



General Assembly

January Session, 2001

Raised Bill No. 6995

LCO No. 4749

Referred to Committee on Public Safety

Introduced by:
(PS)

AN ACT CONCERNING PRIVATE DETECTIVES AND SECURITY SERVICES.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

- 1 Section 1. (NEW) As used in chapter 534 of the general statutes:
- 2 (1) "Armed security officer" means a security officer who carries or
3 has immediate access to a firearm in the performance of such officer's
4 duties as a security officer;
- 5 (2) "Commissioner" means the Commissioner of Public Safety;
- 6 (3) "Licensee" means any person, firm, company, partnership or
7 corporation providing investigative or security services;
- 8 (4) "Private detective" means any person engaged in the business of,
9 or advertising as engaged in the business of, (A) investigating crimes
10 or civil wrongs, (B) investigating the location, disposition or recovery
11 of property, (C) investigating the cause of accidents, fire damage or
12 injuries to persons or to property, except that this shall not include
13 persons performing bona fide engineering services, (D) the personal
14 protection of individuals, (E) conducting surveillance activity, (F)

15 conducting background investigations, or (G) securing evidence to be
16 used before a court, board, officer or investigation committee;

17 (5) "Private detective agency" means any person, firm, company,
18 partnership or corporation that, for consideration, advertises as
19 providing, or is engaged in the business of providing, private
20 detectives;

21 (6) "Security officer" means the licensed and registered person hired
22 to safeguard and protect persons and property, or to deter, detain,
23 observe, detect or report any incident in order to prevent any unlawful
24 or unauthorized intrusion or entry, larceny, vandalism, abuse, arson or
25 trespass on property such person is hired to protect, such person may
26 be (A) employed by a private security service, or (B) a uniformed
27 employee who performs security work on the premises of the
28 employer's business when such premises are located in an area that is
29 accessible and unrestricted to the public, or has access only by paid
30 admission;

31 (7) "Security service" means any person, firm, association or
32 corporation that, for consideration, provides to another person, firm,
33 association or corporation one or more of the following: (A) The
34 prevention or detection of intrusion, entry larceny, vandalism, abuse,
35 fire, or trespass on the property the security service was hired to
36 protect; (B) the prevention, observation or detection of any
37 unauthorized activity on property the security service was hired to
38 protect; (C) the protection of patrons and persons authorized to be on
39 the premises of a person, firm, association or corporation that the
40 security service was hired to protect; (D) the transportation of
41 prisoners; (E) the secure transportation of papers, money, negotiable
42 instruments and other valuables; (F) the provision of patrol and
43 armored car services; or (G) the provision of guard dogs.

44 Sec. 2. Section 29-153 of the general statutes is repealed and the
45 following is substituted in lieu thereof:

46 No person shall engage in the business of, or solicit business as a
47 private detective or [investigator or as a watchman, guard or patrol
48 service or represent himself to be, hold himself out as] make
49 representations to be or advertise as a private detective [or
50 investigator] or as furnishing detective or investigating services [or as
51 a watchman, guard or patrol service] without first obtaining a license
52 from the Commissioner of Public Safety.

53 Sec. 3. Section 29-154a of the general statutes is repealed and the
54 following is substituted in lieu thereof:

55 (a) The commissioner may grant a private detective or
56 [investigator's license or a watchman, guard or patrol service] private
57 detective agency license to any suitable person, or to any corporation,
58 association or partnership subject to the following qualifications:

59 [(1) Private detective or investigator:] The applicant for a private
60 detective or [investigator's] private detective agency license shall be
61 not less than twenty-five years of age and of good moral character and
62 shall have had at least five years' experience as a full-time investigator,
63 [either in the employment of a licensed private detective or
64 investigator or with a United States government investigative service,
65 a state or organized municipal fire or police department or the
66 Division of Public Defender Services] as determined in regulations
67 adopted by the commissioner pursuant to section 29-161, as amended
68 by this act, or shall have had at least ten years' experience as a police
69 officer with investigative responsibilities with a state or organized
70 municipal police department. Employment as a [watchman, guard or
71 private patrolman] security officer shall not be considered as
72 employment as an investigator. If the applicant is a corporation,
73 association or partnership, the person filing the application in behalf of
74 such corporation, association or partnership shall meet the
75 qualifications set out herein for an individual applicant, and shall be
76 an officer of such corporation or member of such association or
77 partnership. If the commissioner grants a private detective or

78 [investigator's] private detective agency license to an applicant based
79 on such applicant's experience as an investigator with an organized
80 municipal fire department, such license shall restrict such licensee to
81 performing the same type of investigations as [he] were performed for
82 the municipal fire department.

