

# ETHICS BULLETIN

VOLUME 32 NOVEMBER 2020 — FEBRUARY 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 April 22, 2021

Private Security/Investigators Policy Committee May 18, 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/)

## MARCH 2021 STATISTICS

**Currently Certified and Licensed Private Security Providers in Oregon: 20,632**

### **Professionals**

**Alarm Monitor Professionals 2,015**

**Armed/Unarmed Professionals 1,794**

**Unarmed Professionals 14,397**

**Event & Entertainment Professionals 27**

### **Managers**

**Executive Managers 864**

**Supervisory Managers 1,060**

### **Instructors**

**Unarmed Instructors 333**

**Alarm Monitor Instructors 98**

**Firearms Instructors 44**

**Professional Standards Cases Opened: 299**

**Professional Standards Cases Closed: 255**

**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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### **SIGN-UP FOR GOVDELIVERY**

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 **NOVEMBER 2020 THROUGH FEBRUARY 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 1–17 FAILED TO RESPOND TO THE NOTICE AND THEY WERE DISQUALIFIED/DENIED.
- APPLICANTS 18-24 WITHDREW THEIR APPLICATION AND THE CASE WAS ADMINISTRATIVELY CLOSED.

**Applicant 1, an Unarmed Professional**, engaged in discretionary disqualifying misconduct based on a wildlife violation. The individual shot multiple elk on private property, without a license and without permission. The animals were not harvested. (Disqualifying conduct is based on Dishonesty, Lack of Good Character, Mistreatment of Others, and Lack of Public Trust).

**Applicant 2, an Unarmed Professional**, was convicted of Vandalism, Larceny and Grand Theft in another jurisdiction.

**Applicant 3, an Unarmed Professional**, was convicted of Robbery in the Third Degree and Armed Robbery in another jurisdiction.

**Applicant 4, an Unarmed Professional**, was convicted of Giving False Information to a Peace Officer in another jurisdiction.

**Applicant 5, an Unarmed Professional**, was convicted of Interfering with a Peace/Parole/ Probation Officer in another jurisdiction.

**Applicant 6, an Unarmed Professional**, was convicted of Unlawful Carrying of a Weapon and Possession of Weapons in another jurisdiction.

**Applicant 7, an Unarmed Professional**, was convicted of Issuance of a Bad Check in another jurisdiction.

**Applicant 8, an Unarmed Professional**, was convicted of Attempt to commit a Class B Felony (Attempted Assault in the Second Degree) and four counts of Identity Theft.

**Applicant 9, an Unarmed Professional,** engaged in discretionary disqualifying misconduct based on an arrest for Theft by Conversion in another jurisdiction. (Disqualifying conduct is based on Dishonesty, Lack of Good Character, Mistreatment of Others, and Lack of Public Trust).

**Applicant 10, an Unarmed Professional,** was convicted of Felony Assault in the Fourth Degree Constituting Domestic Violence and Felony Tampering with a Witness.

**Applicant 11, an Unarmed Professional,** was convicted of Theft in the Third Degree.

**Applicant 12, an Unarmed Professional,** was convicted of Assault in the Fourth Degree Constituting Domestic Violence.

**Applicant 13, an Unarmed Professional,** engaged in discretionary disqualifying misconduct based on an arrest for Theft in the Third Degree. The individual attempted to shoplift beer from a convenience store. (Disqualifying conduct is based on Dishonesty, Lack of Good Character, Mistreatment of Others, and Lack of Public Trust).

**Applicant 14, an Unarmed Professional,** is required to register as a sex offender.

**Applicant 15, an Unarmed Professional,** engaged in discretionary disqualifying misconduct based on the stealing food items from their work site while performing private security services. (Disqualifying conduct is based on Dishonesty, Lack of Good Character, Mistreatment of Others, and Lack of Public Trust).

**Applicant 16, an Armed/Unarmed Professional,** was convicted Assault and Battery in another jurisdiction.

**Applicant 17, an Alarm Monitor Professional,** was convicted of Petit Theft in another jurisdiction.

**Applicant 18, an Armed/Unarmed Professional,** was convicted of a drug offense in another jurisdiction, disqualifying the applicant from armed certification. Application was withdrawn.

**Applicant 19, an Unarmed Professional,** engaged in discretionary disqualifying misconduct based on an arrest for Animal Abuse and Neglect. (Disqualifying conduct is based on Dishonesty, Lack of Good Character, Mistreatment of Others, and Lack of Public Trust). Application was withdrawn.

**Applicant 20, an Armed/Unarmed Professional, and Supervisory Manager,** was convicted of Possession of Marijuana with Intent to Distribute in another jurisdiction. Application was withdrawn.

**Applicant 21, an Unarmed Professional,** was convicted of a Felony Driving Under the Influence of Intoxicants in another jurisdiction. Application was withdrawn.

