms. Tammy Hightower.

MS. VEST: Good morning.

THE COMMISSION: Good morning.

MS. HIGHTOWER: Makes you feel any better, I spilled coffee on me trying to drive in Nashville traffic this morning.

MR. BAYNE: It doesn't make Larry Flair feel any better.

CHAIRMAN VALENTINE: Ms. Hightower, we
Local government for six years. Same thing, mostly investigating deficiencies in water and sewer and natural gas companies, deficiencies in purchasing policies, and adherence to state statutes. So most of what I am wanting to do is, rather as an employee of the government, I was approached by numerous people wanting to hire me to investigate certain things within local governments, specifically municipal and county, to ensure that certain people were adhering to the policies and procedures and regulations they were supposed to. So that's kind of how this came about. My husband was a private investigator, I think for seven or eight years. His license is retired. So I worked with him quite a bit. He mostly did workmen's comp. Most of what my business will be, if approved by this Board, is going to be in finance. I am also a certified municipal financial officer in the State of Tennessee and a certified reporter in the State of Tennessee. Local government is something I know extremely well. Federal government, 20 years of service there. I know their regulations, their internal control manuals. And when people started asking me to do research for them, I thought, well, this is something that I can make a business out of. The industry itself always interested me because of my husband who was in it for so many years. But most of my business will be in the financial arena, mostly local government.

1 rejected your application previously, right?
2 MS. HIGHTOWER: It wasn't rejected, the letter stated an appearance before the Board.
3 MS. VEST: You reviewed it and you've asked her to appear.
4 CHAIRMAN VALENTINE: We wanted more information from you.
5 MS. HIGHTOWER: Correct.
6 CHAIRMAN VALENTINE: And briefly tell us about your investigative experience.
7 MS. HIGHTOWER: Well, I worked for the federal government for 20 years.
8 MS. VEST: Ms. Hightower, you need to speak into the microphone.
9 MS. HIGHTOWER: It's showing red.
10 MS. VEST: Pull it down, speak into it.

There you go, thank you.

MS. HIGHTOWER: I worked for the federal government for 20 years, mostly handling disaster programs, which detailed quite a bit of investigations, especially on site, going through contracts. Anyway, you don't just hand someone $100,000 and -- because they have a disaster. A lot of investigations went into approving applications for financial assistance.

1 to investigate certain things that were being done in numerous local governments, mostly in west Tennessee, I thought, well, this is something that I can make a business out of. The industry itself always interested me because of my husband who was in it for so many years. But most of my business will be in the financial arena, mostly local government.

11 MR. ROUSSEAU: No.
12 MS. VEST: I think she's here for you -- did everyone have the opportunity to review her education, in lieu of the 2,000 hours, which she has been doing, that's what we are voting for, in lieu of the 2,000 hours of compensatable investigative experience, what she's been doing -- and mostly it's education that you provided, wasn't it?
13 MS. HIGHTOWER: Or a combination of both.
14 I do have a Bachelors Degree in Business Administration, Associates Degree in Accounting on top of my state certifications.

Local government for six years. Same thing, mostly investigating deficiencies in water and sewer and natural gas companies, deficiencies in purchasing policies, and adherence to state statutes. So most of what I am wanting to do is, rather as an employee of the government, I was approached by numerous people wanting to hire me to investigate certain things within local governments, specifically municipal and county, to ensure that certain people were adhering to the policies and procedures and regulations they were supposed to. So that's kind of how this came about. My husband was a private investigator, I think for seven or eight years. His license is retired. So I worked with him quite a bit. He mostly did workmen's comp. Most of what my business will be, if approved by this Board, is going to be in finance. I am also a certified municipal financial officer in the State of Tennessee and a certified reporter in the State of Tennessee. Local government is something I know extremely well. Federal government, 20 years of service there. I know their regulations, their internal control manuals. And when people started asking me to do research for them, I thought, well, this is something that I can make a business out of. The industry itself always interested me because of my husband who was in it for so many years. But most of my business will be in the financial arena, mostly local government.
Time and you had to witness our computer problem.

MS. HIGHTOWER: That's okay. I enjoyed Nashville yesterday evening. Thank you very much.

You all have a wonderful day.

MR. BAYNE: Welcome to the profession.

MS. VEST: You'll be hearing from us.

MS. HIGHTOWER: Thank you.

MS. VEST: Thank you so much for coming in.

CHAIRMAN VALENTINE: Okay. Moving right along.

MS. VEST: Let's let Mr. Brown come in, please. He's out in the hall. When you recuse yourselves, it is my policy that you will step out into the hall, that way we won't have any confrontation, any misunderstandings.

(WHEREUPON, Mr. Brown rejoined the meeting.)

MS. VEST: All right, Mr. Brown, thank you.

MR. BROWN: I'm back.

CHAIRMAN VALENTINE: For your information, Ms. Hightower was approved.

MR. BROWN: Okay.

CHAIRMAN VALENTINE: Next on our agenda is the administrative matters. Executive Director Cody Vest?

MS. VEST: All right, thank you. I just have a few things here. We'll go to the monthly report. You have January and February. It does have all our professions on there, but you just want to go to the private investigators. We still do have, and appreciate, Mr. Rousseau with us since 2014, his expiration date. Mr. Shanks has been appointed, we do have his, and I believe you are out until 2021.

Just an update there, your vice-chair David Brown and I attended the sunset hearing for the Private Investigation & Polygraph Commission on the Hill, and the Commission has been extended to 2024.

MR. BROWN: Can I make a comment?

MS. VEST: Yes, please.

MR. BROWN: That was my first experience being on the Hill. Needless to say, it can be a little bit intimidating up there, particularly the way it started off. There were a bunch of other boards up there to be reviewed, and they were grilling them, they were asking them some good questions. But when it came time for us, they passed us, and then the chairman of the committee up there praised the PI Polygraph Commission director for the job that we are doing. And I wanted to thank Cody and the staff over here, because you all do an excellent job. We always felt that way, but it's nice to have a confirmation from the big boys.

MS. VEST: Thank you, we appreciate that.

We are going to be around for a while. And this is the same information as on the other month for you.

All right. That being said, we will move right onto the budget. You are in a negative of $14,932. So this morning I got on the computer, there are 51 polygraph examiners. We were carrying 56 at my last count, but there's 51 as of this morning. You have got 1,084 private investigators. You have 515 companies. As of June the 30 of 2015, the total count of all three of those was 1,679. So you are staying pretty current.

I believe what's happened, those that do drop out are being replaced by the ones that continue to renew, the new companies that are coming in or renewing. This is something that is not really too much of a concern at this moment. This is only -- if you look at it, it's January. We had to -- STS, which is our computer system that we are using, send in their quarterly bill and all professions have to pay their portion for the computer. Even if we did end in a negative balance at the end of the year, one year would not sunset us. But I am going to try to watch this very closely, that's why I am looking at the number of private investigators.

Like I said, to me it looks like it's staying pretty even, from '15 to '18, the number of investigators that you are having in the companies and any trends that might be going. I don't know personally, so I'd have to ask you, what could we possibly do to get more people into this industry?