83 [(2) Watchman, guard or patrol service: The applicant for a license
84 as a watchman, guard or patrol service shall be not less than twenty-
85 five years of age and of good moral character and shall have had at
86 least five years' experience as a supervisor or administrator in
87 industrial security or in the employment of a private guard, watchman
88 or patrol service or with a federal security agency or a state or
89 organized municipal police department. If the applicant is a
90 corporation, association or partnership, the person making the
91 application shall be an officer of the corporation or a member of the
92 association or partnership, and meet the foregoing qualifications.]

93 [(3)] (b) The commissioner may, at [his] such commissioner's
94 discretion, substitute up to one year of experience for [either] a private
95 detective or [investigator or a watchman, guard or patrol service]
96 private detective agency applicant upon proof of satisfactory
97 participation in a course of instruction pertinent to the license applied
98 for.

99 [(4)] (c) No license shall be issued to any person who has been
100 [convicted of a felony or an offense involving moral turpitude, or has
101 been discharged from military service under other than honorable
102 conditions] (1) convicted of any felony, (2) convicted of any
103 misdemeanor under section 21a-279, 53a-58, 53a-61, 53a-61a, 53a-62,
104 53a-63, 53a-96, 53a-175, 53a-176, 53a-178 or 53a-181d, or equivalent
105 conviction in another jurisdiction, within the past seven years, (3)
106 convicted of any offense involving moral turpitude, or (4) discharged
107 from military service under conditions that demonstrate questionable
108 moral character.

109 Sec. 4. Section 29-154c of the general statutes is repealed and the

110 following is substituted in lieu thereof:

111 No member of the state, or any town, city or borough, police force
112 or any other person vested with police powers shall be eligible for a
113 license under the provisions of [this chapter] sections 29-153 to 29-161,
114 inclusive, as amended by this act. If the applicant is a corporation,
115 association or partnership, no person comprising the corporation,
116 association or partnership may be such a member or person.

117 Sec. 5. Section 29-155 of the general statutes is repealed and the
118 following is substituted in lieu thereof:

119 (a) Application for a license as a private detective or [investigator or
120 as a watchman, guard or patrol service,] as a private detective agency
121 shall be made in writing, under oath, on a form to be furnished by the
122 commissioner. The application shall state the applicant's full name,
123 age, date and place of birth, residences and employment within the
124 past five years and [his] the applicant's present occupation with the
125 names and addresses of employers, the date and place of conviction of
126 any crime and such additional information as the commissioner
127 requires to investigate the qualification, character, competency and
128 integrity of the applicant. If the applicant is an association, corporation
129 or partnership, similar information shall be required of each individual
130 composing or intending to compose such association, corporation or
131 partnership.

132 (b) Each applicant and, in the case of an association, corporation or
133 partnership, each individual composing such association, corporation
134 or partnership, shall submit with the application two complete sets of
135 fingerprints on forms specified and furnished by the commissioner
136 and two photographs, two inches wide by three inches high, taken
137 within six months prior to the application.

138 (c) The application shall state the trade name or proposed trade
139 name to be used by the applicant and the location of the principal
140 place of business and the location of each office and branch office. If

141 the applicant is a corporation, the application shall give the name of
142 the corporation, if different from the proposed trade name, and the
143 date and place of incorporation. Any trade name or proposed trade
144 name shall require the approval of the commissioner. No trade name
145 or designation shall be used which implies any association with any
146 municipal, county or state government or the federal government, or
147 any agency thereof. No licensee shall use any advertisement, seal or
148 card, or any other media which may tend to mislead the public.

149 (d) The application shall contain such additional information and
150 documentation as the commissioner may require by regulation.

151 Sec. 6. Section 29-155a of the general statutes is repealed and the
152 following is substituted in lieu thereof:

153 (a) Each applicant for a license as a private detective or as a private
154 detective agency [, and each applicant for a license as a security service
155 or a security agency] shall post with the commissioner a bond in favor
156 of the state with surety in the amount of ten thousand dollars. No
157 bond shall be accepted for filing unless it is with a surety company
158 authorized to do business in this state and conditioned that the
159 principal named therein shall not do any act meriting suspension or
160 revocation of [his] such principal's license under the provisions of this
161 chapter. Any person aggrieved by an act of the principal named in
162 such bond in violation of the provisions of [this chapter] sections 29-
163 153 to 29-161, inclusive, as amended by this act, may proceed on such
164 bond against the principal or surety therein, or both, to recover
165 damages.

166 (b) Prior to being issued a license, an applicant shall provide a copy
167 of a certificate of general liability insurance for not less than three
168 hundred thousand dollars.

169 (c) A licensee shall notify the commissioner in writing within thirty
170 days of a change of status in the liability insurance or surety bond
171 required by this section.

