

Jeremiah W. (Jay) Nixon
Governor
State of Missouri

Jane A. Rackers, Division Director
DIVISION OF PROFESSIONAL REGISTRATION

Department of Insurance
Financial Institutions
and Professional Registration
John M. Huff, Director

MISSOURI BOARD OF PRIVATE INVESTIGATOR EXAMINERS
3605 Missouri Boulevard
P.O. Box 1335
Jefferson City, MO 65102-1335
573-522-7744
573-526-0661 FAX
800-735-2966 TTY Relay Missouri
800-735-2466 Voice Relay Missouri
pi@pr.mo.gov

Pamela Groose
Executive Director

Meeting Notice

**Board of Private Investigator Examiners
February 26, 2010
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 80-735-2966.

Except to the extent disclosure is otherwise required by the law, Board of Private Investigator Examiners is authorized to close meetings, records, 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.

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.

Agenda follows.

Tentative Agenda
BOARD OF PRIVATE INVESTIGATOR EXAMINERS
FEBRUARY 26, 2010 10:00AM
DIVISION OF PROFESSIONAL REGISTRATION
3605 Missouri Blvd., Jefferson City, MO

OPEN SESSION

10:00am Call to Order	Dwight McNeil Chairperson
Roll Call	Pam Groose
Review and Approval of Agenda	TAB 1
Review and Approval of Minutes - January 25, 2010	TAB 2
Review of Rule 20 CSR 2234-4.010, 4.020 related to Trainers	TAB 3
Legislative Update	
Discussion related to another press release regarding timeframe to apply for a license.	
Future Meetings <ul style="list-style-type: none">• March 15, 2010• April 2, 2010• April 12, 2010	
Closed Session – Review of Applications for Licensure	

Tentative Agenda
BOARD OF PRIVATE INVESTIGATOR EXAMINERS
FEBRUARY 26, 2010
DIVISION OF PROFESSIONAL REGISTRATION
3605 Missouri Blvd., Jefferson City, MO

CLOSED SESSION
WILL BEGIN AT END OF OPEN SESSION

Review and approval of Closed Agenda	Tab 4
Review and approval of Minutes - January 25, 2010	Tab 5
Legal advice related to ongoing litigation	Tab 6
Review of Applications for Licensure – Private Investigator	
Review of Applications for Licensure – Agency	
Review of Applications for Licensure – Agency Investigator Employee	
Back to Open	

**BOARD OF PRIVATE INVESTIGATOR EXAMINERS
DIVISION OF PROFESSIONAL REGISTRATION
3605 Missouri Boulevard
Jefferson City, MO 65109**

FEBRUARY 26, 2010 – Open Minutes

The open session of the Missouri Board of Private Investigator Examiners was called to order by Dwight McNeil, Chairperson, at 10:15am on February 26, 2010 at the Division of Professional Registration, 3605 Missouri Boulevard, Jefferson City, Missouri.

Members Present:

Dwight McNeil, Chairperson
Douglas Mitchell, Vice-Chairperson
Francis “Chris” Rey, Member

Members Absent

Kenneth McGhee, Public Member

Staff Present:

Pamela Groose, Executive Director
Roxy Brockman, Administrative Assistant
Sarah Ledgerwood, Division Legal Counsel

Visitors Present:

Joe Weber, Weber & Associates

Review and Approval of Agenda

A motion was made by Mr. Rey and seconded by Mr. Mitchell to approve the open agenda. All approved.

Review and Approval of Minutes

A motion was made by Mr. Rey and seconded by Mr. Mitchell to approve the open minutes from the January 25, 2010 meeting as amended. All approved.

Review of Rule 20 CSR 2234-4.010, 4.020 related to Trainers

The board reviewed comments received from John Fay in regard to the rule regarding Private Investigator Trainer. Ms. Groose will send an acknowledgement letter and indicate the board will consider these comments in the future.

Legislative Update (10:15)

- Senate Bill 991 – Ms. Groose said this senate bill has language that will sunset and consolidate boards and commissions. A portion of the bill merges the fire investigator board with the private investigator board. Ms. Groose pointed out there are inconsistencies in the wording because this was the language from Public Safety where the fire investigator board was originally created and placed.
- Mr. McNeil asked if it was possible to interact with the persons responsible for writing the language to avoid inconsistency in the wording. This issue was tabled until Ms. Groose hears back from Ms. Clarkston.
- House Bill 1779 is the clean up bill. Mr. McNeil shared with the members the four (4) additional amendments to be added: 1) leave in the language about employers, 2) CPA, 3) Representative Dougherty had a problem with not allowing any convicted felons to make application for licensure and the two (2) year felony language would come out but in its place language would be added to allow the board to consider all felony convictions. Ex: Board could consider any felony conviction whether it was a week to 50 years since it occurred, 4) Language would be added that would give the board the ability to deny if applicant has been denied in another state. Ms. Groose and Ms. Ledgerwood both confirmed the Board can issue a probated license.