A lot of private -- a lot of work is being done on computers nowadays, instead of hiring private investigators. So what I am going to do is try to watch the trends, watch the number of private investigators that we have and see if there's something in that -- how it's going down. And I will be watching the budget very closely.

I have already talked to Carter Lawrence about this. That you met this morning, Assistant Commissioner, my concerns about us being in a negative balance. So he's aware of it, so we will be monitoring this every month. Do you have any questions for me?

MR. RICHARDS: I think one of the problems with getting people into the industry is...
25 just makes application, takes the exam, passes the
24 background check, has company affiliation, we give a
23 license. It's the company individual that has to
22 have the 2,000 hours to open a company. So it's not
21 a private investigator, that's not keeping them from
20 being a private investigator.
19 MR. FLAIR: No, but they are required to
18 have a certain amount of on-the-job training
17 through --
16 MS. VEST: No, sir, not in this statute.
15 Whatever you do within your company to train that
14 individual is up to you. They can do it two ways to
13 become a private investigator. They can hire on you
12 as an apprentice, the apprenticeship is good for six
11 months, that give you time to train the
10 individual. We get a letter from you that says I am
9 training Mr. Smith. And whenever you feel he's ready
8 to become an investigator within that six-month
7 period, you send me a letter that says his
6 apprenticeship has ended. And if he's passed the
5 test, passed the background check, we upgrade him to
4 a private investigator and affiliate him with your
3 company. That's all they need to do.
2 MR. FLAIR: Thank you.
1 MS. VEST: Uh-huh.

1 at. I think we need to look at other states. I can
2 come back to you and tell you what these other states
1 are doing with their apprenticeship, but that's
4 already there. It's not being utilized. So you are
3 right, that's exactly what it is. Some companies
2 just don't want to apprentice someone, for whatever
1 the reason.

8 MR. FLAIR: Madam Chairman (sic), if I
7 may, Chairman, make -- Madam Director, on my company,
6 that's exactly why I don't let anybody come in,
5 because I have to be with them. And if I'm going to
4 be with them, I can't get any compensation through my
3 clients for two of us, and why do I want to have that
2 responsibility. That's the way I, as running my
1 business, look at it.

16 The other thing is this. I don't see a
15 problem with a particular company being responsible,
14 but again, having to have that for 2,000 hours is --
13 and my question, please, is this a legislative from
12 the Hill that needs to be changed or we as board
11 members -- and counselor may have to answer that or
10 you can.

22 MS. VEST: Well, I'm not real sure
21 exactly what your question is. The 2,000 hours is
20 only for company owner, nothing do with a PI. The PI
19...
MR. BAYNE: I think that's reasonable.
1
2 yeah.
3 MR. SHANKS: So did the Commission put
4 the internship that we have to be with the intern or
5 is that a state law.
6 MS. VEST: Yes, sir. You did it, it's a
7 rule.
8 MS. THOMAS: It's in the rules under Part
9 II of the apprenticeship rules. The Commission has
10 defined direct supervision. It says, shall mean in
11 the direct physical presence of a licensed
12 investigator. So that is something that you all have
13 the authority to look at and maybe change a little
14 bit because it's a rule and not a statute.
15 MR. FLAIR: Again, that can come from
16 this Commission, it does not have to come from the
17 Hill in a legislative matter.
18 MS. THOMAS: That's correct.
19 MS. VEST: But it would have to be done
20 in a rulemaking hearing or proposed rules. It's not
21 something we can decide right now to change, there's
22 a procedure we'd have to use.
23 MR. FLAIR: Okay.
24 MS. VEST: Any other questions on that?
25 But thank you, Stuart, I'm glad to hear that, because

1 when I do the seminar, I'll touch on that. Because
2 we'll have private investigators there, and there'll
3 probably be company owners with the individuals to
4 help them on board and everything and we need to make
5 sure that's clarified.
6 MR. BAYNE: You mentioned something,
7 Cody, you mentioned possibility of exploring
8 transient surrounding states? It's an interesting
9 idea.
10 MS. VEST: Yes, sir, I'll look into that.
11 I'll bring you back a report at our next meeting.
12 MR. BAYNE: Perhaps the transient
13 licensees are being shown in other states as well.
14 CHAIRMAN VALENTINE: Perhaps you could
15 send that to us in an e-mail, also.
16 MS. VEST: Well, we won't have anything
17 to talk about at the next meeting. I am never for a
18 lack of words, I have to admit.
19 CHAIRMAN VALENTINE: I haven't notice
20 that.
21 MS. VEST: The filter doesn't work every
22 day, but communication's not a problem. All right,
23 we'll do that for you.
24 MR. BAYNE: Personally, I'd kind of tell
25 everybody I interact with, who I could view as an

1 investigator, such as the gentleman in the back named
2 Brad, and suggested perhaps one day you could get
3 licensed, it's -- I think so. I think we all
4 encourage -- because we are getting older, aren't we?
5 MS. VEST: I started to. I started to
6 tell you -- I am going to go ahead and tell you,
7 don't be taking my stuff. He'd have to move onto
8 another profession, he wouldn't be allowed to work
9 with us.
10 Okay, we'll move right along.
11 Legislative update, you had one little thing.
12 MS. VEST: I mean, is the
13 CHAIRMAN VALENTINE: And is the budget
14 continued on?
15 MS. THOMAS: As far as I know, yes.
16 MS. VEST: Yes, we are finished with the
17 budget.
18 CHAIRMAN VALENTINE: I mean, is the
19 budget continued on until 2024?
20 MS. VEST: The budget? Yes, you have a
21 budget as long as you have a commission, yes, sir.
22 Okay, well, we do have a couple other things here on
23 the agenda. Application review. These two, I
24 believe, are polygraph. I did call Mr. Richards and
25 talked with him. I certainly appreciate that.
26 Sometimes I get questions and I don't -- not really
27 sure of that and I do call different Commission members.
28 I try not to call always the same ones, unless you
29 are in that profession. But with Mr. Richards, he is
30 our polygraph expert.
31 We want to look at the first application
32 review, would be Exhibit A, Rusty Borden.
33 MS. THOMAS: B-O-R-D-E-N.
34 MS. VEST: Rusty, R-U-S-T-Y. I will give
35 you a little rundown of this. The Alcoa Police
36 Department bought equipment, apparently had this
37 gentleman trained as a polygrapher before he got a
38 license to do so. I need for you to look at this
39 and -- according to the information he has provided,
40 he does not qualify, if I'm correct on that,
41 Mr. Richards.
42 I did talk to Mr. Richards about this,
43 and I thought the best thing, of course, before we
make a decision, we must bring it to the Board. So I
will defer, if it's okay, to Mr. Richards, if you
have any questions about what he would need to do.
Mr. Richards?
MR. RICHARDS: I don't know Rusty personally, but I know his reputation. He's an outstanding officer on the Alcoa Police Department. He's had previous experience on the Blount County Sheriff's Department. He's had a ton of training. He's well regarded. The Department has spent a lot of money training him, buying equipment, but he didn't read the law before he went to the school. He does not have any college credits. He's never attended a single college class. And I really sympathize with him and his Department, but the fact remains that the law says that he's got to have two years of college credits.
Now, I have encouraged him to try to find a school that will give him some credit for his police experience, the polygraph school, and all the classes that he's taken, and then to go ahead and take some more credits, some classes, to get his necessary number of hours. And he says that he's going to do that. But to approve him, I think would -- it would cause a detrimental effect on the profession and the credibility of the profession.
MS. VEST: You can kind of look for a school that will give him some credit for his police experience, the polygraph school, and all the classes that he's taken, and then to go ahead and take some more credits, some classes, to get his necessary number of hours. And he says that he's going to do that. But to approve him, I think would -- it would cause a detrimental effect on the profession and the credibility of the profession.
SO. VEST: You can kind of look for a school that will give him some credit for his police experience, the polygraph school, and all the classes that he's taken, and then to go ahead and take some more credits, some classes, to get his necessary number of hours. And he says that he's going to do that. But to approve him, I think would -- it would cause a detrimental effect on the profession and the credibility of the profession.
MS. VEST: You can kind of look for a school that will give him some credit for his police experience, the polygraph school, and all the classes that he's taken, and then to go ahead and take some more credits, some classes, to get his necessary number of hours. And he says that he's going to do that. But to approve him, I think would -- it would cause a detrimental effect on the profession and the credibility of the profession.