172 Sec. 7. Section 29-155b of the general statutes is repealed and the
173 following is substituted in lieu thereof:

174 Upon being satisfied, after investigation, of the good character,
175 competency and integrity of an applicant, or, if the applicant is an
176 association or partnership, of the individual members thereof, or if a
177 corporation, of all officers and directors thereof, the commissioner may
178 grant a license to conduct such private detective business [or
179 watchman, guard or patrol agency] and to maintain a bureau, agency,
180 subagency, office or branch office for the conduct of such business on
181 the premises stated in such application. The license for an individual
182 private detective [or investigator] shall be as a private detective, and,
183 the license for a corporation, association or partnership shall be as a
184 private detective agency. [The license for an individual conducting a
185 watchman, guard or patrol service shall be as a security service, and, if
186 for a corporation, association or partnership, shall be as a security
187 agency.] Such license shall be for [one year] two years and application
188 for renewal shall be on a form furnished by the commissioner. Each
189 licensee shall permit the department to inspect, review or copy those
190 documents, business records or training records in the licensee's
191 possession that are required by regulation to be maintained.

192 Sec. 8. Section 29-155c of the general statutes is repealed and the
193 following is substituted in lieu thereof:

194 The fee for an individual private detective [or security service] shall,
195 for an original license, be [six hundred dollars and for renewal of any
196 such license four hundred fifty dollars per year] one thousand two
197 hundred dollars and for renewal of any such license, five hundred
198 dollars every two years. The fee for a private detective agency [or
199 security agency] shall, for an original license, be [seven hundred fifty
200 dollars and for renewal thereof six hundred dollars per year. The fee
201 for a combination private detective and security service license shall be
202 six hundred dollars, and for renewal of any such license three hundred
203 dollars per year, and for a combination detective agency and security

204 agency license seven hundred fifty dollars per year, and for renewal of
205 any such license four hundred fifty dollars per year] one thousand five
206 hundred dollars and for renewal of any such license, eight hundred
207 dollars every two years. If a licensee fails to apply for renewal of any
208 license within [six months] ninety days after the expiration thereof,
209 [he] such licensee shall pay for renewal thereof the fee provided for an
210 original license.

211 Sec. 9. Section 29-155d of the general statutes is repealed and the
212 following is substituted in lieu thereof:

213 Immediately upon the receipt of a license certificate issued by the
214 Commissioner of Public Safety pursuant to [this chapter] sections 29-
215 153 to 29-161, inclusive, as amended by this act, the licensee shall post
216 and at all times display such license in a conspicuous place at [his] the
217 licensee's place of business. A copy or duplicate of the license
218 certificate shall be conspicuously posted at each branch or suboffice.

219 Sec. 10. Section 29-156 of the general statutes is repealed and the
220 following is substituted in lieu thereof:

221 Upon the issuance of a license as provided in [this chapter] sections
222 29-153 to 29-161, inclusive, as amended by this act, the commissioner
223 shall issue to each licensee and, in the case of a corporation, association
224 or partnership, each officer or member thereof, a pocket identification
225 card, of such size and design as the commissioner may prescribe,
226 which card shall contain a photograph [and fingerprint] of the person
227 to whom issued, the name and business address of the licensee, the
228 license number and date of its expiration and the imprint or impress of
229 the seal of the state of Connecticut. Such card shall be carried upon the
230 person to whom issued at all times when engaged in the activities of
231 [his] the licensed business, which card shall be evidence of due
232 authorization pursuant to the terms of [this chapter] sections 29-153 to
233 29-161, inclusive, as amended by this act. All persons to whom such
234 identification cards have been issued shall be responsible for the safe
235 keeping of the same and shall not lend, enable, let or allow any other

236 person to have, hold, possess or display such identification card, and
237 no person shall possess, hold or display any identification card or
238 facsimile thereof, which is not duly authorized and issued by the
239 commissioner pursuant to the foregoing provisions.

240 Sec. 11. Section 29-156a of the general statutes is repealed and the
241 following is substituted in lieu thereof:

242 (a) Any licensee may employ as many agents, operators, assistants,
243 guards, watchmen or patrolmen as [he] the licensee deems necessary
244 for the conduct of [his] the licensee's business, provided such
245 employees shall be of good moral character and at least eighteen years
246 of age.

247 (b) Immediately upon hiring an agent, operator, assistant, guard,
248 watchman or patrolman, the licensee shall make application to register
249 such employee with the Commissioner of Public Safety. Such
250 application shall be made on forms furnished by the commissioner,
251 and, under oath of the employee, shall give [his] the employee's name,
252 address, date and place of birth, employment for the past five years,
253 experience in the position applied for, any convictions for violations of
254 the law and such other information as the commissioner may require,
255 by regulation, to properly investigate the character, competency and
256 integrity of the employee.

