

PRIVATE INVESTIGATION, RECOVERY
AND SECURITY ADVISORY COUNCIL
GENERAL BUSINESS MEETING

June 4, 2015

9:00 a.m.

Embassy Suites
555 N. Westshore Boulevard
Tampa, Florida

Reported By:
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A P P E A R A N C E S

COUNCIL:

Eddy Esquivel, Chair

Rick Taveras

Brian Boulware

Patrick Miller

Al Perotti

Bill Alvarez

Grady Snyder

Al Smith

Andrea Kingston

Michael Orsini

Grea Bevis, Director

Stefannie Carter, Staff

1 Thereupon, the following proceedings commenced:

2 CHAIRMAN ESQUIVEL: Good morning. We're going to
3 get started here as soon as we close that door. Come
4 on in. Welcome, everyone. As we customarily do,
5 please stand for the Pledge of Allegiance.

6 (Pledge of Allegiance.)

7 CHAIRMAN ESQUIVEL: Thank you.

8 (Mr. Smith and Mr. Taveras arrived.)

9 CHAIRMAN ESQUIVEL: Excellent. We have a full
10 house. Good morning, sir.

11 MR. TAVERAS: Good morning.

12 CHAIRMAN ESQUIVEL: Welcome, everyone. The first
13 order of business will be the introduction of council
14 members, so I will -- why don't we start -- why don't
15 we start here to our left and work our way around.

16 MR. ORSINI: Mike Orsini from OSA Global.

17 MR. KINGSTON: Andrea Kingston with Securitized
18 Security Services.

19 MR. SMITH: Al Smith, Paragon Information
20 Services.

21 MR. SNYDER: Grady Snyder, Grady Snyder &
22 Associates.

23 MR. ALVAREZ: Bill Alvarez, Southwest Recovery.

24 CHAIRMAN ESQUIVEL: Eddy Esquivel, G4S,
25 representing security companies on the council.

1 MR. PEROTTI: Al Perotti with TECO Energy,
2 Incorporated.

3 MR. MILLER: Patrick Miller, Invictus.

4 MR. BOULWARE: Brian Boulware, Palmetto Security
5 Services, Tallahassee.

6 MR. TAVERAS: I'm Rick Taveras representing Mark
7 Perez for the Florida Department of Law Enforcement.

8 MR. BEVIS: My name's Grea Bevis. I'm the
9 Director of Licensing for Commissioner Putnam.

10 CHAIRMAN ESQUIVEL: Excellent. Thank you,
11 everyone, and now I'll ask the Director to introduce
12 his team.

13 MR. BEVIS: Thank you, Mr. Chair. I've got quite
14 a few staff here today. I've got Stephanie Carter with
15 Tallahassee, Annette McDaniel and Joni Rozar, if Joni
16 will raise her hand. I've got -- Annette and Joni are
17 with our 493 section within license issuance, and
18 Annette oversees our call center. This is her first
19 time to PIRSAC, so they're very excited, and over the
20 years, they've heard about it, and now they get to
21 experience it.

22 I've got Tom Mallon out of my Punta Gorda office,
23 and I'll ask Tom to introduce his team, please.

24 MR. MALLON: Yep. I got Don Apeyo, a new member
25 of our office; Nancy Gover, Teresa Tiers. She's been

1 with the Division for, like, 20 years. She's going to
2 retire sometime this year, so I brought her. This is
3 her first time also, and then we have Gary Vankleeck,
4 the state investigator, and Bob Henderson, all from
5 Punta Gorda.

6 MR. BEVIS: And my sidekick that's always here
7 with me, my -- council members, Attorney Supervisor
8 John Raymaker is here out of Tallahassee. Then I've
9 got Mike Smoak, the manager of our Tampa office, if
10 Mike will introduce his team members as well, please.

11 MR. SMOAK: Good morning. I've got my two
12 investigators who are currently onboard with us. I've
13 got a third one that be will starting in the end of
14 July. This is Jim Moffitt. He's been with the
15 Department for about four years now, and Dale
16 Otterbocher, who just started last week.

17 CHAIRMAN ESQUIVEL: Thank you. Welcome.

18 MR. BEVIS: Thank you.

19 CHAIRMAN ESQUIVEL: It's not normally on the
20 agenda, but we have a custom here, a practice, if you
21 will, of having everyone in attendance, outside of
22 those who have already introduced themselves, to do so.
23 So I'm going to ask -- why don't we start here to my
24 right, and please state your name, whom you represent,
25 what industry, and if you want to mention any licenses

1 that you hold, if you feel so.

2 MR. PUETZ: Good morning. I'm Mark Puetz,
3 Critical Intervention Services, Tampa, Orlando, and a
4 little bit of Jacksonville private security. Right now
5 I have a D and a G and a driver's license.

6 MS. ROBERTS: Hi. I'm Heather Roberts. I'm with
7 Critical Intervention Services. I'm a director, and
8 I'm also representing Florida Association of Licensed
9 Investigators. I currently have a C, an E, an MA, and
10 an A.

11 CHAIRMAN ESQUIVEL: Welcome.

12 So why don't we stay right here. Yeah.

13 MR. O'ROURKE: Tim O'Rourke. I'm the president of
14 FALI. I'm also the president of The Grafton Group, PI
15 firm. I've got an A, C, a K, and I'm sure there's a
16 couple others I'm forgetting right now.

17 CHAIRMAN ESQUIVEL: Next? Who's up next?

18 MR. FELD: That's me. Ric Feld, The Raven Agency.
19 We hold an A out of Mount Durham. I'm also the editor
20 of publications for FALI, and I've an A, a C, a DI, a
21 K, and probably some more alphabets somewhere I've
22 forgotten about.

23 MR. MOFFATT: I'm Alan Moffatt. I represent the
24 Moffatt Group, and I'm a board member with FALI. I've
25 tried for all the colors of the licenses, and I just

1 about got them.

2 MR. GAUGHAN: Hi. I'm Walter Gaughan. I'm with
3 Gaughan Investigations. I'm an E and an R out of
4 Orlando.

5 MR. TAYLOR: I'm Joe Taylor with RISC US. I hold
6 a C, an E, an RI, an RS, CW.

7 CHAIRMAN ESQUIVEL: Welcome, Joe.

8 MR. ENGLISH: Scott English, Hyde-N-Seek Recovery
9 out of Gainesville, also vice president of FLACARS. I
10 have an E and an R.

11 MR. LACEK: Hi. I'm Mark Lacek. I have an R and
12 an A, and I'm president of Commercial Asset Solutions.
13 Thank you.

14 CHAIRMAN ESQUIVEL: Welcome.

15 MR. FINLEY: Joe Finley, director of training,
16 Invictus, CCW, PI, G, and HR218.

17 MR. NOBLIN: Phil Noblin, co-owner of Invictus, A,
18 B, and a DS.

19 MR. D'AGATA: John D'Agata, regional vice
20 president, G4S Security Solutions Florida, D, B, I, M,
21 and W.

22 MR. PARRISH: Jim Parrish, general manager for
23 Tampa, and I have an M license.

24 MR. DAVIS: Bill Davis, TECO Energy. I have a C
25 and a G license and immediate past chair of Tampa ASIS

1 chapter.

2 MS. KILBORN: Good morning. Stephanie Kilborn
3 with Tampa Electric Corporate Security. I have
4 several, a C, B, G, EI, a K, a couple others.

5 CHAIRMAN ESQUIVEL: Excellent.

6 John, why don't -- are we done? Okay. I didn't
7 see you.

8 MS. SCHNEIDER: I'm Katy Schneider with TECO
9 Energy Corporate Security, and I have a C and a G.

10 CHAIRMAN ESQUIVEL: Done with this side?

11 Okay, John.

12 MR. WURST: My name is John Wurst. I'm the vice
13 president for World International Security. I'm also
14 part of FASCO.

15 MR. NADEAU: Ryan Nadeau, Rapid Recovery Agency
16 here out of Tampa and Hollywood, Fort Pierce.

17 CHAIRMAN ESQUIVEL: Welcome.

18 MR. LEEWORTHY: I'm Daryl Leeworthy. I'm the vice
19 president of marketing for OSA Global in the Sarasota
20 area.

21 MR. SLACK: Scott Slack. I'm with First Coast
22 Security, regional sales manager.

23 MR. ARCINIEGA: Vito Arciniega, Invictus.

24 MR. O'SHELL: Bob O'Shell. I'm the manager of
25 sales and business development for Envera.

1 MS. MOLLI: Pat Molli with Envera Systems, and I'm
2 the secretary of admin.

3 MS. MANTHEI: Cory Manthei, certified firearms
4 instruction up in Deland. We're a DS school. We also
5 do the hosting of NRA law enforcement classes for those
6 interested in becoming a K instructor, and I got all
7 the other ones too.

8 MR. BLOECHLE: Jerry Bloechle, owner of Know More
9 Investigations. I'm a board member of FALI also. I
10 have A, C, G, K, and a pesticide applicator's license.

11 CHAIRMAN ESQUIVEL: And everybody else has already
12 been introduced here.

13 So Patti, you were not here to introduce yourself.

14 MS. SCHMITT: Hi everybody. Good morning. I am
15 Patty Schmitt. I am with Critical Intervention
16 Services, and I am the president of FASCO.

17 CHAIRMAN ESQUIVEL: Excellent. I think we have
18 everyone.

19 Jamie, did you introduce yourself?

20 MR. BLACKBURN: Jamie Blackburn. I'm a Blackhawks
21 fan. Keep an eye on you guys.

22 CHAIRMAN ESQUIVEL: Thank you for everybody taking
23 the time to participate in that exercise.

24 Next order of business is the reading of minutes.
25 Do we have a motion --

1 MR. PEROTTI: So moved.

2 CHAIRMAN ESQUIVEL: Second?

3 MR. PEROTTI: To accept as they are. Sorry. Let
4 me finish the motion. So moved to accept the minutes
5 as prepared and presented.

6 MR. BOULWARE: Second.

7 CHAIRMAN ESQUIVEL: Second? All in favor of
8 approving the minutes?

9 (Unanimous ayes.)

10 CHAIRMAN ESQUIVEL: Anybody opposed?

11 (None.)

12 CHAIRMAN ESQUIVEL: All right. Excellent.

13 Disposed of the minutes, and by the way, just a comment
14 about that, Mr. Director, the new practice that we have
15 in place is working very well. Thank you very much for
16 implementing that.

17 So I have an opportunity to make some comments at
18 this point, and really, I want to -- I just want to
19 focus on -- although I recognize a lot of faces here, I
20 just want to focus on talking a little bit about what
21 this council does, what it represents, you know, what
22 our responsibilities are, what our roles are on this
23 council. So just to be clear, everyone here on the
24 council is volunteering their time. We are not
25 employees of the state or the Division.

1 This council exists under statute by statute. We
2 are in a position to advise, to find some consensus
3 here and advise the state of Florida, Division of
4 Licensing, the Director's department and office. We do
5 not have the authority to make or pass laws, make or
6 pass regulations here. We can merely provide a venue
7 to -- to share ideas, exchange commentary, and then if
8 we can get some consensus, you know, provide that
9 feedback to the state so that they can follow up, if
10 they see fit to do that.

11 Okay? I like to mention that because in the past
12 there has been some confusion about the role of council
13 members, and when people come here to meet and convene
14 with us, they feel like maybe our authority exceeds
15 what I just described, but that's in essence what we
16 do. This is -- I find it a very productive working-
17 group type session. A lot of round table discussion
18 happens here, and we do allow for input and feedback
19 directly from members of the audience. The
20 conversation is not just amongst the Council, and I
21 would ask, though, that if you want to be heard, that
22 you signal to me, and then we'll have a certain order
23 that we'll follow to take those comments.

24 If you have a specific issue that you want to
25 present, there is somewhere around here a list, a

1 document, that you can sign your name, and then towards
2 the end of the meeting, we'll call on those individuals
3 so they can make their, hopefully, very brief and
4 succinct commentary and presentation. Okay? So those
5 are my comments.

6 Let's move on to the really important comments,
7 which are the ones that will be presented by the
8 Division of Licensing. Mr. Bevis, the floor is yours.

9 MR. BEVIS: Thank you, Mr. Chair. Couple
10 housekeeping issues just for the record and for the
11 Council. We've had a council member, Mr. LaDrew, who's
12 not been able to attend for quite a long time, so I've
13 made the recommendation to the Commissioner's office to
14 remove him from the Council. So Mr. LaDrew will
15 receive such a letter, but his time on the Council -- I
16 am very appreciative of that, and I do want to
17 acknowledge his time and effort there.

18 I also want to welcome Mr. Orsini. I know he's
19 introduced himself, but this is his first council
20 member meeting, and I appreciate his effort to join the
21 Council, and we're glad to have you, and with Rick
22 Taveras, our ASAC out of the Tampa field office,
23 filling in for Mr. Perez -- thank you, sir, for your
24 time this morning. So glad you're here.

25 With respect to some updates, I'm probably going

1 to save quite of bit of this for old business, and then
2 I obviously have some new business to talk about, but a
3 couple things, small things. Our Tampa regional office
4 is finally moved with Mike Smoak and all of our floor
5 staff and our team there, so we're in a facility that
6 is much nicer, much more roomier, easier parking, so
7 that's been complete from that standpoint.

8 With respect to our legislative update, if you
9 will, Mr. Chair, I'd just like to go ahead and move
10 into that. That way I'm not redundant when I get into
11 the old business.

12 CHAIRMAN ESQUIVEL: Yes, please.

13 MR. BEVIS: As a result of the legislative actions
14 that occurred with the session with the house stepping
15 out three days before the session ending, our
16 department bill basically died, and so what we were
17 looking to present for this year to go into effect July
18 of this year did not occur. So tomorrow afternoon,
19 quite frankly, at three o'clock, when I meet with the
20 Commissioner, I'll be talking to him about that the
21 rollover of everything that we were looking to seek for
22 the 2015 will go to the 2016 session.

23 Also, there'll be one additional discussion point
24 with the Commissioner. It will be with regard to K
25 instructing and what it would take to become a K

1 instructor and being certified using some -- a
2 different outside entity, other than what's required in
3 the statute, NRA, CGSTC, or the federal requirements,
4 so I'll talk more about that under new business, but
5 our legislative platform, our legislative bill did die,
6 so we'll resurface that and move forward with it in
7 January when the session starts the 16th.

8 CHAIRMAN ESQUIVEL: Do you mind, could you refresh
9 our recollection of what the items were in the package?

10 MR. BEVIS: Yeah. There were two major points
11 from a 493 statute standpoint. There was quite a bit
12 on our 790 side. The first was removing the 90-day
13 requirement to be in line with the federal government
14 with regard to, I believe, a C and a G or -- I forget
15 the alphabet number, but it required him or her to be a
16 resident of the state 90 days before they could seek
17 licensure, and we're just in-lining with the federal
18 government, which does not require that, which I think
19 is a good thing, so that's just a simple fix.

20 And the second, the most important, was the 493
21 fingerprint retention, and this is where that if
22 passed -- and it would go into effect July of next
23 year -- that as all of you all that are licensed, as
24 your license comes up for renewal, we're going to have
25 to obtain your fingerprints again, and then we would

1 retain that through FDLE.

2 So as long as you've got the license, we will have
3 fingerprints on file, and if we have a licensee that,
4 for whatever reason, has an encounter with local law
5 enforcement or out-of-state law enforcement
6 associated -- because we'll also be a part of the FBI
7 wrap back -- that we will be notified that that
8 licensee had an issue and if they were formally charged
9 and ultimately convicted, but if the charge was
10 something that is a disqualifier, then we can take
11 action, whether it be suspension or at least developing
12 a tracking case and follow the court proceeding to
13 catch the outcome.

14 So it's -- it adds a sense of professionalism, if
15 you will, and at the same time, it requires licensees
16 for the state of Florida to act accordingly, and if
17 people color outside the lines, I want to know about it
18 and be able to take some sort of action. So that's
19 the -- that's the big piece of it.

20 CHAIRMAN ESQUIVEL: All right. Thank you.

21 Yes, please?

22 MR. PEROTTI: Director, was there not also another
23 part of that that we spoke of, and that was the state
24 notifying agencies of personnel that were in their
25 employ that had been discovered to have an unfortunate

1 background?

