

# ETHICS BULLETIN

VOLUME 35 — JULY 2021 — AUGUST 2021

## PROFESSIONAL STANDARDS—PRIVATE SECURITY

To increase the public's trust, the Oregon legislature has mandated the Board on Public Safety Standards and Training establish minimum standards for all private security providers in the state. The minimum standards for this program are defined in Oregon Administrative Rule Chapter 259, Division 60. The Department of Public Safety Standards and Training (Department) is responsible for certifying and licensing private security professionals, instructors and managers who meet all of the Board-established standards, and for denying or revoking the certification or licensure of those who do not meet or fall below the standards.

The Professional Standards Ethics Bulletin has been developed as an educational tool aimed at providing insight and transparency into situations involving applicants for certification or licensure and current providers who may have violated the minimum standards. This publication is meant to provide insight into the types of behaviors that resulted in revocation, denial, suspension or civil penalty of private security certification and licensure over the last two months. The bulletin details the conduct and the resulting Department action. The names of the individuals in this bulletin have been omitted to ensure focus remains on the behavior. This is a sampling of cases and not meant to describe all past actions taken by the Department over the last two months.

Questions about these incidents or about the Department processes and procedures can be directed to Private Security (503) 378-8531 or [dpsst.security@state.or.us](mailto:dpsst.security@state.or.us).

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### UPCOMING BOARD & COMMITTEE MEETINGS

Board and Public Safety Memorial Fund Board    October 28, 2021

Private Security/Investigators Policy Committee    November 16, 2021

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\*Board and Committee Meetings are now live streamed through DPSST Facebook:

[HTTPS://WWW.FACEBOOK.COM/DPSSTOREGON/](https://www.facebook.com/dpsstoregon/)

**SEPTEMBER 2021 STATISTICS****Currently Certified and Licensed Private Security Providers in Oregon: 20,481****Professionals****Alarm Monitor Professionals 1,920****Armed/Unarmed Professionals 1,828****Unarmed Professionals 14,309****Event & Entertainment Professionals 85****Managers****Executive Managers 850****Supervisory Managers 1,028****Instructors****Unarmed Instructors 323****Alarm Monitor Instructors 93****Firearms Instructors 45****Professional Standards Cases Opened: 153****Professional Standards Cases Closed: 89****TO VIEW PRIOR ETHICS BULLETINS VISIT****[HTTPS://WWW.OREGON.GOV/DPSST/PS/PAGES/ETHICS-BULLETINS.ASPX](https://www.oregon.gov/dpsst/ps/pages/ethics-bulletins.aspx)**

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Interested in keeping up to date with important DPSST news and information? Sign up for GovDelivery! This new instant communication system allows newsletters, administrative updates, training announcements and more to be sent to your email address or phone.

For more information: **[HTTPS://WWW.OREGON.GOV/PERS/PAGES/HOW-TO-SIGN-UP-FOR-](https://www.oregon.gov/pers/pages/how-to-sign-up-for-)**

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**BOARD AND COMMITTEE INFORMATION AND POLICY COMMITTEE INTEREST FORM:****[HTTPS://WWW.OREGON.GOV/DPSST/BD/PAGES/DEFAULT.ASPX](https://www.oregon.gov/dpsst/bd/pages/default.aspx)**

THE FOLLOWING CASES HAVE RESULTED IN **DENIAL** OF CERTIFICATIONS  
AND LICENSES BY DPSST **JULY 2021 THROUGH AUGUST 2021**

ALL APPLICANTS WERE SERVED WITH A NOTICE OF PROPOSED DENIAL BASED ON DISCRETIONARY AND/OR DISQUALIFYING CONDUCT PRIOR TO CERTIFICATION AND GIVEN AN OPPORTUNITY TO SUBMIT MITIGATING INFORMATION

- APPLICANTS 1–7 FAILED TO RESPOND TO THE NOTICE AND THEY WERE DISQUALIFIED/DENIED.
- APPLICANTS 8-10 WITHDREW THEIR APPLICATION AND THE CASE WAS ADMINISTRATIVELY CLOSED.

