

# THE KENTUCKY BOARD OF LICENSURE FOR PRIVATE INVESTIGATORS

Minutes  
June 3, 2010

A regular Board Meeting of the Kentucky Board of Licensure for Private Investigators was held at the Board offices, Office of Occupations and Professions, 911 Leawood Drive, Frankfort, KY on June 3, 2010.

## MEMBERS PRESENT

Edward Mercer, Chairman  
Roger McDonald, Police Officer  
Daniel Triplett, Private Investigator  
John L. Logdon, Private Investigator  
Craig Newbern, Attorney General's Counsel  
Kathryn Witt, Sheriff

## OCCUPATIONS & PROFESSIONS STAFF

Frances Short, Executive Director  
David Garr, Deputy Executive Director  
Adriana Lang, Board Administrator

## MEMBERS PRESENT

Mary Pedersen, Citizen at Large

## OTHERS PRESENT

Angela Evans, Board Counsel

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## CALL TO ORDER

The Chairman, Mr. Mercer, called the meeting to order at 1:00 p.m.

## APPROVAL OF MINUTES

The minutes of April 7, 2010 regular meeting was called to the attention of the members. A motion was made by Mr. Newbern to approve the minutes as presented. The motion, seconded by Sheriff Witt, carried.

## FINANCIAL STATEMENTS

The Board reviewed the Financial Statements indicating the balance \$106,165.06 from July 1, 2009 to April 30, 2010 and May 31, 2010. Ms. Evans informed the Board that on the Attorney General (AG) bill for the hourly rates was incorrect because it shows \$125.00 instead of \$100.00. Ms. Evans stated that she will speak to the person in charge of the AG billing and ask them to make the appropriate corrections. A motion was made by Mr. Logdon to accept the Financial Statements with the legal fee corrections. The motion, seconded by Mr. Newbern, carried.

## LICENSURE STATUS REPORT

The Board reviewed the licensure status report as of June 3, 2010.

## COMPLAINT COMMITTEE REPORT

The Complaint Committee met at 11:00 a.m. Mr. Triplett recused himself from complaint #09-004. Mr. Triplett provided the following report and recommendations:

09-002 and 10-001- Ms. Evans will follow up to see if website has been taken down- This complaint is ongoing.

09-004- Ms. Evans stated that she will file the injunction by the next scheduled Board meeting. This complaint is ongoing.

Mr. McDonald made a motion to accept the Complaint Committee recommendations. The motion, seconded by Mr. Newbern, carried.

## DIRECTOR'S REPORT

Mr. Short provided the following report:

- 1) E-mail from Schroeder Measurement Technologies (SMT) regarding the Program Management Team Organization Structure.
- 2) E-mail from SMT regarding recent implementation and client survey and feedback.

**DIRECTOR'S REPORT CONTINUED**

3) E-mail from Denise Ford regarding the KYPI exam being administered by error in another state. Ms. Short provided information regarding communication between staff of the Office of Occupations and Professions and SMT. The Board further discussed the matter. Ms. Short provided the Board a copy of the current Memorandum of Agreement between The Kentucky Board of Licensure for Private Investigators. The Board agreed to accept the exam results from for applicants that took the exam outside of Kentucky due to a computer glitch, as listed on Ms. Ford's e-mail dated April 29, 2010.

Mr. McDonald made a motion for Ms. Evans to send a letter to SMT asking for detailed explanation why the incident happened and why exam reports shows that exams were administered in the Commonwealth of Kentucky, and what measures has been taken to prevent this incident to continue. The motion seconded by Sheriff Witt, carried.

**LAWS AND REGULATIONS COMMITTEE REPORT**

The Laws and Regulations Committee met on May 25, 2010 at 12:00 p.m. at the Office of Occupations and Professions 911 Leawood Drive, Frankfort Kentucky. Mr. Triplett and Ms. Evans provided the following report:

- 1) Change the Temporary Employee Application to Temporary Employee notification form
- 2) Provided a draft of the new Application for Reinstatement for a Soleproprietor/company
- 3) Provided a draft of the new Application for Reinstatement Individual/Soleproprietor
- 4) Provided a draft of the new Renewal Application for Individual
- 5) Provided a draft of the new Renewal Application for Companies
- 6) Provided a draft of the Temporary Employee Notification
- 7) Provided a draft of the Tracking number Report Quarterly Report

Mr. Triplett further explained that the new forms are drafts that can be changed and when the changes are final, they will be filed with the new regulation regarding the 240 rule, and that the forms will be approved once the regulation is approved.

The next Laws and Regulations Committee meeting is scheduled for June 29, 2010.

**NEW BUSINESS**

The Board reviewed an e-mail from Jan Sowinski regarding William Chad McCain.

Mr. McDonald made a motion to cancel the October 7, 2010 and reschedule it for October 20, 2010 at 1:00p.m. at the Office of Occupations and Professions 911 Leawood Drive, Frankfort Kentucky.

**APPLICATION REVIEW COMMITTEE**

The Applications Review Committee met at 11:00 am.

Mr. McDonald made a motion to approve the applications with provisions as follows. The motion, seconded by Sheriff Witt, carried.

INDIVIDUALS APPROVED WITH PROVISIONS: *Darin Larrabee, Brian Taylor, Aaron Bennett, Leanne Ethel, Kevin Keaton, Michael Kramer, Phillip Lewzader, James Lydon, Michael Paulson, Charles Stacy and David Wasson.*

Mr. McDonald made a motion to defer the application as follows. The motion, seconded by Mr. Newbern, carried.

INDIVIDUAL DEFERRED: *Jessica Ferguson.*

Mr. McDonald made a motion to approve the company application as follows. The motion, seconded by Sheriff Witt, carried.

COMPANY APPROVED WITH PROVISIONS: *Innovative Investigations, LLC.*

Mr. McDonald made a motion to approve the denied application as follows. The motion, seconded by Sheriff Witt, carried.

INDIVIDUAL DENIED: *Daniel Kovacic.*

**APPLICATION REVIEW COMMITTEE CONTINUED**

Mr. McDonald made a motion to approve the Audit renewal with provisions application as follows. The motion, seconded by Sheriff Witt, carried

INDIVIDUAL: *Daniel Kovacic.*

**TRAVEL AND PER DIEM**

A motion was made by Mr. Triplett to approve payment of travel expenses and per diem compensation for eligible members in attendance at today's meeting. The motion, seconded by Mr. Logdon, carried.

**ADJOURNMENT**

The Chairman, Mr. Mercer informed the Board that the next meeting is scheduled for Thursday July 1, 2010, at 1:00 p.m., the Application Review Committee Meeting at 11:00 a.m. Having no further business to be brought before the Board, a motion was made by Mr. Logdon to adjourn. Motion seconded by Mr. Triplett, carried. The meeting adjourned at 2:30 p.m.

**APPROVED**