2 MR. BEVIS: Mr. Chair?

3 CHAIRMAN ESQUIVEL: Uh-huh.

4 MR. BEVIS: That is correct. If an individual is
5 arrested in the state of Florida, then we are allowed
6 to reach out to that agency and put them on notice. If
7 that individual is arrested out of state, we are not.
8 We have learned that through our contacts and your
9 discussion with FDLE, and there are -- there are
10 something associated with federal rules and associated
11 with the bureau that prevents us from doing that, but
12 if it is an in-state arrest, we can let that business
13 or that employer know, and it requires that of us. We
14 added that in the statute, which is good.

15 CHAIRMAN ESQUIVEL: Okay. Thank you. Any other
16 items on your update?

17 MR. BEVIS: On legislation, no, sir.

18 CHAIRMAN ESQUIVEL: All right. So we can move to
19 old business. Mr. Director, what do we have there?

20 MR. BEVIS: Thank you. Several discussion points
21 as I keep and continue to update the Council and
22 members of the industry with regard our fraudulent
23 investigation or joint operation working with Ag Law,
24 our sister agency within the Division, within the
25 Department. We are now up to roughly 4,900 licensees

1 that we've identified who have some sort of fraudulent
2 activity associated with their respective license.

3 1,300 of those we have resolved, either through
4 relinquishment, some sort of settlement with a fine.
5 We still got another 800 that we're still working on
6 with respect to just closing them out. A lot of the
7 licenses are lapsed, and they're not renewing.

8 We've opened up 2,355 total around the state, and
9 we've closed 2,350 so far. So it's still continuing,
10 but I'm glad to report it appears that it's kind of
11 flatlined from the standpoint of it seemed like every
12 week we were getting a new K instructor's name
13 somewhere in the state who was doing fraudulent
14 certificate work with respect to the Gs that he or she
15 was supposed to be instructing, and those Ks were
16 touching anywhere from 3 to 5 to 800 licensees,
17 potential licensees.

18 So it's pretty amazing the impact it's had on the
19 industry from a negative standpoint, but I think with
20 what we've been able to do in working with the Ks that
21 are doing it right and working with the industry and
22 then my investigative team, it's been an eye-opening
23 experience for all of us, and we hope that the word is
24 continuing to get out that, you know, if you -- if
25 you're a K instructor and you're not doing what you're

1 supposed to, ultimately we'll find out, and we'll
2 address that issue, and some Ks have been formally
3 charged and criminally charged and arrested so.

4 CHAIRMAN ESQUIVEL: If I may, how many Ks have
5 been implicated? Do you have that number?

6 MR. BEVIS: I'm going based on memory. I believe
7 my last count was 32.

8 CHAIRMAN ESQUIVEL: Okay. And in terms of
9 geography, how was the plotting in terms of the Ks?

10 MR. BEVIS: Orlando south, Orlando, West Palm,
11 Southeast side, Dade County. We've had a couple on the
12 west coast, Southwest, but for the most part, we've had
13 one or two up in the panhandle, but it's typically
14 Orlando south.

15 CHAIRMAN ESQUIVEL: Okay. Thank you.

16 MR. MILLER: I have a question, regarding that.
17 Are they looking also -- besides the fraudulent
18 signing, are they looking at the qualifications? Are
19 they providing the proper qualification in regards to
20 drawing from the holster, shooting under time
21 constraints and actually following the guidelines of a
22 K, or is it just if they sign a student off?

23 MR. BEVIS: Mr. Chair?

24 CHAIRMAN ESQUIVEL: Yes.

25 MR. BEVIS: What we have found out, that a lot of

1 the certificates were purchased from the back of the --
2 from the trunk of the vehicles in parking lots at
3 certain locations in the respective cities. We also
4 found that the G applicant would show up to the range,
5 pay the money and leave, so within five minutes, they
6 had their certificate of completion.

7 We have also determined that some of the actual --
8 some of the G applicants that actually fired on the
9 course did not shoot the proper course as well. So
10 it's a mixture of everything. Ultimately, they did not
11 meet the 28-hour requirement on their initial
12 application by receiving by the K. So based on what
13 the G disclosed to our investigators and what they
14 experienced ultimately, it led to, you know, them being
15 able to go and get qualified by a K that we knew to be
16 very sound and -- and then ultimately come back and
17 obtain a license with us.

18 Now, those Gs who knew what they were doing was
19 wrong and they purchased that license or didn't take or
20 didn't shoot or anything else, then if it was on their
21 28-hour requirement, we made them -- in order for them
22 to get licensed, they had to find the proper 28-hour
23 class and the proper K and go through the process and
24 then come back. Those Gs that had the 28 that was good
25 to go but their four-hour was a fraudulent matter, then

1 we required them to go back and find a sound K
2 instructor and get the four hours.

3 CHAIRMAN ESQUIVEL: Excellent.

4 MR. BEVIS: So that's how we worked that. It all
5 depends on what our investigation unveiled and the
6 discussions.

7 MR. MILLER: Do you have investigators sitting in
8 the G course and going through the qualifications and
9 making sure it's the proper qualification?

10 MR. BEVIS: We -- Mr. Chair?

11 CHAIRMAN ESQUIVEL: Yes.

12 MR. BEVIS: We've done that from a UC standpoint,
13 and we've done it from a proactive standpoint around
14 the state because the instruction that I've given my
15 team is every K by now should have had a visit from one
16 of my investigators around the state to make sure that
17 they understand what we're experiencing and what is
18 expected of them and reviewed their -- reviewed their
19 documents that they're required by statute to keep and
20 things of that nature.

21 CHAIRMAN ESQUIVEL: And, again, I think we've
22 commented on this in the past but we -- I mean, I hope
23 I speak for everyone. We commend the Division's
24 efforts in regards to this investigation. It wasn't
25 just dealing with the investigation with the limited

1 resources that the Department has. It was finding a
2 resolution that worked for the industry for the license
3 holders. That was quite complicated because there were
4 scenarios where some companies would have been
5 devastated and maybe in some instances would have had
6 to shut down for a period of time to recover because so
7 many of their G license holders were impacted, and the
8 Division found a way to work around that while still
9 being compliant, and we really appreciate that.

10 MR. BEVIS: Yes. Thank you, and all the attention
11 to detail and my thanks go to my field staff and the
12 efforts because basically what we wound up doing is the
13 West Palm and the Miami office was just flooded. So,
14 for example, I would sent the team from Tampa or the
15 team from Punta Gorda or Orlando or Jacksonville, and
16 they would go down there for a week and basically
17 blanket that area, work the respective Ks that they
18 were assigned, reach out to the hundreds of Gs that
19 were identified to receive their license from a
20 fraudulent standpoint, and almost like a fraud
21 investigation, work it backwards. So that's how we
22 have approached that in the almost now three years.

23 CHAIRMAN ESQUIVEL: I mean, it was a fraud
24 investigation so. Okay. Next item?

25 MR. BEVIS: Yes, sir. As I mentioned back in

1 March, during that meeting, we -- the Division, along
2 with our sister division, with Ag Law, we initiated a
3 pilot project where we have taken members of our
4 investigative staff out of our West Palm office and
5 basically transitioned them over to the Ag Law program,
6 and that's to test and see if -- what we've done with
7 other regulatory civilian investigative programs, like
8 consumer services, standards within the Department.

9 That's progressing. It's moving forward, and
10 we've been doing a lot of just behind the scenes, some
11 administrative stuff to try to get things in line. Now
12 I think we're ready to kind of go operational, if you
13 will, and we just got to fine tune some things where --
14 quite frankly, from an investigative reporting
15 standpoint. So when the reports and the investigations
16 are complete, we can get that to my shop and let John
17 Raymaker and his team do what they do best from a legal
18 standpoint. So it's moving forward. It's a little
19 slow, but it still is progressing. I hope to have
20 greater information during our September meeting but...

21 CHAIRMAN ESQUIVEL: Excellent. If I recall, there
22 were some comments, either by council members or folks
23 in the audience, where there was some concerns
24 expressed regarding how resources would be allocated.
25 In other words, that resources that would otherwise be

1 available to the private security sector or
2 investigations or what have you would be working on
3 other matters. Are you guys having that dialogue
4 internally to address that concern, or you feel that
5 with the process that's under way that's already being
6 addressed adequately?

7 MR. BEVIS: Yes to both. We're maintaining that
8 dialogue, and I emphasize and just continue to
9 reemphasize, and my boss clearly supports and
10 understands, and the colonel for the program had
11 indicated there will be zero drop off of investigative
12 efforts, and please understand that I've got my 22
13 investigators, and the colonel has roughly 18 to 20
14 himself. So we're basically going to double.

15 They're going to be cross-trained. My team is
16 going to be cross-trained. So if -- if the three
17 investigators in Tampa, if two are working on something
18 potentially for telemarketing fraud or something like
19 that, but I've got an investigator that doesn't have a
20 major caseload or something like that and if we get a
21 complaint in the middle of the workweek, and then if
22 it's something like with this fraudulent case, we can
23 flood it, not with 22, but roughly double that size.

24 So I just really have emphasized through our
25 internal conversation to ensure that the industry needs

1 to maintain -- we need to maintain the same level of
2 investigative effort and service with regard to the
3 complaints. We feel like we're going to do that, but
4 we're going to double it as well.

5 I'm very excited about this. I really am. I
6 think it's going to be a positive thing and with the
7 team members potentially ultimately being under the Ag
8 Law concept. So when we sit across from that
9 fraudulent D or G or whatever the situation is, you're
10 going to have a regulatory investigator to handle the
11 administrative side, and right next to him is going to
12 be a law enforcement officer with a gun and a badge,
13 and he can look at it also from a criminal proceeding
14 standpoint, and when you read somebody their rights, it
15 gets people's attention. So, you know, that's
16 ultimately how an investigation could wind up so.

17 CHAIRMAN ESQUIVEL: Thank you.

18 MR. BEVIS: I'm very positive about this.

19 CHAIRMAN ESQUIVEL: Excellent. Okay.

20 MR. BEVIS: The firearms manual, we're just about
21 ready to -- if the team hasn't already announced to go
22 into rulemaking -- and one of the things that we did is
23 we took the current manual that the team worked on, and
24 we sent it out, and I got a -- just a very lengthy and
25 detailed response from FASCO, a nice letter from

1 Ms. Schmitt, and I want to commend her and Mark Puetz
2 and the detail and recommendation that they put and the
3 effort that they put in the review because what it's
4 done now is allowed me and my team to go back and
5 really look at what we put together and, quite frankly,
6 tone it down some. I'm not -- I won't go into great
7 detail, but we're very appreciative of what came back
8 to us based on the review. It's helped us a lot. It's
9 kind of opened our eyes a little bit. So Mark and
10 Patty and FASCO, I'm very -- I want to publicly thank
11 them for that, but we're moving forward.

12 We're not going to reinvent the wheel, but we're
13 going to update the manual. I think the Ks that are
14 here and the Ks out in the state will be very
15 appreciative of it, and through that process, as we go
16 into rulemaking and we publish what we're looking to
17 adopt and to change, any and everybody here in the room
18 will have opportunity to see that. They'll have an
19 opportunity to either call in to some of the meetings
20 or be there in person, either to support or point out
21 the deltas associated with the manual and have good
22 dialogue and discussion, so we're moving forward with
23 that.

24 CHAIRMAN ESQUIVEL: As per usual, we really
25 appreciate you taking the feedback under advisement and

1 reacting to it. Have there been any dates set yet for
2 rulemaking conferences and?

3 MR. BEVIS: No, sir.

4 CHAIRMAN ESQUIVEL: Okay.

5 MR. BEVIS: In your packet -- and, Al, I stole
6 yours. I apologize. I'll give it back to you, but in
7 your packet, you've got this tri-fold document. This
8 was something that I brought up last time about trying
9 to develop to distribute using Commissioner Swearingen
10 and FDLE through Mark Perez, and the target audience
11 for the Division is local law enforcement, and
12 basically, we took this from the last one you saw, and
13 we went through the in-house committee, and we jazzed
14 it up a little bit, put some color to it, but the point
15 of this is to allow law enforcement aid to have this
16 and print this and have it in their cruiser so if they
17 come across a recovery incident or if they come across
18 a private investigator at 2 a.m. or 2 p.m. who's on the
19 job or a security guard, armed security guard, and
20 they're unsure as to why they're doing what they're
21 doing, whether they have the authority to do what
22 they're doing, and as long as their license is in good
23 standing and they're following 493, we want to make
24 sure that that regulatory entity can continue on with
25 his work, you know, hook up to that car, stay in the

1 car, maintain their surveillance and/or continue to
2 provide armed security.

3 So what I would ask, Mr. Chair, if I could a get
4 blessing from the Council after discussion, a vote of
5 confidence, if you will, in support of this, and then
6 I'll take -- I'll the take the draft word off the
7 document. I'll draft a letter to Commissioner
8 Swearingen with FDLE seeking my needs, and then they'll
9 use the Florida Chiefs Association, the Sheriff's
10 Association and Chief of Police Association to blast
11 this out and use it as a method to get it, hopefully,
12 to the officers who are doing the hard work out on the
13 streets.

14 CHAIRMAN ESQUIVEL: Yes, Al?

15 MR. PEROTTI: Director, first of all, I applaud so
16 much the effort to create this. I can tell you that
17 most of the issues that are covered here, you know,
18 unless my experiences were different than many others,
19 are not things that you encounter on a routine basis,
20 and so you never have enough background or information
21 to deal with these things kind of reflexively, and I
22 can tell you that I think for the officers on the
23 street that will receive this, it's going to be like a
24 gift card because it's going to make life so much
25 easier, and I applaud the effort, and I certainly thank

1 you for doing it.

2 CHAIRMAN ESQUIVEL: We have one. You want to go
3 with that?

4 Patty?

5 MS. SCHMITT: Yeah. I just wanted to --

6 CHAIRMAN ESQUIVEL: State your name for the
7 record.

8 MS. SCHMITT: Oh, sorry. Patty Schmitt with
9 FASCO. I just wanted to see if FASCO might be able to
10 get a copy of it just to kind of review a little bit on
11 the security side of it and maybe the same thing for
12 FALI and FLACARS just to kind of take a look at it.

13 CHAIRMAN ESQUIVEL: The Director's nodding, yes.

14 MR. BEVIS: Sure.

15 CHAIRMAN ESQUIVEL: We'll give you an opportunity
16 over the break because I know the Director's eager to
17 get this together.

18 MR. BEVIS: I'll keep -- if I may.

19 CHAIRMAN ESQUIVEL: Yes. Go ahead.

20 MR. BEVIS: I'll keep "draft" on the document --

21 CHAIRMAN ESQUIVEL: Okay.

22 MR. BEVIS: -- send it out to those three
23 entities.

24 CHAIRMAN ESQUIVEL: All right. Excellent.

25 MR. BEVIS: I'll ask for a fairly quick

1 turnaround, please, and...

2 CHAIRMAN ESQUIVEL: Excellent. And what we can do
3 in the meantime -- I don't know if there's any more
4 discussion from the Council's prospective on this, but
5 what we can do in the meantime is simply state that,
6 you know, we'll have a vote of confidence for this.
7 We'll take that now contingent upon the response that
8 you're going to be receiving from the three industries,
9 and if that's accommodating, then you can move forward
10 with your initiative because I think it is -- as Al
11 commented, it is a terrific initiative.

12 So do we have a motion, if you will, to support
13 this initiative?

14 MR. PEROTTI: So moved.

15 CHAIRMAN ESQUIVEL: Okay. A second?

16 MR. BOULWARE: Second.

17 CHAIRMAN ESQUIVEL: All in favor?

18 (Unanimous ayes.)

19 CHAIRMAN ESQUIVEL: Anyone opposed?

20 (None.)

21 CHAIRMAN ESQUIVEL: So you have a unanimous vote
22 of confidence, Mr. Director. Thank you again for
23 putting this together.

24 MR. BEVIS: Perfect. As far as old business,
25 Mr. Chair, that concludes my report.

1 CHAIRMAN ESQUIVEL: Excellent. Just one comment
2 in old business before we move on, I forgot to mention
3 when I was talking about the Council -- and I think
4 this is very important -- is that you have all of the
5 industries represented here. You've got all of the
6 security agencies, and I think we even have beyond
7 that. We have levels of small, medium, and large so
8 that everybody's well-represented. We have the private
9 investigations industry, and we have the recovery
10 repossessors, and we've also, I think, even got a
11 little bit more diverse thanks to the director's
12 initiative.

