

ETHICS BULLETIN

VOLUME 29 — MARCH 2020 — APRIL 2020

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.

UPCOMING BOARD & COMMITTEE MEETINGS

Board and Public Safety Memorial Fund Board July 23, 2020

Private Security/Investigators Policy Committee August 18, 2020

MAY 2020 STATISTICS**Currently Certified and Licensed Private Security Providers in Oregon: 21,707****Professionals****Alarm Monitor Professionals 2,144****Armed/Unarmed Professionals 1,713****Unarmed Professionals 15,179****Event & Entertainment Professionals 16****Managers****Executive Managers 930****Supervisory Managers 1,192****Instructors****Unarmed Instructors 374****Alarm Monitor Instructors 114****Firearms Instructors 45****Professional Standards Cases Opened: 162****Professional Standards Cases Closed: 197**

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www.dpsst.state.or.us 503-378-8531

THE FOLLOWING CASES HAVE RESULTED IN **DENIAL** OF CERTIFICATIONS
AND LICENSES BY DPSST **MARCH 2020 THROUGH APRIL 2020**

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 1–19 FAILED TO RESPOND TO THE NOTICE AND THEY WERE DISQUALIFIED/DENIED.
- APPLICANTS 20-32 WITHDREW THEIR APPLICATION AND THE CASE WAS ADMINISTRATIVELY CLOSED.

Applicant 1, an Unarmed Professional, was convicted of Strangulation.

Applicant 2, an Alarm Monitor Professional, was convicted of Carrying and Brandishing a Firearm During or in Relation to a Crime of Violence (Bank Robbery) in another jurisdiction.

Applicant 3, a Unarmed Professional, was convicted of Resisting Arrest in another jurisdiction.

Applicant 4, an Unarmed Professional, was convicted of Assault in the Fourth Degree in another jurisdiction.

Applicant 5, an Unarmed Professional, engaged in discretionary disqualifying misconduct based on a convicted for Theft in the Second Degree, Violation treatment. The applicant witnessed a customer accidentally drop cash on the ground, took the cash and then refused to return it after the customer. (Disqualifying conduct is based on Dishonesty, Lack of Good Character, Mistreatment of Others, and Lack of Public Trust).

Applicant 6, an Unarmed Professional, was convicted of Felony Driving Under the Influence of Intoxicants.

Applicant 7, an Unarmed Professional, is required to register as a sex offender due to a juvenile adjudication for a sex related crime.

Applicant 8, an Unarmed Professional, was convicted of Recklessly Endangering Another Person.

Applicant 9, an Unarmed Professional, was convicted of Assault in the Fourth Degree Constituting Domestic Violence and Strangulation Constituting Domestic Violence.

Applicant 10, an Unarmed Professional, was convicted of Obstructing a Law Enforcement Officer in another jurisdiction.

Applicant 11, an Unarmed Professional, was convicted of Burglary in the Second Degree in another jurisdiction.

Applicant 12, an Unarmed Professional, was convicted of Robbery in the First Degree While Armed with a Deadly Weapon in another jurisdiction.

Applicant 13, an Unarmed Professional, was convicted of Assault in the Second Degree and Unlawful Possession of a Firearm in another jurisdiction.

Applicant 14, an Unarmed Professional, was convicted of Assault in the Second Degree in another jurisdiction.

Applicant 15, an Unarmed Professional, was convicted of Assault in the Fourth Degree in another jurisdiction.

Applicant 16, an Unarmed Professional, was convicted of Giving a Worthless Check in another jurisdiction.

Applicant 17, an Unarmed Professional, was convicted of Negotiating a Bad Check, in another jurisdiction.

Applicant 18, an Unarmed Professional, was convicted of Misuse of a 911 System in another jurisdiction.

Applicant 19, an Unarmed Professional, engaged in discretionary disqualifying misconduct based on a discharge from law enforcement employment for harassing and discriminatory behaviors and for dishonesty during an investigation. (Disqualifying conduct is based on Dishonesty, Lack of Good Character, Mistreatment of Others, and Lack of Public Trust).

