

**Illinois Department of Financial and Professional Regulation
Division of Professional Regulation**

**Illinois Private Detective, Private Alarm, Private Security, Fingerprint Vendor
and Locksmith Board Business Meeting**

April 8, 2010

Time: 10:10 a.m. Adjourn 3:05 p.m. (Greenan/Wascher)

Location: IDFPD Chicago Office, 100 W Randolph St, Suite 2-029

Board Members Present: Edward Bonifas, Vice-Chairman
Dan Kirby, Member
John Greenan, Member
Steve Bucklin, Member
Anthony Calderone, Member
Cortney Anderson Wascher, Member
Chris Andersen, Public Member
Scott Penny, Member
Tony Majka, Member

Board Members Absent: Eugene Carpino, Member

Staff Present: Jim Koehl, Board Liaison
Mark Thompson, General Counsel
Debbie Alexander, Staff Attorney
Alison Perona, Chief of Business Prosecutions
Kristine Gleason, General Counsel's Office
Farah Muscadin, Director, Legislative Affairs

Guests: Edward W Williams, Esq
Lillian Walanka, Office of Ed Williams
Mark Laws, Office of Ed Williams
Sarah Lash, Office of Ed Williams
Lee Michael Neubecker, private detective applicant
Ben Komar, alarm contractor applicant
Chet Donati
Rick Farmer

Topics:	Discussion:	Action:
Approve Minutes	Minutes for January 14, 2010	Calderone/Andersen moved to approve the January 14, 2010 minutes. Motion carried.

Closed Session

Calderone/Majka moved to go into closed session pursuant to Section 2(15)(c) of the Open Meetings Act. Motion carried.

Subsequent to the motion a roll call was held and the following

voted unanimously to close the session.

Bonifas-yes
Kirby-yes
Bucklin-yes
Andersen-yes
Wascher-yes
Calderone-yes
Greenan-yes
Penny-yes
Majka-yes

Those voting yes constituted a majority of the quorum of the members of the Board. The session closed at 10:13 a.m.

Applicant Interview

Ben Komar
Private Alarm Contractor

Mr Komar was represented by Edward Williams Esq who provided an overview of Mr Komar's experience in the industry noting there is no path for the licensure for CCTV.

The Board discussed the circumstances where a change is needed in the Act or Rules to identify this industry.

Applicant Interview (con't)

Ben Komar

Recommendation made:

Mr Komar be approved to sit for the private alarm contractor examination. It was determined his work experience to be equivalent to that of the statute requirements.

Bucklin/Majka moved to come out of closed session at 10:51 a.m. Motion carried.

The Board met with Edward Williams and Ben Komar after closed session noting the recommendation.

Closed Session

Calderone/Penny moved to go into closed session pursuant to Section 2(15)(c) of the Open Meetings Act. Motion carried.

Subsequent to the motion a roll call was held and the following

voted unanimously to close the session.

Bonifas-yes
Kirby-yes
Bucklin-yes
Andersen-yes
Wascher-yes
Calderone-yes
Greenan-yes
Penny-yes
Majka-yes

Those voting yes constituted a majority of the quorum of the members of the Board. The session closed at 10:53 a.m.

Applicant Interview

James Banks/Belmont Bank and Trust Co
Armed Proprietary Security Force

Mr Banks met with the Board to discuss the need for a proprietary security force license for Belmont Bank and Trust Co noting there is limited police protection due to the location.

(Mr Banks left the room at 11:06 a.m.)

Recommendation made:

Belmont Bank and Trust Company does not qualify as a proprietary security force since the employee to be armed, James Banks, does not meet the requirements for a proprietary security force based on the Board's interview.

Bucklin/Kirby moved to come out of closed session at 11:30 a.m.
Motion carried.

New Business

Computer Forensics

Lee Michael Neubecker appeared before the Board to discuss the profession of computer forensics. He submitted an application to the Division for licensure by endorsement as a private detective that had yet to be reviewed as of the meeting.

Mr Neubecker provided an overview of his work experience noting he has a private detective license in Michigan.