13 We have folks in here that have quite a lot of
14 experience in training, and we also have a law
15 enforcement component, and that's where the Florida
16 Department of Law Enforcement has a representative here
17 today. So I think, you know, what that does is it
18 allows us to always be looking at this through the lens
19 of all three sectors, if you will. So it keeps a good
20 balance and good working order in the discussion. So
21 thank you for allowing me to speak to that.

22 Let's move on to new business. Before we take up
23 any new business from the council members, I'd like the
24 Director to talk about new business from the state's
25 perspective.

1 MR. BEVIS: Yes, sir. Thank you. Three topics to
2 bring up. Hopefully, this should be my last office
3 that we touch to move but our Punta Gorda office -- by
4 the end of October, we should have them in a new
5 facility. It will actually be -- I think it's 14 miles
6 north. We're moving into Sarasota County.

7 Tom, it's North Port? North Port.

8 So we'll -- we're progressing with that
9 internally, and as it gets closer to October, we'll
10 post, and hopefully, I'll be able to report that we're
11 finalized with everything in September, but that should
12 be the last office that we touch from a moving and
13 growing standpoint.

14 The second item is something that we're extremely
15 excited about under Annette McDaniel's shop over in our
16 Bureau of License Issuance. At our call center, we
17 have now gone live with live chat from a 493
18 standpoint. So if you have a question with your new or
19 old licensee, if you have a need, instead of a phone
20 call and potentially being on hold for 30 seconds or a
21 minute or something like that, you can go in live chat
22 via your computer from wherever you're at with one of
23 Annette's staff members.

24 We provide that on the concealed weapons side, the
25 790 side, and now we're live with 493. We did a

1 presser on that, a press release, and the bureau chief
2 told me on Tuesday that we had almost a 50 percent
3 increase between this week and last week with -- as a
4 result of the -- so it's working. It's a service that
5 we're providing to help eliminate some of the wait time
6 and be more of a -- provide more of a public service to
7 licensees around the state. So we're really excited
8 about that, so that's that.

9 CHAIRMAN ESQUIVEL: Thank you. We appreciate the
10 effort to automate.

11 MR. BEVIS: And I saved this for new business. I
12 spoke a little bit about it but -- last time, and it's
13 associated with our legislative function, and during my
14 meeting tomorrow with the Commissioner, I'm going to
15 approach him about an opportunity for us to expand the
16 requirements of an individual to be able to obtain
17 their firearm certification so they can become a K
18 licensee within the state.

19 Present statute reading, it's either NRA class --
20 and that NRA class is a firearms instructor
21 certification for armed security officers, and the NRA
22 requires that individual who applies for the class to
23 be a D and G for a minimum of three years. The second
24 way is through if you're a CGSTC certified firearms
25 instructor associated with your law enforcement agency

1 or, and then the third way is the same through the
2 federal system with the federal agency.

3 And when Mr. Miller and there's a gentleman out in
4 the audience and another gentleman from Invictus that
5 came and sat down with us, and I'm sitting across from
6 three veterans who have a wealth of military experience
7 and firearms knowledge and it -- it was frustrating to
8 me -- and we've had some several phone calls over the
9 years of K instructors being frustrated because they
10 didn't meet the NRA mandate and requirement to get in
11 the door, and it just really didn't click at the time,
12 but once we sat across from some individuals -- and the
13 light went off.

14 So we started doing some research, and there's
15 several programs out there. One is IALEFI. It is the
16 International Association of Law Enforcement Firearms
17 Instructors. I took one of their classes back in 1986.
18 They've been around a long, long time, and we have
19 since found out there's another organization. It's
20 called the Second Amendment Foundation and Training
21 Division. SAFTD is their acronym, and we've been --
22 the assistant director has been communicating with a
23 gentleman out in North Carolina.

24 And basically, what I'm going to present to the
25 Commissioner tomorrow is an opportunity for us to

1 change statute to where we can recognize outside
2 entities, like IALEFI or the Second Amendment
3 Foundation, as long as they meet a certain standard
4 from certification, from a curriculum standpoint, so
5 that anybody in this building, in this room, could pay
6 the money, go to their respective class, meet the
7 academic requirements and the firearm instructor
8 requirements, receive a certification, make an
9 application with us, and we would recognize that and
10 provide him or her with a K license. Then they could
11 turn around and start their business, instruct Gs the
12 right way and move forward.

13 So in order for that to happen, we would have to
14 change statute. We would have to come up with some new
15 language. I don't want to be specific just to IALEFI
16 in the new language. I don't want to piecemeal this
17 where we get IALEFI on board and recognized. In 2016
18 all of sudden there's another organization that comes
19 in, and we have to continue to open up the statute. So
20 we're going to propose this -- present this
21 recommendation tomorrow. Hopefully, we get a green
22 light to move forward, and then with the help of John
23 Raymaker's staff and the assistant director, we'll
24 develop new language and get it into the process and
25 get it to be part of the Department bill for 2016, and

1 if it passes, then it would be -- it would go into
2 effect July 1.

3 And this -- I mean, this is just -- it just makes
4 sense. It has a positive effect for people like
5 Mr. Miller and his peers, who are all over the state,
6 who are veterans, who have the weapons background and
7 the weapons training, high end folks that, in my
8 opinion, don't -- personally, don't need to be a D and
9 G for three years before they receive their firearms
10 instructor certification. So this is our approach to
11 that to try to help the industry and help those in this
12 arena.

13 CHAIRMAN ESQUIVEL: Any comments from the Council
14 regarding this proposed change before the Director
15 meets with the Commissioner? Okay. Everyone on board
16 there? Okay. Any comments from the industries
17 regarding this change?

18 Okay. Thank you, Mr. Director.

19 MR. BEVIS: And that concludes my new business.

20 CHAIRMAN ESQUIVEL: Excellent.

21 Do we have any new business from any of the
22 council members?

23 MS. KINGSTON: Andrea Kingston. I called over to
24 Director Bevis' office about a month-and-a-half ago,
25 spoke with his assistant, bringing up the question,

1 which many of our applicants must secure it as it
2 comes, and asked if the D course can go online. We
3 have individuals that want to transfer in from out of
4 state. They have to -- they're out of work for a week,
5 two weeks or three weeks, until the course is given,
6 and I'm not sure if that's something that the Council
7 would like to discuss at length.

8 Similar to the driver course, after you receive a
9 summons, you go in. You take the course. It can be
10 timed. College courses are done like that. In this
11 day, you can get your CPR, first aid, AED training
12 online. You can get your associate's, your master's,
13 your bachelor's in many different professions. There
14 really is no practical in the D course, unlike the G
15 license. So it's something that my agency, at least,
16 has had discussions with. I've had discussions with
17 other agencies, and we would just -- I'd just like to
18 bring that up for some sort of discussion and be able
19 to get an answer.

20 CHAIRMAN ESQUIVEL: Mr. Director, would you like
21 to respond to that before I seek comments from the
22 other council members or from the industries?

23 MR. BEVIS: I just -- I'm not opposed to it at
24 present date and time. I just would -- I would like to
25 hear some conversation, some good dialogue, some good

1 discussion on this, and, you know, we would be very
2 open to going back and doing our research to see
3 whether this was a positive thing, something that, you
4 know, from a public safety standpoint -- that's our
5 main goal -- that we could reach, still maintain that
6 caliber of need and reach that. So I'm -- I look
7 forward to the discussion and future discussion.

8 CHAIRMAN ESQUIVEL: Okay. Any comments from
9 the -- yes, please?

10 MS. MILLER: I think we have an issue right now in
11 the state of Florida with a lot of fraud. I think it
12 opens a bigger door for fraud having it online. How do
13 you know who's sitting behind that computer? How do
14 you know they're actually taking the course and
15 somebody else is not taking the course? I think the
16 biggest issue is the fraud issue online.

17 CHAIRMAN ESQUIVEL: Mr. Boulware?

18 MR. BOULWARE: Mr. Chairman, I tend to agree with
19 you. I think that online now there is certain
20 security, you know, I.D. mechanisms that take place
21 from a technology standpoint to ensure that -- I mean,
22 we do it with a lot of things in our day-to-day life.
23 So I think that from a cost standpoint -- my only
24 concern is who would, I guess -- it would be a
25 different type of regulation, and I think, you know,

1 our bottom line with a lot of these things is how much
2 would it cost, like we went through the recovery
3 component about a year ago. So, you know, I'm for it.
4 I think it's a lot easier. It's just how to do it.

5 CHAIRMAN ESQUIVEL: Any more comments from the
6 Council on the issue?

7 MS. MILLER: I would agree with that for online
8 training or for continuing education for D licensees.
9 It's necessary for officers who would -- with
10 legislation changes under 493 to get them back on par
11 with the statutes.

12 CHAIRMAN ESQUIVEL: Okay. From an end-user
13 perspective, do you want to comment before we go to the
14 audience?

15 MR. PEROTTI: No. Honestly, I'm enjoying the --

16 CHAIRMAN ESQUIVEL: Okay.

17 MR. PEROTTI: -- I'm enjoying being educated by
18 the conversation. I kind of hear both sides. I would
19 think that there would be -- who's administrating the
20 course? I mean, you know, is this something that I
21 would go online through the state of Florida, I could
22 take a course? And if that's going to be the case,
23 then there's a whole lot of people in business with
24 delivering that course that are not going to be real
25 excited about the fact that they're losing that income

1 base. So I just don't know. I just want to hear from
2 more of it and try to develop an opinion. Thank you,
3 though.

4 CHAIRMAN ESQUIVEL: Okay. Sure.

5 Maybe we can hear a little bit from the law
6 enforcement side. I don't know if in the law
7 enforcement field -- what examples are there today
8 where on-line training is being used, as opposed to,
9 you know, proctor instructor-type training.

10 MR. TAVERAS: We do have a lot of training online.
11 The thing that comes to mind when I listen to what --
12 what I do hear is when it comes to the training of the
13 security officers -- and I'm not versed what that
14 entails -- but are there any observable things that
15 have to be seen, evaluated, you know, through the eyes
16 by an instructor as opposed to just answering, you
17 know, true or false? We do have a lot of training.
18 Much of it has to be done by instructor because of
19 those same issues that I just pointed out, and others
20 are just true and false type of questions that we can
21 take online, and it's more of a being familiar and
22 having general knowledge of something and --

23 CHAIRMAN ESQUIVEL: I got you.

24 MR. PEREZ: -- getting it down and moving on, but
25 I think you guys will have to have some more

1 conversation about it because it's going to impact a
2 lot of areas.

3 CHAIRMAN ESQUIVEL: And also there's a difference
4 between the initial training, which happens in an
5 academy, and in-service training, which, you know, the
6 person's already certified or has received the original
7 training or license, and just for your perspective,
8 it's a 40-hour course, and it covers a host of issues,
9 you know, rules, laws, you know, techniques, and yeah,
10 there is some value, in my opinion, for certain aspects
11 of that training to happen in person because you do
12 have to observe how the person's receiving this
13 information, how they're reacting, how they're
14 assimilating it because, at the end of the day, we are
15 going to give them a license.

16 They are going to have a badge, and a lot can go
17 wrong in that scenario, and the instructor has a good
18 week now to look at this person, observe them and say,
19 red flag. Maybe I don't want to issue this person,
20 although they pass -- you know, hey, go see another
21 instructor because I have another criteria that I
22 follow, you know, beyond the just what's the reason
23 written and the responses to questions, as you say.
24 That's a very good point that you bring up.

25 Before I go out to some eager folks in the

1 audience, I'm sure, that want to comment on this,
2 anything else from the Council?

3 MS. KINGSTON: I guess my other point here is, you
4 know, the course that we teach, the D license course,
5 doesn't hit the vertical markets. So, you know, we, as
6 an agency, you know, there's several different vertical
7 markets. There is industrial. There's commercial,
8 hospitals, health care. So, you know, as an agency, we
9 then have to supplement that training through the MLS
10 system and which, if you want to be certified in these
11 vertical markets, you have to go online. You have to
12 take the course. You have to answer the course, and
13 have a time, a sequence.

14 They have their own log-in, log-out, you know,
15 that we can track who's taking it. Obviously, somebody
16 can give them their log-in or out log-out, but at the
17 end of the day, when they hit the ground running, if
18 they're going into a hospital or they're going into a
19 commercial real estate and they don't know the slogans
20 and the logo that's given in that environment, we
21 automatically know that they didn't take the course.
22 So, you know, it's going to -- I know it's a
23 challenging topic, but I welcome the discussion. I'm
24 just bringing it to the table because I was asked to do
25 so.

1 CHAIRMAN ESQUIVEL: No. We appreciate it, and we
2 certainly appreciate this is what the Council's here
3 for, and we welcome the feedback.

4 MR. BOULWARE: Mr. Chairman, also, from a policing
5 standpoint -- and I understand exactly what you're
6 saying being a former law enforcement, unlike the
7 academy, there are some instructions that's more
8 physical, and you have to demonstrate things
9 physically. However, based upon what we're doing, it's
10 basically comprehension and regurgitation of the
11 information and saying we're giving them a test based
12 on that.

13 It's nothing where we're asking them to
14 demonstrate, you know, using a flashlight because
15 normally that's done when you're at the company and in
16 that on-the-job training standpoint. So, you know, I
17 definitely understand what you said, but I think
18 there's two different correlations, you know, going on,
19 you know, what is required and, you know, our former
20 prospective of law enforcement and what's going on with
21 the D license.

22 CHAIRMAN ESQUIVEL: Yes?

23 MR. MILLER: I think, like I said, in person, at a
24 class, the students -- with the way the D course
25 designed, you have the ability to provide a lot of data

1 in there and to test their abilities in the classroom,
2 report writing, search and water procedures, terrorism
3 awareness and involving them with the class. If
4 they're online, you remove a lot, and then you'll have
5 the -- like you said earlier, who is the person? Did
6 they comprehend the material? Now you've hired them
7 for a post. Now you've got a vicarious liability.
8 What type of training did they receive? A lot of D
9 courses right now in the state of Florida the officer's
10 not receiving the training in person because they're
11 learning from a video. That's a big problem, I think,
12 we have right now in the state. Now you're putting it
13 online. I think you're making the situation worse,
14 which is officers and their learning the actual
15 requirements of the job.

16 CHAIRMAN ESQUIVEL: Okay. We'll go to the
17 audience now.

18 MS. KINGSTON: Can I make one more?

19 CHAIRMAN ESQUIVEL: Oh, yes.

20 MS. KINGSTON: I would suggest -- because I've
21 seen officers coming out of certain schools in the area
22 that we bring in and they can't write one sentence.
23 So, you know, maybe the Division of Licenses needs to
24 look at those instructors and evaluate them, just as
25 they did with the G licenses because it's deplorable.

1 I mean, they come in, and they can't even fill out the
2 application online.

3 So, you know, first off, you know, they don't know
4 how to use a computer, which in the technology world
5 right now we have to use computers, and second off,
6 they can't -- they don't understand the questions, so I
7 don't even know how they got the D license, and, you
8 know, unfortunately, I don't have any posts in my
9 portfolio where I can just stick somebody that's going
10 to be, you know, a fire watch. It's not going to
11 happen.

12 I mean, most of my locations are 30, 40, 50 hours'
13 worth of training before they can even work the
14 location because of all the logistics and the
15 technology and the complexity of the sites. So my
16 suggestion is, you know -- is that either, A, we look
17 at further discussions into this or we look at possibly
18 doing inspectors going in and sitting in a class for,
19 you know, a couple hours or an hour here and there and
20 see how they're teaching and how the training's going
21 because D licenses are getting issued that these
22 individuals shouldn't be issued a D license.

23 MR. MILLER: I also think it's also the due
24 diligence of the company who's hiring that officer to
25 ensure that the company is -- the training company is

1 doing the right thing. If you're just hiring somebody
2 because they have a D license on Craig's List, what due
3 diligence are you doing to make sure they received the
4 proper training and what school they went to? A lot of
5 companies are just going out there and hiring because
6 they have a license, but what training and background
7 do you have from the initial 40-hour course or 28-hour
8 course?

9 CHAIRMAN ESQUIVEL: Okay. We'll go -- we'll go to
10 the audience.

11 KC, I think you had some comments.

12 MR. POULIN: I do. KC Poulin, chairman of the
13 Florida Association of Security Companies. There
14 clearly is space within the D course for online
15 training, and online training is very attractable. One
16 of the companies that I work with does track online
17 training for higher-end courses. If we look at 493,
18 just the statutes alone, if we put that portion of the
19 D class online and free up that space, you can always
20 test the student when he comes into the course and sits
21 in class.