*Discretionary disqualifying conduct is based on dishonesty or deceit, sexual misconduct, drug related misconduct, destruction of property or violence, abuse or neglect against a person or animal, a drug offense/drug related misconduct or the illegal use or possession of a weapon, where the conduct occurred within the four years prior to certification or while certified.*

**Applicant 1, an Armed Professional**, was found to have engaged in discretionary disqualifying conduct (violence or abuse against a person). The individual was arrested and formally charged with Assault in the Fourth Degree. The charge was resolved by the applicant and the victim agreeing to a civil compromise, where the applicant agreed to pay medical expenses for injuries incurred by the victim. The conduct occurred while the applicant was certified as an unarmed provider. The applicant's unarmed certification was revoked.

**Applicant 2, an Unarmed Professional**, was found to have engaged in discretionary disqualifying misconduct (dishonesty or deceit and violence or abuse against a person). The applicant was the subject of a Professional Standards Review of their law enforcement certification. The Board found that the individual had engaged in dishonest conduct and their law enforcement certification was permanently revoked. Additionally, the applicant engaged in misconduct involving violence against a person by brandishing a weapon and threatening harm. Criminal charges were filed in both incidents.

**Applicant 3, an Unarmed Professional**, was found to have engaged in discretionary disqualifying misconduct (dishonest or deceitful). The applicant was convicted of Theft in the Second Degree within the four years prior to application and had two other theft related arrests within the four years prior to certification which did not result in convictions.

**Applicant 4, an Unarmed Professional**, was convicted of a felony drug offense prior to application. Less than four years had passed since the completion of the court ordered obligations.

**Applicant 5, an Unarmed Professional,** was convicted of nine counts of Robbery in the First Degree, Measure 11 offenses. Less than ten years had passed since the completion of the court ordered obligations.

**Applicant 6, an Unarmed Professional,** was convicted of Felony Coercion involving a sexual relationship with a minor. The applicant had not completed the court ordered obligations at the time of submission of their application.

**Applicant 7, an Unarmed Professional,** engaged in discretionary disqualifying misconduct based on an arrest and conviction for misdemeanor Animal Neglect in the Second Degree (violence or abuse against an animal). Four years had not passed since the conduct occurred.

**Applicant 8, an Unarmed Professional,** was required to register as a sex offender - a mandatory disqualifier for certification. Application was withdrawn.

**Applicant 9, an Armed/Unarmed Professional,** was a convicted felony crime in another jurisdiction. Despite having firearms rights restored in the applicant's jurisdiction, the felony conviction was not set aside and pursuant to federal firearms guidelines, the applicant was not eligible for armed certification. Application was withdrawn.

**Applicant 10, an Armed/Unarmed Professional,** was found to have engaged in discretionary disqualifying misconduct (dishonesty or deceit and sexual misconduct). The applicant was the subject of a Professional Standards Review involving their corrections certification, where the applicant surrender their corrections certification. The applicant utilized their position of authority in a prison to observe a female inmate in the showering area without clothing and then proceeded to initiated a relationship with that inmate. Less than four years had passed since the conduct occurred. Application was withdrawn.

THE FOLLOWING CASES HAVE RESULTED IN **REVOCAION** OF CERTIFICATIONS AND LICENSES BY DPSST **JULY 2021 THROUGH AUGUST 2021**

ALL PROVIDERS WERE SERVED WITH A NOTICE OF PROPOSED REVOCATION BASED ON DISCRETIONARY AND/OR DISQUALIFYING CONDUCT WHILE CERTIFIED AND GIVEN AN OPPORTUNITY TO SUBMIT MITIGATING INFORMATION.

- PROVIDERS A - G FAILED TO RESPOND TO THE NOTICE AND THEY WERE DISQUALIFIED/REVOKED.
- PROVIDER H SURRENDERED THEIR CERTIFICATION AND THEIR CASE WAS ADMINISTRATIVELY CLOSED.

**Provider A, an Unarmed Professional**, was found to have engaged in discretionary disqualifying misconduct (violence or abuse against a person). The provider was arrested for multiple domestic violence related charges to include Strangulation and Assault Constituting Domestic Violence. The provider was witnessed by a neighbor punching and strangling his girlfriend. The conduct resulted in misdemeanor convictions.

**Provider B, an Unarmed Professional**, was convicted of Felony Fleeing or Attempting to Elude a Police Officer.

**Provider D, an Unarmed Professional**, was found to have engaged in discretionary disqualifying misconduct (dishonesty or deceit). The provider was the subject of a law enforcement investigation and was dishonest with officers during the investigation.