The language that would change practicing without a license (prohibited acts in 324.1112) from a misdemeanor to a D felony did not make it into the clean up language. Mr. McNeil attended the hearing earlier in the week and said there wasn't any opposition to the clean up language.

Discussion related to another press release regarding timeframe to apply for a license:

Ms. Groose said this was placed on the agenda because based on e-mails and phone calls received by the board office it is believed there is a grace period to apply for licensure. Ms. Ledgerwood said she and Mr. Kraus looked at the statute and rules and the fact the rules became effective on January 30, 2010 and the board began accepting applications on February 1, 2010 also means the rule for disciplining licenses also went into effect at the same time.

The board and staff discussed sending another press release informing the public and private investigators regarding applying for licensure as soon as possible and the ability for complaints to be filed now against private investigators who may be practicing without a license. Ms. Ledgerwood will work with Travis Ford, Director of Communications with the Department of Insurance in creating the press release.

Ms. Groose explained the complaint process and the Central Investigative Unit's (CIU) function when dealing with a complaint. Mr. Mitchell indicated an interest in meeting the investigators from the CIU unit prior to them conducting any investigations into complaint allegations made against private investigators.

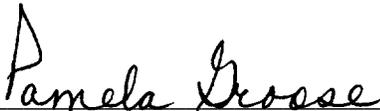
Future Meetings

- March 15, 2010
- April 2, 2010
- April 12, 2010

A motion was made by Mr. Rey and seconded by Mr. Mitchell to go into closed session at 11:30am for #2, #5 and #9. Mr. Rey, Mr. Mitchell and Mr. McNeil all approved.

Ms. Groose reported the fee to take the examination was going to be \$75.00 but the fee has been raised to \$80.00 to cover the cost of the examination study materials.

A motion was made by Mr. Mitchell and seconded by Mr. Rey to adjourn the meeting at 4:07pm. All approved



Executive Director Signature

March 15, 2010

Date approved by Board

MOTIONS

1. INVESTIGATIONS / COMPLAINTS / AUDITS

I move that this meeting be closed, and that all records and votes, to the extent permitted by law, pertaining to and/or resulting from this closed meeting be closed under section 610.021 subsection (14) and section 620.010.14 subsection (7) RSMo for the purpose of discussing investigative reports and/or complaints and/or audits and/or other information pertaining to a licensee or applicant.

2. LEGAL ACTIONS / LITIGATIONS / PRIVILEGED COMMUNICATIONS

I move that this meeting be closed, and that all records and votes, to the extent permitted by law, pertaining to and/or resulting from this closed meeting be closed under section 610.021 subsection (1) RSMo for the purpose of discussing general legal actions, causes of action or litigation and any confidential or privileged communications between this agency and its attorney.

3. DISCIPLINE

I move that this meeting be closed, and that all records and votes, to the extent permitted by law, pertaining to and/or resulting from this closed meeting be closed under section 610.021 subsection (1) RSMo for the purpose of deliberation on discipline.

4. PROMOTING / HIRING / DISCIPLINING / FIRING EMPLOYEES

I move that this meeting be closed, and that all records and votes, to the extent permitted by law, pertaining to and/or resulting from this closed meeting be closed under section 610.021 subsection (3) RSMo for the purpose of discussing hiring, firing, disciplining, or promoting an employee of this agency.

5. APPLICATIONS

I move that this meeting be closed, and that all records and votes pertaining to and/or resulting from this closed meeting be closed under section 610.021 subsection (14) and section 620.010.14 subsection (7) RSMo for the purpose of discussing applicants for licensure.

6. EMPLOYEE PERFORMANCE RATINGS

I move that this meeting be closed, and that all records and votes pertaining to and/or resulting from this closed meeting be closed under section 610.021 subsection (13) RSMo for the purpose of making performance ratings pertaining to individual employees.

7. EXAMINATION MATERIALS

I move that this meeting be closed, and that all records and votes pertaining to and/or resulting from this closed meeting be closed under section 610.021 subsection (7) RSMo for the purpose of discussing and/or reviewing testing and examination materials.

8. DIAGNOSIS / TREATMENT OF DISCIPLINED LICENSEES

I move that this meeting be closed, and that all records and votes, to the extent permitted by law, pertaining to and/or resulting from this closed meeting be closed under section 610.021 subsection (5) RSMo for the proceedings required pursuant to a disciplinary order concerning medical, psychiatric, psychological, or alcoholism or drug dependency diagnosis or treatment of specific licensees.

9. CLOSED MINUTES

I move that this meeting be closed, and that all records and votes pertaining to and/or resulting from this closed meeting be closed, for the purpose of reviewing and approving the closed minutes of one or more previous meetings under the subsections of 610.021 which authorized this agency to go into closed session during those meetings.