22 For the rest -- or the remainder of the course,
23 you can test him on what he did online in person, but
24 at least free up some time that's killing the
25 instructors from being able to teach them some real

1 hands-on, practical applications when, you know, we're
2 talking about a statute that you're reading and you get
3 questions on, and it's not complicated, and we spend so
4 much time on teaching 493, not that it's not necessary,
5 but when you're doing it in the D class, you're doing
6 it in the G class and you're doing it again in the
7 four-hour requal class, it gets to the point where you
8 run out of things to say about 493, unless there's
9 changes and things like that.

10 So as far as online, I think at some point it will
11 be inevitable that we're going to have to move a
12 certain portion of that program to be online just to
13 free up the training so that we can get up with better
14 standards as we evolve as an industry. So that's one.

15 On the vertical markets, I think that those issues
16 are company specific. The intent of the statute under
17 the way that Florida created it was to create a
18 baseline training platform for all security personnel.
19 Not everyone does the same kind of security, and I
20 think that those vertical markets need to be addressed
21 by the individual companies themselves. So it's great
22 that a company wants to do above the minimum standard,
23 but Florida has created a minimum standard for the
24 state, saying this is what we want.

25 We suggest or we recommend you do more, and we

1 encourage you to do more, but if we start playing with
2 the vertical markets, it starts to affect different
3 businesses. We already have the armor car companies
4 right now who are going through 493 doing security
5 training on the D side, and almost none of that applies
6 to armor cars. They spent 40 hours of time training
7 these guys, and then when they get out of the D class,
8 they got to put them through a new training course to
9 retrain them the way they need them for what they're
10 doing, including driving these trucks.

11 So, you know, that's the type of vertical markets
12 that, when we start tweaking this program, it starts
13 affecting these other companies, and I think we start,
14 you know, complicating things very -- very much.

15 CHAIRMAN ESQUIVEL: KC, I have a question. When
16 you say move a portion online, do you mean then that
17 those -- the times spent, those hours of the course are
18 eliminated, so a 40-hour course becomes a 24-hour
19 course with the instructor, and 16 hours of it is
20 statutes, and that goes online, or are you saying keep
21 the 40, you know, as a practical piece, and then you
22 also have to do the statutory?

23 MR. POULIN: I think the beginning steps would be
24 to leave the 40 hours as it is and shorten the training
25 time in class so that companies are able to move faster

1 to process people to get them into the spaces that they
2 need, but listen, as we evolve this industry, there's
3 no question that we're going to have to evolve certain
4 types of training standards, and we're going to have
5 focus more on certain new types of practical realities,
6 that, you know, there's a privatization going on at
7 least 8 percent a year right now.

8 So the more we get into the public space, the more
9 we're going to have to have better types of training
10 and better standards. The community's going to require
11 that. We already see that as the pressures from the
12 media and so on. So I think eventually that creates
13 the space that we can say, okay. Let's add to the 40
14 hours, but whatever we're adding is going to be online,
15 whatever those things are that could be online, and
16 then vet it or test it in a classroom environment with
17 an instructor, and that's kind of positioning ourselves
18 for an industry that if we need the space to grow we
19 can and until we -- and if we don't need to, then at
20 that point, we just maintain as we are, but technology
21 is -- look, we're dealing with Gen Y.

22 We just had dinner last night with some folks, and
23 we were talking about Gen Y. These kids revolve around
24 technology, and that's what they do, and they'd rather
25 text you than call you, you know. That's just the way

1 it is. Whether it's clients or employees, that's the
2 space we're in, so we have to adapt to that, and they
3 are very online savvy, and there's a lot of great
4 online platforms right now. I mean, everybody's doing
5 online platforms, and it's trackable. You can see how
6 much time is spent on a program by someone. You can
7 see what their activity is online. So the technology
8 is there for vetting it and making sure that that's the
9 person online so.

10 CHAIRMAN ESQUIVEL: Okay.

11 Yes, sir?

12 MR. O'ROURKE: Yeah. Tim O'Rourke. As far as the
13 computer and the English problems, I don't think it's
14 the DI's place to try and teach English, and as a
15 former DI, I don't think I would be qualified to do
16 such a thing, but the DI is exactly what KC stated.
17 It's the base level for entry into the field, and then
18 after that -- because, you know, G4S, Securitas, you
19 name the company, everybody's needs are specifically
20 different for each person they're hiring, so those
21 vertical markets that you're talking about, that comes
22 to rest on the shoulder of the individual organization
23 for their clientele that they're serving.

24 As far as online training, I think it's -- you
25 know, all of it is not created equal. I know this is

1 the way we're going, but the DOL several years ago
2 passed the PI training for the CC to go online, and
3 I've seen good training out there, and I've seen where
4 you log in and you are to read and interpret, basically
5 493, and I bet you if I threw a half dozen questions
6 out to the audience here, I'd have a number of
7 different answers for the interpretation on that, where
8 that's what you're getting when you're online with an
9 instructor-led program or while you're in class in an
10 instructor-led environment, but there are some online
11 programs that just post here's a PDF. Read it. We'll
12 log that as your time, and you're done. I don't think
13 that qualifies.

14 However, the DOE has accepted that as part of the
15 PI program, and, you know, quite frankly, I get
16 questions, and so does many of the staff and folks
17 inside of the FALI, what does this mean because it
18 wasn't ever explained to them or they interpreted it
19 wrongly, and they potentially put themselves in a
20 predicament where they can get in trouble. So I would
21 hope if the online was something that the Division and
22 PIRSAC were going to look at, that there be some
23 stringent requirements for what is online.

24 It's just like Patrick brought up. You know, an
25 instructor going in and changing videotapes -- and some

1 of them don't even apply because I've seen that, and I
2 think you would agree, Pat, that, you know -- they're
3 showing these people for the D or for the G, and then
4 they walk out of the room and come back in and change
5 it out, and it had no application to what they were
6 talking about or dealing with.

7 CHAIRMAN ESQUIVEL: Okay. Thank you.

8 Yes, sir, in the back?

9 MR. FINLEY: Joel Finley, Invictus. I just want
10 to step out of the security role for a minute and step
11 into an academic role. I was a dean of academic
12 affairs for a college in Fort Lauderdale, and I was
13 dean of a graduate school in Miami. Our clientele that
14 we're dealing with are not degree-seeking folks. By
15 and large, they're adult learners, and adult learners
16 have a total different process as far as learning
17 material and understanding, how they absorb. Their
18 life experiences come into play with all of these
19 things.

20 Now when you remove the contact of multiple types
21 of learning -- online, that's one. In the classroom,
22 you have the instructor talking. You have written
23 material in front of you. You have a PowerPoint
24 presentation. You have three or four different modes
25 of presenting material, and that is the key to adult

1 learning success. Online classes are by and large
2 logarithmically harder than on ground classes because
3 of the dynamic you have versus online, and you have to
4 be familiar with the platform, Blackboard, whatever the
5 platform is.

6 It is something that's not intuitive for most
7 people to learn, and these aren't Gen X'ers. These are
8 adult learners, looking for a second career and trying
9 to get out of the unemployment pool, and I think that's
10 one of the main concerns that I would have from an
11 academic standpoint, trying to have the clientele we
12 have in the security industry that we're trying to
13 teach through a certain level of competency in a set
14 period of time.

15 You know, I think KC's got a great idea with maybe
16 having additional training, or after the program is
17 done, if you have a recertification-type training, have
18 that online. It's a smaller portion, and it wouldn't
19 be as difficult to absorb, but you really have to
20 consider who we have in these classes and how they
21 learn, if you really want to upgrade the industry and
22 help the security industry at large. Thank you.

23 CHAIRMAN ESQUIVEL: Okay. Any other comments from
24 the audience?

25 I want to bring it back to the Council before we

1 go to the Director because we probably have some
2 thoughts about what has been said.

3 MR. PEROTTI: Thank you, Mr. Chairman. I really
4 appreciate all the input and feedback back and forth,
5 and as I heard conversation, there were several things
6 that were occurring to me, and the first one is one of
7 the organizations that I and many of you all belong to
8 is ASIS, and ASIS offers several certifications, and
9 you can take a variety of different avenues to pass to
10 try and prepare to try and achieve one of the
11 certifications. I can tell you from a personal
12 standpoint nothing beats being in a classroom where
13 you're eyeball to eyeball with somebody and you can ask
14 a question because -- and it's frightening.

15 We were talking about the 493 material, and from
16 my perspective -- and maybe I'm just a difficult study,
17 but that's where I had the most questions because
18 there's no way you can write a specific rule or statute
19 that's so crystal clear everybody's going to see it
20 through the same prism. So that's really where you
21 want that interchange, but the other thing I was
22 thinking about, the idea of reducing the amount of or
23 the length of the course I think is counterintuitive to
24 what we've been trying to do to professionalize the
25 industry.

1 So going to fewer hours I don't think is the
2 answer, but there is an organization -- I hold another
3 certification, and you can achieve certification at
4 five different levels, but as you progress from one
5 level to the next, before you're even eligible to take
6 that next level, you have several different online
7 criteria that you have to meet that are not -- that are
8 offered by other entities, whether it be FEMA or
9 whether it be DHS.

10 It doesn't cost anything to take them, but you
11 have to demonstrate that you have successfully
12 completed those before you can even apply for the next
13 level of certification, and I don't know that that
14 wouldn't be something that we wouldn't consider, if
15 there was additional things that we were looking to try
16 ask of entry-level folks that would have that
17 experience coming in.

18 If there was such an animal out there that would
19 enhance their ability to do the basic entry-level work,
20 that might be something that the industry might want to
21 look at, but the idea of doing a whole thing online,
22 for many of the reasons that were discussed, I just
23 don't think -- I don't think it's a good idea.

24 CHAIRMAN ESQUIVEL: Any other comments?

25 Yes, Brian?

1 MR. BOULWARE: Not as it relates to this subject.

2 CHAIRMAN ESQUIVEL: Okay. Yeah. We'll have
3 plenty of time for new business.

4 I think that -- yes, Patty, go ahead.

5 MS. SCHMITT: I have one more comment. Patty
6 Schmitt with FASCO. I don't think really what was
7 brought out was trying to reduce the number of hours.
8 I think it was reducing the number of hours in the
9 class. The person still needs to do the time online
10 with the training per statute, and I definitely agree
11 in increasing it, but there are some sections within
12 our training that can be read and can be absorbed by
13 the student, but they would have to learn that
14 information because when they go to the classroom and
15 do that portion of it, they're going to get tested on
16 that information, and if they don't have it, they're
17 not going to pass.

18 So, you know, I think that's, you know -- with
19 everything that was brought up today, I think -- I too
20 am one of those people that see both sides of the coin
21 as far as that's concerned, but we're almost getting to
22 a point where we may need to do some of the training
23 online just to be able to afford additional training,
24 as KC and everybody has said, because our industry
25 needs it. We've always been the leader in the United

1 States for training. I know IASIR looks at Florida for
2 a model for what they've been looking -- what they do
3 within their organization, and I just think we need to
4 continue to strive to do better so.

5 CHAIRMAN ESQUIVEL: Okay. I would say, just
6 taking a step back, that we have to look at the intent
7 of why this was brought forward. I think the intent --
8 and Andrea can correct me if I'm wrong -- was to remove
9 a little bit of bureaucracy in some regards, so we want
10 to sort of expedite the time from when someone applies
11 and then can actually be put to work and comply with
12 the regulatory bit of the licensing. So that's one
13 part of it. That's for initial licensing and -- or if
14 the intent is to have some kind of inservice or
15 complimentary or ongoing training, then that's a
16 different course that we're going to be on. So we've
17 thrown a lot of stuff at the Director here for him to
18 contemplate.

19 To include, Director, we would also want to look
20 at whether this would be optional or mandatory in all
21 instances because maybe you do have a platform, as Joe
22 suggested, where some people just don't feel
23 comfortable with the online bit or on a computer. They
24 feel more comfortable in a classroom, so maybe there's
25 a scenario where you can have the option of doing the

1 online, if that's what you prefer, assuming that we
2 meet everybody's criteria, or if you prefer a classroom
3 environment, that you can seek out that route.

4 Maybe those two can coexist, but I'd like to get
5 the Director's insight into what's been discussed. I'm
6 sure there'll be a lot more discussion about this as we
7 move forward, but just to sort of sum it up today from
8 the Division's prospective, Mr. Director, what are
9 your -- what are your initial comments?

10 MR. BEVIS: Thank you, Mr. Chair. Great dialogue.
11 I think it's a great topic, and it continues to need to
12 be discussed and kicked around. As I indicated
13 earlier, we look at the requirement of the 40 hours
14 as -- because that's what statute requires, and then,
15 hopefully, that graduate of that 40-hour class goes out
16 and performs at a professional level, and at the same
17 time, from a public safety standpoint, it's extremely
18 important for us to make sure that all licensees
19 approach their job in a manner that meets the
20 requirements from a public safety platform.

21 We have in the past -- to speak to Ms. Kingston's
22 earlier comments, we have in the past put investigators
23 from a UC standpoint in schools, confirmed that the 40
24 hours was not truly 40 hours, and we were able to
25 introduce them to the administrative and the criminal

1 way of doing -- side of the house, not as intensively
2 as we've done with the fraudulent G license class, but
3 that's something that I've been speaking with the chief
4 of that program and looking, and that's something
5 that's forthcoming, and we've got plenty of work to do
6 there.

7 I know that there are some schools out there that
8 aren't doing it right and people are being licensed,
9 whether they're getting any hours at all. So that's
10 very concerning. The only way to truly eliminate the
11 fraud out of this from that standpoint, the G
12 standpoint, is if the Division of Licensing provides
13 that level of instruction. We teach it, and we test
14 it, whether it be guns or academic classroom.

15 I don't see us ever getting to that point, and I
16 think that if through associations working with the
17 Division -- because I don't want the Division to take
18 on this as a whole. I won't -- I won't recommend that
19 we pick this ball up and run with it independently.
20 That's not the way to do it. So if it's something
21 that, down the road, we have further discussion,
22 further research, just like what we did with the bill
23 and the recovery scenario that we've did there, I think
24 if we look at it from a unified approach with all the
25 associations and members and looking at, all right,

1 what is our -- what is our specific intent? What are
2 we trying to accomplish?

3 Because if the industry is looking to reduce the
4 hours of the instructor in the classroom so they can
5 meet on -- hit on other important topics, I can
6 appreciate that in where some of -- everything's
7 important, but some of the less important stuff may be
8 done online. If that's the goal, then that's good.
9 I'm -- I really like that, but if the intent is to
10 relieve the instructor because time is money and I can
11 use that instructor to make more money within my
12 respective agency or to do what else, then that's not
13 my problem or the state's problem.

14 Once again, it hones back to public safety. I
15 just got to ensure that the people that take the 40
16 hours, get the 40 hours and they get the proper
17 training, and I'm very open to continuing this
18 conversation because with 493 statute review, if a
19 platform can be developed where you go in and review it
20 and then if they're -- and then at some point they're
21 tested, whether they're tested right then -- because
22 I've done online testing. When you click your answer,
23 that answer is locked in right then. You can't change
24 it -- or where they come back to the actual DS school
25 and they're testing there in front of somebody.

1 So I would just encourage us to continue to talk,
2 and whenever we're ready to get kind of really serious
3 about it, let's approach it from a unified standpoint
4 and see what we can and can't do, and then, you know,
5 as usual, if there's statute change, if it's something
6 that the Commissioner wants to be the lead on, then
7 we'll go through the process internally. If this is
8 something that the industry wants to take it and be the
9 lead, we'll be shoulder to shoulder with them, you
10 know, from a lobbying standpoint.

11 CHAIRMAN ESQUIVEL: Right, and I think your
12 comments are much appreciated and extremely fair.
13 Given the complexity that would be involved in dealing
14 with this matter and moving it forward, I think working
15 jointly is important. So I think it's in the hands of
16 the industry and the associations at this point. The
17 ball's in their court to fig -- to organize a little
18 bit and maybe come back to the Council at a future date
19 with some structure behind this, you know, intent,
20 structure, you know, what the outcomes have been.
21 You've heard from the Director that he probably is not
22 going to support anything that diminishes the standard
23 in any way, but you're receptive to enhancing and
24 making it more accessible if it makes sense, not to put
25 words in your mouth.

1 MR. BEVIS: Right now I think 40 hours is a good
2 number. I think the industry thinks 40 hours is a good
3 number, so and I don't think that's Ms. Kingston's
4 intention at all.

