

## **Alabama Private Investigation Board (APIB) News Blast**

**October 20, 2017**

### **Limited License Agreements with Surrounding States**

The APIB currently has a Limited License Agreement with The Tennessee Private Investigation and Polygraph Commission. This agreement provides for the following investigative activities: A resident of Alabama who is currently licensed as a private investigator by the APIB, may be granted a limited licensure exemption from the licensing requirements of Tennessee. This licensure exemption is only available to:

1. Private Investigators who are licensed by the reciprocating state and whose license(s) are in good standing with the reciprocating state. Private investigators whose license(s) has/have been suspended or revoked for law or rule violations in any state shall not be eligible for license recognition for ten (10) years from the effective date of the suspension or revocation.
2. Alabama and Tennessee private investigators, qualified per paragraph one (1) above who do not have a felony conviction, may enter the reciprocating state to conduct private investigations only if the investigation originated in their home state. Furthermore, investigation in the reciprocating state is limited to thirty (30) days per agency per case per year. Investigations exceeding thirty (30) days must be handled by a licensed private investigator in the reciprocating state. The exemption does not authorize private investigators to solicit private investigative business in the reciprocating state or to conduct private investigative business in the reciprocating state other than as specifically stated in the above paragraph.

In addition to the above, both parties agree that all individuals exempted under this agreement be affiliated with a properly licensed investigative agency in Tennessee. Alabama does not require a company affiliation. However, the remaining terms apply: a. An irrevocable consent that service or process, in any complaint or disciplinary action filed against the investigator arising out of the investigator's activities in the reciprocating state may be made by delivery of such process on the administrator of the private investigation regulatory agency in his/her/its state of residence. In addition, the private investigator or private investigative agency consent to the jurisdiction of the reciprocating state should a complaint or disciplinary action in the reciprocating state be filed.

The APIB has officially proposed a Limited License Agreement similar to the one with Tennessee (as detailed above) with Georgia and Florida as well. Although, our requests have been in the works since February of 2016 and discussed at every APIB Board Meeting since, we have so far been unable to obtain an agreement with either Georgia or Florida. We are optimistic that we will have an agreement with Georgia for the Board to vote on at the January 23<sup>rd</sup> APIB Board Meeting.

Florida's legal department has responded to our request for a Limited License Agreement by providing a Rule that Florida adopted in December of 2016 (SN-1.121 Reciprocity). We are currently seeking further clarification of this Rule (that appears to currently exclude Alabama due to requiring Agency Licenses) and are further requesting their specific requirements that would allow a path towards a Limited License Agreement between our two states in the future.

Any developments on the proposed Limited License Agreements with either Georgia or Florida will be reported to licensees on the APIB web site and in Newsblast form. So, stay tuned.....

**BOLO: Next Article: "The Difference between the Licensure Board (APIB) and the Association (APIA)"**