257 (c) The application for registration shall be accompanied by two sets
258 of fingerprints of the employee and two photographs of the employee,
259 two inches wide by two inches high, full-face, [with and without head
260 covering,] taken within six months prior thereto, and a [thirteen-
261 dollar] twenty-dollar registration fee payable to the state. Subject to the
262 provisions of section 46a-80, no person shall be approved for
263 employment who has been convicted of a felony, any sexual offense or
264 any crime that would tend to question [his] such person's honesty and
265 integrity, or who has been refused a license under the provisions of
266 this chapter for any reason except minimum experience, or whose
267 license, having been granted, has been revoked or is under suspension.

268 Upon being satisfied of the suitability of the applicant for employment
269 the commissioner shall register the employee and so notify the licensee
270 and place [his] the licensee's registration form and all related material
271 on file with the Division of State Police within the Department of
272 Public Safety.

273 (d) The licensee shall notify the commissioner within five days of
274 the termination of employment of any registered employees.

275 [(e) The commissioner may waive the submission of fingerprints
276 and photographs for any employee who has been employed by a
277 licensed private detective or security service or agency within the
278 previous six months.]

279 Sec. 12. Section 29-156b of the general statutes is repealed and the
280 following is substituted in lieu thereof:

281 The licensee of a private detective [~~business~~] agency shall issue to
282 each of [his] the agency's nonuniformed investigators, operators or
283 agents, [and the licensee of a watchman, guard or patrol service shall
284 issue to each of his nonuniformed agents,] an identification card, of
285 such size, color and design as the commissioner may prescribe, which
286 card shall contain the name [,] and photograph [and index fingerprint]
287 of the [employee] investigator, operator or agent, the name and
288 business address of the licensee, the license number and expiration
289 date, and the certification that the named [employee] investigator,
290 operator or agent is employed as an investigator, operator or agent of
291 the licensee. Such card shall be carried by the [employee] investigator,
292 operator or agent at all times when engaged in the activities of [his
293 employer] the licensee. No person shall hold, possess or show an
294 [employee] identification card not authorized and issued to [him] such
295 person by a licensed employer, or possess such card after termination
296 of [his] such person's employment with the issuing licensee.

297 Sec. 13. Section 29-156d of the general statutes is repealed and the
298 following is substituted in lieu thereof:

299 No private detective [or investigator] licensed under the provision
300 of [this chapter] sections 29-153 to 29-161, inclusive, as amended by
301 this act, or officer, director, employee, operator or agent of such
302 licensee, or any other person shall wear, carry, accept or show any
303 badge or shield of any description, purporting to indicate that such
304 person is a private detective [or investigator] or connected with the
305 private detective business.

306 Sec. 14. Section 29-156e of the general statutes is repealed and the
307 following is substituted in lieu thereof:

308 Any licensee may operate as many branch or suboffices as [he] such
309 licensee deems necessary to conduct [his] the business properly. [He]
310 Such licensee shall advise the commissioner, in writing not later than
311 five business days after opening for business, of the location of each
312 branch or suboffice, giving the town or city, street, number and
313 telephone number and the name of the manager of such branch or
314 suboffice.

315 Sec. 15. Section 29-156g of the general statutes is repealed and the
316 following is substituted in lieu thereof:

317 No person who is or has been an employee of a licensed private
318 detective or investigator shall divulge any information to anyone other
319 than [his] such person's employer, or as [his] the employer may direct,
320 except as may be required by law and including a hearing before the
321 commissioner, in respect to any of the work to which [he] such person
322 shall have been assigned by such employer or any other information
323 relating to the business of [his] the employer gained during such
324 employment or association.

325 Sec. 16. Section 29-156h of the general statutes is repealed and the
326 following is substituted in lieu thereof:

327 Nothing in this chapter shall preclude a private detective or private
328 detective agency from providing nonuniformed guard services for

329 private property or persons in the normal course of their business. [, or
330 a security service or agency from performing the investigation of
331 offenses upon property they are employed to service.]

332 Sec. 17. Section 29-158 of the general statutes is repealed and the
333 following is substituted in lieu thereof:

334 Any license may be suspended or revoked by the commissioner,
335 provided notice shall have been given to the licensee to appear before
336 the commissioner to show cause why the license should not be
337 suspended or revoked, upon a finding by the commissioner that: (1)
338 The licensee has violated any of the terms or provisions of sections 29-
339 153 to 29-161, inclusive, or any of the regulations promulgated
340 thereunder; (2) the licensee has practiced fraud, deceit or
341 misrepresentation to its clients; (3) the licensee has made a material
342 misstatement in the application for issuance or renewal of [his] such
343 licensee's license; (4) the licensee has demonstrated incompetence or
344 untrustworthiness in the conduct of [his] such licensee's business; or
345 (5) the licensee has been convicted of a felony or other crime affecting
346 [his] such licensee's honesty, integrity or moral fitness. Any license
347 applicant who has been denied a license may appeal in writing to the
348 commissioner not later than thirty days after receipt of such denial.
349 Any party aggrieved by an order of the commissioner hereunder may
350 appeal therefrom in accordance with the provisions of section 4-183,
351 except venue for such appeal shall be in the judicial district of New
352 Britain.