5 MS. KINGSTON: No.

6 MR. BEVIS: But if there's some part of that 40
7 hours that can be online, not 100 percent, but 10, 20,
8 whatever the percent may be, then I think we move
9 forward as a group and look at and just kick that can
10 down the road and see what happens.

11 CHAIRMAN ESQUIVEL: Okay. We won't set any
12 deadlines or timetables here today, but the ball is in
13 the industry and in the associations' court, as we say,
14 as far as this issue is concerned. So we'll close that
15 part for today. Thank you everyone for your
16 participation on that issue, very important, very
17 insightful.

18 Do we have any other new business?

19 Brian?

20 MR. BOULWARE: Sure. I have a concern. You
21 mentioned about opening the statute during your -- when
22 we were addressing some other issues. I would like for
23 you to give me some feedback as it relates to in-house
24 security. In recent weeks or months, I know in
25 Tallahassee we've had issues where the restaurants and

1 the club industry dealing with our tourists areas have
2 had shootings with bouncers as well as so-called
3 security guards that are not necessarily licensed in
4 accordance with the paper we read on them, and I was
5 wanting to know if it's possible that we could open up
6 the dialogue about the definition in the statute about
7 in-house security to where requiring the bouncers or, I
8 guess, in-house security to have a certification and
9 follow guidelines of the state because they're dealing
10 a lot with, you know, the public, and just for
11 discussion, you know, commission, because we are a
12 tourist state, and a lot of these things are happening
13 almost every weekend, someone getting beat up or shot
14 and killed in situations that we've had recently in
15 Tallahassee, and it's -- the papers are reading like,
16 you know, they're security officers, and the general
17 public is not understanding the difference between, you
18 know, in-house security and a licensed as it relates to
19 our industry.

20 CHAIRMAN ESQUIVEL: Okay. Mr. Director?

21 MR. BEVIS: Yes. I mean, I'm very much open for
22 future discussion on this, and he is right. I think it
23 was two weeks ago that we had a situation like that.
24 There was an in-house security guy, a bouncer, that
25 pulled the trigger on a client. So I'm open for

1 further discussion on this and to look at it. It's not
2 been on my radar ever.

3 CHAIRMAN ESQUIVEL: So what was the intent -- and
4 maybe some folks in the room know. What was the intent
5 originally in the statute to exclude in-house programs?
6 Do we know what the story is there?

7 MR. BEVIS: I would have to call on --

8 CHAIRMAN ESQUIVEL: KC might know.

9 MR. BEVIS: -- either one of my staff members or
10 somebody knows but...

11 CHAIRMAN ESQUIVEL: I don't know.

12 KC, you want to take a shot at it, a stab at it?

13 MR. POULIN: Initially, it was because when they
14 were creating the statute they didn't want the
15 resistance from the large in-house organizations, such
16 as Disney and others. A lot of these have become now
17 licensed over the years. The other part was they had a
18 registration requirement that was never enforced. It
19 was never monitored. So then they did away the
20 registration requirement, so then that even removed the
21 only layer that we had control in the in-house
22 security, and in-house security has been a problem for
23 a long time in many areas in many verticals because
24 there's just no training there, unless the organization
25 decides for liability purposes that they're going to

1 meet the state standards so that they can defend
2 themselves in a liability suit. That's the only time
3 you usually see some kind of requirement to get a D or
4 unless they're armed, and then they have to go through
5 the licensing process. So over the years, that's
6 what's been evolving.

7 CHAIRMAN ESQUIVEL: Tim?

8 MR. O'ROURKE: And just going back to that, I
9 mean, it was Disney. It was many of the in-house
10 security, big large department stores and everything
11 else, but one of the things the state did for a while
12 is had a PD, which was a proprietary D, and
13 essentially, what that did was it didn't mandate them
14 to go through any kind of training, but it did mandate
15 them to go through a licensing registration and
16 basically vet their background that they're -- you
17 know, you're not hiring Ted Bundy here or you're not
18 hiring somebody that has a felony or a background
19 because that's a lot of them that are not vetted
20 because the HR department, you know, goes online and
21 either does not do a vetting of their background or
22 they do one of those \$9.50 vettings, and they have no
23 information that you or I would make a decision based
24 on whether they're going to hire this person or not.

25 So I would love to see the PD come back for the

1 state just to know that the individual that's being
2 hired at Acme company over here shows up in the news,
3 and, oh, by the way, had a felony record and everything
4 else and was security, and the problem is the public
5 when media says that, doesn't look whether they were
6 licensed and vetted or not. They just cast this
7 blemish all over the entire profession, whether it be
8 security, recovery or in-house, you know, security
9 folks or investigators.

10 CHAIRMAN ESQUIVEL: Patty, you had a comment?

11 MS. SCHMITT: I was basically going to say the
12 same thing, that, you know, from a public safety
13 standpoint, the general public has no idea the
14 difference between a licensed officer in a uniform and
15 an unlicensed officer in a uniform. They're still an
16 officer in a uniform. So there would be that
17 misconception, and as we're trying to continually
18 improve the perception of our industry, I think it's
19 important to make sure that that licensing is here.

20 CHAIRMAN ESQUIVEL: Jamie had his hand up first
21 and you second.

22 Jamie?

23 MR. BLACKBURN: Recovery agents run through the
24 same exact problem with the in-house exemption and then
25 the public's perception of a newspaper ad, reposessor

1 is a convicted felon, not the person, and we totally
2 agree with needing some type of education or knowledge
3 to inform the applicant who's trying to be exempt for
4 using in-house status to process to protect the
5 consumer.

6 CHAIRMAN ESQUIVEL: Back to you KC before --

7 MR. POULIN: This is brief. We intentionally put
8 pressure a few years back on the in-house security. We
9 intentionally left them out of the statute where a
10 battery on a security officer applies to licensed
11 security officers. That was intentional to kind of
12 push them to, well, if you want those kind of
13 protections, you should fall under the control of the
14 state statute of 493. So there might be some other
15 things that we could look at as we evolve the statute,
16 but no question there's a clear and present danger to
17 the public safety when it comes to unscreened,
18 untrained people that are wearing uniforms that are --
19 that are out there interacting with the public.

20 CHAIRMAN ESQUIVEL: Last comment.

21 MR. TAYLOR: Joe Taylor with RISC US. Jamie
22 brought this up. I think it is important, and if you
23 read the legislative intent of 493, it's very apparent
24 that they're concerned about public safety and training
25 of the people that are regulated under 493 industries,

1 security, private investigators, and recovery, and we
2 see the same thing in recovery.

3 Most lenders now are beginning to understand that
4 it's a huge liability that they take on by sending
5 in-house people out that are untrained. The problem,
6 the area where -- the largest problem today is the buy-
7 here-pay-here automobile dealers who send their
8 mechanic out to do repossession. They have no
9 training. It's a huge public safety issue, and I agree
10 that this should -- there should be a lot of dialogue
11 on the in-house training for these kind of people.

12 CHAIRMAN ESQUIVEL: Mr. Director, any comments
13 before --

14 MR. BEVIS: I thank Mr. Boulware for bringing this
15 to my attention. I think it warrants -- because
16 somebody hit on it, and that's what I'm -- that's why
17 I'm here from a public safety standpoint. So I'm going
18 to go back and do some more in-house research on this,
19 maybe reach out to council members, some of the
20 associations myself and just push this a little bit
21 further.

22 CHAIRMAN ESQUIVEL: Thank you. Thank you, sir.

23 Any comments?

24 MR. SMITH: Yeah. This is something that really,
25 I think, needs to be considered all the way around.

1 Largely, I think the issues with the security people
2 tend to happen at places that serve alcohol. The --
3 and typically, my experience in law enforcement was the
4 bouncers were the guys who could beat the most ass.

5 There's one club in Lakeland that we had a huge
6 issue with the sheriff's office. It's a really upscale
7 club, did a huge amount of business, and their
8 bouncing -- bouncers or security people were the guys
9 that did the most steroids. They would just brutalize
10 people. Made multiple felony arrests for just beating
11 people because they could, because we're staff or we're
12 security, step outside and they just -- I mean, just
13 severely beat people, hospitalized people to the point
14 that it was a project with the sheriff's office with
15 four investigators who were assigned to do something
16 about this place and so the alcohol -- Division of
17 Alcohol and through some other avenues, and it was --
18 you know the place finally closed down.

19 It happens in the PI industry as well. There's an
20 in-house investigator for a large firm in Polk County
21 who was a convicted felon for ag battery, kidnapping,
22 tampering with evidence, and he gets to use the title
23 that I use, and he has contact with the public all the
24 time, and he represents himself as an investigator, and
25 the public doesn't -- they're just hear investigator.

1 A lot of them think that you're a cop, and so you
2 make certain they understand I'm not a police officer.
3 I'm a private investigator, but the ability to use the
4 same titles that the licensees use without any
5 screening, without any -- anything other than, you
6 know, give me your name and Social Security Number.
7 I'll write you a check on Friday. It's just a huge --
8 and it's gone on for so long.

9 CHAIRMAN ESQUIVEL: Thank you for your comment.

10 I'm going to take one last comment from Tim, but
11 we're up against the break, so please be brief.

12 MR. O'ROURKE: I will. You mentioned my favorite
13 word, you know. Joe brought up legislative intent, and
14 I'm just -- I'm looking at 493, and it says, "The
15 legislature recognizes that untrained persons,
16 unlicensed persons or businesses or persons who are not
17 of good moral character engaged in private security,
18 investigation, and recovery industries are a threat to
19 the welfare of the public if placed in a position of
20 trust," and I'm not a lawyer, but I know one's sitting
21 across from me here.

22 It -- I think the ability of the Division is
23 already stated in here. "Regulation of licensed and
24 unlicensed persons and businesses engaged in these
25 fields is therefore deemed necessary," so it kind of

1 falls under that blanket, you know, and having --
2 having had the PD or the proprietary D, and I'm sure
3 there could be a PI, proprietary investigator, and
4 recovery and having the Division at least vet them to
5 make sure that these people are somebody that could
6 qualify because if you look at all of the arrests that
7 have been made thus far for the individuals that are
8 conducting unlicensed activity, some of them had the
9 license in the past, and for some reason or another,
10 they've done something to violate that trust, and the
11 license was taken away from them, so this is something
12 that I would hope that we see explored.

13 CHAIRMAN ESQUIVEL: Excellent.

14 Any further comment, Mr. Director?

15 Okay. So I think we're seeing the light via
16 comments here, so what I'd like to propose, if there
17 isn't any more new business, is to take a 10, 15-minute
18 break, and then we'll come back to hear comments from
19 the industry associations. Thank you.

20 (A brief recess was had.)

21 CHAIRMAN ESQUIVEL: We're just waiting for a few
22 stragglers to get back so we don't leave anyone out.
23 Thank you for your patience.

24 We'll get started and Bill -- Bill can catch up
25 because we have enough.

1 MAN IN AUDIENCE: He was on the phone.

2 CHAIRMAN ESQUIVEL: He was?

3 MAN IN AUDIENCE: Yes, sir.

4 CHAIRMAN ESQUIVEL: Okay. Thank you for that.

5 All right. So let's get back on track with the
6 agenda. I do want to take a step back because I think
7 in all of our -- we were a little overzealous to get to
8 break. I so noted the line at the restroom. If
9 there's any other new business, I don't want to be
10 presumptuous and just move on to comments by industry
11 associations. Is there any new business?

12 Yes?

13 MR. MILLER: Since we're talking about the
14 training, I wanted to bring up the subject for dialogue
15 the 28-hour G course. We have a 40-hour unarmed
16 course, and we a three-day, 28-hour armed course. You
17 have a full day of laws, statutes, liabilities, and you
18 have a day-and-a-half to teach, a lot of times, a new
19 shooter or somebody who might have bad habits
20 fundamental marksmanship, loading and unloading, the
21 four-step draw, malfunctions, and actually applying it
22 for a qualification.

23 A day-a-and-half is not enough time. It's kind of
24 rushing people through, especially if they never
25 touched a firearm. Three days, also, you're missing

1 the tactics, decision-making process, low lying, those
2 little things that all officers working our capacity
3 should have with an armed license. I think it's
4 definitely missing, and I want to say the 28-hour
5 course is too short. It's definitely too short for the
6 armed officers here in the state of Florida and anybody
7 who's encountered weapons for their services.

8 CHAIRMAN ESQUIVEL: Any other comments around that
9 issue?

10 Are you asking for some -- just to clarify, you're
11 asking for the Division to take a look at perhaps the
12 course as it's currently constructed because you feel
13 that there's opportunity to further enhance it, expand
14 it beyond where it is today?

15 MR. MILLER: Absolutely because the biggest thing
16 we need -- the biggest thing I've seen in working the
17 industry as a trainer, the four-hour recert. You have
18 officers with three days of training, and that's all
19 the training they received initially. They got to go
20 to four hours' of training. That's a lot of time for
21 that shooter to get up to par in good standing, and now
22 you get officers that four hours they should be
23 qualified, not learning how to handle a firearm, hold a
24 firearm.

25 CHAIRMAN ESQUIVEL: Before we go to the Director

1 for his comments, let's go out to the audience, if
2 there are no more comments from the council members.

3 Patty, you had your hand up?

4 MS. SCHMITT: Yeah. I would comment too that on
5 Pat's point that a lot of the -- some of this is up to
6 the agency themselves to help train and build some of
7 that criteria for new armed officers. I know when I
8 had armed officers, the state was just a minimum
9 standard, and I had to far exceed that just for
10 liability protection, whether it's thought process,
11 whether it's shoot/don't shoot, all of that type of
12 stuff was for areas that I, as an agency owner, took
13 care of.

14 When we were talking earlier about online courses,
15 if you took that 493 section and had that as something
16 they could go over and review online so that there was
17 more time in that 28-hour course to actually teach more
18 information and cover some of those other areas, that
19 might be an option. They could review that before they
20 come to class, bring the information with them and
21 actually be tested on the 493 while they're in the
22 class versus taking it online. Just a thought.

23 CHAIRMAN ESQUIVEL: Thank you.

24 Yes, sir?

25 MR. MOFFATT: Alan Moffatt. One of those colored

1 licenses I've got is a K license, and I'd like to quote
2 what Patrick is saying. 28 hours is not sufficient to
3 give somebody the capability to fatal force. You have
4 40 hours of training for an unarmed security officer,
5 28 hours for an armed security officer. It just
6 doesn't -- it just doesn't equate.

7 The other thing that you want to be aware of is
8 that 148 rounds that they're firing, that's
9 qualification rounds. That is not training rounds.
10 Court cases have already decided that qualification
11 does not equal training. We need more time. We
12 need -- we need to totally revamp that entire -- entire
13 course.

14 CHAIRMAN ESQUIVEL: Okay. Thank you.

15 Tim?

16 MR. O'ROURKE: I've got that same colored license.
17 I think, again, one of the Council's jobs as well as
18 the Division and everyone outside the room has a
19 responsibility to think of how does this impact the
20 officer. I mean, we're talking about security, and
21 finances range from \$9 or somewhere below that up to
22 12, 13, 14. It really depends. A lot of it is
23 training. Additional training will come out of their
24 pocket.

25 The state, again, has set up the G course to be 28

1 hours of basic training for qualification. The
2 training happens in the classroom. Some of it spills
3 over onto the range, but that's qualification, and I
4 think that's where the distinction has to be made to
5 encourage them to do additional training, such as low
6 light or whatever it may be.

7 I'm a huge proponent of training, but trying to --
8 some people have suggested it needs to be 40 hours
9 of -- but I think what you're doing is pricing this out
10 of the range of many of the entry level people that are
11 coming into the security field, and I see HR managers
12 pulling their hair out right now trying to staff the
13 positions they have.

14 So I'm not really -- you know, a couple hours
15 maybe, but blowing it up to 40-some hours and then, you
16 know -- you're not going to do it at the same price.
17 You've got to pay that instructor more. You've got to
18 keep the lights on longer. You've got to be at the
19 range more, you know, encouraging those people. You
20 have got the bare minimum, letting them know that. Now
21 what you need to do is go out and get additional
22 training, and various companies have their own set of
23 training.

24 The armored car, the folks that take care of
25 critical infrastructure, they have their way that they

1 want these folks to be trained, and they set margins
2 with expectations. You know, 70 is not -- that's what
3 the state says, but for our organization, it's got to
4 be 80 or it's got to be 90, and that sets the bar
5 higher.

