



General Assembly

**Substitute Bill No. 70**

February Session, 2004

\* SB00070JUD 032204 \*

**AN ACT CONCERNING LICENSING AND TRAINING OF PRIVATE  
DETECTIVES AND GUARD SERVICES AND SECURITY PERSONNEL  
SERVICES.**

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

1 Section 1. (NEW) (*Effective October 1, 2004*) As used in chapter 534 of  
2 the general statutes and sections 22 to 39, inclusive, of this act:

3 (1) "Armed security officer" means a security officer who carries or  
4 has immediate access to a firearm in the performance of such officer's  
5 duties as a security officer;

6 (2) "Commissioner" means the Commissioner of Public Safety;

7 (3) "Licensee" means any person, firm, company, partnership or  
8 corporation providing investigative or security services;

9 (4) "Private detective" means any person engaged in the business of,  
10 or advertising as engaged in the business of (A) investigating crimes or  
11 civil wrongs, (B) investigating the location, disposition or recovery of  
12 property, (C) investigating the cause of accidents, fire damage or  
13 injuries to persons or to property, except persons performing bona fide  
14 engineering services, (D) providing the personal protection of  
15 individuals, (E) conducting surveillance activity, (F) conducting  
16 background investigations, or (G) securing evidence to be used before

17 a court, board, officer or investigation committee;

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

22 (6) "Security officer" means the licensed and registered person hired  
23 to safeguard and protect persons and property, by (A) the detection or  
24 prevention of any unlawful intrusion or entry, larceny, vandalism,  
25 abuse, arson or trespass on property such security officer is hired to  
26 protect, or (B) the prevention, observation, or detection of any  
27 unauthorized activity on property the security officer was hired to  
28 protect. Such security officer may be (i) employed by a security service,  
29 or (ii) employed by a business and is a uniformed employee who  
30 performs security work on the premises of the employer's business  
31 when such premises are located in an area that is accessible and  
32 unrestricted to the public, or has access only by paid admission;

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

46 Sec. 2. Section 29-153 of the general statutes is repealed and the  
47 following is substituted in lieu thereof (*Effective October 1, 2004*):

48 No person shall engage in the business of, or solicit business as a

49 private detective or [investigator or as a watchman, guard or patrol  
50 service or represent himself to be, hold himself out as] make  
51 representations to be or advertise as a private detective [or  
52 investigator] or as furnishing detective or investigating services [or as  
53 a watchman, guard or patrol service] without first obtaining a license  
54 from the Commissioner of Public Safety.

55 Sec. 3. Section 29-154a of the general statutes is repealed and the  
56 following is substituted in lieu thereof (*Effective October 1, 2004*):

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

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

82 such licensee to performing the same type of investigations as [he]  
83 were performed for the municipal fire department.

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

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

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

110 (d) Any applicant who has been denied a license may appeal in  
111 writing to the commissioner not later than thirty days after receipt of  
112 such denial.

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

114 following is substituted in lieu thereof (*Effective October 1, 2004*):

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

121 Sec. 5. Section 29-155 of the general statutes is repealed and the  
122 following is substituted in lieu thereof (*Effective October 1, 2004*):

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

136 (b) The commissioner shall require any applicant for a license under  
137 this section to submit to state and national criminal history records  
138 checks. Each applicant and, in the case of an association, corporation or  
139 partnership, each individual composing such association, corporation  
140 or partnership, shall submit with the application two complete sets of  
141 fingerprints on forms specified and furnished by the commissioner  
142 and two photographs, two inches wide by three inches high, taken  
143 within six months prior to the application. The criminal history records  
144 checks required pursuant to this subsection shall be conducted in  
145 accordance with section 29-17a.

146 (c) The application shall state the trade name or proposed trade  
147 name to be used by the applicant and the location of the principal  
148 place of business and the location of each office and branch office. If  
149 the applicant is a corporation, the application shall give the name of  
150 the corporation, if different from the proposed trade name, and the  
151 date and place of incorporation. Any trade name or proposed trade  
152 name shall require the approval of the commissioner. No trade name  
153 or designation shall be used which implies any association with any  
154 municipal, county or state government or the federal government, or  
155 any agency thereof. No licensee shall use any advertisement, seal or  
156 card, or any other media which may tend to mislead the public.

