

STATE OF OKLAHOMA

1st Session of the 43rd Legislature (1991)

SENATE BILL NO. 351

BY: EASLEY

AS INTRODUCED

AN ACT RELATING TO PROFESSIONS AND OCCUPATIONS;

AMENDING SECTION 2, CHAPTER 224, O.S.L. 1986, AS
LAST AMENDED BY SECTION 1, CHAPTER 225, O.S.L.
1989, SECTION 3, CHAPTER 224, O.S.L. 1986, AS LAST
AMENDED BY SECTION 2, CHAPTER 200, O.S.L. 1988,
SECTION 3, CHAPTER 193, O.S.L. 1987, SECTIONS 5 AND
6, CHAPTER 224, O.S.L. 1986, AS LAST AMENDED BY
SECTIONS 2 AND 3, CHAPTER 225, O.S.L. 1989 AND
SECTIONS 7 AND 8, CHAPTER 224, O.S.L. 1986, AS LAST
AMENDED BY SECTIONS 5 AND 6, CHAPTER 200, O.S.L.
1988 (59 O.S. SUPP. 1990, SECTIONS 1750.2, 1750.3,
1750.3A, 1750.5, 1750.6, 1750.7 AND 1750.8), WHICH
RELATE TO THE OKLAHOMA SECURITY GUARD AND PRIVATE
INVESTIGATOR ACT; ADDING DEFINITION; ADDING AND
MODIFYING POWERS OF COUNCIL ON LAW ENFORCEMENT
EDUCATION AND TRAINING; REQUIRING ADMINISTRATION OF
CERTAIN EVALUATION INSTRUMENT TO ADDITIONAL
APPLICANT; PROHIBITING PRIVATE INVESTIGATOR FROM
CARRYING FIREARM UNTIL CERTAIN ENDORSEMENT IS
ISSUED; AUTHORIZING ADDITIONAL LICENSE; PROVIDING
FOR CERTAIN FEE AND IDENTIFICATION CARD; MODIFYING
QUALIFICATIONS FOR ISSUANCE OF CERTAIN LICENSES;
MODIFYING BOND AND INSURANCE REQUIREMENTS;
CONFORMING LANGUAGE; MODIFYING REASONS FOR DENYING,

SUSPENDING OR REVOKING CERTAIN LICENSES; REQUIRING
COUNCIL PROVIDE CERTAIN MAILING LIST WITH CERTAIN
INFORMATION; PROVIDING FOR CODIFICATION; AND
PROVIDING AN EFFECTIVE DATE.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY Section 2, Chapter 224, O.S.L.
1986, as last amended by Section 1, Chapter 225, O.S.L. 1989 (59
O.S. Supp. 1990, Section 1750.2), is amended to read as follows:

Section 1750.2 As used in the Oklahoma Security Guard and
Private Investigator Act, Section 1750.1 et seq. of this title:

1. "Client" means any person or legal entity having a contract
with a person or entity licensed pursuant to Section 1750.1 et seq.
of this title, which contract authorizes services to be performed in
return for financial or other considerations;

2. "Council" means the Council on Law Enforcement Education and
Training;

3. "License" means authorization issued by the Council pursuant
to this act permitting the holder to perform the functions of a
security guard, armed security guard, private investigator,
investigative agency, or security agency;

4. "Private investigator" means a person who is self-employed,
or contracts with, or is employed by an investigative agency for the
purpose of conducting a private investigation and reporting the
results to the employer or client of the employer relating to:

- a. potential or pending litigation, civil, or criminal,
- b. divorce or other domestic investigations, or
- c. missing persons or missing property, or
- d. other lawful investigations,

but shall not include:

- (1) a person authorized or employed by the United States Government, any state government, or any agency, department, or political subdivision thereof while engaged in the performance of official duties,
- (2) a person or employee of a firm, corporation or other legal entity engaged exclusively in a profession licensed by any board, commission, department or court of this state, or
- (3) a bona fide, salaried, full-time employee of a firm, corporation or other legal entity not in the primary business of soliciting and providing private investigations, who conducts investigations that are exclusive to and incidental to the primary business of said firm, corporation or entity, and when the costs of such investigations are not charged directly back to the particular client or customer who directly benefits from the investigation;

5. "Security agency" means a person, firm, corporation, or other private legal entity in the business of furnishing another person as a security guard or armed security guard for hire;