6 I would say probably 50 percent, probably even
7 more like 70 percent, of the folks that come into these
8 classes have prior firearms experience because many of
9 them just got out of the military. We're talking about
10 a small, small number that actually could use a little
11 bit more training, and the thing is encourage them to
12 take another program, something that could benefit them
13 down the road, but I think creating any statutes,
14 something that force feeds them this requirement for
15 more hours and costs them, you know, twice as much
16 going forward is actually counterproductive at this
17 point.

18 CHAIRMAN ESQUIVEL: Thank you. Is there any
19 redundancy in the 28-hour course --

20 MR. O'ROURKE: Absolutely.

21 CHAIRMAN ESQUIVEL: -- compared to the 40-hour
22 course that they've already taken?

23 MR. O'ROURKE: Yeah. 493.

24 CHAIRMAN ESQUIVEL: Maybe there's an opportunity
25 to reshape the training.

1 MR. O'ROURKE: In the D, there's five hours of
2 mandatory training for 493, and then in the G, there
3 are three hours, but I understand the reason behind
4 that, and that's because a lot of law enforcement
5 officers don't have to attend a D class, but they may
6 have to go through the G class because they haven't
7 been waived or gone through the program before, and
8 that is their only instruction to 493 and that -- that
9 still has validity.

10 CHAIRMAN ESQUIVEL: Okay. So let me just
11 reconcile this before taking some additional comments.
12 So for the few former law enforcement folks that come
13 into our sector, I think the larger audience are entry-
14 level people. There's a redundancy built into the 28-
15 hour course that maybe is worth exploring, if you feel
16 there needs to be more tactical training or practical
17 training, just thinking out loud with you on that
18 issue, but I'll take a couple more comments from the
19 audience, and then we'll go to the Director and back to
20 the Council.

21 Yes, sir?

22 MR. FELD: Ric Feld. I also have the red K
23 colored license, and I think part of what we're talking
24 about here is vetting people. I mean, and it's, I
25 think, at least personally, that's part of the

1 responsibility of the K instructor. I mean, the state
2 has a baseline that the courses have recognized is not
3 training, but at the same time, the court -- I mean,
4 the state has no prerequisite to the G course, which
5 means that you get in the situation where some of your
6 applicants have never seen a firearm, and they don't
7 know which end of the magazine goes in, and they don't
8 know which end the bullet comes out, and I agree with
9 what Tim was saying.

10 I mean, there's a certain percentage of people
11 that know that, and then there's a certain baseline
12 that have no clue, and I think -- we actually vet some
13 of the people and suggest they do what we call a pre-G
14 course, and we say, you don't necessarily have to get
15 it from us, but please go out and find some basic
16 training in firearm safety and handling, and then come
17 back when you have a baseline that we can extend
18 because, I mean, the state's not trying to create a
19 training situation.

20 That's incumbent upon the organizations that hire
21 these people. They're trying to get a baseline, but
22 there's a certain underlying level that, as a K
23 instructor, you should be able to recognize and
24 understand that you can't bring the person -- might be
25 able to bring them from 5 to 60 to get them through the

1 28 hours, but you're not going to bring them from
2 negative 15 to 60.

3 CHAIRMAN ESQUIVEL: Right. Okay.

4 One more comment.

5 MR. MOFFATT: Alan Moffatt, again. My one comment
6 to that is you're going to need some kind of
7 consistency in that baseline training, and if they're
8 allowed to go out and get the training wherever they
9 want to get it, there's not going to be any
10 consistencies with it. There's not going to be any way
11 to monitor that through the Division of Licensing at
12 the Division of Licensing.

13 CHAIRMAN ESQUIVEL: Okay. Thank you.

14 Mr. Director?

15 Oh, we had another one? I'm sorry. Please.

16 MR. MANTHEI: Cory Manthei. Certified firearms
17 instruction. I'm just a D school. I don't have an HR
18 person to take care of those type of things and set
19 standards, so a lot of the topics we're going over
20 today impact me very differently than a true full
21 agency for security. I incorporate a laser shot in my
22 G class to give them those decision-making ideas in how
23 and what that presents to them. We do one-on-one
24 training, if we need it.

25 We always specialize it to each individual as much

1 as we can, and then even after they've gone and they've
2 qualified and got their G license, we even have classes
3 that we call advanced G classes in the fact that it's
4 barricade shooting, night shooting, all those other
5 types of things that we don't have in the 28 hours, but
6 we provide it for them to come out and work on it, so
7 there's lots of other options beside just statute
8 changes.

9 CHAIRMAN ESQUIVEL: Excellent. Yeah. I think we
10 would all agree that sometimes the change is only as
11 good as the instructor and the level of engagement, you
12 know, between that instructor and the trainees, but I
13 think we've heard here on several occasions that the
14 state is looking to establish a baseline, and it's a
15 qualification process, not really a training process,
16 so it's interesting.

17 Any other comments from the -- from the audience.
18 One more there, please?

19 MR. BLOECHLE: Jerry Bloechle, and I'm a K
20 instructor, and I've been teaching people to shoot
21 since 1970. I want to point out something that I see
22 from a macro point of view. I'm going speak it a
23 little bit in the public forum on firearms training,
24 but there's -- from the macro view, I believe the world
25 is becoming a much more dangerous place, and I think a

1 lot of the focus and a lot of attention that we're
2 paying to firearms training and to the quality of the
3 security officers in general has to do with the general
4 sense that something's going to happen, that it is
5 becoming more dangerous and seems more and more
6 planning by people to do armed attacks, which means to
7 me that businesses and public venues are going to want
8 to have armed security officers more and more. So, you
9 know, the idea that the private security officer is,
10 you know, an 85-year-old retired cop with a, you know,
11 Barney Fife revolver in a bank somewhere is not
12 relevant to today's world.

13 So I think what we really need to do is take this
14 seriously and look at the way that basic program is
15 structured and be thinking in terms of, as you said,
16 doing some advanced training so that folks are, not
17 only able to carry a gun around safely without shooting
18 themselves in the foot, but they have the ability to
19 actually deal with a threat when one comes up, and I
20 think that's what Mr. Miller's issue is, is that they
21 need to be trained to be able to do the job if they're
22 put in that situation.

23 CHAIRMAN ESQUIVEL: Mr. Miller?

24 MR. MILLER: We're talking about companies with
25 advanced training. The officer has to deal with

1 training that's not regulated. They're not going to
2 pay for it from experience. We're talking about
3 raising the standards in the industry. You have an
4 industry that's watered down with a lot of armed
5 officers, which lowers the pay rates. Companies are
6 bidding at \$14 an hour for an armed officer, paying the
7 officer \$9, \$10 an hour to carry a weapon, especially
8 in South Florida.

9 So if you could arrange the pay rates of these
10 officers as -- you have to raise the standards first.
11 Right now they're in a race to the bottom. We need to
12 raise it to the top, and I think, like we talked about,
13 you have the threat of ISIS. You have terrorism,
14 situations that we're running into with the dangerous
15 world we're encountering now. Officers need more
16 training. They need that decision-making process.
17 They need to know how to pull that weapon out and use
18 deadly force if it's appropriate, if it's necessary.

19 We just had a shooting at a Palm Beach Gardens
20 mall. The officer ran out, left his area of
21 responsibility, shot warning shots in the air, put four
22 rounds in the back of a vehicle. What training did you
23 receive? And that officer was hired by a company.
24 Right? What training did they give him for continuing
25 education with that firearm? His decision-making

1 process was not correct, and he was a liability in a
2 mall parking lot.

3 We have children, mothers, anybody, and not only
4 his target and his background putting that round in the
5 air, what goes up must come down, but if he uses those
6 rounds because he doesn't have the training and just
7 the basic qualification, was he trained for a moving
8 target? Absolutely not. He was trained with a piece
9 of paper that does not move, and that was his training.

10 CHAIRMAN ESQUIVEL: Thank you.

11 Any other comments from the Council before I go to
12 the Director on this?

13 Mr. Director?

14 MR. BEVIS: Great. Would you believe me if I said
15 good topic of discussion, which I think it is? A
16 couple things, as I mentioned earlier, with our current
17 firearms instructor manual, we're looking at the
18 curriculum and looking at a variety of potential
19 changes to that, which everybody in the association
20 will have an opportunity to voice their opinion on.

21 Several years ago I had to take myself and pull
22 myself away from my prior life and what I did for a
23 living when I looked at the curriculum and the simple
24 fact it was just 40 hours and not try to go too far
25 overboard with what I thought should be the proper

1 number of hours and what should be taught in the --
2 excuse me -- in the 28-hour course.

3 I have since over time, you know -- I understand
4 exactly what the lady that just spoke up and what she's
5 capable of doing based on her business versus some of
6 the other larger programs. The Department and the
7 Division is concerned from a standpoint of public
8 safety and making sure that basic training is met
9 during that 28 hours.

10 So that's what I'm going to have to focus on at
11 present date, and then the curriculum of that training
12 we can tweak with the industries' help. I think the
13 advanced training ought to be on the agency and their
14 responsibility if they want to carry that out, and if
15 they don't have the facilities to do it, then maybe
16 they can take their staff members, if they can afford
17 it, and send them to a location for that.

18 I mean, something as simple as drawing with the
19 weak hand and firing rounds down range, reloading with
20 a weak hand or transitioning over to the weak hand in
21 the event the strong hand is taken out of the fight,
22 learning how to hold a flashlight and firing the weapon
23 and these basic things that are very important that
24 could come in play at 2 a.m. or 2 p.m., but part of the
25 basic course, that's more of an advanced approach.

1 So the Division is looking at it with respect to
2 28 hours basic approach to firearms qualification.
3 We're all about looking at what is currently being
4 taught and open to tweaking that a little bit, but
5 you're definitely going to take somebody who is either
6 they're seasoned or has a history with firearms or zero
7 knowledge of firearms and try to take them to a high
8 advanced level. Not in 40 hours, in my opinion,
9 either.

10 We're -- the next time they potentially handle the
11 weapon and fire it, they only are required to do four
12 hours. That's recertification. So I'm focusing on the
13 current manual, the current curriculum, getting the
14 basic requirements elevated, potentially, but not much
15 and working with the industry on that, and that's kind
16 of how we're going down that road.

17 CHAIRMAN ESQUIVEL: Okay. Thank you.

18 Any other comments?

19 All right. Any other new business? I think we've
20 officially closed the door on new business for this
21 session, so let's move on to comments by industry
22 associations. We'll begin with the private
23 investigator agencies. Anyone representing private
24 investigators that would like to make some comments?

25 MR. O'ROURKE: Hi. Tim O'Rourke, Florida

1 Association of Licensed Investigators, a/k/a FALI. The
2 legislature kind of did an end round run on us this
3 year by passing Senate Bill 766, which dealt with
4 drones and basically saying no one is allowed to use
5 drones. You know, that is an issue that we're going --
6 it's been signed by the Governor. We're going to have
7 to go back and deal with that, you know.

8 I think drones affect not just us, but there were
9 specific language put in that bill that basically said
10 anybody who uses this that's tracking the whereabouts
11 of a person, their activities, who they're associating
12 with, all of that taken out of 493, but it also affects
13 security who can use this as a force multiplier on
14 critical infrastructure and also for the recovery folks
15 who could utilize it to fly over and spot, you know, is
16 this Caterpillar machine actually on this tract of
17 land? This is going to be an issue that we're going to
18 have to fight next year.

19 However, I'm happy to say that it has not been
20 signed yet. There's a GPS bill, House Bill 197, that
21 specifically lays out -- it says an individual can't do
22 this. I totally understand that because of stalkers
23 and, you know, bad actors involved in a marriage or a
24 divorce that may be a little overzealous, so it clearly
25 defines what an individual is. We had no problem with

1 the bill.

2 However, I talked to Metz, who is the House
3 Representative, and Huckill in the Senate, and as the
4 bill sat, it said businesses, for legitimate business
5 purposes, can continue to do this, and then prior to
6 the final committee, they actually stuck a booger on
7 it, saying except private investigators.

8 I don't know how they can justify that. Our
9 lobbyist is dealing with that up in Tallahassee right
10 now, and what we're looking for is to try and get a
11 veto out of the Governor. If not, we're going to wind
12 up going back and fighting that specific language
13 because it's restraint of trade. I don't know how you
14 can say any business can do this, except private
15 investigators.

16 So that's kind of an update. We just got done
17 with our 21st annual conference just in May, and that
18 was in Coco. It was a huge success. Well, over 200
19 PIs attending that. The next one is going to be next
20 May here in Tampa, and, Director, I hope that you might
21 be able to make it down this year and address the
22 members in attendance. I'll put something formal
23 together in a letter and send it out.

24 And, you know, one of the things I didn't like
25 about this specifically is the legislature stuck this

1 on there, and essentially our mornings start out in
2 these meetings four times a year with the Director
3 giving us a brief on legislation. This never -- this
4 impacted us, and even though it's -- maybe some of you
5 aren't investigators, some of it impacted you,
6 security, recovery folks.

7 I think it's kind of crazy that the legislature
8 can do an end round around the Division of Licensing,
9 around the Department of Ag and Consumer Services and
10 around this body specifically and put something up that
11 is not brought to our attention, and I don't know how
12 we can stop that from happening. I've love to hear
13 some ideas, if there are any, but I'd like to see this
14 kind of malicious legislation never happen to any of
15 our professions going forward.

16 CHAIRMAN ESQUIVEL: Thank you, Tim. I certainly
17 wasn't aware of this legislative proposal.

18 I don't know that anyone in this room was, but,
19 Mr. Director, to Tim's comments, are there -- were
20 there any flags raised or -- I mean, this was a
21 surprise to the Division and the Department as well?

22 MR. BEVIS: Yes, sir.

23 CHAIRMAN ESQUIVEL: Wow. Yes?

24 MR. BOULWARE: Tim, being from the great city of
25 Tallahassee, I understood it, but I did not think that

1 it would -- I didn't think it was going to pass, to be
2 honest.

3 MR. O'ROURKE: The drone or the GPS?

4 MR. BOULWARE: The drone piece and all that, but
5 to my point and what I've been over, I guess,
6 emphasizing in some cases is that we, as an industry,
7 do not have a collaborative effort into lobbying, you
8 know, on legislative issues as a whole.

9 Whether recovery, private investigation, security
10 come together, put our resources and hire someone
11 that's going to look out for our interests, you know,
12 in the legislature, and until we do that and be serious
13 about it -- because I know the major companies have
14 lobbyists for their interests. Until we actually do
15 that and say, okay. Our membership is going to this,
16 however, our fee is included with the right, you know,
17 the lobby -- a full-time lobby is going to look out for
18 our interest, and, you know, that's when we going to
19 get the idea. Every other industry do it.

20 MR. O'ROURKE: Mr. Chair?

21 CHAIRMAN ESQUIVEL: Yes, please.

22 MR. O'ROURKE: The Council of Presidents, which is
23 basically a representative from FASCO, FLACARS and
24 FALI, meet and talk about this, and for a time, we
25 collaborated on different legislative initiatives, one

1 of them being the unlicensed activity increased
2 penalties and some other things additionally. These --
3 the GPS bill we had no issue with until the final
4 committee. Right at the final committee they put this
5 on there.

6 What my issue is they did that, and the Division
7 was never consulted because they also added in there
8 under 493.6118, which is penalties and all of that for
9 493 -- they added another thing in there that said if
10 investigators get caught doing this, you're going to
11 take away their license or whatever their verbiage is,
12 and, you know, the Director's office was never
13 contacted, to my knowledge. The legislative body, the
14 legal department, this body was never informed of this.

15 So the associations have been watching this, and
16 we had no issue with this initially because it said
17 individuals can't, legitimate business or legitimate
18 businesses could, and we said we're fine. We're a
19 legitimate business. We pay our taxes. We've got a
20 business license. We're licensed. We're regulated,
21 and then they stuck this on there at the eleventh hour,
22 and threw it in and I just -- I think it's pretty crazy
23 the language that they put in the GPS bill and also in
24 the drone bill. They obviously looked at 493 and
25 said -- somebody had a problem with private

1 investigators and put this on there.

2 CHAIRMAN ESQUIVEL: Do we know -- if I could ask a
3 question, who was the author, the original author, of
4 the bill?

5 MR. O'ROURKE: Metz and Huckill, which are both --
6 one's a Senator. Metz is a house representative.
7 They're out of the Gainesville area. They did this. I
8 wrote a letter, sent it up to them. Huckill never
9 contacted me back. Metz -- I talked to him and
10 sincerity and politicians are things that do not belong
11 together in the same sentence for me.