MS. VEST: You can kind of look for a school that will give him some credit for his police experience, the polygraph school, and all the classes that he's taken, and then to go ahead and take some more credits, some classes, to get his necessary number of hours. And he says that he's going to do that. But to approve him, I think would -- it would cause a detrimental effect on the profession and the credibility of the profession.

MS. VEST: You can kind of look for a school that will give him some credit for his police experience, the polygraph school, and all the classes that he's taken, and then to go ahead and take some more credits, some classes, to get his necessary number of hours. And he says that he's going to do that. But to approve him, I think would -- it would cause a detrimental effect on the profession and the credibility of the profession.

MS. VEST: You can kind of look for a school that will give him some credit for his police experience, the polygraph school, and all the classes that he's taken, and then to go ahead and take some more credits, some classes, to get his necessary number of hours. And he says that he's going to do that. But to approve him, I think would -- it would cause a detrimental effect on the profession and the credibility of the profession.

MS. VEST: You can kind of look for a school that will give him some credit for his police experience, the polygraph school, and all the classes that he's taken, and then to go ahead and take some more credits, some classes, to get his necessary number of hours. And he says that he's going to do that. But to approve him, I think would -- it would cause a detrimental effect on the profession and the credibility of the profession.

MS. VEST: You can kind of look for a school that will give him some credit for his police experience, the polygraph school, and all the classes that he's taken, and then to go ahead and take some more credits, some classes, to get his necessary number of hours. And he says that he's going to do that. But to approve him, I think would -- it would cause a detrimental effect on the profession and the credibility of the profession.
the application. I am going to tell him he would need to follow Mr. Richards's instructions, if that's what we are doing. The application will be closed.

I need for him -- once he obtains this information, to contact me. At that time we'll determine how much time had been in between, see if the application could be reopened. But I'm not -- we are not going to hold this application open a year or anything of this nature. I mean, the computer will automatically close it after, like the six months. But the other information that he gave us, his exam and his certificates and everything, will be used out of this application, he won't have to do anything else, but provide us with his college.

MR. ROUSSEAU: Mr. Chairman, for the record, I move that we do not approve his application at this time.

CHAIRMAN VALENTINE: Is a second to this motion?

MR. BROWN: Second.

CHAIRMAN VALENTINE: Any discussion?

All --

MR. BAYNE: I would only ask -- it's a tangential, but I would only ask that -- are there not postsecondary educational institutions that can review an adult life's body of work?

MR. BAYNE: That's what he's trying to do, okay.

CHAIRMAN VALENTINE: He's going to do that.

MR. BAYNE: I wish him well in doing that. I hope he finds success in that. I'll be all in favor of his finding that path, but I must stand by the rules. Discussion over for me.

CHAIRMAN VALENTINE: There's online schools, too.

MR. FLAIR: Excuse me, Mr. Chairman, under discussion, if in fact this comes back to this Board, it's part of record of all of this. And did you not -- Ms. Cody, did you not say that he would not have to go through and supply us with all this other stuff --

MS. VEST: What he would have to do is he would have to make application again, he's going to have to pay the fee again, but the information that he has provided us, we looked at it, all that other information we can get from his other file.

MR. FLAIR: Okay. I just wanted to make sure I understood.

MS. VEST: You only do a background check. But anyway, then we would just get the college. We would have everything we need for that.

Now, gentleman, when I say that, I don't mean that five years from now. Within a reasonable length of time.

MR. SHANKS: It would have to be an accredited college, not just a school online that you can become an preacher for $35.

MS. THOMAS: That's set forth in the statute, regional or local accreditation committee.

MR. SHANKS: So he'll need to know that.

MR. RICHARDS: The law says, hold a baccalaureate degree from a college or university accredited by a recognized regional or local accreditation committee.

MR. SHANKS: Okay. Make sure he knows that.

MS. VEST: All right.

CHAIRMAN VALENTINE: Any further discussion? All in favor?

THE COMMISSION: Aye.

CHAIRMAN VALENTINE: All opposed? Motion carries.

---

The commission is discussing an application for an extension, and the chairman is asking for a second to the motion. Mr. Bayne expresses concern about the need for an educational institution that can review an adult life's body of work. Mr. Flair asks about the necessity of obtaining all other information. Ms. Vesta explains that they will only need the college information for the application. Mr. Shanks clarifies that the application must be to an accredited college, not just an online school. The discussion continues with questions about the time frame and the need for additional information. The motion is carried.
Chairman Valentine: Okay.

Chairman Valentine: Last year Ashley was able to get some good changes made in the polygraph rules, but we had some changes that we wanted made in the law as well. What's the status of that?

Ms. Thomas: When the Commission makes that suggestion, what I do is I draw that up and I submit it as part of the Commissioner's packet. The Commissioner will then pick and choose which ones she wants to have sponsored on the Hill, and I don't believe any of ours were selected to go on the Hill.

Chairman Valentine: Are we not going to go this year then?

Ms. Thomas: No, sir.

Chairman Valentine: So our only recourse then is to try to get a sponsor?

Ms. Thomas: Yes, sir, from the Hill.

Yes, sir. Again, we can try to put that up again next year and see if that gets put in the administration bill, but that's all we can do from this end is make those suggestions and requests, and if they are selected, they'll let us know and we'll move through the process that way. But if they are not, we have to try to find a sponsor on the Hill for it. I think that's probably our only recourse.

Ms. Vest: Their recourse.

Mr. Richards: Because my understanding, talking to people, the only way a person can be a polygraph examiner now is be in law enforcement because of the 50 exams they have to attend.

Ms. Vest: That's not exactly true. They may -- I'll let Mr. Richards answer that.

Mr. Richards: They have to have the 50 exams, and it's extremely difficult for a private examiner to get those 50 exams because a lot of the police departments that have examiners won't intern a private examiner, and so it's just hard to do. And -- there's just not that many polygraph tests being done in Tennessee.

Ms. Vest: Ashley just reminded me, those 50 exams are in the rules. Is that something that -- well, I believe you used to have more than 50 exams, we reduced it down to 50 exams.

