

## Meeting Notice

### Board of Private Investigator Examiners

November 24, 2008

10:00am

Division of Professional Registration

3605 Missouri Blvd.

Jefferson City, MO 65109

Notification of special needs as addressed by the Americans with Disabilities Act should be forwarded to the Board of Private Investigator Examiners, 3605 Missouri Boulevard, P.O. Box 1335, Jefferson City, MO 65102 or by calling 573/522-7744 to ensure available accommodations. The text telephone for the hearing impaired is (800) 735-2966.

#7

Except to the extent disclosure is otherwise required by law, Board of Private Investigator Examiners is authorized to close meetings, records and votes, to the extent they relate to the following: Sections 610.021(1), (3), (5), (7), (13) and (14), RSMo, and Section 620.010.14(7), RSMo.

#8

The Board may go into closed session at any time during the meeting. If the meeting is closed, the appropriate section will be announced to the public with the motion and vote recorded in open session minutes.

#9

Agenda follows.

**Tentative Agenda**  
**BOARD OF PRIVATE INVESTIGATOR EXAMINERS**  
**NOVEMBER 24, 2008                      10:00AM**  
**DIVISION OF PROFESSIONAL REGISTRATION**  
**3605 Missouri Blvd., Jefferson City, MO**

***OPEN SESSION***

<b>10:00am Call to Order</b>	<b>Pam Groose Executive Director</b>
Roll Call	Pam Groose
<b>Review and Approval of Minutes</b> - October 20, 2008	
<b>Review of Draft of Proposed Rules</b> <ul style="list-style-type: none"> <li>• Chapter 1 No comments</li> <li>• Chapter 2 comments</li> <li>• Chapter 3 No comments</li> <li>• Chapter 4 comments</li> <li>• Chapter 5 Nothing</li> <li>• Chapter 6 comments</li> <li>• Chapter 7 Comments</li> <li>• Additional Comments</li> </ul>	
<b>IASIR</b>	Staff
<b>Legal Counsel Report</b>	David Barrett
<b>Future Meetings</b> <ul style="list-style-type: none"> <li>• December 15</li> <li>• January, 2009 ?</li> <li>• February, 2009 ?</li> </ul>	

**Tentative Agenda**  
**BOARD OF PRIVATE INVESTIGATOR EXAMINERS**  
**NOVEMBER 24, 2008**  
**DIVISION OF PROFESSIONAL REGISTRATION**  
**3605 Missouri Blvd., Jefferson City, MO**

*CLOSED SESSION – BEGINS AT END OF OPEN SESSION*

<b>Review and approval of Closed Minutes</b> -October 20, 2008	
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**MISSOURI BOARD OF PRIVATE INVESTIGATOR EXAMINERS**  
**DIVISION OF PROFESSIONAL REGISTRATION**  
**Division of Professional Registration**  
**3605 Missouri Blvd**  
**Jefferson City, MO 65109**

**November 24, 2008**

**Open Minutes**

The open session of the Missouri Board of Private Investigator Examiners was called to order by Ms. Groose, Executive Director at 10:21am at the Division of Professional Registration, 3505 Missouri Boulevard, Jefferson City, MO 65109.

**Members Present:**

Douglas Mitchell, Member  
Dwight McNeil, Member  
Francis "Chris" Rey, Member  
Kenneth McGhee, Public Member  
Harry Otto, Public Member

**Members Absent:**

None

**Staff Present:**

Pamela Groose, Executive Director  
Rhonda Robinett-Fogle, Administrative Assistant  
Roxy Brockman, Licensure Tech II  
David Barrett, Division Legal Counsel  
Connie Clarkston, Director Budget and Legislation  
Jeana Groose, Budget Analyst II

**Visitors Present:**

Thomas Smith, Ispirian Computer Forensics  
Vandon Willis, Ispirian Computer Forensics  
Mark Rhoads, The Rhoads Co. LLC, PDI  
Don Kissell, MAPI  
Scott Biondo, MAPI  
Michael Barbieri, MAPI  
John McCarthy, MAPI  
Larry McDowell, McDowell  
Tom Berry, Observer, (did not sign in)  
John Reconik, USIS (did not sign in)

All visitors introduced themselves to the Board.