12 He said, you gave me a lot to think about, hung up
13 the phone, and I never heard from him, and when I saw
14 the bill continue to track and there were no issues,
15 again, with the initial language, and then right at the
16 end they threw that on there, and this was one of the
17 concerns that we had, and it looked like they were
18 targeting us maliciously, and, you know, I have no idea
19 why.

20 Our lobbyist said the same thing. They met with
21 Metz. Huckill would not even meet with them. The only
22 thing that we can do right now is work to get it vetoed
23 at the Governor's desk, and, you know, we don't know --
24 you know, that's a flip -- that's a coin toss whether
25 we can get it done or not.

1 CHAIRMAN ESQUIVEL: Understood.

2 Any more comments?

3 MR. BOULWARE: My point was only the lobbying
4 aspect, you know, not the rest of it. Who is the
5 lobbyist for? Is it just for the private
6 investigations or is one lobbyist for the entire -- all
7 three industries?

8 MR. O'ROURKE: At one time, we had it for all
9 three. Right now the lobbyist said he's representing
10 the FLACARS and FALI, and what we'd like to do is get
11 FASCO back online and, you know, actually create a core
12 and come at this as a team effort for, you know, what
13 we need to do here, but the other thing is that's
14 incredibly disturbing to me -- and I hope everybody's
15 walked away with this. I don't mean to pound it into
16 the ground, but the fact that the legislature took a
17 regulatory, heavily regulatory, regulated profession,
18 you know, such as ours, such as the recovery or the
19 security folks, and decided to do an end round run
20 around the Commissioner, around the Department of Ag
21 and around the Division of Licensing and around PIRSAC,
22 is -- is unacceptable to me.

23 CHAIRMAN ESQUIVEL: Thank you for your comments,
24 and thank you for bringing this to light.

25 Mr. Director, do you have any comments regarding

1 this issue?

2 MR. BEVIS: No, sir, not really.

3 CHAIRMAN ESQUIVEL: Okay. All right. Anyone else
4 on private investigative agency or industry, rather?
5 Thank you.

6 Recovery. Who is here speaking on the part of
7 recovery?

8 MR. BLACKBURN: Jamie Blackburn. I'm speaking on
9 behalf of Tracy Strong, who was unable to attend. She
10 had a family emergency, but we ran through the same
11 issues in Tallahassee after the last PIRSAC meeting.
12 We were not aware of any legislative intent that was
13 going to disrupt the process, and on a Monday at eleven
14 o'clock when everyone was made aware, we were made
15 aware that there was wording to come in to exempt
16 anyone that's out of state from any responsibility to
17 protect the consumer within the state of Florida, and
18 basically, we saw big business coming in.

19 I don't know if any of you are familiar with Uber,
20 how Uber works. Uber is a taxi service that allows you
21 to have Ted Bundy come pick you up at your house and
22 come take you down to the bar. It's an unregulated,
23 uninsured, unprotected, unverified individual who comes
24 at two o'clock in the morning and takes you wherever he
25 wants. Uber came into the state of Florida and weren't

1 really opposed until they got down to Broward, and
2 Broward County stood up and said, you know, we won't
3 have it.

4 We have trained, licensed, inspected taxi drivers.
5 That's their job. We're here to protect the consumers
6 from getting in these cars, and Uber came back and
7 said, oh, we're a big company, and this makes it
8 convenient, and Broward said, yes, you are big, 40
9 billion big. You can afford to do investigations on
10 your people. You can afford to have your cars checked
11 out. You can afford to have the minimum requirements
12 the other people have to have in the industry in order
13 to do the job.

14 So the recovery industry saw the same thing, large
15 entity come in. They did come to a meeting one time
16 and said, we don't want to deal with this. We'll go
17 right directly and just pay somebody what we want.
18 They didn't ask anyone. We had 18 hours to get to
19 Tallahassee to try to fight them. We came in with six
20 people. We articulated as best we could our concerns
21 and the dangers that this would propose.

22 Basically, it was going to give an exemption to
23 any business out of state from any regulatory
24 enforcement of anything on repossession. It also
25 included in the wording that an out-of-state company

1 could go directly to an agent. They didn't have to go
2 to an agency anymore. They could hire directly an
3 agent to do the repos for them in the state of Florida
4 with no regulation whatsoever. We had 18 hours.

5 I'll tell you one thing I did learn. In order to
6 accomplish anything in this state, you will need to
7 have a lobbyist. You cannot do it with the concern of
8 public safety. It doesn't matter. We had -- we had
9 repossessioners talk about terrorism, killing people, all
10 the things that -- all the dangers that were there to
11 harm the consumer. Basically, they came and said, hey,
12 thanks for coming. Thanks for driving eight hours.
13 Have a good day. We'll see you.

14 There was no negative. There was no negative
15 response, no concern. They lied in front of the Senate
16 committee. The lobbyist for these large groups lied in
17 front of the Senate committee and said we don't pick up
18 cars. We don't do skip tracing. We don't do all the
19 things. So they're doing investigations out of state.
20 They're picking up cars in the state with unlicensed
21 people. They say, oh, we only used licensed people.
22 That's the play that they give.

23 20,000 are picked up unlicensed in the state of
24 Florida by the same people who are trying to get an
25 exemption. We were very fortunate. When we saw that

1 with the people there that came and took the time to
2 try to fight in front of the Senate committee, we saw
3 we were beat. We saw we didn't have a chance at
4 winning. There was nothing. They didn't consult with
5 what was happening, how the process works. We've
6 offered it to them. They just came in, did what they
7 wanted to do.

8 We did hire a lobbyist. We were able to reverse
9 it and make it go away. We anticipate them trying to
10 come back again and do the same thing, looking for an
11 exemption, kind of what we talked about earlier to the
12 in-house exception. Oh, we don't-- we don't really do
13 the job, which they do do, and we really don't pick up
14 cars. They do. We really don't do investigations. I
15 was sitting in the Senator's office when the lobbyist
16 said to the Senator, oh, we don't do investigations. I
17 sent him an e-mail with their website that says we do
18 investigations.

19 So I'm not as familiar with the legislative
20 process as some. I was educated in ten days, but we
21 were able to stop it before it got in. We actually had
22 it pulled off and reversed when we showed some of the
23 truths of the situations that were happening, and I
24 don't know. I think as we're communicating, again, as
25 the council presidents and we're trying to watch -- but

1 the last minute -- 18 hours is what we had, eleven
2 o'clock in the afternoon. It went on at eight o'clock
3 the next morning.

4 If we wouldn't have been there or let's say if
5 someone happened to miss it, it would have went
6 through. They would have been totally exempt, no type
7 of license required, do whatever they want. We're out
8 of state. Hey, see you later.

9 So I don't know even with lobbyists you can always
10 keep track but I -- as soon the Division heard, we got
11 notified, and then we tried to act and respond best.
12 We know it's not up to them to notify us. We are
13 trying to watch them, but you're talking 2,000 bills
14 that go through in the same situation. Everything
15 looked to be fine with monitoring. They were doing it.
16 Then all of a sudden, last minute somebody stood up and
17 said I want to add this no private investigators. Have
18 a good day.

19 So it does happen that quick, and it's stuff we
20 have to be aware of and alert to. It is happening, and
21 it's a type of -- Uber affects all of our industries,
22 that type of broker management ideas that are coming
23 in. They're coming from all angles. I know they're
24 doing investigators. I know they're coming to manage
25 security companies. The brokerage is coming, and I

1 think as we stand together and have the floor, we will
2 have a greater chance of watching all these little
3 angles come in from all different sides to attack the
4 professionalism and the safety of the consumer in
5 Florida.

6 CHAIRMAN ESQUIVEL: Thank you, Jamie. Thank you
7 for your insight.

8 Is there anyone else from the recovery industry
9 that would like to be recognized? No?

10 Yes, please?

11 MR. ALVAREZ: I just want to -- what Jamie just
12 hit on, I just want to thank the Director. If it was
13 not for Director Bevis setting me up with the gentleman
14 that's notifying on the bill, we would have never known
15 about it, to go back to what he's saying. We would
16 have never known. The Director was nice enough to have
17 them show me and set up for myself how to contact if
18 there's any changes to a bill or anything to do with
19 493 under our statute, and it's exactly as Jamie said.

20 I was notified at about 10:30 in the morning,
21 called Jamie, and we did literally have 18 hours to get
22 up to Tallahassee, but my point is I'd like to thank
23 the Director. If not for him staying on top of it, we
24 would have never known about it, so I do thank you so
25 much, sir.

1 CHAIRMAN ESQUIVEL: Excellent. Thank you.

2 Yes?

3 MR. O'ROURKE: I have just a shameless --
4 shameless plug here to what Jamie said and then to what
5 you said, you would have never known. Those of you
6 that are involved in recovery and security and
7 investigations, I can't say it enough. I can't ask you
8 enough, but these associations are out there protecting
9 your interests. There are a lot of people that have no
10 idea about the GPS bill, people that have no idea what
11 Jamie did and what he did on behalf of, not just his
12 members, but the entire state of repossessioners down
13 here. So if you're not a part or a member of any of
14 these organizations, you really need to take stock
15 because at any time, if they're not looking or paying
16 attention, part of your livelihood could just go away
17 overnight.

18 Many, many times over the 21-year history of FALI
19 we have stopped people from taking away personal
20 identifiers that would have made it almost impossible
21 for me to find out which Bob Smith are you talking
22 about because the state, in the name of privacy and
23 everything else, are going after these things, and then
24 when big money comes to town -- we saw the same thing
25 several years ago in this very room in a Council

1 meeting when the red light people came in who were
2 doing investigations up in Michigan.

3 They were writing reports. They were putting
4 together packages and then sending them down to the
5 local police departments, and they said, oh, we're not
6 doing investigations. Well, when you look under how an
7 investigator is defined under 493, they were clearly
8 doing investigations, and then we found out that, oh,
9 they got an exemption. Well, if you weren't doing
10 investigations, why did you need to get an exception
11 from 493?

12 CHAIRMAN ESQUIVEL: Thank you, Tim.

13 MR. BLACKBURN: It has come back that they're
14 illegal. What they said it to the PIRSAC committee,
15 what they've said about the red lights, they've come
16 back, and now they said, hey, you guys got a problem
17 with that, but it was discussed in this meeting years
18 before, and it was addressed and exemptions -- there is
19 no exception for exemptions under 493 to protect the
20 consumer, and that's what we need to state as a group
21 and as a whole to enforce.

22 I want to say one more thing. I did want to
23 apologize. This is the first time in ten years I've
24 been to a PIRSAC meeting that I did not wear a suit. I
25 wore this last night, and my car was broken into the

1 parking lot, and they stole my suit, so I did have to
2 wear this because I had nothing left to wear. I wasn't
3 rubbing it in your face, Tampa.

4 MAN IN AUDIENCE: I don't believe you.

5 CHAIRMAN ESQUIVEL: There's a lot of people that
6 are not buying your story right now.

7 In the security -- oh, I'm sorry. There's a hand
8 up.

9 MR. LACEK: Mark Lacek, repossessionors. Just a
10 quick comment. I'd like to publicly thank
11 Mr. Blackburn for being the head of the spear on
12 that -- his efforts to get that thing thrown out, but I
13 think importantly also -- and Tim made a very good
14 comment earlier where he mentioned how in some aspects
15 of 493 some of the lines and laws that are written are
16 subject to interpretation, but some aren't, and in
17 Chapter 493, repossession is legal when it's complete,
18 and I'll read the line again, if I can focus here.

19 A repossession is legal when "by an individual who
20 is authorized by the legal owner, lienholder or
21 lessor". So basically, what that means is a
22 repossession is legal when the lienholder sends him an
23 assignment to recover the vehicle, but the brokers who
24 try to turn around the law in the state of Florida,
25 they're the middle man. The lender sends the

1 assignment to the broker, and then the broker sends the
2 assignment to the reposessor. Clearly, the
3 reposessor is not assigned the case by the lienholder.

4 Last year approximately 150,000 vehicles were
5 repossessed in the state of Florida. Approximately,
6 120,000 of those were managed by the brokers. How many
7 of these 120,000 would you suggest, Mr. Blackburn, that
8 the reposessor did not have authorization from the
9 lienholder?

10 MR. BLACKBURN: 120,000.

11 MR. LACEK: That would mean there were 120,000
12 instances of wrongful repossession in the state of
13 Florida last year. Those are my comments. Thank you
14 very much.

15 CHAIRMAN ESQUIVEL: Thank you.

16 Let's move on to the security industry. Who would
17 like to speak?

18 MS. SCHMITT: Patty Schmitt, President of the
19 Florida Association of Security Companies. Great
20 dialogue today. A lot of really interesting topics
21 that I think that all of our associations can sink our
22 teeth into and collectively continue to collaborate and
23 work together to improve our industries. During the
24 earlier conversations we were having this morning about
25 different things, a couple of ideas popped up and were

1 brought to my attention.

2 One was the possibility of putting tracking
3 numbers on proficiency and on the training slips that
4 go into the Division of Licensing so that the agency,
5 the student, and the Division of Licensing are all
6 making sure they're looking at the same document. So
7 if it's 1234, you have 1234. I have 1234 as the
8 agency, and the student has 1234. We know it's the
9 same document. It hasn't been changed. Somebody else
10 didn't get a slip because you can get them from
11 anywhere and change it and go and get their license or
12 their renewal, so just a suggestion.

13 The other thing is I know we talked before about
14 requiring K instructors to actually be assigned to a
15 school. Has that been -- what is the -- I don't know
16 what the status is on that at this point in time.

17 CHAIRMAN ESQUIVEL: Mr. Director?

18 MR. BEVIS: Yes. We had some discussions on it.
19 We didn't pursue it, so that's not going to be part of
20 the January session.

21 MS. SCHMITT: Okay. For 2000 --

22 MR. BEVIS: 16. Yes.

23 MS. SCHMITT: I think it's an extremely important
24 opportunity to put those people where they're with a
25 licensed school with insurance with credibility versus

1 somebody working out of their trunk or being sponsored
2 by the school to be able to conduct their business.

3 So as Tim said, you know, the Florida Association
4 of Security Companies, we do have lobbyists as we go
5 through different types of legislation and things that
6 are going to improve our industry. Your money for your
7 licensing fees help support that. Lobbyists are not
8 cheap. I'm sorry. Dues. They're not cheap.

9 So, you know, if you're not a member of one of
10 your Florida Association of Security Companies, we
11 highly recommend that you go to FASCOfl.org and join
12 our fight, bring information to our attention. I think
13 we've got some nice action items out of this meeting to
14 start drilling down and bringing them up at the next
15 meeting. So with that thank you. Thank you to the
16 Director and the Division of Licensing for the all the
17 support they give our industries. We definitely
18 appreciate it and continue to support you.

19 CHAIRMAN ESQUIVEL: Thank you, Patty.

20 Any other comments from the security industry?

21 Okay. Mr. Director, do you want to comment on
22 anything regarding the K instructor and tied to a
23 school or -- other than you haven't pursued it? No
24 comments. Okay.

25 MR. MILLER: Can I bring up something with K real

1 quick?

2 CHAIRMAN ESQUIVEL: Yes, please.

3 MR. MILLER: Right now K instructors have to take
4 a test with the Division of Licensing. That test as of
5 right now is outdated. On that test, for example, it
6 says under 790 that licensed -- the Cs and Ws are good
7 for seven years on the test. Right now it's five
8 years. On the test -- excuse me. Correct that. On
9 the test it says seven years. Excuse me. In reality
10 it's seven years on the law, 790, but on the test, it
11 says five years. A lot of the test questions are
12 outdated and not updated with the statutes and the new
13 manuals.

14 CHAIRMAN ESQUIVEL: Is that part of --
15 Mr. Director, is that part of the -- is there a review
16 underway with respect to that aspect of --

17 MR. BEVIS: Associated with the firearms
18 instructor's manual? Yes.

19 CHAIRMAN ESQUIVEL: Okay. So that is being
20 reviewed.

21 Tim?

22 MR. O'ROURKE: Can we get a point of
23 clarification? Which test are you --

24 MR. MILLER: The K instructor test that the
25 Division of License actually gives to the instructor.

1 MR. O'ROURKE: Can I bring up that and also ask
2 the Division to perhaps appoint a few members on the
3 Council who are PIs because there's several questions
4 on the PI test that are a little out of date with
5 regard to the same type of thing, and, you know, I
6 think that could be cleaned up because one person
7 missed passing that test by one question, and I asked
8 them for about three they could remember, and I said,
9 well, you got those -- those -- that one -- that one
10 right and this one definitely right, and the third one
11 I got to think about here, and they went back, and they
12 took the test, and they passed, you know, with no
13 problem, and it was because they knew the answer, you
14 know -- knew what the answers were, but they knew that
15 they had to answer the questions wrong in order to
16 pass.