Mr. Richards: I thought it was 60 at one time.

Ms. Vest: Yes, it was more. We have reduced it down. Is that something we need to take a
look at?

MR. RICHARDS: I don't think so.

MR. FLAIR: You do or do not?

MR. RICHARDS: I do not.

MS. VEST: Even with the new technology?

MR. RICHARDS: Makes no difference, it's the experience.

MR. BAYNE: So there's really no other way, except through law enforcement, reasonably?

MR. RICHARDS: You can go to another examiner, another private examiner, and try to get your 50 tests that way, but there's not that many tests in Tennessee. And an examiner doesn't want to -- a lot of them, me included, don't want to do that.

MR. BAYNE: Understood.

MR. FLAIR: What about a private entity, such as, you know, Shoney's that run polygraph exams -- I'm sorry, run polygraph tests for their new hires, would that --

MR. RICHARDS: You don't do that any more.

MR. FLAIR: They just don't do it?

MR. RICHARDS: Preemployment for private industry is out the window. Yeah, you don't do that any more. Now certain professions like armored guard services, they can do it, but not Shoney's.

CHAIRMAN VALENTINE: Yes, sir.

MR. ROUSSEAU: For the record, I'd like to acknowledge our past chair person, Chairman Minnie Lane -- Chairperson Minnie Lane in attendance. Thank you.

MS. VEST: Oh, gosh, you all want to recognize Ms. Minnie here. We appreciate her being down here with us, certainly do. And everything that she has done for this Commission, we certainly appreciate that as well. We hope she continues participating with us.

MR. BAYNE: I would add a comment. I witnessed a rather great moment in which a board member of the Tennessee Professional Investigators Association awarded Ms. Lane a lifetime achievement award on March 17th in the afternoon. It was a great moment.

MR. BROWN: But your life is not over yet, you have a ways to go.

CHAIRMAN VALENTINE: Any further comments? Do we hear a motion to adjourn?

MR. ROUSSEAU: I move that we adjourn.

MR. BROWN: Second.

CHAIRMAN VALENTINE: Any discussion? All in favor?

THE COMMISSION: Aye.

CHAIRMAN VALENTINE: All opposed? Motion carries. We are adjourned.

WHEREUPON, the foregoing proceedings were concluded at 10:30 a.m.)

REPORTER'S CERTIFICATE

STATE OF TENNESSEE
COUNTY OF SUMNER

I, JENNY CHECUGA, Licensed Court Reporter, with offices in Nashville, Tennessee, hereby certify that I reported the foregoing Commission Meeting by machine shorthand to the best of my skills and abilities, and thereafter the same was reduced to typewritten form by me.

I further certify that I am not related to any of the parties named herein, nor their counsel, and have no interest, financial or otherwise, in the outcome of the proceedings.

I further certify that in order for this document to be considered a true and correct copy, it must bear my original signature and that any unauthorized reproduction in whole or in part and/or transfer of this document is not authorized, will not be considered authentic, and will be in violation of Tennessee Code Annotated 39-14-104, Theft of Services.

JENNY CHECUGA, LCR, RPR
Elite Reporting Services
Licensed Court Reporter (TN)
Notary Public State of Tennessee

My Notary Commission Expires: 5/22/2019
LCR #153 - Expires: 6/30/2018

Elite Reporting Services * (615)595-0073 www.EliteReportingServices.com
<table>
<thead>
<tr>
<th>Time</th>
<th>Event Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>10:00</td>
<td>1st</td>
</tr>
<tr>
<td>10:15</td>
<td>2nd</td>
</tr>
<tr>
<td>10:30</td>
<td>3rd</td>
</tr>
<tr>
<td>10:45</td>
<td>4th</td>
</tr>
<tr>
<td>11:00</td>
<td>5th</td>
</tr>
<tr>
<td>11:15</td>
<td>6th</td>
</tr>
<tr>
<td>11:30</td>
<td>7th</td>
</tr>
<tr>
<td>11:45</td>
<td>8th</td>
</tr>
<tr>
<td>12:00</td>
<td>9th</td>
</tr>
<tr>
<td>12:15</td>
<td>10th</td>
</tr>
<tr>
<td>12:30</td>
<td>11th</td>
</tr>
<tr>
<td>12:45</td>
<td>12th</td>
</tr>
<tr>
<td>1:00</td>
<td>13th</td>
</tr>
<tr>
<td>1:15</td>
<td>14th</td>
</tr>
<tr>
<td>1:30</td>
<td>15th</td>
</tr>
<tr>
<td>1:45</td>
<td>16th</td>
</tr>
<tr>
<td>2:00</td>
<td>17th</td>
</tr>
<tr>
<td>2:15</td>
<td>18th</td>
</tr>
<tr>
<td>2:30</td>
<td>19th</td>
</tr>
<tr>
<td>2:45</td>
<td>20th</td>
</tr>
<tr>
<td>3:00</td>
<td>21st</td>
</tr>
<tr>
<td>3:15</td>
<td>22nd</td>
</tr>
<tr>
<td>3:30</td>
<td>23rd</td>
</tr>
<tr>
<td>3:45</td>
<td>24th</td>
</tr>
<tr>
<td>4:00</td>
<td>25th</td>
</tr>
<tr>
<td>4:15</td>
<td>26th</td>
</tr>
<tr>
<td>4:30</td>
<td>27th</td>
</tr>
<tr>
<td>4:45</td>
<td>28th</td>
</tr>
<tr>
<td>5:00</td>
<td>29th</td>
</tr>
<tr>
<td>5:15</td>
<td>30th</td>
</tr>
<tr>
<td>5:30</td>
<td>31st</td>
</tr>
<tr>
<td>5:45</td>
<td>32nd</td>
</tr>
<tr>
<td>6:00</td>
<td>33rd</td>
</tr>
<tr>
<td>6:15</td>
<td>34th</td>
</tr>
<tr>
<td>6:30</td>
<td>35th</td>
</tr>
<tr>
<td>6:45</td>
<td>36th</td>
</tr>
<tr>
<td>7:00</td>
<td>37th</td>
</tr>
<tr>
<td>7:15</td>
<td>38th</td>
</tr>
<tr>
<td>7:30</td>
<td>39th</td>
</tr>
<tr>
<td>7:45</td>
<td>40th</td>
</tr>
<tr>
<td>8:00</td>
<td>41st</td>
</tr>
<tr>
<td>8:15</td>
<td>42nd</td>
</tr>
<tr>
<td>8:30</td>
<td>43rd</td>
</tr>
<tr>
<td>8:45</td>
<td>44th</td>
</tr>
<tr>
<td>9:00</td>
<td>45th</td>
</tr>
<tr>
<td>9:15</td>
<td>46th</td>
</tr>
<tr>
<td>9:30</td>
<td>47th</td>
</tr>
<tr>
<td>9:45</td>
<td>48th</td>
</tr>
<tr>
<td>10:00</td>
<td>49th</td>
</tr>
<tr>
<td>10:15</td>
<td>50th</td>
</tr>
<tr>
<td>10:30</td>
<td>51st</td>
</tr>
<tr>
<td>10:45</td>
<td>52nd</td>
</tr>
<tr>
<td>11:00</td>
<td>53rd</td>
</tr>
<tr>
<td>11:15</td>
<td>54th</td>
</tr>
<tr>
<td>11:30</td>
<td>55th</td>
</tr>
<tr>
<td>11:45</td>
<td>56th</td>
</tr>
<tr>
<td>12:00</td>
<td>57th</td>
</tr>
<tr>
<td>12:15</td>
<td>58th</td>
</tr>
<tr>
<td>12:30</td>
<td>59th</td>
</tr>
<tr>
<td>12:45</td>
<td>60th</td>
</tr>
<tr>
<td>1:00</td>
<td>61st</td>
</tr>
<tr>
<td>1:15</td>
<td>62nd</td>
</tr>
<tr>
<td>1:30</td>
<td>63rd</td>
</tr>
<tr>
<td>1:45</td>
<td>64th</td>
</tr>
<tr>
<td>2:00</td>
<td>65th</td>
</tr>
<tr>
<td>2:15</td>
<td>66th</td>
</tr>
<tr>
<td>2:30</td>
<td>67th</td>
</tr>
<tr>
<td>2:45</td>
<td>68th</td>
</tr>
<tr>
<td>3:00</td>
<td>69th</td>
</tr>
<tr>
<td>3:15</td>
<td>70th</td>
</tr>
<tr>
<td>3:30</td>
<td>71st</td>
</tr>
<tr>
<td>3:45</td>
<td>72nd</td>
</tr>
<tr>
<td>4:00</td>
<td>73rd</td>
</tr>
<tr>
<td>4:15</td>
<td>74th</td>
</tr>
<tr>
<td>4:30</td>
<td>75th</td>
</tr>
<tr>
<td>4:45</td>
<td>76th</td>
</tr>
<tr>
<td>5:00</td>
<td>77th</td>
</tr>
<tr>
<td>5:15</td>
<td>78th</td>
</tr>
<tr>
<td>5:30</td>
<td>79th</td>
</tr>
<tr>
<td>5:45</td>
<td>80th</td>
</tr>
<tr>
<td>6:00</td>
<td>81st</td>
</tr>
<tr>
<td>6:15</td>
<td>82nd</td>
</tr>
<tr>
<td>6:30</td>
<td>83rd</td>
</tr>
<tr>
<td>6:45</td>
<td>84th</td>
</tr>
<tr>
<td>7:00</td>
<td>85th</td>
</tr>
<tr>
<td>7:15</td>
<td>86th</td>
</tr>
<tr>
<td>7:30</td>
<td>87th</td>
</tr>
<tr>
<td>7:45</td>
<td>88th</td>
</tr>
<tr>
<td>8:00</td>
<td>89th</td>
</tr>
<tr>
<td>8:15</td>
<td>90th</td>
</tr>
<tr>
<td>8:30</td>
<td>91st</td>
</tr>
<tr>
<td>8:45</td>
<td>92nd</td>
</tr>
<tr>
<td>9:00</td>
<td>93rd</td>
</tr>
<tr>
<td>9:15</td>
<td>94th</td>
</tr>
<tr>
<td>9:30</td>
<td>95th</td>
</tr>
<tr>
<td>9:45</td>
<td>96th</td>
</tr>
<tr>
<td>10:00</td>
<td>97th</td>
</tr>
<tr>
<td>10:15</td>
<td>98th</td>
</tr>
<tr>
<td>10:30</td>
<td>99th</td>
</tr>
<tr>
<td>10:45</td>
<td>100th</td>
</tr>
</tbody>
</table>

