

**NOTICE OF INTENT TO ADOPT PROPOSED AMENDMENTS TO THE
GEORGIA BOARD OF PRIVATE DETECTIVE & SECURITY AGENCIES
CHAPTER 509-3 MINIMUM ACCEPTABLE TRAINING PROGRAM TO BE
SUBMITTED BY LICENSEES,
RULE 509-3-.06 CONCEALED-ARMED PRIVATE DETECTIVE PERSONNEL.
AMENDED.
AND NOTICE OF PUBLIC HEARING**

TO ALL INTERESTED PERSONS AND PARTIES:

Notice is hereby given that pursuant to the authority set forth below, the Georgia Board of Private Detective & Security Agencies (hereinafter "Board") proposes amendments to the Georgia Board of Private Detective & Security Agencies Rules, Chapter 509-3 Minimum Acceptable Training Program To Be Submitted By Licensees, Rule 509-3-.06 Concealed-Armed Private Detective Personnel. Amended. (hereinafter "proposed rule amendments"). The proposed rule amendments include revisions to the title and provisions of Rule 509-3-.06. The Board voted to post this notice of adoption and hearing at its board meeting on October 19, 2006.

The amendments to Rule 509-3-.06 are deemed necessary by the Board to update the hours of training required for all detective employees required to be registered with the Board.

This notice, together with an exact copy of the proposed rule amendments and a synopsis of the proposed rule amendments, is being mailed to all persons who have requested, in writing, that they be placed on a mailing list. A copy of this notice, an exact copy of the proposed rule amendments, and a synopsis of the proposed rule amendments may be reviewed during normal business hours of 8:00 a.m. to 5:00 p.m. Monday through Friday, except official State holidays, at the Office of the Secretary of State, Professional Licensing Boards Division, 237 Coliseum Drive, Macon, Georgia 31217. These documents will also be available for review on the Georgia Board of Private Detective & Security Agencies' web page at <http://www.sos.state.ga.us/plb/detective/>. Copies may also be requested by contacting the Georgia Board of Private Detective & Security Agencies office at 478-207-2440.

A public hearing will be held at 9:00 a.m. on December 7, 2006 at the office of the Professional Licensing Boards Division, 237 Coliseum Drive, Macon, Georgia to provide the public an opportunity to comment upon and provide input into the proposed rule amendments. At the public hearing anyone may present data, make a statement, comment or offer a viewpoint or argument whether orally or in writing. Lengthy statements or statements of a considerable technical or economic nature, as well as previously recorded messages, must be submitted for the official record. Oral statements should be concise and will be limited to 5 minutes per person. Additional comments should be presented in writing. Written comments are welcome. Such written comments must be legible and signed, should contain contact information for the maker (address, telephone number and/or facsimile number, etc.) and be actually received in the office prior to the close of business (5:00 p.m.) on November 30, 2006. Written comments should be addressed to Mollie

L. Fleeman, Division Director, Secretary of State, Professional Licensing Boards Division, Georgia Board of Private Detective & Security Agencies, 237 Coliseum Drive, Macon, Georgia 31217. FAX: 478-207-1468.

The proposed rule amendments will be considered for adoption by the Georgia Board of Private Detective & Security Agencies at its meeting on December 7, 2006 scheduled to begin at 9:30 a.m. at the office of the Professional Licensing Boards Division, 237 Coliseum Drive, Macon, Georgia. The Georgia Board of Private Detective & Security Agencies has the authority to delete Rule 509-3-.06 pursuant to authority contained in O.C.G.A. §§ 43-1-19, 43-1-24, 43-1-25, 43-38-4, 43-38-6, 43-38-7, 43-38-10, 43-38-10.1, 43-38-11, and 43-38-11.1.

The Board will consider at its meeting on December 7, 2006 whether the formulation and adoption of this proposed rule amendment imposes excessive regulatory costs on any licensee or entity and whether any cost to comply with the proposed rule amendment could be reduced by a less expensive alternative that fully accomplishes the objectives of O.C.G.A. §§ 43-1-19, 43-1-24, 43-1-25, 43-38-4, 43-38-6, 43-38-7, 43-38-10, 43-38-10.1, 43-38-11, and 43-38-11.1.

Additionally, at its meeting on December 7, 2006, the Board will consider whether it is legal or feasible in meeting the objectives of O.C.G.A. §§ 43-1-19, 43-1-24, 43-1-25, 43-38-4, 43-38-6, 43-38-7, 43-38-10, 43-38-10.1, 43-38-11, and 43-38-11.1 to adopt or implement differing actions for businesses as listed at O.C.G.A. § 50-13-4(a)(3)(A), (B), (C) and (D). The Board will consider whether the formulation and adoption of this proposed rule amendment will impact every licensee in the same manner when small businesses are independently owned and operated and not dominant in the field of private detective and security.

For further information, contact the Board office at 478-207-2440.

This notice is given in compliance with O.C.G.A. § 50-13-4.

This _____ day of _____, 2006.

