

Regular Session, 2014

HOUSE BILL NO. 551

BY REPRESENTATIVE TIM BURNS

PRIVATE SECURITY: Makes changes to the Private Security Regulatory and Licensing Law

1 AN ACT

2 To amend and reenact R.S. 37:3276(F) and (G), 3278, and 3284(B)(1)(introductory
3 paragraph), (a) through (d), and (4) and (D)(2) and to enact R.S. 37:3284(B)(5) and
4 3299, relative to the Private Security Regulatory and Licensing Law; to make
5 changes to when a person in the private security business can solicit business; to
6 require all applicants to successfully pass an examination; to provide relative to
7 training requirements; to require reports to be filed by certain persons upon
8 discharging a weapon; and to provide for related matters.

9 Be it enacted by the Legislature of Louisiana:

10 Section 1. R.S. 37:3276(F) and (G), 3278, and 3284(B)(1)(introductory paragraph),
11 (a) through (d), and (4) and (D)(2) are hereby amended and reenacted and R.S.
12 37:3284(B)(5) and 3299 are hereby enacted to read as follows:

13 §3276. Qualifications of licensee

14 * * *

15 F. ~~Every person in the private security business shall apply to the board for~~
16 ~~a license prior to operating a business or soliciting business in Louisiana.~~

17 G. An applicant ~~and/or~~ or qualifying agent for a security business shall have
18 three ~~years~~ years of consecutive experience as an employee, manager, or owner of
19 a security company, or three ~~years~~ years of experience as a law enforcement officer
20 with any federal, state, local, or United States military law enforcement agency.

1 G. An applicant is prohibited from soliciting or operating a business prior to
 2 being issued a license.

3 * * *

4 §3278. Examination

5 A. The board shall determine the scope, form, and content of the
 6 examinations for licensure. The examination, which shall be written, shall test the
 7 applicant's knowledge of the private security business and his ability to apply that
 8 knowledge and to assume responsible charge in the practice of private security.

9 B. All applicants for licensure, regardless of whether the applicant holds a
 10 valid license in a state which has comparable licensing requirements, are required to
 11 successfully pass the examination for licensure.

12 * * *

13 §3284. Training of security officers; requirements

14 * * *

15 B.(1) Any security officer employed after the effective date of this Chapter
 16 shall complete, within thirty days of his first work assignment, either eight hours of
 17 classroom training or an approved curriculum-based training course under a licensed
 18 instructor and successfully pass an examination on the prescribed material which
 19 shall include the following topics:

20 (a) Orientation to R.S. 37:3270 through 3298 and the board's rules and
 21 regulations: ~~two hours.~~

22 (b) Legal powers and limitations of a security officer: ~~two hours.~~

23 (c) Emergency procedures: ~~two hours.~~

24 (d) General duties/field notes/report writing: ~~two hours.~~

25 * * *

26 (4) Security officers shall have sixty days from the date of the first work
 27 assignment to complete either an additional eight hours of classroom training or an
 28 approved curriculum-based training course under a licensed instructor, as prescribed

1 by the board, and successfully pass a fifty-question test administered by the licensed
2 instructor by achieving a minimum score of seventy percent.

3 (5) No more than two of the training requirements provided for in
4 Paragraphs (1), (2), and (4) of this Subsection may be conducted during a twenty-
5 four-hour period.

6 * * *

7 D.

8 * * *

9 (2) Upon a registrant's completion of any training required, the ~~licensee or~~
10 ~~employer, as the case may be,~~ licensed instructor shall furnish to the board a
11 documented training verification form of such completion signed by a licensed
12 instructor within fifteen calendar days from ~~said~~ the training.

13 * * *

14 §3299. Discharge of firearms

15 A. An employee of a security company who discharges a weapon while on
16 duty or traveling to or from duty shall complete and file a board-provided weapons
17 discharge report with the board within seventy-two hours of discharging the weapon.

18 B. An instructor or trainee who discharges a weapon for any other reason
19 than range qualification during firearms training and range qualifications shall
20 complete and file a board-provided weapons discharge report with the board within
21 seventy-two hours of discharging the weapon.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

Tim Burns

HB No. 551

Abstract: Makes changes to the Private Security Regulatory and Licensing Law.

Present law requires an applicant or qualifying agent for a security business to have three years of consecutive experience as an employee, manager, or owner of a security company, or three years of experience as a law enforcement officer with any federal, state, local, or U.S. military law enforcement agency.

Present law provides that every person in the private security business is required to apply to the La. State Board for Private Security Examiners (board) for a license prior to operating a business or soliciting business in La.

Proposed law removes present law and provides that an applicant is prohibited from soliciting or operating a business prior to being issued a license.

Proposed law provides that all applicants for licensure, regardless of whether the applicant holds a valid license in a state which has comparable licensing requirements, are required to successfully pass the examination for licensure.

Present law provides that any security officer, within 30 days of his first work assignment, is required to complete eight hours of classroom training under a licensed instructor and successfully pass an examination on the prescribed material which includes the following topics:

- (1) Orientation to R.S. 37:3270 through 3298 and the board's rules and regulations: two hours.
- (2) Legal powers and limitations of a security officer: two hours.
- (3) Emergency procedures: two hours.
- (4) General duties/field notes/report writing: two hours.

Proposed law changes present law and provides that any security officer employed is required to complete, within 30 days of his first work assignment, either eight hours of classroom training or an approved curriculum-based training course under a licensed instructor and successfully pass an examination on the prescribed material which includes the topics listed in present law. Further, proposed law removes the two hours requirement from the topics listed in present law.

Present law provides that any security officer, within 60 days of his first work assignment, is required to complete an additional eight hours of classroom training under a licensed instructor and successfully pass a 50-question examination administered by the licensed instructor, while achieving a minimum score of 70%.

Proposed law changes present law and provides that any security officer, within 60 days of his first work assignment, is required to complete either an additional eight hours of classroom training or an approved curriculum-based training course under a licensed instructor and successfully pass a 50-question examination administered by the licensed instructor, while achieving a minimum score of 70%.

Present law provides that additionally, armed security officers are required to complete firearms training and range qualifications, as prescribed by the board, prior to armed work assignment.

Proposed law provides that no more than two of the training requirements in present law and proposed law may be conducted during a 24-hour period.

Present law provides that upon a registrant's completion of any training required, the licensee or employer, as the case may be, is required to furnish to the board a documented training verification form of such completion signed by a licensed instructor within 15 calendar days from the training.

Proposed law changes present law and provides that upon a registrant's completion of any training required, the licensed instructor, rather than the licensee or employer, is required to

furnish to the board a documented training verification form of such completion signed by a licensed instructor within 15 calendar days from the training.

Proposed law requires an employee of a security company who discharges a weapon while on duty or traveling to or from duty to complete and file a board-provided weapons discharge report with the board within 72 hours of discharging the weapon.

Proposed law requires an instructor or trainee who discharges a weapon for any other reason than range qualification during firearms training and range qualifications to complete and file a board-provided weapons discharge report with the board within 72 hours of discharging the weapon.

(Amends R.S. 37:3276(F) and (G), 3278, and 3284(B)(1)(intro. para.), (a)-(d), and (4) and (D)(2); Adds R.S. 37:3284(B)(5) and 3299)

Summary of Amendments Adopted by House

Committee Amendments Proposed by House Committee on Commerce to the original bill.

1. Made technical changes.

House Floor Amendments to the engrossed bill.

1. Made technical changes.