**Notes:**
- The table contains time slots from 10:00 AM to 10:45 AM, with 15-minute intervals.
- Each time slot is followed by a description of an event or agenda item.
- The table includes a total of 100 rows, with 10 rows per page.
| intimidatng | 14:19 |
|investigate | 10:7, 11:1 |
|investigating | 10:2 |
|investigation | 4:7, 14:13 |
|investigations | 9:21, 24 |
|investigative | 9:10, 11:16 |
|investigator | 7:25, 10:13 |
|investigators | 14:7 |
|investigations | 9:21, 10:2, 14:13 |
|investigator | 7:25, 10:13 |
|investigating | 10:2, 11:16 |
|investigate | 10:7, 11:1 |
|investigation | 4:7, 14:13 |
|investigations | 9:21, 24 |
|investigative | 9:10, 11:16 |
|investigator | 7:25, 10:13 |
|investigators | 14:7 |
|investigations | 9:21, 10:2, 14:13 |

| iPad | 7:12 |
|ipads | 6:18, 19, 26:3 |
|issue | 32:7 |
|item | 5:5, 15, 38:15 |

| J |
|January | 14:5, 15:22 |
|Jerry | 4:10 |
|job | 15:1, 3 |
|Johnson | 32:17, 18 |
|Johnston | 5:1, 2 |
|Jones | 4:12, 13, 12.8, 33:5 |
|July | 26:22 |
|June | 15:14, 23:14, 28:21, 22 |

| K |
|keeping | 19:5 |
|kind | 10:11, 20:16, 22:24, 26:2 |

| L |
|lack | 22:18 |
|Lane | 38:5, 16 |
|Larry | 4:22, 8:23 |
|law | 21:5, 25:12, 16, 26:6, |
|March | 4:4, 38:17 |
|Mark | 34:4 |
|material | 6:24 |
|matter | 21:17 |
matters | 14:1 |
|meeting | 4:6, 6:17, 13:18 |
|20:25, 22:11, 17 |
|member | 5:6, 18, 38:15 |
|members | 4:3, 8:4, 11:9 |
|18:21, 24:9 |
|mention | 26:14, 15 |
|mentioned | 22:6, 7 |
|met | 16:19, 33:18 |
|Michigan | 11:25, 12:1 |
|microphone | 8:11, 9:14 |
|mind | 6:10, 8:9 |
|Minnie | 38:4, 5, 8 |
|minutes | 5:16, 19, 20, 6:24 |
|7:9 |
|mistaken | 32:14 |
|misunderstanding | 20:4 |
|misunderstandings | 13:18 |
|moment | 15:21, 38:14, 18 |
|money | 25:11 |
|monitoring | 16:22 |
|month | 15:7, 16:22 |
|monthly | 14:4 |
|months | 19:15, 27:8, 28:8, 12:29, 30:13, 37:14 |
|morning | 4:2, 8:18, 19:22 |
|15:10, 13, 16:19, 33:19 |
|motion | 5:6, 9, 15, 19, 6:1 |
|12:3, 10, 13, 16, 29:19 |
|31:24, 32:1, 33:3, 10, 22:23 |
|34:10, 23, 38:22, 39:3 |
|move | 5:21, 15:8, 23:7, 10 |
|29:18, 35:25, 38:23 |
|Moved | 5:23, 33:6 |
|Moving | 13:10 |
|municipal | 10:9, 19 |

| N |
named | 23:1 |
|Nashville | 8:22, 13:3 |
|natural | 10:3 |
|nature | 29:9 |
|need | 12:5 |
|Needless | 14:18 |
|negative | 15:9, 16:1, 21 |
|nice | 15:4 |
|notarized | 28:18 |
|note | 20:9 |
|notice | 22:19 |
|nowadays | 16:12 |
|number | 16, 4:16, 23:15 |
|25:23 |
|numerous | 10:7, 11:2 |

| O |
obtains | 29:4 |
|officer | 10:20, 25:7 |
|older | 23:4 |
|on-the-job | 19:8 |
|online | 30:12, 31:9 |
|open | 16:4, 29:8 |
|opportunity | 11:13 |
|opposed | 5:14, 6:1, 12:13 |
|31:24, 33:10, 34:10, 39:3 |
|order | 4:6 |
|outstanding | 25:7 |
|owner | 18:25 |
|owners | 22:3 |