**Mollie Fleeman
Division Director
Professional Licensing Boards**

Posted: _____

**SYNOPSIS OF PROPOSED AMENDMENTS TO THE
GEORGIA BOARD OF PRIVATE DETECTIVE & SECURITY AGENCIES
RULES,
CHAPTER 509-3 MINIMUM ACCEPTABLE TRAINING PROGRAM TO BE
SUBMITTED BY LICENSEES, RULE 509-3-.06 CONCEALED-ARMED
PRIVATE DETECTIVE PERSONNEL. AMENDED.**

Rule 509-3-.06 Concealed-Armed Private Detective Personnel. Amended. is hereby proposed for amendment and adoption.

Purpose: The purpose of the proposed amendments is to update the title of the rule and to provide for increased hours of training for all detective employees required to be registered with the Board.

Main Features: The main features of the proposed amendments to the rule are an updated title to the rule to reflect a more accurate description of the contents and purpose of the rule, and prescribing additional hours of training required for all detective employees required to be registered with the Board.

**DIFFERENCES BETWEEN THE EXISTING RULE AND
THE PROPOSED AMENDMENTS TO THE
GEORGIA BOARD OF PRIVATE DETECTIVE & SECURITY AGENCIES
RULES,
CHAPTER 509-3 MINIMUM ACCEPTABLE TRAINING PROGRAM TO BE
SUBMITTED BY LICENSEES, RULE 509-3-.06 CONCEALED-ARMED
PRIVATE DETECTIVE PERSONNEL. AMENDED.**

[Note: underlined text is proposed to be added; lined-through text is proposed to be deleted.]

509-3-.06 ~~Concealed-Armed~~ Basic Training Requirements for Private Detectives Personnel. Amended.

~~These requirements are in addition to the firearms training requirements in Rule~~

~~509-3-.08.~~ 1. A minimum of ~~sixty-eight~~ seventy hours of classroom instruction is required in a basic training program for private detective license holders and registered private detective employees consisting of the following:

(a) one hour of instruction in Registration and Orientation:
introduction of officials and

trainees, statement of procedures, rules and regulations governing the classes, filling in of
personnel data and official records;

(b) two hours of instruction in the history of law enforcement and the private

investigations industry, and a discussion of crime and security in the United States;

(c) two hours of instruction on ethics;

(d) two hours of instruction on the types of investigations undertaken by the private detective investigator;

(e) four hours of instruction in Principal Georgia Misdemeanors and Felonies; our most often used laws and the elements necessary for establishing a crime, jurisdiction, venue, and Georgia criminal procedure;

(f) four hours of instruction in Laws of Arrest: deals with the legal authority to make arrests, due process, as well as constitutional guarantees;

(g) two hours of instruction in Search and Seizure: laws rules and methods of lawful search and seizure;

(h) two hours of instruction in crime scene investigation searches and scientific aids: laboratories, documenting examiners, polygraph, latent fingerprinting, various fluorescent powders, etc.;

(i) two hours of instruction in Interviewing Suspects and Witnesses: how to conduct a successful interview, qualifications and preparation necessary, kinesic and cognitive interview techniques;

(j) two hours of instruction in process serving: civil suits, subpoenas, state courts, superior courts, and magistrate courts;

(k) four hours of instruction in sources of information, database searches and use of information brokers;

(l) eight hours of instruction in surveillance: a course designed to teach the proper methods of surveillance and its importance in modern police functions, to include instruction in the Georgia eavesdropping law;

(m) two hours of instruction in basic videography and photography methods;

(n) two hours of instruction in proper note taking and recording of pertinent information;

(o) four hours of instruction in case management and report writing, discussion of report formats and content of reports, reducing verbal statements to writing and common

mistakes in investigative report writing;

(p) two hours of instruction in the rules of evidence: a history of trial methods and procedures, as well as instruction in the fundamental concepts of evidence;

(q) four hours of instruction in courtroom testimony;

(r) four hours of instruction in court records research;

(s) two hours of instruction in criminal defense investigations;

(t) two hours of instruction in undercover investigations;

(u) two hours of instruction on domestic investigations;

(v) two hours of instruction on insurance fraud investigations;

(w) two hours of instruction on white collar crime investigations to include retail fraud

loss prevention, and computer crime investigations;

(x) two hours of instruction on executive protection services;

~~(y) a two hour examination should be given at the completion of the course covering all subjects, a passing grade being one of the requirements for qualification.~~

~~(These records shall be subject to inspection, upon request by the Board or its~~

~~representative.) two hours of instruction in proper business practices to include, but not limited to, contracts, reports, invoices, and client relations.~~

(z) a two hour examination should be given at the completion of the course covering all subjects, a passing grade being one of the requirements for qualification.

(These records shall be subject to inspection, upon request by the Board or its representative.)

2. In addition to the requirements in paragraph 1, all private detective license holders and registered private detective employees who will be authorized to carry a handgun must complete the applicable firearms training curriculum as set forth in Board Rules 509-3-.08 and/or 509-3-.10.

Authority: OCGA §§ 43-1-19, 43-1-24, 43-1-25, 43-38-4, 43-38-6, 43-38-7, 43-38-10, 43-38-10.1, 43-38-11, and 43-38-11.1.