Applicant 20, an Unarmed Professional, engaged in discretionary disqualifying misconduct based on an arrest for Theft in the Third Degree. The applicant entered a grocery store with the intent to steal snack items. (Disqualifying conduct is based on Dishonesty, Lack of Good Character, Mistreatment of Others, and Lack of Public Trust). Application was withdrawn.

Applicant 21, an Unarmed Professional, was convicted of Unlawful Possession of Cocaine. Application was withdrawn.

Applicant 22, an Unarmed Professional, was convicted of Assault in the Third Degree. Application was withdrawn.

Applicant 23, an Armed/Unarmed Professional, Applicant applied for armed/unarmed certification but did not meet the minimum standards for armed certification because there was a protective order in place against the applicant. Applicant's armed certification was denied and the applicant withdrew their application.

Applicant 24, an Unarmed Professional, engaged in discretionary disqualifying misconduct based on a conviction for Criminal Mistreatment in the First Degree and Assault in the Third Degree (both charges were reduced to misdemeanors). (Disqualifying conduct is based on Dishonesty, Lack of Good Character, Mistreatment of Others, and Lack of Public Trust). Application was withdrawn.

Applicant 25, an Unarmed Professional, was convicted of Robbery in the Third Degree. Application was withdrawn.

Applicant 26, an Unarmed Professional, was convicted of Assault in the Fourth Degree in another jurisdiction. Application was withdrawn.

Applicant 27, an Unarmed Professional, was convicted of Unlawful Possession of a Firearm. Application was withdrawn.

Applicant 28, an Unarmed Professional, was convicted of Felony Driving Under the Influence of Intoxicants in another jurisdiction. Application was withdrawn.

Applicant 29, an Unarmed Professional, was convicted of Obstructing a Law Enforcement Officer in another jurisdiction. Application was withdrawn.

Applicant 30, an Unarmed Professional, was convicted of Provoking Assault and Resisting Arrest in another jurisdiction. Application was withdrawn.

Applicant 31, an Unarmed Professional, was convicted of Obstructing and Resisting Arrest in another jurisdiction. Application was withdrawn.

Applicant 32, an Unarmed Professional, was convicted of Criminal Mischief in the First Degree. Application was withdrawn.

THE FOLLOWING CASES HAVE RESULTED IN **REVOCAION** OF CERTIFICATIONS AND LICENSES BY DPSST **MARCH 2020 THROUGH APRIL 2020**

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 convicted of Recklessly Endangering Another.

Provider B, an Unarmed Professional, was convicted of Unlawful Use of a Weapon Constituting Domestic Violence.

Provider C, an Unarmed Professional, was convicted of Unlawful Use of a Global Positioning Device.

Provider D, an Unarmed Professional, was convicted of Attempt to Commit a Class C/ Unclassified Felony for Attempted Invasion of Personal Privacy in the First Degree.

Provider E, an Unarmed Professional, was convicted of Assault in the Fourth Degree Constituting Domestic Violence.

Provider F, an Unarmed Professional, engaged in discretionary disqualifying misconduct based on an arrest and conviction for Assault in the Fourth Degree Constituting Domestic Violence. Additionally, the individual was found to be dishonest in another unrelated professional standards case. (Disqualifying conduct is based on Dishonesty, Lack of Good Character, Mistreatment of Others, and Lack of Public Trust).

Provider G, an Unarmed Professional, engaged in discretionary disqualifying misconduct based on several arrests for shoplifting in another jurisdiction. (Disqualifying conduct is based on Dishonesty, Lack of Good Character, Mistreatment of Others, and Lack of Public Trust).

Provider H, an Armed/Unarmed Professional, was ineligible for armed certification due to a felony conviction in another jurisdiction. Provider surrendered certification.



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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.

CONTACT INFORMATION

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To view the Oregon Administrative Rules for Private Security please visit:
http://arcweb.sos.state.or.us/pages/rules/oars_200/oar_259/259_060.html