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

159 Sec. 6. Section 29-155a of the general statutes is repealed and the  
160 following is substituted in lieu thereof (*Effective October 1, 2004*):

161 (a) Each applicant for a license as a private detective or as a private  
162 detective agency [, and each applicant for a license as a security service  
163 or a security agency] shall post with the commissioner a bond in favor  
164 of the state with surety in the amount of ten thousand dollars. No  
165 bond shall be accepted for filing unless it is with a surety company  
166 authorized to do business in this state and conditioned that the  
167 principal named therein shall not do any act meriting suspension or  
168 revocation of [his] such principal's license under the provisions of this  
169 chapter. Any person aggrieved by an act of the principal named in  
170 such bond in violation of the provisions of [this chapter] sections 29-  
171 153 to 29-161, inclusive, as amended by this act, may proceed on such  
172 bond against the principal or surety therein, or both, to recover  
173 damages.

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

177 (c) A licensee shall notify the commissioner in writing within thirty

178 days of a change of status in the liability insurance or surety bond  
179 required by this section.

180 Sec. 7. Section 29-155b of the general statutes is repealed and the  
181 following is substituted in lieu thereof (*Effective October 1, 2004*):

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

201 Sec. 8. Section 29-155c of the general statutes is repealed and the  
202 following is substituted in lieu thereof (*Effective October 1, 2004*):

203 The fee for an individual private detective [or security service] shall,  
204 for an original license, be [six hundred dollars and for renewal of any  
205 such license four hundred fifty dollars per year] one thousand two  
206 hundred dollars and for renewal of any such license, five hundred  
207 dollars every two years. The fee for a private detective agency [or  
208 security agency] shall, for an original license, be [seven hundred fifty  
209 dollars and for renewal thereof six hundred dollars per year. The fee

210 for a combination private detective and security service license shall be  
211 six hundred dollars, and for renewal of any such license three hundred  
212 dollars per year, and for a combination detective agency and security  
213 agency license seven hundred fifty dollars per year, and for renewal of  
214 any such license four hundred fifty dollars per year] one thousand five  
215 hundred dollars and for renewal of any such license, eight hundred  
216 dollars every two years. If a licensee fails to apply for renewal of any  
217 license within [six months] ninety days after the expiration thereof,  
218 [he] such licensee shall pay for renewal thereof the fee provided for an  
219 original license.

220 Sec. 9. Section 29-155d of the general statutes is repealed and the  
221 following is substituted in lieu thereof (*Effective October 1, 2004*):

222 Immediately upon the receipt of a license certificate issued by the  
223 Commissioner of Public Safety pursuant to [this chapter] sections 29-  
224 153 to 29-161, inclusive, as amended by this act, the licensee shall post  
225 and at all times display such license in a conspicuous place at [his] the  
226 licensee's place of business. A copy or duplicate of the license  
227 certificate shall be conspicuously posted at each branch or suboffice.

228 Sec. 10. Section 29-156 of the general statutes is repealed and the  
229 following is substituted in lieu thereof (*Effective October 1, 2004*):

230 Upon the issuance of a license as provided in [this chapter] sections  
231 29-153 to 29-161, inclusive, as amended by this act, the commissioner  
232 shall issue to each licensee and, in the case of a corporation, association  
233 or partnership, each officer or member thereof, a pocket identification  
234 card, of such size and design as the commissioner may prescribe,  
235 which card shall contain a photograph [and fingerprint] of the person  
236 to whom issued, the name and business address of the licensee, the  
237 license number and date of its expiration and the imprint or impress of  
238 the seal of the state of Connecticut. Such card shall be carried upon the  
239 person to whom issued at all times when engaged in the activities of  
240 [his] the licensed business, which card shall be evidence of due  
241 authorization pursuant to the terms of [this chapter] sections 29-153 to

242 29-161, inclusive, as amended by this act. All persons to whom such  
243 identification cards have been issued shall be responsible for the safe  
244 keeping of the same and shall not lend, enable, let or allow any other  
245 person to have, hold, possess or display such identification card, and  
246 no person shall possess, hold or display any identification card or  
247 facsimile thereof, which is not duly authorized and issued by the  
248 commissioner pursuant to the foregoing provisions.

249 Sec. 11. Section 29-156a of the general statutes is repealed and the  
250 following is substituted in lieu thereof (*Effective October 1, 2004*):

251 (a) Any licensee may employ as many agents, operators, assistants,  
252 guards, watchmen or patrolmen as such licensee deems necessary for  
253 the conduct of such licensee's business, provided such employees shall  
254 be of good moral character and at least eighteen years of age.