6. "Security guard" means an individual contracting with or employed by a security agency, private business or person to prevent trespass, theft, misappropriation, wrongful concealment of merchandise, goods, money or other tangible items, or engaged as a bodyguard or as a private watchman to protect persons or property, but shall not include:

- a. for individuals operating unarmed, any person employed as a private watchman or security guard by one employer only in connection with the affairs of such

employer where there exists an employer-employee relationship,

b. a full-time certified peace officer of the United States, this state, or any political subdivision of either,

(1) while such peace officer is engaged in the performance of his official duties within the course and scope of his employment with the United States, this state, or any political subdivision of either, or

(2) while such peace officer is engaged in the performance of his duties as a railroad police officer, or

(3) who receives compensation for private employment on an individual or an individual independent contractual basis as a patrolman, guard, or watchman if such person is employed in an employer-employee relationship or is employed on an individual contractual basis,

c. employees of armored car companies currently regulated by the Corporation Commission,

d. any person whose terms of employment as a security guard are governed by a collective bargaining agreement on the effective date of this act, and

e. any person who is employed as a full-time security guard by a financial institution on the effective date of this act;

7. "Armed security guard" means a security guard authorized to carry a firearm;

8. "Investigative agency" means a self-employed private investigator, a firm, a corporation, or other private legal entity

in the business of soliciting the business of private investigation and/or providing private investigations and investigators;

9. "Special event" means a public activity in the form of an athletic contest, charity event, exposition or similar event that occurs only on an annual or noncontinuing basis; ~~and~~

10. "Special event license" means a temporary license issued pursuant to Section 1750.1 et seq. of this title which restricts the license holder to employment as a security guard only for the duration of a particular event; and

11. "Comparable training", as it pertains to the licensing of private investigators, means the applicant for an Oklahoma Private Investigator License:

- a. has been the holder of a private investigator license in another state whose training requirements for private investigators equals or exceeds the requirements of this state, or
- b. is a certified law enforcement officer.

SECTION 2. AMENDATORY Section 3, Chapter 224, O.S.L. 1986, as last amended by Section 2, Chapter 200, O.S.L. 1988 (59 O.S. Supp. 1990, Section 1750.3), is amended to read as follows:

Section 1750.3 A. The director of the Council on Law Enforcement Education and Training, and any staff member designated by the director, shall have all the powers and authority of peace officers of this state for the purposes of enforcing the provisions of Section 1750.1 et seq. of this title, and all other duties which are or may be conferred upon the Council by Section 1750.1 et seq. of this title. Provided, the powers and duties conferred on the director or any staff member he appoints as a peace officer shall not limit the powers and duties of other peace officers of this state or any political subdivision thereof. The director, or any staff member he appoints as a peace officer shall, upon request,

assist any federal, state, county or municipal law enforcement agency.

B. The Council on Law Enforcement Education and Training shall have the following powers and duties:

1. To promulgate rules and regulations to carry out the purposes of this act;

2. To establish and enforce standards governing the training of persons required to be licensed pursuant to this act with respect to:

- a. issuing, denying, or revoking certificates of approval to security training schools, and programs administered by the state, county, municipality, or private corporations or individuals,
- b. certifying instructors at approved security training schools,
- c. establishing minimum requirements for security training schools and periodically reviewing these standards, and
- d. providing for periodic inspection of all security training schools or programs;

3. To establish minimum curriculum requirements for training as the Council may require for either security guards, armed security guards or private investigators. Training requirements for unarmed security guards shall not exceed forty (40) hours of instruction;

4. To establish requirements for the continuing education of all licensed private investigators; provided, a nonpaid advisory board of licensed private investigators shall be appointed by the Council to assist the Council in establishing criteria for qualifying continuing education programs submitted to the Council for consideration;

5. To grant a waiver of any training requirement, except firearms training which shall be required for an armed security

guard license or training for the "Firearms Authorized" endorsement on the private investigator license; provided, the applicant has completed not less than one (1) year of full-time employment as a security guard, armed security guard, private investigator, or as a certified law enforcement officer within a three-year period immediately preceding the date of application and the applicant provides sufficient documentation thereof as may be required by the Council;

~~5.~~ 6. To grant an applicant credit for fulfilling any prescribed course or courses of training, including firearms training, provided the applicant submits documentation of comparable training for security guard or armed security guard licenses as defined herein. The Council may grant or refuse any such credit at its discretion, except as provided herein;

~~6.~~ 7. To issue the licenses and identification cards provided for in this act;

~~7.~~ 8. To investigate alleged violations of this act or rules and regulations relating thereto and to deny, suspend, or revoke licenses and identification cards if necessary, or to issue notices of reprimand to licensees with or without probation under rules and regulations to be prescribed by the Council; and

~~8.~~ 9. To provide all forms for applications, identification cards, and licenses required by this act.

