

ENROLLED SENATE  
BILL NO. 1098

By: Gumm of the Senate

and

Miller (Doug) and Roan of  
the House

An Act relating to professions and occupations;  
amending 59 O.S. 2001, Section 1750.6, as amended by  
Section 7, Chapter 204, O.S.L. 2003 (59 O.S. Supp.  
2003, Section 1750.6), which relates to the Oklahoma  
Security Guard and Private Investigator Act;  
modifying fees for certain applications and license  
renewals; clarifying language; requiring fee for  
certain applications for a national criminal history  
record with fingerprint analysis; and providing an  
effective date.

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

SECTION 1. AMENDATORY 59 O.S. 2001, Section 1750.6, as  
amended by Section 7, Chapter 204, O.S.L. 2003 (59 O.S. Supp. 2003,  
Section 1750.6), is amended to read as follows:

Section 1750.6 A. 1. 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 applicant to furnish  
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, including, but not limited to, a  
national criminal history record check as defined by Section 150.9  
of Title 74 of the Oklahoma Statutes.

2. 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. 1. a. 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 each original application and

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 each original application and renewal of an armed security guard, Seven Dollars (\$7.00) for ~~a~~ each special event license, and Two Hundred Dollars (\$200.00) for either the original application or each renewal for a security agency or investigative agency.

b. In addition to the fees provided in this subsection, the original application of an unarmed private investigator, unarmed security guard or armed security guard shall be accompanied by a nonrefundable fee for a national criminal history record with fingerprint analysis, as provided in Section 150.9 of Title 74 of the Oklahoma Statutes.

2. A licensee whose license has been suspended may apply for reinstatement of license after the term of the suspension has passed. Any application for reinstatement following a suspension of licensure shall be accompanied by a nonrefundable fee of Twenty-five Dollars (\$25.00) for the reinstatement of a private investigator or unarmed security guard, Fifty Dollars (\$50.00) for the reinstatement of an armed security guard, and Two Hundred Dollars (\$200.00) for reinstatement of a security or investigative agency.

3. A licensee who fails to file a renewal application on or before the expiration of a license shall pay a late fee of Twenty-five Dollars (\$25.00) for an individual license and a late fee of One Hundred Dollars (\$100.00) for an agency license.

4. Except as otherwise provided in this subsection, the fees, penalties, and fines shall be deposited in the General Revenue Fund. The prevailing fingerprint processing 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 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 for the purpose of evenly distributing the expiration dates of the licenses.

E. Pursuant to its rules, 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. The fee must accompany the request for a duplicate license.

SECTION 2. This act shall become effective November 1, 2004.

Passed the Senate the 2nd day of March, 2004.

---

Presiding Officer of the Senate

Passed the House of Representatives the 15th day of April, 2004.

---

Presiding Officer of the House  
of Representatives