

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 2nd Session of the 54th Legislature (2014)

4 COMMITTEE SUBSTITUTE
5 FOR ENGROSSED
6 SENATE BILL NO. 1075

By: Shorty and Ivester of the
Senate

and

Christian of the House

11 COMMITTEE SUBSTITUTE

12 An Act relating to private security and investigator
13 licenses; amending 59 O.S. 2011, Section 1750.6,
14 which relates to license applications; modifying
deposit of certain fees; providing an effective date;
and declaring an emergency.

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

18 SECTION 1. AMENDATORY 59 O.S. 2011, Section 1750.6, is
19 amended to read as follows:

20 Section 1750.6 A. 1. Application for a license shall be made
21 on forms provided by the Council on Law Enforcement Education and
22 Training and shall be submitted in writing by the applicant under
23 oath. The application shall require the applicant to furnish
24 information reasonably required by the Council to implement the

1 provisions of the Oklahoma Security Guard and Private Investigator
2 Act, including classifiable fingerprints to enable the search of
3 criminal indices for evidence of a prior criminal record, including,
4 but not limited to, a national criminal history record check as
5 defined by Section 150.9 of Title 74 of the Oklahoma Statutes.

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

13 B. 1. a. ~~Beginning November 1, 2010, the~~ An original
14 application and any license renewal shall be
15 accompanied by a fee of Fifty Dollars (\$50.00) for
16 each original application and renewal of a private
17 investigator or an unarmed security guard, One Hundred
18 Dollars (\$100.00) for each original application and
19 renewal of an armed security guard or an armed private
20 investigator; provided however, an active certified
21 peace officer upon application or renewal of an armed
22 security guard or armed private investigator shall be
23 charged only twenty percent (20%) of the required fee,
24 Seven Dollars (\$7.00) for each special event license,

1 and Three Hundred Dollars (\$300.00) for either the
2 original application or each renewal for a security
3 agency or investigative agency. If an individual or
4 agency does not qualify for the type of license or
5 renewal license requested, CLEET shall retain twenty
6 percent (20%) of the licensing fee as a processing fee
7 and refund the remaining amount, if any, to the
8 individual or agency submitting payment. The
9 individual license fee paid by a licensed agency will
10 be refunded to the agency.

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

19 2. A licensee whose license has been suspended may apply for
20 reinstatement of license after the term of the suspension has
21 passed. Any application for reinstatement following a suspension of
22 licensure shall be accompanied by a nonrefundable fee of Twenty-five
23 Dollars (\$25.00) for the reinstatement of a private investigator or
24 unarmed security guard, Fifty Dollars (\$50.00) for the reinstatement

1 of an armed security guard or armed private investigator, and Two
2 Hundred Dollars (\$200.00) for reinstatement of a security or
3 investigative agency.

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

8 4. The fees charged and collected pursuant to the provisions of
9 ~~paragraph 1 of this subsection shall be apportioned and deposited to~~
10 the credit of the CLEET Private Security Revolving Fund ~~created~~
11 ~~pursuant to Section 2 of this act, as follows:~~

- 12 a. ~~Twenty-five Dollars (\$25.00) of the fee charged for an~~
13 ~~original application or license renewal of a private~~
14 ~~investigator or an unarmed security guard,~~
- 15 b. ~~Fifty Dollars (\$50.00) of the fee charged for an~~
16 ~~original application or license renewal of an armed~~
17 ~~security guard or an armed private investigator, and~~
- 18 c. ~~One Hundred Dollars (\$100.00) of the fee charged for~~
19 ~~an original or renewal application for a security~~
20 ~~agency or investigative agency.~~

21 ~~Unless otherwise specified in this subsection, all remaining fees,~~
22 ~~penalties, and fines shall be deposited in the General Revenue Fund.~~
23 The prevailing fingerprint processing fee for the original
24 application for a private investigator, an unarmed security guard,

UNDERLINED language denotes Amendments to present Statutes.
BOLD FACE CAPITALIZED language denotes Committee Amendments.
~~Strike thru~~ language denotes deletion from present Statutes.

1 an armed security guard or an armed private investigator shall be
2 deposited in the OSBI Revolving Fund.

3 C. ~~Beginning November 1, 2010, a~~ A Security Guard License,
4 Armed Security Guard License, Private Investigator License, or Armed
5 Private Investigator License shall be valid for a period of three
6 (3) years and may be renewed for additional three-year terms. A
7 Security Agency License or Investigative Agency License shall be
8 valid for a period of five (5) years and may be renewed for
9 additional five-year terms. A special event license shall be valid
10 only for the duration of the event for which it is expressly issued.
11 Any individual may be issued up to two special event licenses during
12 any calendar year.

13 D. The Council shall devise a system for issuance of licenses
14 for the purpose of evenly distributing the expiration dates of the
15 licenses.

16 E. Pursuant to its rules, the Council may issue a duplicate
17 license to a person licensed pursuant to the provisions of the
18 Oklahoma Security Guard and Private Investigator Act. ~~Beginning~~
19 ~~November 1, 2010, the~~ The Council may assess a fee of Eight Dollars
20 (\$8.00) for the issuance of a duplicate license. The fee must
21 accompany the request for a duplicate license. ~~Four Dollars (\$4.00)~~
22 ~~of the fee collected for the issuance of a duplicate license shall~~
23 ~~be deposited to the credit of the CLEET Private Security Revolving~~
24 ~~Fund created pursuant to Section 2 of this act.~~

1 SECTION 2. This act shall become effective July 1, 2014.

2 SECTION 3. It being immediately necessary for the preservation
3 of the public peace, health and safety, an emergency is hereby
4 declared to exist, by reason whereof this act shall take effect and
5 be in full force from and after its passage and approval.

6
7 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS AND BUDGET, dated
8 04/07/2014 - DO PASS, As Amended.
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24