SECTION 3. AMENDATORY Section 3, Chapter 193, O.S.L. 1987 (59 O.S. Supp. 1990, Section 1750.3A), is amended to read as follows:

Section 1750.3A A. Each applicant for an armed security guard license or endorsement of "Firearms Authorized" on a private investigator license shall be administered any current standard form of the Minnesota Multiphasic Personality Inventory (MMPI), or other psychological evaluation instrument approved by the Council on Law Enforcement Education and Training, which shall be administered

during the firearms training phase required by Section 1750.3 of ~~Title 59 of the Oklahoma Statutes~~ this title. The security training school administering such instrument shall forward the response data to a psychologist licensed by the State Board of Examiners of Psychologists for evaluation. Such licensed psychologist shall be of the applicant's choice. It shall be the responsibility of the applicant to bear the cost of such psychological evaluation.

B. If the licensed psychologist is unable to certify the applicant's psychological capability to exercise appropriate judgment, restraint and self-control, after evaluating the data, the psychologist shall employ whatever other psychological measuring instruments or techniques deemed necessary to form his professional opinion. The use of any psychological measuring instruments or techniques shall require a full and complete written explanation to the Council on Law Enforcement Education and Training.

C. The psychologist shall forward a written psychological evaluation, on a form prescribed by the Council, to the Council within fifteen (15) days of the evaluation, even if the applicant is found to be psychologically at risk. The Council may utilize the results of the psychological evaluation for up to six (6) months from the date of the evaluation after which the applicant shall be reexamined. No person who has been found psychologically at risk in the exercise of appropriate judgment, restraint and self-control shall reapply for certification until one (1) year from the date of being found psychologically at risk.

D. Peace officers, active or retired, who have been certified by the Council on Law Enforcement Education and Training shall be exempt from the provisions of this section.

SECTION 4. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 1750.4b of Title 59, unless there is created a duplication in numbering, reads as follows:

No duly licensed private investigator may carry a firearm until an endorsement has been issued by the Council on Law Enforcement Education and Training pursuant to the provisions of this act.

SECTION 5. AMENDATORY Section 5, Chapter 224, O.S.L. 1986, as last amended by Section 2, Chapter 225, O.S.L. 1989 (59 O.S. Supp. 1990, Section 1750.5), is amended to read as follows:

Section 1750.5 A. Licenses authorized to be issued by the Council on Law Enforcement Education and Training shall be as follows:

1. Security Agency License;
2. Investigative Agency License;
3. Private Investigator License (unarmed);
4. Security Guard License (unarmed);
5. Armed Security Guard License; ~~and~~
6. Special Event License (unarmed); and
7. Private Investigator License with "Firearm Authorized"

endorsement.

B. Any qualified applicant meeting the requirements for more than one of the positions of private investigator, with or without the firearm endorsement, security guard, or armed security guard may be issued a separate license for each position for which he qualifies, or in the discretion of the Council, a combination license provided the required license fees are paid.

C. A private investigator may carry a firearm, if said private investigator also performs the functions of an armed security guard, under the authority of the armed security guard license; or if said private investigator performs no functions of an armed security guard, the Council may add an endorsement to the license of the private investigator that states "Firearms Authorized", in lieu of the armed security guard license, provided the private investigator completes the same training and testing requirements of the armed security guard. The Council will charge the same fee for the

private investigator license with "Firearms Authorized" endorsement
~~on the private investigators license as the cost of that is charged~~
for the armed security guard license.

D. Any identification card issued to a person meeting the license requirements for an armed security guard or "Firearms Authorized" endorsement of a private investigator shall be distinct and shall explicitly state that the person is authorized to carry a firearm pursuant to the provisions of this act, Section 1750.1 et seq. of this title. Upon receipt of the license and identification card, such armed security guard or properly endorsed private investigator is authorized to carry a firearm in the performance of his duties subject to the provisions of this act and the rules and regulations prescribed by the Council.