255 (b) Immediately upon hiring an agent, operator, assistant, guard,  
256 watchman or patrolman, the licensee shall make application to register  
257 such employee with the Commissioner of Public Safety. Such  
258 application shall be made on forms furnished by the commissioner,  
259 and, under oath of the employee, shall give the employee's name,  
260 address, date and place of birth, employment for the past five years,  
261 experience in the position applied for, any convictions for violations of  
262 the law and such other information as the commissioner may require,  
263 by regulation, to properly investigate the character, competency and  
264 integrity of the employee.

265 (c) The Commissioner of Public Safety shall require any applicant  
266 for [a license] registration under this section to submit to state and  
267 national criminal history records checks. The criminal history records  
268 checks required pursuant to this section shall be conducted in  
269 accordance with section 29-17a. The application for registration shall  
270 be accompanied by two sets of fingerprints of the employee and two  
271 photographs of the employee, two inches wide by two inches high,  
272 full-face, [with and without head covering,] taken within six months  
273 prior thereto, and a [thirteen-dollar] twenty-dollar registration fee

274 payable to the state. Subject to the provisions of section 46a-80, no  
275 person shall be approved for employment who has been convicted of a  
276 felony, any sexual offense or any crime that would tend to question  
277 such person's honesty and integrity, or who has been refused a license  
278 under the provisions of this chapter for any reason except minimum  
279 experience, or whose license, having been granted, has been revoked  
280 or is under suspension. Upon being satisfied of the suitability of the  
281 applicant for employment the commissioner shall register the  
282 employee and so notify the licensee and place the registration form  
283 and all related material on file with the Division of State Police within  
284 the Department of Public Safety.

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

287 [(e) The commissioner may waive state and national criminal  
288 history records checks and the submission of fingerprints and  
289 photographs for any employee who has been employed by a licensed  
290 private detective or security service or agency within the previous six  
291 months.]

292 Sec. 12. Section 29-156b of the general statutes is repealed and the  
293 following is substituted in lieu thereof (*Effective October 1, 2004*):

294 The licensee of a private detective [business] agency shall issue to  
295 each of [his] the agency's nonuniformed investigators, operators or  
296 agents, [and the licensee of a watchman, guard or patrol service shall  
297 issue to each of his nonuniformed agents,] an identification card, of  
298 such size, color and design as the commissioner may prescribe, which  
299 card shall contain the name [,] and photograph [and index fingerprint]  
300 of the [employee] investigator, operator or agent, the name and  
301 business address of the licensee, the license number and expiration  
302 date, and the certification that the named [employee] investigator,  
303 operator or agent is employed as an investigator, operator or agent of  
304 the licensee. Such card shall be carried by the [employee] investigator,  
305 operator or agent at all times when engaged in the activities of [his

306 employer] the licensee. No person shall hold, possess or show an  
307 [employee] identification card not authorized and issued to [him] such  
308 person by a licensed employer, or possess such card after termination  
309 of [his] such person's employment with the issuing licensee.

310 Sec. 13. Section 29-156d of the general statutes is repealed and the  
311 following is substituted in lieu thereof (*Effective October 1, 2004*):

312 No private detective [or investigator] licensed under the [provision]  
313 provisions of [this chapter] sections 29-153 to 29-161, inclusive, as  
314 amended by this act, or officer, director, employee, operator or agent  
315 of such licensee, or any other person shall wear, carry, accept or show  
316 any badge or shield of any description, purporting to indicate that  
317 such person is a private detective [or investigator] or connected with  
318 the private detective business.

319 Sec. 14. Section 29-156e of the general statutes is repealed and the  
320 following is substituted in lieu thereof (*Effective October 1, 2004*):

321 Any licensee may operate as many branch or suboffices as [he] such  
322 licensee deems necessary to conduct [his] the business properly. [He]  
323 Such licensee shall advise the commissioner, in writing not later than  
324 five business days after opening such branch or suboffice for business,  
325 of the location of each branch or suboffice, giving the town or city,  
326 street, number and telephone number and the name of the manager of  
327 such branch or suboffice.

328 Sec. 15. Section 29-156g of the general statutes is repealed and the  
329 following is substituted in lieu thereof (*Effective October 1, 2004*):

330 No person who is or has been an employee of a licensed private  
331 detective [or investigator] shall divulge any information to anyone  
332 other than [his] such person's employer, or as [his] the employer may  
333 direct, except as may be required by law and including a hearing  
334 before the commissioner, in respect to any of the work to which [he]  
335 such person shall have been assigned by such employer or any other  
336 information relating to the business of [his] the employer gained

337 during such employment or association.