<p>| P |
|packet | 35:9 |
|part | 21:8, 30:16, 35:9 |
|participating | 38:12 |</p>
<table>
<thead>
<tr>
<th>Word</th>
<th>References</th>
</tr>
</thead>
<tbody>
<tr>
<td>Walt</td>
<td>4:5,16</td>
</tr>
<tr>
<td>wanted</td>
<td>9:6 15:1 30:25</td>
</tr>
<tr>
<td></td>
<td>35:5</td>
</tr>
<tr>
<td>wanting</td>
<td>6:6 10:5,7</td>
</tr>
<tr>
<td>watch</td>
<td>16:3,14</td>
</tr>
<tr>
<td>watching</td>
<td>16:17</td>
</tr>
<tr>
<td>water</td>
<td>10:2</td>
</tr>
<tr>
<td>ways</td>
<td>19:12 38:20</td>
</tr>
<tr>
<td>west</td>
<td>11:2</td>
</tr>
<tr>
<td>window</td>
<td>37:24</td>
</tr>
<tr>
<td>witnessed</td>
<td>38:14</td>
</tr>
<tr>
<td>wonderful</td>
<td>13:4</td>
</tr>
<tr>
<td>words</td>
<td>22:18</td>
</tr>
<tr>
<td>work</td>
<td>16:11 17:24 22:21</td>
</tr>
<tr>
<td></td>
<td>23:8 27:3 30:1</td>
</tr>
<tr>
<td>worked</td>
<td>9:11,18 10:15</td>
</tr>
<tr>
<td>working</td>
<td>7:16</td>
</tr>
<tr>
<td>workmen's</td>
<td>10:16</td>
</tr>
<tr>
<td>works</td>
<td>27:11</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Y</th>
</tr>
</thead>
<tbody>
<tr>
<td>year</td>
</tr>
<tr>
<td></td>
</tr>
<tr>
<td>years</td>
</tr>
<tr>
<td></td>
</tr>
<tr>
<td>yesterday</td>
</tr>
</tbody>
</table>
PRIVATE INVESTIGATION AND POLYGRAPH COMMISSION

EDUCATION MEETING
March 23, 2018

Elite Reporting Services
JENNY CHECUGA, LCR, RPR
Associate Reporter

Chattanooga (423) 266-2332 · Jackson (731) 425-1222
Knoxville (865) 329-9919 · Nashville (615) 595-0073 · Memphis (901) 522-4477
www.eliteresortingservices.com
PRIVATE INVESTIGATION AND POLYGRAPH COMMISSION
EDUCATION COMMITTEE MEETING
March 23, 2018
CROCKETT TOWER
500 JAMES ROBERTSON PARKWAY, ROOM 1A
NASHVILLE, TN 37243

TRANSCRIPT OF EDUCATION COMMITTEE MEETING
Commencing at 9:00 a.m.

MS. VEST: I believe we are ready to start the Education Committee meeting. I believe everything was sent out to the committee.

MS. BALASZI: Everything, but the certificates.

CHAIRMAN VALENTINE: All the certificates are on here, though.

MS. VEST: Oh, they are? Well, let's take a look at the very first one we have was a Charles R. Blackwood, B-L-A-C-K-W-O-D, Basic Introduction to Fingerprint Evidence - Tools and Equipment. It's asking for eight hours of individual continuing education. And he's on there again for Crime Scene and Technical Polygraph class; he wanted eight hours for individual continuing education. Was there any discussion on those? Has everybody had an opportunity to look at those that's on the committee?

MR. BAYNE: Yes.

MR. ROUSSEAU: I have no problem.

MS. VEST: What is your opinion?

MR. BAYNE: I had no problem with it either.

MS. VEST: How about the next one is University of Cincinnati, Computer Criminology: Cybercrime and Digital Security. This is a Marc C-A-U-E-L requesting 12 hours of continuing education. And the TPIA, how you pronounce that, TPIA for the 2018 continuing education seminar March 17, 2018. I believe -- I brought this back to you because I believe they are automatic. Whenever I do receive requests from the association, those are automatic, I'd like to let you know there's been a seminar, and I do understand it was well attended.

CHAIRMAN VALENTINE: That was for 12 hours.

MS. VEST: Yes, for 12 hours. It was for 12 hours, okay.

MR. ROUSSEAU: I do have a question about the University of Cincinnati. The fact that it was college credits, have we accepted college credits?

MS. VEST: You have in the past.

MR. FLAIR: I think it was done on an individual basis, wasn't it, Ms. Cody?

MS. VEST: Yes.

MR. ROUSSEAU: Okay.

MR. BAYNE: It's also in line with the rules that college credits, college courses, can be accepted.

* * *

APPARENCES

EDUCATION COMMITTEE MEMBERS
Paul David Brown, Jr.
Alan G. Rousseau
Larry T. Flair, Sr.
Walt Valentine
Stuart Bayne

ALSO PRESENT
Ashley Thomas, Staff Attorney
Cody Vest, Executive Director
Shauna Balaszi, Administrative Assistant

Elite Reporting Services
www.EliteReportingServices.com
Jenny Checuga, LCR, RPR
Post Office Box 292382
Nashville, Tennessee 37229
(615)595-0073
I'm 24. I'm 23. I'm 22. I'm 20.

THE COMMISSION: (Nodding head affirmatively.)

MS. VEST: We'll make a note of that, Mr. Valentine, all of those will be approved.

CHAIRMAN VALENTINE: Okay.

MS. VEST: We are going to go down -- I broke this out a little bit because this next one is a Timothy M. Reece, R-E-E-C-E. As you see, he took a good -- I'm not even going to try to read all these classes out loud. He took a lot of classes. From what I understand, these are computer-based classes, or home-study type classes. And he already took them before they were approved. They all have -- I think they are fraud classes. We have approved fraud education in the past. So what does the committee think about this one?

MR. ROUSSEAU: I'm agreeable.

MR. BAYNE: I went to the National Registry of CPE sponsors and attempted to look for these certificates.

MR. BAYNE: Okay.

MR. BAYNE: Yeah, I've seen all these, these certificates.

MR. BROWN: The certificates are there too. They weren't in the original mailing that we got. The certificates weren't with the mailing that we got, they are here with this one.

MR. FLAIR: I'm confused. Is this a certificate?

MR. ROUSSEAU: This is. They are in the back.

MS. VEST: I have them, Mr. Bayne, if you'd like to see them actually printed out, I do have them.