353 Sec. 18. Section 29-161 of the general statutes is repealed and the
354 following is substituted in lieu thereof:

355 (a) Any person who violates any provision of sections 29-153 to 29-
356 161, inclusive, as amended by this act, shall be fined not more than five
357 thousand dollars or imprisoned not more than one year or both. The
358 commissioner may establish, by regulation, fines for infractions of
359 sections 29-153 to 29-161, inclusive, as amended by this act, but no
360 such fine shall be more than five thousand dollars.

361 (b) The commissioner shall adopt regulations in accordance with the
362 provisions of chapter 54 to carry out the provisions of sections 29-153
363 to 29-161, inclusive, as amended by this act.

364 Sec. 19. Section 29-161a of the general statutes is repealed and the
365 following is substituted in lieu thereof:

366 (a) Any person, firm or corporation may employ as many [guards,
367 watchmen, patrolmen] security officers or security personnel carrying
368 firearms as it deems necessary for the conduct of its business, provided
369 such employees shall be of good moral character and at least [eighteen]
370 twenty-one years of age. Each person, firm or corporation shall make
371 application to register such personnel [employed on and after October
372 1, 1983,] with the Commissioner of Public Safety immediately upon
373 their hiring. [A person, firm or corporation currently employing such
374 personnel shall make application to register such employees within
375 ninety days of October 1, 1983.] Application for registration shall be
376 made in the same manner as is provided in section 29-156a, as
377 amended by this act, and applicants shall meet the requirements
378 specified in said section.

379 (b) Each person, firm or corporation employing nonarmed
380 proprietary security personnel may register such employees with the
381 Commissioner of Public Safety in accordance with the provisions of
382 this section.

383 (c) Any person, firm or corporation which violates any provision of
384 this section shall be fined seventy-five dollars for each offense. Each
385 violation of this section shall be a separate and distinct offense, and, in
386 the case of a continuing violation, each day's continuance thereof shall
387 be deemed to be a separate and distinct offense.

388 Sec. 20. Section 29-161b of the general statutes is repealed and the
389 following is substituted in lieu thereof:

390 (a) No employee of a licensed [watchman, guard or patrol] security

391 service and no employee of a firm or corporation hired to perform
392 [watchman, guard or] security services may carry a pistol, revolver or
393 other firearm while on duty or directly en route to or from such
394 employment unless [he] such employee obtains a special permit from
395 the Commissioner of Public Safety in accordance with the provisions
396 of subsection (b) of this section. No licensed [watchman, guard or
397 patrol] security service and no firm or corporation may permit any
398 employee to carry a pistol, revolver or other firearm while on duty or
399 directly en route to or from such employment unless it obtains proof
400 that such employee has obtained such permit from the commissioner.
401 The permit required under this section shall be in addition to the
402 permit requirement imposed under section 29-28.

403 (b) The Commissioner of Public Safety may grant to any suitable
404 employee of a licensed [watchman, guard or patrol] security service, or
405 to an employee hired to perform [watchman, guard or] uniformed or
406 nonuniformed security services by a firm or corporation, a permit to
407 carry a pistol or revolver or other firearm while actually on duty on the
408 premises of the employer, or, while directly en route to or from such
409 employment, provided that such employee has proven to the
410 satisfaction of the commissioner that [he] such employee has
411 successfully completed a course, approved by the commissioner, of
412 training in the safety and use of firearms. All armed security officers
413 must complete a refresher course and requalify yearly on a course
414 approved by the commissioner. The commissioner may grant to such
415 employee a temporary permit pending issuance of the permit,
416 provided [he] such employee has submitted [his] an application and
417 successfully completed such training course immediately following
418 employment. The commissioner shall adopt regulations in accordance
419 with the provisions of chapter 54 concerning the approval of schools,
420 institutions or organizations offering such courses, requirements for
421 instructors and the required number of hours and content of such
422 courses.

423 (c) Application for such permit shall be made on forms provided by

424 the commissioner and shall be accompanied by a thirty-one dollar fee.
425 Such permit shall expire five years after the date it becomes effective
426 and may be renewed for additional five-year periods.

427 (d) Any person, firm or corporation which violates any provision of
428 this section shall be fined seventy-five dollars for each offense. Each
429 violation of this section shall be a separate and distinct offense, and, in
430 the case of a continuing violation, each day's continuance thereof shall
431 be deemed to be a separate and distinct offense.

432 (e) The commissioner may suspend or revoke a [watchman, guard
433 or patrol] security service license upon a finding by the commissioner
434 that such licensee has violated the provisions of subsection (a) of this
435 section, provided notice shall have been given to such licensee to
436 appear before the commissioner to show cause why the license should
437 not be suspended or revoked. Any party aggrieved by an order of the
438 commissioner may appeal therefrom in accordance with the provisions
439 of section 4-183, except venue for such appeal shall be in the judicial
440 district of New Britain.