**Provider E, an Unarmed Professional**, was found to have engaged in discretionary disqualifying misconduct (violence or abuse against a person and dishonesty or deceit). The provider was arrested for multiple domestic violence charges to include Assault Constituting Domestic Violence and Harassment. The provider was arrested a second time for attempting to tamper with a witness and was later convicted of misdemeanor charges.

**Provider F, an Unarmed Professional**, was found to have engaged in discretionary disqualifying misconduct (violence or abuse against a person). The provider was arrested and charged with Menacing and Harassment Constituting Domestic Violence.

**Provider G, an Unarmed Professional,** was found to have engaged in discretionary disqualifying misconduct (dishonesty or deceit). The provider was cited for shoplifting (Theft in the Third Degree) and was subsequently convicted.

**Provider H, an Unarmed Professional,** was found to have engaged in discretionary disqualifying misconduct (a sexual offense or sexual misconduct). The provider was arrested for Sexual Abuse in the Third Degree after it was reported that they had touched the intimate parts of a female roommate while she was sleeping. The provider plead to a lesser charge of Harassment, Sexual, a misdemeanor offense. Certification was surrendered.

## NEW AND NOTEWORTHY ITEMS

### FINGERPRINT FEE INCREASING FROM \$41.25 TO \$46.25 STARTING SEPTEMBER 1, 2021.

The Oregon State Police (OSP) and Federal Bureau of Investigation (FBI) conduct a one-time fingerprint-based criminal history check for DPSST for individuals applying for a new DPSST certification or license. As a part of this criminal history check, OSP/FBI charges DPSST a fee to complete this requirement. The fee is now increasing from \$41.25 to \$46.25 beginning September 1, 2021.

The fee increase assists OSP in covering the cost of services and information technology infrastructure required for the program. The fee increase will support additional OSP staff to address increased demand for the program and will bring the fee in line with other background fees charged by OSP.

Payment for any fingerprints sent to DPSST on or after September 1, 2021 will need to reflect the fee increase. If DPSST receives payments for \$41.25 after this time, the Department will send out a deficiency email reflecting the incorrect fee amount.

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### THE PRIVATE SECURITY/INVESTIGATOR POLICY COMMITTEE HAS OPEN VACANCIES FOR A HOSPITALITY REPRESENTATIVE

The Hospitality Industry Representative can be a provider working either proprietarily or contracted, as a security provider, manager, instructor or security provider. For additional information or to submit an application (Policy Committee Interest Form), please visit the Board and Committee Resources at:

[Department of Public Safety Standards & Training : Board on Public Safety Standards & Training and Policy Committees : Boards and Committees : State of Oregon](#)

**\*\*VACANCIES WILL REMAIN OPEN UNTIL FILLED\*\***



DEPARTMENT OF PUBLIC SAFETY  
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[HTTPS://  
WWW.OREGON.GOV/DPSST/  
PAGES/DEFAULT.ASPX](https://www.oregon.gov/dpsst/PAGES/DEFAULT.ASPX)

*Our mission is to promote excellence in public safety by delivering quality training and developing and upholding professional standards for police, fire, corrections, parole and probation, and telecommunications personnel, in addition to certifying and licensing private security providers and licensing private investigators in Oregon.*

*DPSST also regulates and licenses polygraph examiners, determines sheriff candidates' eligibility to run for office and provides staffing for the Public Safety Memorial Fund. We strive to provide resources and certification programs that public safety officers and local public safety organizations need to maintain the highest professional skill standards, stewardship and service to Oregon's communities and citizens. These services are based at our 236-acre academy and extend across the state through a network of regional training coordinators.*

*Agency functions are guided by several Oregon Revised Statutes and our authority is defined specifically in Chapter No. 259 of the Oregon Administrative Rules. We are governed by a 24-member Board and five discipline-specific policy committees; we serve more than 41,000 public safety constituents across the state.*

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## CONTACT INFORMATION

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To view the Oregon Administrative Rules for Private Security please visit:  
[HTTPS://SECURE.SOS.STATE.OR.US/OARD/DISPLAYDIVISIONRULES.ACTION?SELECTEDDIVISION=834](https://secure.sos.state.or.us/oard/displaydivisionrules.action?selecteddivision=834)