E. The Council may issue a conditional license to a person employed by a security or investigative agency as a trainee for a security guard, armed security guard or private investigator position, when such person has submitted a properly completed application, made under oath, subject to the following conditions:

1. A conditional license shall authorize such employees to perform the same functions that regular licensees perform, but subject to supervision by the employing agency as the Council may prescribe;

2. The holder of such conditional license shall complete the necessary training requirements within one hundred eighty (180) days from the effective date of the conditional license, after which the conditional license shall expire;

3. The holder of a conditional license as an armed security guard shall not carry a firearm in the performance of his duties until he has completed a course of firearms training as prescribed by the Council, and has been issued a regular license by the Council;

4. A conditional license may be renewed at the discretion of the Council, if necessary to allow an applicant to complete any training required for a regular license; and

5. When the Council finds that a conditional license holder has completed the required training and is otherwise qualified for a license pursuant to the provisions of Section 1750.1 et seq. of this title, the Council shall issue such person a regular license.

F. A Security Agency License may be issued to an individual, corporation or other legal entity meeting the following qualifications:

1. If the license is to be issued in the name of a legal entity other than a natural person, the applicant must furnish proof that the entity is legally recognized, such as the issuance of a corporate charter; and

2. The executive officer, manager, or other person in charge of supervising security guards in the performance of their duties shall be a licensed security guard.

G. An Investigative Agency License may be issued to an individual, corporation or other legal entity meeting the following qualifications:

1. If the license is to be issued in the name of a legal entity other than a natural person, the applicant must furnish proof that the entity is legally recognized, such as the issuance of a corporate charter;

2. Any person, otherwise qualified, may own a private investigation agency, provided, that a self-employed private investigator, or the executive officer, manager, or other person in charge of supervising private investigators in the performance of their duties shall be a licensed private investigator with a minimum of one (1) year of experience as a private investigator, or private investigator supervisor, ~~or law enforcement officer,~~ within the past five (5) years immediately preceding the application; and

3. A self-employed private investigator who employs no other investigators shall also be licensed as an investigative agency, ~~but shall only be required to be insured or bonded as a self-employed private investigator.~~

H. A Security Guard License, Armed Security Guard License, Private Investigator License, or Private Investigator License with "Firearm Authorized" endorsement, or combination thereof may be issued to an applicant meeting the following qualifications. The applicant shall:

1. Be a citizen of the United States or an alien legally residing in the United States;

2. Be at least eighteen (18) years of age, except that an applicant for an Armed Security Guard License shall be at least twenty-one (21) years of age;

3. Have successfully completed training requirements for the license applied for, as prescribed by the Council;

4. Be of good moral character;

5. Not have a record of a felony conviction;

6. Not have a record of conviction for larceny, theft, false pretense, fraud, embezzlement, false personation of an officer, any offense involving moral turpitude, any offense involving a minor as a victim, any nonconsensual sex offense, any offense involving the possession, use, distribution, or sale of a controlled dangerous substance, any offense involving a firearm, or any other offense as prescribed by the Council.

Provided however, if any conviction which disqualifies an applicant occurred more than five (5) years prior to the application date and the Council is convinced the offense constituted an isolated incident and the applicant has been rehabilitated, the Council may, in its discretion, waive the conviction disqualification as provided for in this section and issue an unarmed security guard license or a private investigator's license without a "Firearms Authorized"

endorsement, but shall not issue an armed guard license, to the applicant if the applicant is otherwise qualified unless said felony involved the use of a firearm or was violent in nature; and

7. If an Oklahoma State Bureau of Investigation records check and a local records check reveal that there are no felony convictions, criminal convictions involving moral turpitude, or any other disqualifying convictions as specified in the Oklahoma Security Guard and Private Investigator Act or prescribed by the Council, then the Council may conditionally issue an armed security guard license pending completion of the criminal history and background check. Further, under oath, the applicant shall certify that he has no disqualifying convictions as specified in the Oklahoma Security Guard and Private Investigator Act or by the Council. The applicant shall further meet all other qualifications. If upon completion of the required background investigation it is discovered that a disqualifying conviction exists, the Council shall immediately revoke the armed guard license of the applicant.