17 MR. BEVIS: Okay. Thanks for -- the K license
18 test is not part of the manual rewrite. So I'll look
19 at that as well as the C.

20 CHAIRMAN ESQUIVEL: All right. Thank you.
21 Excellent. Can't ask for a quicker response.

22 Yes. We're going to move towards -- we're going
23 to move now to public commentary, so the gentleman
24 raising your hand, I ask that you bear with us.

25 Jerry with Know More Investigations had a comment.

1 MR. BLOECHLE: Thank you for the opportunity.
2 Jerry Bloechle, again. Again, owner of Know More
3 Investigations, and I'm a class K instructor. The
4 first thing I'd like to do is invite you all to come to
5 the Pensacola area for a future meeting when you're
6 preparing your schedule. We'd like to see your smiling
7 faces up in the outpost of the frontier of Florida in
8 the northwest corner so the -- I know it's a long way,
9 but it would be great to see you all there.

10 I'd also like to renew my offer to assist in any
11 way that I can in the revision of the firearms training
12 program. I have a lot of experience here that I might
13 be able to help out, and I'm willing to do that and to
14 travel to do that. I'm sometimes -- and I want to
15 speak to you a little bit about the class K firearms
16 training program, and I'm not going to -- try not to
17 repeat the things that have already been discussed here
18 today.

19 From time to time, I'm a bit confused and -- about
20 what the requirements are, and from the dual
21 perspective, having been a law enforcement chief
22 executive as well as being an investigator, supervisor
23 and firearms trainer, I always like to have the answer
24 to questions in a high liability training area. The --
25 when people who we're training, the agencies that we're

1 training and the individuals that we're training, come
2 and ask a question -- if they have a question about
3 firearms training, they'll typically ask the instructor
4 that they're using for the answer. I like to have
5 those answers, and I like to be sure what they are.

6 The problem I'm having -- and I think this
7 probably can be resolved with a systematic approach --
8 is that I get different opinions and different answers
9 depending upon which instructor or which person in the
10 Division of Licensing I ask the question of on some
11 subjects, and I know what's in writing and what's in
12 the statute.

13 That's pretty clear to me, but I have -- for
14 example, one of the big questions I keep getting is
15 when's the new manual going to be done? I don't know.
16 I guess we'll all find out at the same time when it
17 finally gets to that stage, so I can't answer that
18 question, other than what I've heard here.

19 Another question I get from other Class K
20 instructors is how do I have a say in what's contained
21 in the manual? And -- because all the Class K
22 instructors realize that there are some need to revise
23 that manual, and other instructors that I speak to
24 don't -- didn't even know that there was a revision
25 going on or feel they didn't have an opportunity to

1 have input into what was going into that manual, so,
2 again, there's confusion there as to what's going on
3 with it.

4 One of the questions that's asked -- I'm just
5 using these as examples. Does the House Resolution 218
6 qualification meet the requirements for issuance of a
7 Class G license in Florida, and does it meet the
8 requirements for renewal or for annual requalification?
9 And if you don't know what House Resolution 218 is,
10 it's a federal law that allows a retired law
11 enforcement officer and law enforcement officer who
12 spent ten years or more as a law enforcement officer to
13 carry a firearm anywhere in the United States provided
14 that they have an I.D. card that says that they were
15 honorably retired or left their agency and they meet
16 the qualification requirement of their state or of the
17 agency that they spent that time in.

18 Now, again, the reason I mention this one is that
19 I've asked other members of the Division of Licensing,
20 and I've asked other Class K instructors of what their
21 understanding is. The statute says you have to have
22 four hours for requalification, but we're also told
23 that the Division is accepting the HR 218
24 qualification. That is where the officer goes to a
25 sheriff's office or wherever and qualifies with their

1 handgun, that this is good enough for requalification.

2 Now remains the question is there's the other
3 classroom work that we do during that four hours of
4 training. That's not done in HR 218 qualification.
5 That's not done when you go to a state law enforcement
6 instructor and do the 40-hour course. It's simply you
7 come. You shoot, and you leave. That's it. So,
8 again, I get disparate opinions from people, depending
9 upon who you talk to, as to whether HR 218 meets the
10 requirement.

11 Now people are telling me, including members of
12 the Division of Licensing and other instructors, that
13 they're able to send their HR 218 qualification in, and
14 it meets the requirement and that they got the credit
15 for their requalification with it, but I've had other
16 folks tell me that you can't, so, again, a question
17 that remains that causes some confusion.

18 A question I asked in this room in last -- in
19 December was how many hours does it require if an
20 individual comes to me and says, look. I've got a 9
21 mm, but now I want to carry a .40, and I'm qualified
22 with a 9 mm Glock, and now I want to qualify with a .40
23 so I can carry a .40 caliber instead. Do I have to do
24 the whole four hours? I'm currently qualified. Can't
25 I just come out, shoot the .40 and then be qualified

1 with it? The Division of Licensing folks in my area
2 tell me no. They've got to go through four hours of
3 training to change the caliber from 9 mm to .40
4 caliber. I asked the question, isn't there a way we
5 can do that so they don't have to spend four hours in,
6 you know, class to get requalified, just simply
7 changing calibers?

8 Another question I've got is do I have to keep the
9 targets? You know, the folks that inspect me tell me
10 that I've got to have the targets in my files. I know
11 there are a number of other Class K instructors here
12 and there are folks from other areas of the state who
13 don't keep the targets and said it's not a requirement.

14 I can't find it in anywhere in the manual or
15 anywhere in the statute that says I got to keep the
16 targets, but I drove up to Tallahassee and sat down
17 with Mr. Warren himself and asked the question do I
18 have to keep the targets? He said, yeah. Our position
19 is you got to keep the targets. It's test material.
20 So for 100 students, it takes up an entire -- just in
21 case you want to know, if you fold the targets up, 100
22 students takes up a full file drawer of targets.

23 So these are the kinds of questions, and I can get
24 different answers from different people, depending on
25 who I ask, on each one of those questions that I just

1 listed for you. I would think that I'd probably could
2 take a picture of the target and probably meet the
3 requirement, but that's not what I'm told when I ask
4 the question at the Division of Licensing, and I'd
5 suggest to you that there are a good number of
6 instructors who are not keeping those targets because
7 they don't think it's required.

8 So what I'm looking for here is a means of getting
9 answers to questions so that all of us, as Class K
10 instructors, can have a common body of knowledge about
11 what's being done, maybe a LISTSERV somehow of
12 communicating with instructors as to what the
13 requirements are when one of us asks a question.
14 Rather than just one of us getting an answer, maybe we
15 can all get the same answer to the same question when
16 it's asked, and we can have a common understanding of
17 what's required.

18 Now perhaps as the new manual is published would
19 be a great opportunity to have some kind of a forum
20 available to us that we can do that. Well, that's all
21 I had -- one other thing was the ammunition standards.
22 Again, I get a lot of questions about ammunition
23 standards, and there's a lot of different opinion about
24 what the ammunition should be. Okay. So thank you so
25 much for you time. I just wanted to point out to you I

1 think that's just -- it's a communication issue, and I
2 think it probably can be resolved fairly easily.

3 CHAIRMAN ESQUIVEL: Jerry, I'm going to ask that
4 you stay right there because I think most of this stuff
5 we can clear up right now and all get on the same page
6 about it.

7 In terms of the manual, the revision and the input
8 process, I don't know exactly how it's been announced
9 to the K instructors that, Mr. Director, that there was
10 a manual revision. I know it's been discussed here
11 numerous times or over the past year, so but obviously,
12 there is a rulemaking process that's going to be
13 initiated, and I'm sure that's a opportunity to make an
14 announcement, but perhaps we can start there. Can you
15 comment a little bit about the manual and what the
16 process is and the announcements surrounding it?

17 MR. BEVIS: Yeah. What we decided -- thank you,
18 Mr. Chair. When we decided to take the manual and
19 update it, I tasked staff with reaching out to some K
20 instructors around the state who were knowledgeable,
21 both known to the Division in good standing and full of
22 experience, and we put a committee together, and we
23 approached it that way.

24 CHAIRMAN ESQUIVEL: Okay.

25 MR. BEVIS: We came back. We have since pushed it

1 out to some of the associations for their
2 recommendation, as was spoke on earlier, and we have
3 accepted that recommendation. Very pleased with some
4 of the guidelines and direction that they recommended.
5 So we're fine tuning it now. Then we'll go to the
6 rulemaking.

7 At the rulemaking, you, sir, as well as any other
8 K, will have an opportunity to voice pluses and
9 minuses, recommendations, so it's a good opportunity
10 for any K to be able to speak about it.

11 CHAIRMAN ESQUIVEL: So every K will be notified
12 officially about the rulemaking process?

13 MR. BEVIS: Everybody that's licensed in the
14 state.

15 CHAIRMAN ESQUIVEL: Okay.

16 MR. BEVIS: There's a form of notification where
17 we have to post in the Florida Administrative Weekly.
18 There are certain things like that. Now as far as us
19 sending a notice to every D or G or K or something like
20 that, I'm not sure about that. We may at a minimum
21 notify every K that's in good standing with us.

22 CHAIRMAN ESQUIVEL: I think that probably -- I'm
23 sorry. I think that would probably be, you know,
24 welcome in this instance because of the fact that that
25 manual is going to dictate --

1 MR. BEVIS: Exactly.

2 CHAIRMAN ESQUIVEL: -- how the K instructors are
3 going to operate.

4 MR. BEVIS: With regard to the HR 218, I don't
5 have the specs in front of me, but my initial gut
6 reaction is that HR 218 does not cover down because
7 you'd get zero 493 information in there, but I've got
8 my notes. I'll do the research.

9 You got bad information regarding the targets by
10 Chief Warren. That's not a requirement now. In order
11 for that to be, it would have to go through rule making
12 and things of that nature.

13 MR. BLOECHLE: I'm sorry. You said that we are
14 not required to keep the targets?

15 MR. BEVIS: That's correct. You have to keep a
16 copy of the respective form. I think it's a --

17 MR. BLOECHLE: The qualification form. We have to
18 keep it for two years.

19 MR. BEVIS: You have a copy. The shooter gets a
20 copy, and the Division gets a copy, if I'm not
21 mistaken.

22 MR. BLOECHLE: Correct.

23 MR. BEVIS: Yes. So at this point, that's what
24 we're asking for now, and I'll have a conversation with
25 the Chief and all the managers next week just to make

1 sure there's no misunderstanding there.

2 CHAIRMAN ESQUIVEL: And the caliber?

3 MR. BEVIS: And the caliber -- this is the first
4 time I'm hearing of this issue. From a common sense
5 standpoint, if I'm shooting a 9 mm and I want to change
6 over to a .45 or a .40 caliber that the classroom
7 presentation, if it doesn't -- maybe somebody's
8 shooting a Glock 9 mm, and they're moving to a Ruger
9 .40 caliber, well, those weapons are different, you
10 know. They operate different. The safety functions
11 are different. So some things like that should come
12 into play. I don't know whether that's both on the
13 range and in the classroom, so I'm not really
14 comfortable in speaking on that right now, but I've got
15 a note to do the research, and if I don't have your
16 card, I'd like to have your card so I can reach out to
17 you --

18 MR. BLOECHLE: Yes, sir.

19 MR. BEVIS: -- when I close this.

20 CHAIRMAN ESQUIVEL: Okay. Thank you. I don't
21 know if we have anyone on the Council that has some
22 knowledge.

23 MR. MILLER: On the firearm's committee, one thing
24 we discussed was a transition course. If they're
25 transitioning from a .38 to a semi-automatic, that does

1 require training. It actually requires more than four
2 hours, I would say. If you go from a semi-automatic to
3 another semi-automatic, whether it's a .40, a 9 mm, a
4 .380, a lot of the functions are the same with a
5 semi-automatic weapon. So one thing we discussed was
6 if they already have their four-hour requirement and
7 they wanted to transition to another weapon inside the
8 semi-automatic family, they would just have to shoot a
9 qualification in those regards.

10 CHAIRMAN ESQUIVEL: I'm sorry. Yes?

11 MR. FELD: I can't speak for Department policy,
12 but the guidance we've gotten from Chief Warren and
13 several other people like that when we eliminated the
14 second two strings in the qualification for the four-
15 hour recertification, you theoretically came up with
16 more time and that it needed to be firearms training
17 related, and if that was multiple qualifications on
18 multiple platforms, that was fine. As a general rule
19 of thumb for us, if somebody comes through us and, say,
20 has .40 caliber qualification and a 9 mm qualification
21 and has a full four-hour recertification in our file,
22 we will allow them a .45 by shooting the string. If
23 they have gone to someone else and can't verify the
24 four hours, we require them a full four hours.

25 CHAIRMAN ESQUIVEL: Can I get your name for the

1 record?

2 MR. FELD: Ric Feld, F-e-l-d.

3 CHAIRMAN ESQUIVEL: Thank you, sir. So the
4 Director will take that and confirm it. We can't
5 endorse that right now, obviously. Thank you for the
6 insight.

7 Mark Lacek, 493 comments?

8 MR. LACEK: Mr. Chairman, my issue has already
9 been discussed, so my comments would be redundant.
10 Thank you so much.

11 CHAIRMAN ESQUIVEL: Thank you, sir.

12 And we have a Colleen Garrison.

13 MS. GARRISON: Yes, sir. I'll speak, but I
14 thought it was a sign-in sheet, but I don't mind
15 speaking.

16 CHAIRMAN ESQUIVEL: Oh, okay. Well, that's an
17 easy presentation.

18 MR. GARRISON: I have a repossession agency,
19 security guard agency, bail bond agency, recovery
20 agency and so on, and my comment would have been that
21 an armed -- an unarmed security guard has truly no
22 backup to call for immediate help in a private security
23 guard agency for a mall, theater or school shooting.
24 He is on his own, until police arrive. One deputy per
25 thousand out there was three years ago. Now it is one

1 deputy per 2,500 people, if we're lucky.

2 Deputies are tied up in traffic, home invasion,
3 rape, car jacks, investigating pedophiles, computer
4 crimes, local ISIS, homegrown terror threats. Security
5 guards are the wave of the future. Arming an officer
6 needs intensive training. Please upgrade their
7 training requirements, armed and unarmed.

8 Your inquiries are mostly complaint generated.
9 Please initiate spot checks independently on the ranges
10 without prior notice to guarantee shooters qualify with
11 written tests as well. I'm also, like I said, a bail
12 bond agency, so I see a lot more than maybe what others
13 here see, so I would appreciate -- I work with the
14 deputies a lot, and so they're really tied up right
15 now, and they're slim to none on the road. Thank you.

16 CHAIRMAN ESQUIVEL: Thank you so much.

17 Okay. I think that closes out the comments from
18 the public in the industry.

19 Mr. Director, unless there's something else on
20 your end, we can move to just setting our -- or
21 confirming our next meeting locations.

22 Okay. Anything else on the Council before we do
23 that? All righty. Next meeting location is West Palm
24 Beach. The date is September 10th. We don't have a
25 hotel yet, I would imagine.

1 MS. CARTER: I don't think so.

2 CHAIRMAN ESQUIVEL: So be on the lookout for a
3 notice regarding hotel, and book quickly because that
4 will fill up, and other than that, there being no other
5 business or comments, this meeting is adjourned.

6 (This meeting concluded at 11:52 a.m.)
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C E R T I F I C A T E

STATE OF FLORIDA

COUNTY OF HILLSBOROUGH

I, Penny M. Appleton, Court Reporter for the
Circuit Court of the Thirteenth Judicial Circuit of the
State of Florida, in and for Hillsborough County,

DO HEREBY CERTIFY, that I was authorized to and
did, report in shorthand the proceedings and evidence in the
above-styled cause, as stated in the caption hereto, and
that the foregoing pages constitute a true and correct
transcription of my shorthand report of said proceedings and
evidence.

IN WITNESS WHEREOF, I have hereunto set my hand in
the City of Wesley Chapel, County of Pasco, State of Florida
this 18th day of June, 2015.

/s/ Penny M. Appleton_____

Penny M. Appleton

Court Reporter

Notary Public - State of Florida

Commission # FF228371

Expires June 16, 2019

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