These things, that everybody else has been following procedures that we have established. I know there's exceptions, but --

MS. VEST: Hold on just a minute, we want to make sure. Okay. In this case, for Mr. Reece, his expiration date has already passed. He was -- he expires February the 28th of '18. So he's in his grace period. So if these courses are not approved, he would have to take something rather quickly for the end of the month.

MR. BROWN: I don't have a problem with him, it's just waiting until the 11th hour. He should be responsible enough to --

MS. VEST: Maybe this should be a topic at one of the association meetings, continuing education and getting your -- I can talk to the association when they have their meetings to get this continuing education in here in advance. The board meetings are posted on the website in advance, it's out there for the entire year, so they know when we are going to be meeting. I can do that; I can talk to both associations. We will be having a seminar in Memphis, I will discuss that at the seminar as well, next week.

CHAIRMAN VALENTINE: I did notice that he
alarms
24 seminar. We have 23 to invite 20 approved by you.

21 in advance to get the Board to approve. Because
20 make sure it's an approved course, or get it in here
19 that your get these applications online. But I
18 for me here, other than to
17 And let's start there, see if we can't get in line
16 here. As we talk to people, we tell them, just what
15 I said, it's on the internet, you need to look it up,
14 in advance to get the Board to approve. Because I
13 there's an exception, we can ask, but we try to do it
12 of time.
11 MS. VEST: Correct. You have a solution
10 for me here, other than to talk to the association?
9 And let's start there, see if we can't get in line
8 here. As we talk to people, we tell them, just what
7 I said, it's on the internet, you need to look it up,
6 make sure it's an approved course, or get it in here
5 in advance to get the Board to approve. Because I
4 don't approve these in house, they have to be
3 approved by you.

2 CHAIRMAN VALENTINE: A lot of these
1 people don't belong to one of the three

organizations.

2 MS. VEST: So maybe -- okay. Like I say,
1 we are going to a seminar that I am having in

4 Memphis.

5 MR. BAYNE: When?

6 MR. ROUSSEAU: Tuesday.

7 MS. VEST: I guess it's really not part
8 of the Education Committee, but we'll go ahead and
7 discuss it since it has to do with education. If you
6 didn't get a personal phone call from someone in my
5 office, there's something wrong with your telephone
4 numbers. This seminar is being held in Memphis at
3 the Great Hall in Germantown. Every profession that
2 I help regulate has been invited. PIs are in the
1 afternoon?

2 MS. BALASZI: Yes, this is for Memphis.

3 MS. VEST: Just the Memphis area. It'd
2 be like Alan -- who else is from Memphis? If you
1 didn't get one, we need to check on that. There will
20 be a seminar in Nashville, Chattanooga, and Pigeon
19 Forge or Gatlinburg or Knoxville, somewhere in the
18 east later on in the year. We have invited -- going
17 to invite all professions. We are having a one-day
16 seminar. We have alarms -- alarms and PI are in the
15 morning. Contact security companies, guards and

1 locksmiths are afternoon seminars. So this is
0 something I will be talking to at the seminar.
9 But the seminar is designed for you to
8 bring your computer devices that you are working on
7 and the people that are in your office to learn how
6 to onboard, if you are having difficulties with our
5 computer system. We thought the best thing to do is
4 say, here we are, let us help you do this, if you are
3 having difficulty. If they are still having
2 difficulty, then I will take company by company. If
1 we need to, we will come to your company and help you
0 learn how to do this. This is how important it is
9 that you get these applications online. But I
8 digress with that.

7 MR. BAYNE: Well, regarding the education
6 and the question or concern David brings to the
5 table, I concur, I think that's a drift that ought
4 not to continue. The manner in which PIs and
3 polygraph examiners can be contacted, do we not have
2 the capability to issue and perhaps catch 90,
1 99 percent of the folks with e-mail?

22 MS. VEST: And do what? They get a
23 renewal notice three months in advance.
24 MR. BAYNE: Reminding them.
25 MS. VEST: No, sir. They get a renewal

notice three months in advance, all our professions.

2 MR. BAYNE: But I am talking about
1 training; I am talking about the requirement to get
0 the training in prior to the actual training.

5 MS. VEST: Well, are you talking about me
4 doing a mass mail out to all private investigators
3 and say, hey, you need to get your continuing
2 education in advance if you are a renewal?
1 MR. BAYNE: I am raising the question,
0 how do we communicate sufficiently with our
9 licensees, on that question.

12 MS. VEST: The only way we are doing it
11 in our office is sending the renewal notice. It says
10 on the renewal notice, if I'm not mistaken, you must
9 have your CPEs in. Well, it used to. Mr. Bayne,
8 your question, I would have to look at the renewal.
7 We changed it since it went onto the computer system.
6 But if that's something that we want to talk about, I
5 can do a mass -- but on a regular basis? No, sir, I
4 don't think I have the staff or the money to do that.
3 MR. BAYNE: All right.
2 MS. VEST: When I'm already doing it.
23 CHAIRMAN VALENTINE: Can you send them an
24 e-mail?
25 MS. VEST: If they are on the e-mail
list. We have asked everybody to sign up for Notify.

But remember, it's not the private investigator; it's
the company owner. It goes back to the qualifying,
it goes to the company, it goes to the private
investigator. You are responsible, the company
owners are, or the qualifying agents are. So if
you've got some of your staff -- all of them have to
be affiliated with the company. So if you've got
some of your staff that's doing this and not getting
their continuing education, probably need to talk
with them, other individuals.

CHAIRMAN VALENTINE: Do you have e-mail
communication with all the companies?

MS. VEST: Yes -- I'm not going to say
yes. We have the capability of putting your e-mail
address, if you give it to us, on the system. And we
do go through Notify. That's how we notified
everyone about the seminars. And instead of doing a
mass mailing, we called personally. We spent one day
and a half doing nothing but calling companies and
telling them what we need to do to try to help them
-- or going to do. So yes, sir, if I have an e-mail
address, we can do a blast for an e-mail. But are
you talking one every month, once a year, just right
now to kind of remind them?

CHAIRMAN VALENTINE: Just get everybody
on board and say we are not going to approve these
after the fact.

MR. BAYNE: As a fact, we are going to
follow the rules.

MS. VEST: Yes, sir, I do agree, but we
might -- you might not want to tie yourself down that
tight. There may be some extenuating circumstances.
And if you are asking me, the extenuating
circumstances are the ones I need to bring to you.
If you are telling me, Cody -- you look at this
course and he took it after he's expired, then tell
him no, he cannot -- it's not acceptable. Because
then he has an expired license, has 30 days or he has
to reapply, however that works with the companies,
and bring you the ones that are exceptions. Are you
looking at talking to the whole Commission and doing
it as a blanket and say that anybody who has not done
this at the right time does not get approved? You
have to tell me what you want me to do. I'm here for
you; you tell me how you want me to handle it. Then
we'll talk to the attorney when she comes in and see
if it's legal, make sure we are doing everything
right.

MR. BAYNE: We need to figure out a way
to put on notice companies, licensees, and qualifying
agents who -- that the rules need to be followed.

MS. VEST: The only way you are going to
do that, Mr. Bayne, is deny these. And once the word
gets out that we are not going to accept these,
they're going to change it. That's a little hard
now.

MR. BAYNE: That's true.