441 Sec. 21. Section 29-161c of the general statutes is repealed and the
442 following is substituted in lieu thereof:

443 Any licensed [watchman, guard or patrol] security service or any
444 firm or corporation employing proprietary security personnel shall
445 furnish the state police or the municipal police department with
446 written notice of the assignments of any security [guards] officers or
447 personnel who carry firearms and are stationed within the jurisdiction
448 of such law enforcement agencies.

449 Sec. 22. (NEW) No person shall engage in the business of, or solicit
450 business as a security service or make representations to be or
451 advertise as furnishing security services without first obtaining a
452 license from the Commissioner of Public Safety.

453 Sec. 23. (NEW) (a) The Commissioner of Public Safety may grant a

454 security service license to any suitable person, or to any corporation,
455 association or partnership subject to the following qualifications: The
456 applicant for a license as a security service shall be not less than
457 twenty-five years of age and of good moral character and shall have
458 had at least five years' experience in a supervisory management
459 capacity in industrial security, or a supervisor within a federal or state
460 security agency, or within a state or an organized municipal police
461 department or shall have had at least ten years' experience as a police
462 officer with a state or organized municipal police department. If the
463 applicant is a corporation, association or partnership, the person
464 making the application shall be an officer of the corporation or a
465 member of the association or partnership, and meet the foregoing
466 qualifications.

467 (b) The commissioner may, at such commissioner's discretion,
468 substitute up to one year of experience for a security service applicant
469 upon proof of satisfactory participation in a course of instruction
470 pertinent to the license applied for.

471 (c) No license shall be issued to any person who has been (1)
472 convicted of any felony, (2) convicted of any misdemeanor under
473 section 21a-279, 53a-58, 53a-61, 53a-61a, 53a-62, 53a-63, 53a-96, 53a-175,
474 53a-176, 53a-178 or 53a-181d of the general statutes, or equivalent
475 conviction in another jurisdiction, within the past seven years, (3)
476 convicted of any offense involving moral turpitude, or (4) discharged
477 from military service under conditions that demonstrate questionable
478 moral character.

479 Sec. 24. (NEW) The license of a corporation may be denied by the
480 Commissioner of Public Safety, or suspended or revoked, if it shall
481 appear that ten per cent or more of the stock of such corporation is
482 held by a person who cannot meet the character standards required of
483 an applicant.

484 Sec. 25. (NEW) No member of the state, or any town, city or
485 borough, police force or any other person vested with police powers

486 shall be eligible for a license under the provisions of sections 22 to 39,
487 inclusive, of this act. If the applicant is a corporation, association or
488 partnership, no person comprising the corporation, association or
489 partnership may be such a member or person.

490 Sec. 26. (NEW) (a) Application for a license as a security service,
491 shall be made in writing, under oath, on a form to be furnished by the
492 Commissioner of Public Safety. The application shall state the
493 applicant's full name, age, date and place of birth, residences and
494 employment within the past five years and the applicant's present
495 occupation with the names and addresses of employers, the date and
496 place of conviction of any crime and such additional information as the
497 commissioner requires to investigate the qualification, character,
498 competency and integrity of the applicant. If the applicant is an
499 association, corporation or partnership, similar information shall be
500 required of each individual composing or intending to compose such
501 association, corporation or partnership.

502 (b) Each applicant and, in the case of an association, corporation or
503 partnership, each individual composing such association, corporation
504 or partnership, shall submit with the application two complete sets of
505 fingerprints on forms specified and furnished by the commissioner
506 and two photographs, two inches wide by three inches high, taken
507 within six months prior to the application.

508 (c) The application shall state the trade name or proposed trade
509 name to be used by the applicant and the location of the principal
510 place of business and the location of each office and branch office. If
511 the applicant is a corporation, the application shall give the name of
512 the corporation, if different from the proposed trade name, and the
513 date and place of incorporation. Any trade name or proposed trade
514 name shall require the approval of the commissioner. No trade name
515 or designation shall be used which implies any association with any
516 municipal, county or state government or the federal government, or
517 any agency thereof. No licensee shall use any advertisement, seal or

518 card, or any other media which may tend to mislead the public.

519 (d) The application shall contain such additional information and
520 documentation as the commissioner may require by regulation.

521 Sec. 27. (NEW) (a) Each applicant for a license as a security service
522 shall post with the Commissioner of Public Safety a bond in favor of
523 the state with surety in the amount of ten thousand dollars. No bond
524 shall be accepted for filing unless it is with a surety company
525 authorized to do business in this state and conditioned that the
526 principal named therein shall not do any act meriting suspension or
527 revocation of such principal's license under the provisions of sections
528 22 to 39, inclusive, of this act. Any person aggrieved by an act of the
529 principal named in such bond in violation of the provisions of chapter
530 534 of the general statutes may proceed on such bond against the
531 principal or surety therein, or both, to recover damages.

