

MINUTES OF REGULARY SCHEDULED PUBLIC MEETING

This regular meeting of the Alarm & Locksmith Industry Committee, scheduled to begin @ 9:00 a.m. on the 2nd day of January, 2013 was convened in accordance with the Oklahoma Open Meeting Act [25 O.S., 301 et seq.] Further, an advance public notice that was sent to the Secretary of State's Office of Administrative Rules by Facsimile November 26, 2012, prior to this time today, specifying the time & place of the meeting here convened, preceded this meeting. Notice of this meeting was given at least twenty-four (24) hours prior here to & no one filed a written request of notice of meetings of this public body to date.

PUBLIC BODY: Alarm & Locksmith Industry Committee

DATE: Wednesday, January 2, 2013

ADDRESS: Oklahoma Department of Labor (ODOL)
3017 N Stiles
Oklahoma City, OK. 73105

CONTACT PERSON: Rick Flanigan

TELEPHONE: (405) 521-2612

Meeting called to order @ 9:00 a.m. by Zeke Lay

Agenda Item 1:

Call to Order

Committee members present: James Perry, Bob Carroll, Ron Edwards, Lisa Fields, Ed Humes, Rick Flanigan, Charles Hudecek & Zeke Lay

Staff Present: Carrie Wasser, Don Schooler, Bettye Finch, Denise Hader

Agenda Item 2:

Approval of minutes for November 7, November 28 & December 5, 2012

Ed Humes made a motion to approve the minutes of November 7, 2012. Seconded by Lisa Fields

Roll Call:

Aye: Bob Carroll, Ron Edwards, Charles Hudecek, Ed Humes, James Perry, Lisa Fields, Rick Flanigan, Zeke Lay

Nay: NONE

Lisa Fields made a motion to approve the minutes of November 7, 2012. Seconded by James Perry

Aye: Bob Carroll, Ron Edwards, Charles Hudecek, Ed Humes, James Perry, Lisa Fields, Rick Flanigan, Zeke Lay

Nay: NONE

James Perry made a motion to approve the minutes of November 7, 2012. Seconded by Lisa Fields.

Aye: Bob Carroll, Ron Edwards, Charles Hudecek, Ed Humes, James Perry, Lisa Fields, Rick Flanigan, Zeke Lay

Nay: NONE

Agenda Item 3:

Notice of Website posting of proposed rules from the alarm & locksmith

Public hearing will be held on February 6, 2013. It was noted that comments would be accepted on any matter concerning the new rule proposal until the February 6, 2013 public hearing. It was also stated that emails would be the preferred method of getting your comments to legal. The following is a website address with the proposed new rules http://www.ok.gov/odol/Transparency/Proposed_Rules/index.html

Bob Carroll brought up the rule that company vehicles must display company name & license number while at the jobsite.

Comment & discussion from the general public regarding matters specific to the alarm lock industry:

Lowell Roberts addressed the board with several concerns; Possibility of a manager being able to be a manager for more than one company. Several committee members reminded Lowell Roberts of the language in the rules that this could only happen if he/she was a majority owner of each company. There was a lot of conversation back & forth on this.

Zeke Lay brought up the point of smaller companies not always needing a manger on site. He/she may not have enough work to do & could manage & work from home.

Charles Hudecek thought the language was confusing in saying you can't go to work for another company unless you own it. Zeke replied that you can't subcontract out as a manger asking Charles where it said that in the rules.

Bob Carroll asked Lowell Roberts to come up with language he would like to see & put it in writing for further discussion.

One of the topics of December 2012 meeting (concerning the new rules package) was the difference between marketing & sales. The marketing definition can be found on pg. 5 of the website address above. Charles Hudecek invited Ron Bada to address the Committee about the issue of marketing versus sales. Several days after the December meeting, Ron Bada was contacted by a company about doing work for them but when he questioned them about having an Oklahoma company license, they were very quick to note they were a marketing company & not a sales company. It seemed very unusual this was discussed in a meeting and within days people were using this very terminology to defend questions about licensing.

Zeke Lay talked about the difference between marketing/sales & wanting it more clarified in the rules. Lisa Fields made comment that a company has to be licensed but a marketer does not.

Note: Ed Humes left the room at 9:27 am and returned at 9:30 am.

Charles Hudecek asked about a company having a web address & a toll free number displayed on their company vehicle. Rick Flanigan asked the committee members to look at pg. 9 regarding the statement on website or toll free numbers being put on company vehicles. Zeke Lay read the statement then asked Rick Flanigan to explain in more detail. Rick Flanigan explained that the company could display their website & phone number and a statement directing persons to call a number or visit a website for licensing information on that company.

Agenda Item 5:

Proposed Executive Session 9:40 am

To discuss 3 pending applications before the Department of Labor in accordance with 25 O.S Section 307 (B) (4) for confidential communications pursuant 307 (B) (7) for discussion of any matter where disclosure of information would violate confidentiality requirements of state or federal law.

Rick Flanigan made the motion to move to executive session , Bob Carroll seconded

Roll Call:

Aye: Bob Carroll, Ron Edwards, Charles Hudecek, Ed Humes, James Perry, Lisa Fields, Rick Flanigan, Zeke Lay

Nay: NONE

Entered executive session at 9:40 am

Adjourn executive session @ 10:30 am

Rick Flanigan made a motion to adjourn from executive session, James Perry seconded –

Roll Call:

Aye: Bob Carroll, Ron Edwards, Charles Hudecek, Ed Humes, James Perry, Lisa Fields, Rick Flanigan, Zeke Lay

Nay: NONE

Adjourned from executive session at 10:30 am.

1st applicant – Cody Young

Application for Locksmith Technician – Rick Flanigan made a motion to approve Cody Young’s application for Locksmith Technician, Ron Edwards seconded the motion

Roll Call:

Aye: Bob Carroll, Ron Edwards, Charles Hudecek, Ed Humes, James Perry, Lisa Fields, Rick Flanigan

Nay: NONE

Abstain: Zeke Lay

application was approved.

2nd applicant – Joey Cox and All American Lock and Key

Applying for a Company & Manager – Rick Flanigan made a motion to TABLE the application, Bob Carroll seconded the motion

Roll Call:

Aye: Bob Carroll, Ron Edwards, Charles Hudecek, Ed Humes, James Perry, Lisa Fields, Rick Flanigan

Nay: NONE

Abstain: Zeke Lay

application TABLED pending receipt of additional information.

Agenda Item 6:

Review Company Charter Fire Systems Inc. (Hoover, AL) Commercial Fire Sprinkler

Applying for Company & Manager – Rick Flanigan made a motion to approve, Ron Edwards seconded the motion

Roll Call:

Aye: Bob Carroll, Ron Edwards, Charles Hudecek, Ed Humes, James Perry, Lisa Fields, Rick Flanigan

Nay: NONE

Abstain: Zeke Lay

application approved

Agenda Item 7:

Next meeting date will be on February 6, 2013

Rick Flanigan introduced Kenneth Young as the new Occupational Licensure Specialist for the Tulsa area. Rick Flanigan reminded everyone to please put any questions or comments that they want discussed at the next public hearing in writing.

Agenda Item 8:

Adjournment – Rick Flanigan made a motion to adjourn, James Perry seconded

Roll Call:

Aye: Bob Carroll, Ron Edwards, Charles Hudecek, Ed Humes, James Perry, Lisa Fields, Rick Flanigan, Zeke Lay

Nay: NONE

Alarm and Locksmith Advisory Committee meeting was adjourned at 10:46 am on January 2, 2013.