**Approval of Open Agenda:**

No motion necessary

### **Approval of Open Minutes:**

A motion was made by Mr. McGhee and seconded by Mr. Rey to approve the open minutes from October 20, 2008. All approved.

### **Review of Draft of Proposed Rules:**

- **Chapter 1**  
No Comments
- **Chapter 2**  
Comments
- **Chapter 3**  
No Comments
- **Chapter 4**  
Comments
- **Chapter 5**  
Nothing
- **Chapter 6**  
Comments
- **Chapter 7**  
Comments
- **Additional Comments**

The Board reviewed, discussed, and answered comments that were received regarding the proposed rules; please see the attached proposed rules and comments.

Chapter 1-

Mr. Barrett explained the complaint process to the visitors.

Chapter 2-

A motion was made by Mr. Rey and seconded by Mr. McGhee to remove the section of proposed rule 20 CSR 2234-2.010 (2) (H) (1) (*Copies of redacted income tax returns;*). All approved.

A motion was made by Mr. Otto and seconded by Mr. McNeil to change section of proposed rule 20 CSR 2234-2.010 (2) (H) to say the following: *Other information the applicant chooses to provide to the board to establish prior experience such as the following:* All approved.

Ms. Clarkston explained the rule making process and timelines regarding the process for the visitors that are present.

Chapter 3

Mr. Barrett spoke to the visitors regarding licensee fees, and clarified that they are based on costs. Ms. Clarkston explained in detail how costs accrue as a Board. Ms. Clarkston said it will

take days of her and Ms. Goose getting together to work out proposed fees, schemes, and structures to present to the Board. Ms. Goose indicated that she should post proposed fee information by the next board meeting on December 15, 2008.

#### Chapter 4

Mr. Barrett gave an overview on Private Investigator Trainers and asked that Chapter 4 not get confused with Chapter 6, as Chapter 6 regards continuing education.

#### Chapter 5

Ms. Goose provided an update on Chapter 5 – Examination Requirements. Ms. Goose indicated that she has made a contact with Prometric, and they are going to talk. Mr. Barrett informed the visitors of issues regarding testing.

*Ms. Goose recessed the Board for lunch at 11:50pm. Ms. Goose informed the visitors that the Board will reconvene at 1:00pm. The Board reconvened at 1:05pm.*

#### Chapter 6

A motion was made by Mr. Otto and seconded by Mr. McGhee to change section of proposed rule 20 CSR 2234-6.010 (3) (A) (1.) to say the following: *A responsible person is a person who has not violated this board's rules regarding continuing education, or has offered satisfactory assurances to the board that they will not again violate this board's rules regarding continuing education.* All approved.

#### Chapter 7

A motion was made by Mr. McNiel and seconded by Mr. Mitchell to delete 20 CSR 2234-7.010 (2) (D) (*Engagement Agreement*). All approved.

#### **IASIR:**

Ms. Goose, Ms. Clarkston, and Ms. Brockman attended the annual IASIR meeting on November 5-7, 2008. Ms. Goose reported on this meeting. Ms. Goose said that there were several states represented at the meeting, and that Missouri was accepted into the membership at the Board of Directors meeting on November 4, 2008. Ms. Goose stated the membership of this organization is mostly regulators from other states; however, there are also industry members. Ms. Goose said they learned from this meeting, but mostly the value was in meeting many individuals from other states who will be helpful to the Board in the future.

#### **Legal Counsel Report:**

Mr. Barrett did not provide a legal counsel report at this meeting.

#### **Future Meeting:**

- December 15, 2008
- January 9, 2009
- February 2009 - The Board will set this meeting at a later date.

At 1:55pm a motion was made by Mr. McGhee and seconded by Mr. McNiel to move into closed session to review closed minutes. Mr. Mitchell, Mr. McNiel, Mr. McGhee, Mr. Otto, and Mr. Rey all approved.

A motion was made by Mr. McGhee and seconded by Mr. Mitchell to adjourn the meeting at 1:23pm. Mr. Mitchell, Mr. McNiel, Mr. McGhee, Mr. Otto, and Mr. Rey all approved.

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Executive Director Signature

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Date Approved by Board