**Applicant 22, an Unarmed Professional,** was convicted of Domestic Violence in the Third Degree in another jurisdiction. Application was withdrawn.

**Applicant 23, an Alarm Monitor Professional,** was convicted of two theft related charges in another jurisdiction. Application was withdrawn.

**Applicant 24, an Unarmed Professional,** was convicted of Simple Assault in another jurisdiction. Application was withdrawn.

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THE FOLLOWING CASES HAVE RESULTED IN **REVOCAION** OF CERTIFICATIONS AND LICENSES BY DPSST **NOVEMBER 2020 THROUGH FEBRUARY 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 - K FAILED TO RESPOND TO THE NOTICE AND THEY WERE DISQUALIFIED/REVOKED.

**Provider A, an Armed/Unarmed Professional and Unarmed Instructor,** engaged in discretionary disqualifying misconduct based on falsification of training affidavits submitted to the Department and dishonesty. (Disqualifying conduct is based on Dishonesty, Lack of Good Character, Mistreatment of Others, and Lack of Public Trust).

**Provider B, an Unarmed Professional,** was convicted of Menacing.

**Provider C, an Unarmed Professional,** was convicted of Robbery in the Third Degree and Unauthorized Use of a Vehicle.

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

**Provider E an Armed/Unarmed Professional and Unarmed Instructor**, engaged in discretionary disqualifying misconduct based on an arrest for Felony Malicious Mischief in the First Degree (damage to property) in another jurisdiction. (Disqualifying conduct is based on Dishonesty, Lack of Good Character, Mistreatment of Others, and Lack of Public Trust).

**Provider F, an Armed/Unarmed Professional**, engaged in discretionary disqualifying misconduct based on the provider stealing items from their contracted work site while performing the duties of a private security provider. (Disqualifying conduct is based on Dishonesty, Lack of Good Character, Mistreatment of Others, and Lack of Public Trust).

**Provider G, an Unarmed Professional**, was convicted of Identity Theft and was arrested for a separate Identity Theft incident which remains pending resolution.

**Provider H, an Unarmed Professional**, was convicted of Attempt to Commit a Class A Misdemeanor (Assault in the Fourth Degree Constituting Domestic Violence).

**Provider I, an Unarmed Professional**, was convicted of Negligent Driving in the First Degree/ Driving Under the Influence of Cannabis in another jurisdiction.

**Provider J, an Unarmed Professional**, was convicted of Driving Under the Influence of a Controlled Substance.

**Provider K, an Unarmed Professional**, engaged in discretionary disqualifying misconduct based on theft of food items from the security providers worksite while performing private security services. Disqualifying conduct is based on Dishonesty, Lack of Good Character, Mistreatment of Others, and Lack of Public Trust).

## NEW AND NOTEWORTHY ITEMS

### MORAL FITNESS AND CRIMINAL BACKGROUND DISQUALIFIERS RULE CHANGES

The Board has recently approved changes to the Private Security Professionals moral fitness and denial/revocation standards and processes effective January 1, 2021.

A highlight of the changes are listed below:

- Eliminating permanent ineligibility for mandatory convictions (Lifetime disqualifiers) and eliminating the list of mandatory disqualifying crimes. Eligibility is now based on conduct relating to moral fitness. Some mandatory disqualifiers remain.
- Identifying discretionary disqualifiers based on the type of certifications/licenses.
- Adjusting the discretionary disqualifier review periods based on the type of certifications/licenses (Alarm Monitor, Unarmed Professional and Event and Entertainment certifications are now a four year period and all others remain at a ten year review period).
- Dividing OAR 259-060-0300 into multiple topic and purpose specific rules to ease read-ability and reference citations:

OAR 259-060-0300 for Alarm Monitors

OAR 259-060-0310 for Unarmed Professionals and Event and Entertainment and

OAR 259-060-0320 for Armed/Unarmed, Instructors and Executive and Supervisory Managers.

**THE DEPARTMENT ENCOURAGES YOU TO REVIEW THE NEW ADMINISTRATIVE RULES, DEFINITIONS AND UPDATED FITNESS MINIMUM STANDARDS. WE ENCOURAGE YOU TO CONTACT US IF YOU HAVE ANY QUESTIONS OR NEED CLARIFICATION OF THE NEW RULE CHANGES.**

\*An Explanation of Changes to the Minimum Standard document, an Eligibility Reference Guide, Background Information and a Measure 11 Crimes Reference List are available at the DPSST Private Security website:

[Department of Public Safety Standards & Training : Moral Fitness : Private Security : State of Oregon](#)

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### OTHER CHANGES:

\*APPLICATIONS AND FORMS HAVE BEEN UPDATED TO REFLECT THE NEW MORAL FITNESS REQUIREMENTS AND ARE NOW FILLABLE FORMS.



DEPARTMENT OF PUBLIC SAFETY  
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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)