I. A special event license may be issued to an employee of a security agency who is hired on a temporary basis as an unarmed security guard for a particular event. An application for a special event license shall be made by the agency so employing the applicant. Said agency shall certify to the Council that the applicant meets the qualifications for security guards, pursuant to subsection H of this section.

J. Effective on and after July 1, 1988, all persons and agencies newly licensed pursuant to Section 1750.1 et seq. of this title, or who renew an existing license, shall obtain and maintain liability coverage in accordance with the following minimum standards:

1. General liability insurance coverage for bodily injury, personal injury and property damage, with endorsements for personal injury including false arrest, libel, slander and invasion of

privacy, and endorsements for damage to property in their care, custody or control; or

2. A surety bond that allows persons to recover for actionable injuries, loss or damage as a result of the willful, or wrongful acts or omissions of the principal and protects this state, its agents, officers and employees from judgments against the principal or insured licensee, and is further conditioned upon the faithful and honest conduct of the principal's business; and

3. Liability insurance coverages ~~and bonds~~ outlined in this section shall be in the minimum amounts of One Hundred Thousand Dollars (\$100,000.00) for private security and private investigation agencies. Security guards who operate as sole practitioners without a security agency license shall have bond or liability insurance coverage in the amounts of Ten Thousand Dollars (\$10,000.00) for armed security guards and Five Thousand Dollars (\$5,000.00) for unarmed security guards ~~and self-employed private investigators who employ no other investigators~~; and

4. Security agencies and investigative agencies shall ensure that all employees of said agencies have met the minimum liability coverages as prescribed in this section; and

5. Insurance policies and bonds issued pursuant to this section shall not be modified or canceled unless ten (10) days' prior written notice is given to the Council. All persons and agencies insured or bonded pursuant to this section shall be insured or bonded by an insurance carrier or a surety company licensed in the state in which the insurance or bond was purchased, or in this state; and

6. In lieu of the requirements of this subsection, the Council may accept a written statement from a corporation which is registered with the Oklahoma Secretary of State attesting that the corporation self-insures the general operation of business for the types of liability set out in paragraphs 1 and 2 of this subsection.

K. Upon written notice, any license may be placed on inactive status.

SECTION 6. AMENDATORY Section 6, Chapter 224, O.S.L. 1986, as last amended by Section 3, Chapter 225, O.S.L. 1989 (59 O.S. Supp. 1990, Section 1750.6), is amended to read as follows:

Section 1750.6 A. Application for a license shall be made on forms provided by the Council on Law Enforcement Education and Training and shall be submitted in writing by the applicant under oath. The application shall require the furnishing of information reasonably required by the Council to implement the provisions of the Oklahoma Security Guard and Private Investigator Act, Section 1750.1 et seq. of this title, including classifiable fingerprints to enable the search of criminal indices for evidence of a prior criminal record.

Upon request of the Council, the Oklahoma State Bureau of Investigation and other state and local law enforcement agencies shall furnish a copy of any existent criminal history data relating to an applicant, including investigation reports which are otherwise required by law to be deemed confidential, to enable the Council to determine the qualifications and fitness of such applicant for a license.

B. The original application and any license renewal shall be accompanied by a nonrefundable fee of Sixty Dollars (\$60.00) for the original application and Twenty-five Dollars (\$25.00) for the renewal of a private investigator or an unarmed security guard, Eighty-five Dollars (\$85.00) for the original application and Fifty Dollars (\$50.00) for the renewal of an armed security guard, Seven Dollars (\$7.00) for a special event, and Two Hundred Dollars (\$200.00) for either the original application or the renewal for a security agency or investigative agency.

Except as otherwise provided for in this subsection, said fees shall be deposited in the General Revenue Fund. Thirty-five Dollars

(\$35.00) of the fee for the original application for a private investigator, an unarmed security guard or an armed security guard shall be deposited in the OSBI Revolving Fund.

C. A Security Guard License, Armed Security Guard License, or Private Investigator License with or without endorsement shall be valid for a period of two (2) years and may be renewed for additional two-year terms. A Security Agency License or Investigative Agency License shall be valid for a period of five (5) years and may be renewed for additional five-year terms. A special event license shall be valid only for the duration of the event for which it is expressly issued. Any individual may be issued up to two special event licenses during any calendar year.