New Business (con't)

Computer Forensics

Mark Thompson noted computer forensics is a new profession where it may be considered a separate license.

Penny/ Calderone moved to place a 180 day moratorium on the enforcement of any computer forensic issues so more research can be conducted on the topic. Motion carried.

Bucklin/Kirby moved to request the Division to research and propose a solution of licensing and enforcement of CCTV provisions for the Act with provisions for licensure of existing contractors and an end date after which licensure is expected. Motion carried.

Bucklin/Kirby moved to request the Division to research and present a strategy for incorporation of computer forensics into the Act. Motion carried.

Legislation

Farah Muscadin met with Board on pending bills that impact the Private Detective...Act. There was discussion noting there were industry concerns. It was agreed that Division staff, Board members (not to exceed quorum), and industry representatives would meet the week of

New Business (con't)

Legislation

April 12th via video conference to fine tune legislative language to meet concern

Election of Officers

With the resignation of Ken Kotz from the Board election of chairman and vice-chairman was held.

Andersen/Calderone moved to elect Ed Bonifas as Chairman of the Board. Motion carried.

Kirby/Andersen moved to elect Steve Bucklin as Vice-Chairman of the Board. Motion carried.

Closed Session

Kirby/Andersen moved to go into closed session pursuant to Section 2(15)(c) of the Open Meetings Act. Motion carried.

Subsequent to the motion a roll call was held and the following

voted unanimously to close the session.

Bonifas-yes
Kirby-yes
Bucklin-yes
Andersen-yes
Wascher-yes
Calderone-yes
Greenan-yes
Penny-yes
Majka-yes

Close Session (con't)

Those voting yes constituted a majority of the quorum of the members of the Board. The session closed at 1:19 p.m.

Deliberations

Deliberations were held on the following cases:

Recommendations made:

DPR v. Grace Mnichowski	04-05376	Agree with ALJ to refuse to renew PERC.
DPR v. Arnett L Lillard	07-09353	Agree with ALJ to 1 year probation on PERC with \$1000 fine.
DPR v. Alberto Botello	05-04423	Disagree with ALJ and revoke PERC.
DPR v. Antonio Weston	04-06547	Agree with ALJ to revoke PERC and FCC.
DPR v. Eugene Irvin	09-06057	Agree with ALJ to deny PERC application.
DPR v. Susan Reynolds	04-05996	Agree with ALJ to revoke PERC with a \$500 fine.
DPR v. David T Spears	09-09443	Revoke PERC with a \$1500 fine.

Application Review

Applications

Brian Riebel	100857	Denied to sit for the private detective exam since his work experience is not equivalent to work with a licensed agency.
Paulette Cialdella	100858	Deferred to sit for the private alarm contractor exam pending proof of three years of work experience.
Michael Smith	100860	Denied to sit for the private alarm contractor exam since his work experience is not

Application Review (con't)

Nicholas Barrak 100861

equivalent to working for a license agency.

Mr Barrack is not eligible to sit for the private alarm contractor exam in order to restore his license since he falsified his application on the personal history questions.

Michael Maloney 100862

Mr Maloney is approved to sit for the locksmith exam in order to restore his locksmith license.

Andersen/Bucklin moved to accept closed minutes from January 14, 2010 business meeting. Motion carried.

Bucklin/Wascher moved to come out of closed session at 2:47 p.m.
Motion carried.

Andersen/Penny moved to accept the recommendations made in closed session. Motion carried.

New Business

Rules

Mr Bucklin noted that the industry is ready and willing to assist in the rule making effort on the security rules where Board input is essential.

Mr Majka added that he would like a status on the canine rules noting Board input as the rules are drafted.

Next meeting

The Board noted that they would like to have the Acting Director Seasock attend the July 15, 2010 business meeting in the Springfield office.

Board Liaison Time

Addresses

Members checked address listing for changes.

Travel Vouchers

Travel vouchers were distributed to the Board.

Exceptions and Comments

Deliberations-Let it be noted for the record that the Director's decision regarding disciplinary matters is withheld from the minutes and rendered at the time the Board presents their Findings of Fact, Conclusions of Law and Recommendations.