532 (b) Prior to being issued a license, an applicant shall provide a copy
533 of a certificate of general liability insurance for not less than three
534 hundred thousand dollars. The licensee shall notify the commissioner,
535 in writing, within thirty days of a change of status in the liability
536 insurance or surety bond required by this section.

537 Sec. 28. (NEW) Upon being satisfied, after investigation, of the good
538 character, competency and integrity of an applicant, or, if the applicant
539 is an association or partnership, of the individual members thereof, or
540 if a corporation, of all officers and directors thereof, the Commissioner
541 of Public Safety may grant a license to conduct business as a security
542 service and to maintain a bureau, agency, subagency, office or branch
543 office for the conduct of such business on the premises stated in such
544 application. The license for an individual, a corporation, association or
545 partnership conducting a security service shall be as a security service.
546 Such license shall be for one year and application for renewal shall be
547 on a form furnished by the commissioner. Each licensee shall permit
548 the department to inspect, review or copy those documents, business
549 records or training records in the licensee's possession that are

550 required by sections 22 to 39, inclusive, of this act to be maintained.

551 Sec. 29. (NEW) The fee for an individual, firm or association
552 licensed as a security service shall, for an original license, be one
553 thousand two hundred dollars, and for renewal thereof, five hundred
554 dollars every two years. The fee for a corporation licensed as a security
555 service shall, for an original license, be one thousand five hundred
556 dollars and for renewal thereof eight hundred dollars every two years.
557 If a licensee fails to apply for renewal of any license within ninety days
558 after the expiration thereof, the licensee shall pay for renewal thereof
559 the fee provided for an original license.

560 Sec. 30. (NEW) Immediately upon the receipt of a license certificate
561 issued by the Commissioner of Public Safety pursuant to section 24 of
562 this act, the licensee shall post and at all times display such license in a
563 conspicuous place at the licensee's place of business. A copy or
564 duplicate of the license certificate shall be conspicuously posted at
565 each branch or suboffice.

566 Sec. 31. (NEW) Upon the issuance of a license as provided in
567 sections 22 to 39, inclusive, of this act, the Commissioner of Public
568 Safety shall issue to each licensee and, in the case of a corporation,
569 association or partnership, each officer or member thereof, a pocket
570 identification card, of such size and design as the commissioner may
571 prescribe, which card shall contain a photograph of the person to
572 whom issued, the name and business address of the licensee, the
573 license number and date of its expiration and the imprint or impress of
574 the seal of the state of Connecticut. Such card shall be carried upon the
575 person to whom issued at all times when engaged in the activities of
576 the licensed business, which card shall be evidence of due
577 authorization pursuant to the terms of sections 22 to 39, inclusive, of
578 this act. All persons to whom such identification cards have been
579 issued shall be responsible for the safe keeping of the same and shall
580 not lend, enable, let or allow any other person to have, hold, possess or
581 display such identification card, and no person shall possess, hold or

582 display any identification card or facsimile thereof, which is not duly
583 authorized and issued by the commissioner pursuant to the foregoing
584 provisions.

585 Sec. 32. (NEW) (a) Any security service may employ as many
586 security officers as the licensee deems necessary for the conduct of the
587 business, provided such employees shall be of good moral character
588 and at least eighteen years of age.

589 (b) A person hired to work as a security officer shall be licensed as a
590 security officer prior to a security service making application to
591 register the security officer with the Commissioner of Public Safety.
592 The employee shall complete a minimum of eight hours training in the
593 following areas: Basic first aid, search and seizure laws and
594 regulations, use of force, basic criminal justice and public safety issues.
595 The training shall be approved by the commissioner in accordance
596 with regulations adopted pursuant to section 39 of this act.

597 (c) Upon successful completion of such training, an application for a
598 license as a security officer shall be made on forms furnished by the
599 commissioner and, under oath of the employee, shall give the
600 employee's name, address, date and place of birth, employment for the
601 past five years, experience in the position applied for, any convictions
602 for violations of the law and such other information as the
603 commissioner may require, by regulation, to properly investigate the
604 character, competency and integrity of the employee. The application
605 for a license shall be accompanied by two sets of fingerprints of the
606 employee and two photographs of the employee, two inches wide by
607 two inches high, full-face, taken within six months prior thereto, and a
608 twenty-dollar licensing fee to be renewed every two years, made
609 payable to the state. Subject to the provisions of section 46a-80 of the
610 general statutes, no person shall be approved for a license who has
611 been convicted of a felony, any sexual offense or any crime that would
612 tend to question such person's honesty and integrity, or who has been
613 refused a license under the provisions of sections 22 to 39, inclusive, of

614 this act, for any reason except minimum experience, or whose license,
615 having been granted, has been revoked or is under suspension. Upon
616 being satisfied of the suitability of the applicant for licensure, the
617 commissioner may license the employee as a security officer.