MS. VEST: When they have to -- if
they're at their expiration date, like this gentleman
that we are talking about, he only has until the end
of the month to get his continuing education, that's
only -- because yours is only 30 days, and then he
has to reapply.

MR. BAYNE: This is Mr. Reece, right?

MS. VEST: Yes, sir. Or anyone that's
put in that environment.

MR. JONES: Cody, if I'm not mistaken,
this is his first renewal, isn't it?

MS. VEST: We'll look. Just a moment,
Mr. Jones. Yes, it is. Okay. The answer to your
question is yes, this is his first renewal. And no,
it's not on the renewal, because it is a -- the
renewals are generic, so it fits all the regulatory
boards. I can talk with our IT people and see if I
can get something put out as a blast on our site, on
the PI website, that says, don't forget you have to
have your courses approved, whatever the terminology
that the attorney approves. We can try that.

MR. BROWN: I'd rather encourage, rather
than penalize.

MR. BAYNE: Me too.

MR. JONES: I think I would as well. And
I want to add, at my first renewal, I had the same
issue about, approximately, 16 years ago. I don't
think it's emphasized enough, the importance of that,
and I was faced with a situation where at the 11th
hour I was submitting class -- or certificates for
work I had already completed, but yet I wasn't fully
aware of how many hours it had to be, you know,
da-da-da.

MS. VEST: I understand, and I appreciate
that, but also let me explain to you my side of that.
If you had to take the exam, that is a question on
the exam.

MR. JONES: Absolutely.

MS. VEST: So I am trying to cover
everything. Okay. So I will -- if it's what the
committee would like for me to do, I'll talk with our
IT people, see if we can put something out on the
website about having their continuing education approved before their expiration date, because it has to come before the Board.

MR. BAYNE: "Before" being underlined, emphasized in some way.

MS. VEST: Right.

MR. BAYNE: And when renewal notices are sent out, that information is also included, I take it.

MS. VEST: No, sir, we just determined that was not -- it used to. We used to have the information, even how much you had to pay and everything, but now it is a generic renewal. But I will talk to Carter, see if there's some way -- what we can do about that. He was just in here.

MR. FLAIR: Madam Director, not necessarily the name of the company, but is Mr. Reece, is he the owner of this particular company?

MS. VEST: I believe this is his company.

MR. FLAIR: That he's affiliated with?

And for the rest of the Board members, if you will note, he did attempt to take these classes or was certificated back 60 days prior to his expiration. So it appears to me that he was attempting to get his courses in a timely manner; I don't know if it just slipped off his agenda or whatever to submit them. If he's the owner of the company, then he should know, but -- my personal experience, I could see where some of this stuff could happen.

MS. VEST: Yes, sir. We noticed that, that he did take the courses before he expired. Something's happened, he did not get them to us. So these circumstances are somewhat different, it's not like he didn't take them. He could have had extenuating circumstances, I did not talk to him about that.

CHAIRMAN VALENTINE: He did take more courses than he needed to.

MR. BAYNE: I noticed that as well.

MS. VEST: Apparently he's a fraud examiner as well. He's a CPE, yes.

MR. BAYNE: I like the concept of encouraging, rather than penalizing. I would move to accept this -- Mr. Reece.

MR. ROUSSEAU: Second.

MS. VEST: Okay. So we'll approve that.

So if you make a notation of that, Mr. Chairman, so whenever we go into session. That was all that we had on the continuing education.

(WHEREUPON, the foregoing proceedings were concluded at 9:25 a.m.)

REPORTER'S CERTIFICATE

STATE OF TENNESSEE
COUNTY OF SUMNER

I, JENNY CHECUGA, Licensed Court Reporter, with offices in Nashville, Tennessee, hereby certify that I reported the foregoing Education Committee Meeting by machine shorthand to the best of my skills and abilities, and thereafter the same was reduced to typewritten form by me.

I further certify that I am not related to any of the parties named herein, nor their counsel, and have no interest, financial or otherwise, in the outcome of the proceedings.

I further certify that in order for this document to be considered a true and correct copy, it must bear my original signature and that any unauthorized reproduction in whole or in part and/or transfer of this document is not authorized, will not be considered authentic, and will be in violation of Tennessee Code Annotated 39-14-104, Theft of Services.
agenda 18:2
agents 13:6 15:2
agree 14:6
agreeable 5:23
ahead 9:14 10:8
Alan 10:18
alarms 10:24
amendable 7:1
Apparently 18:16
appears 17:25
applications 11:13
approve 5:4 9:6,21,22
14:2 18:22
approved 5:5,10,19,20
7:8,18,8 9:20,23 14:19
16:3 17:2
approves 16:4
approving 7:25
approximately 16:10
area 10:17
association 4:8 8:15,17
9:16
associations 8:22
attempt 17:23
attempted 5:25
attempts 17:25
attended 4:10
attorney 14:22 16:4
automatic 4:7,9
aware 16:15

B
B-L-A-C-K-W-0-0-D
3:11
back 4:6 6:22 13:3 17:24
BALASZI 3:5 10:16
Basic 3:11
basis 4:20 12:19
Bayne 3:20,23 4:23 5:2,
24 6:8,12,13,23 7:1,4,10
10:5 11:15,24 12:2,9,15,
21 14:4,25 15:4,8,15
16:7 17:4,7 18:15,18
belong 9:25
bit 5:13
Blackwood 3:11
blanket 14:18
blast 13:23 16:1
board 8:18 9:21 14:2
17:3,22
boards 15:25
bring 11:4 14:10,16
brings 11:16
broke 5:13
brought 4:6
BROWN 6:15 7:6,11,23
8:11 9:8 16:5

c
C-A-U-E-L 4:3
call 7:15 10:10
called 13:19
calling 13:20
capability 11:20 13:15
Carter 17:14
case 8:5
catch 11:20
certificate 6:20
certified 17:24
certificates 3:6,7 6:5,14,
15,17 16:13
Chairman 3:7 4:11 5:11
8:25 9:3,24 12:23 13:12
14:1 18:13,23
change 15:6
changed 12:17
Charles 3:11
Chattanooga 10:20
check 10:19
Cincinnati 4:1,16
circumstances 14:8,10
18:9,11
class 3:15 16:13
classes 5:16,17,18,20
7:7 9:9 17:23
Cody 4:20 14:11 15:18
college 4:17,24
Commission 5:4,7
14:17
committee 3:3,4,19 5:6,
21 7:20 10:8 16:24
communicate 12:10
communication 13:13
companies 10:25 13:13,
20 14:15 15:1
company 11:10,11 13:3,
4,5,8 17:19,20 18:3
completed 16:14
computer 4:1 11:4,7
12:17
corner-based 5:17
concept 18:18
concern 11:16
concluded 19:2
concur 11:17
confused 6:19
contacted 11:19
continue 11:18
continuing 3:14,16 4:3,
5:8,15,18 12:7 13:10
15:12 17:1 18:25
Contract 10:25
correct 6:3 7:15 9:15
courses 4:24 6:2 7:17
8:8 9:1 16:3 18:1,7,14
cover 16:22
CPE 5:25 18:17
CPES 12:15
credits 4:17,24
Crime 3:15
Criminology 4:1