D. The Council shall devise a system for issuance of licenses, such system to be operational through July 1989, for the purpose of evenly distributing the expiration dates of such licenses. Licenses issued during this period shall be for a period of one (1) year or for a period of two (2) years, at the discretion of the Council.

E. Pursuant to its rules and regulations, the Council may issue a duplicate license to a person licensed pursuant to the provisions of the Oklahoma Security Guard and Private Investigator Act. The Council may assess a fee of Four Dollars (\$4.00) for the issuance of a duplicate license. Said fee must accompany the request for a duplicate license.

SECTION 7. AMENDATORY Section 7, Chapter 224, O.S.L. 1986, as last amended by Section 5, Chapter 200, O.S.L. 1988 (59 O.S. Supp. 1990, Section 1705.7), is amended to read as follows:

Section 1750.7 A. A Security Guard License, Armed Security Guard License, Private Investigator License, and any conditional license shall be subject to denial, suspension, or revocation by the Council on Law Enforcement Education and Training subject to the Administrative Procedures Act for, but not limited to, the following reasons by a preponderance of the evidence:

1. Any erroneous or false statement in an application for a license submitted pursuant to this act;

2. Failure to successfully complete any prescribed course of training as required by the Council;

3. Violation of a provision of the Oklahoma Security Guard and Private Investigator Act or a regulation promulgated pursuant to this act;

4. A conviction for larceny, theft, embezzlement, false pretense, fraud, an offense involving moral turpitude, any nonconsensual sex offense, any offense involving a minor as a victim, any offense involving the possession, use, distribution or sale of a controlled dangerous substance, any offense involving a firearm, or a felony;

5. Use of beverages containing alcohol while armed with a firearm;

6. Knowingly impersonating a law enforcement officer; or

7. Failure to obtain or maintain liability insurance coverage or a surety bond pursuant to subsection J of Section 1750.5 of this title.

B. A Security Agency License or Investigative Agency License shall be subject to denial, suspension, or revocation by the Council subject to the Administrative Procedures Act for, but not limited to, the following reasons by a preponderance of the evidence:

1. A false statement in a license application;

2. Violation of any provision of this act or a regulation adopted pursuant thereto;

3. Employing, authorizing, or permitting an unlicensed, ~~or~~ or uninsured ~~or unbonded~~ person to perform a private investigator function or allowing an unlicensed, uninsured or nonbonded person to perform the functions of a security guard, or armed security guard ~~or private investigator function; and~~ and

4. Permitting a person to perform a security guard, armed security guard or private investigator function, knowing such person has committed any offense enumerated in subsection A of this section.

C. Upon the effective date of suspension or revocation of any license, the licensee shall have the duty to surrender the license and any identification card issued pursuant thereto to the Council.

SECTION 8. AMENDATORY Section 8, Chapter 224, O.S.L. 1986, as last amended by Section 6, Chapter 200, O.S.L. 1988 (59 O.S. Supp. 1990, Section 1750.8), is amended to read as follows:

Section 1750.8 A. No person who is exempt from the provisions of Section 1750.1 et seq. of this title shall display any badge or identification card bearing the words "private investigator" or "private detective", or use any words or phrases that imply that such person is a private investigator or private detective.

B. No person licensed as a private investigator shall:

1. Divulge any information gained by him in his employment except as his employer may direct or as he may be required by law to divulge; or

2. Willfully make a false report to his employer or to a client.

Any violation of this subsection, upon conviction, shall be punishable by a fine of not more than Five Hundred Dollars (\$500.00) or by imprisonment for not more than one (1) year, or by both such fine and imprisonment.

C. The Council on Law Enforcement Education and Training or its employees shall not disclose application information pertaining to persons licensed pursuant to this act, except:

1. To verify the current license status of any applicant or licensee to the public;

2. To perform duties pursuant to this act;

3. To a bona fide law enforcement agency;

4. To a licensing authority in another jurisdiction; or
5. As required by court order.

Provided, for commercial purposes the Council shall provide a mailing list to the public which shall be limited to listing, for security and investigative agencies, the name, address and telephone number that the agency publishes for the purpose of soliciting the business of the general public.

SECTION 9. This act shall become effective September 1, 1991.

43-1-481

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