618 (d) Upon the security officer's successful completion of training and
619 licensing by the commissioner, or immediately upon hiring a licensed
620 security officer, the security service shall make application to register
621 such security officer with the commissioner on forms provided by the
622 commissioner. The completed registration form and all related
623 material shall be kept on file with the Division of State Police within
624 the Department of Public Safety.

625 (e) The security service shall notify the commissioner within five
626 days of the termination of employment of any registered employee.

627 Sec. 33. (NEW) The licensee of a security service shall issue to each
628 nonuniformed security officer employed by such security service an
629 identification card, of such size, color and design as the Commissioner
630 of Public Safety may prescribe, which card shall contain the name and
631 photograph of the security officer, the name and business address of
632 the security service, the license number and expiration date and the
633 certification that the named security officer is employed as a security
634 officer by the security service. Such card shall be carried by the
635 security officer at all times when engaged in the activities of such
636 security officer's employer. No person shall hold, possess or show an
637 identification card not authorized and issued to such person by a
638 licensed employer, or possess such card after termination of such
639 person's employment with the issuing licensee.

640 Sec. 34. (NEW) The licensee of a security service shall issue to each
641 uniformed employee a metal or woven insignia of a design approved
642 by the Commissioner of Public Safety, with an inscription thereon
643 containing the word "security", the name of the licensee and an
644 identification number. Such insignia or device shall be conspicuously
645 worn at all times by the employee when in uniform and acting in the

646 service of the licensee, and the commissioner may prescribe the
647 manner of displaying such insignia. "Uniform" means any manner or
648 type of dress of a particular style and distinctive appearance as
649 distinguished from clothing usually worn by the public.

650 Sec. 35. (NEW) Any security service may operate as many branch or
651 suboffices as the licensee deems necessary to conduct the business
652 properly. The licensee of the security service shall advise the
653 commissioner, in writing, not later than five business days after
654 opening for business, of the location of each branch or suboffice, giving
655 the town or city, street, number and telephone number and the name
656 of the manager of such branch or suboffice.

657 Sec. 36. (NEW) Nothing in sections 22 to 39, inclusive, of this act,
658 shall preclude a security service from performing the investigation of
659 offenses upon property such security service is employed to service.

660 Sec. 37. (NEW) Any license for a security service or security officer
661 may be suspended or revoked by the Commissioner of Public Safety,
662 provided notice shall have been given to the licensee to appear before
663 the commissioner to show cause why the license should not be
664 suspended or revoked, upon a finding by the commissioner that: (1)
665 The licensee has violated any of the terms or provisions of sections 22
666 to 39, inclusive, of this act, or any of the regulations adopted pursuant
667 to section 39 of this act; (2) the licensee has practiced fraud, deceit or
668 misrepresentation; (3) the licensee has made a material misstatement in
669 the application for issuance or renewal of the license; (4) the licensee
670 has demonstrated incompetence or untrustworthiness in the conduct
671 of the business; or (5) the licensee has been convicted of a felony or
672 other crime affecting the licensee's honesty, integrity or moral fitness.
673 Any applicant for a security service or security officer license who has
674 been denied such license may appeal in writing to the commissioner
675 within thirty days. Any party aggrieved by an order of the
676 commissioner hereunder may appeal therefrom in accordance with the
677 provisions of section 4-183, of the general statutes except venue for

678 such appeal shall be in the judicial district of New Britain.

679 Sec. 38. (NEW) The Commissioner of Public Safety shall annually
680 prepare and publish a list of licensed security services and security
681 officers and distribute copies of such list to the chiefs of police in
682 Connecticut and to the clerks' offices of the superior court and to any
683 licensee upon request.

684 Sec. 39. (NEW) (a) Any person who violates any provision of
685 sections 22 to 39, inclusive, of this act, shall be fined not more than five
686 thousand dollars or imprisoned not less than one year, or both. The
687 Commissioner of Public Safety may establish, by regulation, fines for
688 infractions of sections 22 to 39, inclusive, of this act, but no such fine
689 shall be more than five thousand dollars.

690 (b) The commissioner shall adopt regulations, in accordance with
691 the provisions of chapter 54 of the general statutes, to carry out the
692 provisions of sections 22 to 39, inclusive, of this act.

693 Sec. 40. Section 29-156c of the general statutes is repealed.

Statement of Purpose:

To professionalize and upgrade the statutes relating to private detectives, private detective agencies, security services and security officers, to increase fees in conformity with the change to a two-year license and to authorize fines to handle compliance issues.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]