338 Sec. 16. Section 29-156h of the general statutes is repealed and the  
339 following is substituted in lieu thereof (*Effective October 1, 2004*):

340 Nothing in this chapter shall preclude a private detective or private  
341 detective agency from providing nonuniformed guard services for  
342 private property or persons in the normal course of their business, [ or  
343 a security service or agency from performing the investigation of  
344 offenses upon property they are employed to service.]

345 Sec. 17. Section 29-158 of the general statutes is repealed and the  
346 following is substituted in lieu thereof (*Effective October 1, 2004*):

347 Any license may be suspended or revoked by the commissioner,  
348 provided notice shall have been given to the licensee to appear before  
349 the commissioner to show cause why the license should not be  
350 suspended or revoked, upon a finding by the commissioner that: (1)  
351 The licensee has violated any of the terms or provisions of sections 29-  
352 153 to 29-161, inclusive, as amended by this act, or any of the  
353 regulations promulgated thereunder; (2) the licensee has practiced  
354 fraud, deceit or misrepresentation to the clients of the licensee; (3) the  
355 licensee has made a material misstatement in the application for  
356 issuance or renewal of [his] such licensee's license; (4) the licensee has  
357 demonstrated incompetence or untrustworthiness in the conduct of  
358 [his] such licensee's business; (5) the licensee has been convicted of a  
359 felony or other crime affecting [his] such licensee's honesty, integrity or  
360 moral fitness. If the licensee has been convicted under section 53a-61 or  
361 53a-62, the commissioner shall consider the facts and circumstances  
362 surrounding such convictions prior to suspending or revoking said  
363 license. Any party aggrieved by an order of the commissioner  
364 hereunder may appeal therefrom in accordance with the provisions of  
365 section 4-183, except venue for such appeal shall be in the judicial  
366 district of New Britain.

367 Sec. 18. Section 29-161 of the general statutes is repealed and the  
368 following is substituted in lieu thereof (*Effective October 1, 2004*):

369        (a) Any person who violates any provision of sections 29-153 to 29-  
370 161, inclusive, as amended by this act, shall be fined not more than five  
371 thousand dollars or imprisoned not more than one year or both. The  
372 commissioner may establish, by regulation, civil penalties for  
373 violations of sections 29-153 to 29-161, inclusive, as amended by this  
374 act, but no such penalty shall be more than five thousand dollars. No  
375 person who violates any provision of section 29-153, as amended by  
376 this act, shall be eligible to apply for a license for two years. Any  
377 experience accrued while operating without being licensed will not be  
378 counted to the requirements as outlined in section 29-154a, as  
379 amended by this act.

380        (b) The commissioner shall adopt regulations in accordance with the  
381 provisions of chapter 54 to implement the provisions of sections 29-153  
382 to 29-161, inclusive, as amended by this act.

383        Sec. 19. Section 29-161a of the general statutes is repealed and the  
384 following is substituted in lieu thereof (*Effective October 1, 2004*):

385        (a) Any person, firm or corporation may employ as many [guards,  
386 watchmen, patrolmen] security officers or security personnel carrying  
387 firearms as it deems necessary for the conduct of its business, provided  
388 such employees shall be of good moral character and at least [eighteen]  
389 twenty-one years of age. Each person, firm or corporation shall make  
390 application to register such personnel [employed on and after October  
391 1, 1983,] with the Commissioner of Public Safety immediately upon  
392 their hiring. [A person, firm or corporation currently employing such  
393 personnel shall make application to register such employees within  
394 ninety days of October 1, 1983.] Application for registration shall be  
395 made in the same manner as is provided in section 29-156a, as  
396 amended by this act, and applicants shall meet the requirements  
397 specified in said section.

398        (b) Each person, firm or corporation employing nonarmed  
399 proprietary security personnel may register such employees with the  
400 Commissioner of Public Safety in accordance with the provisions of

401 this section.

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

407 Sec. 20. Section 29-161b of the general statutes is repealed and the  
408 following is substituted in lieu thereof (*Effective October 1, 2004*):

409 (a) No employee of a licensed [watchman, guard or patrol] security  
410 service and no employee of a firm or corporation hired to perform  
411 [watchman, guard or] security services may carry a pistol, revolver or  
412 other firearm while on duty or directly en route to or from such  
413 employment unless [he] such employee obtains a special permit from  
414 the Commissioner of Public Safety in accordance with the provisions  
415 of subsection (b) of this section. No licensed [watchman, guard or  
416 patrol] security service and no firm or corporation may permit any  
417 employee to carry a pistol, revolver or other firearm while on duty or  
418 directly en route to or from such employment unless it obtains proof  
419 that such employee has obtained such permit from the commissioner.  
420 The permit required under this section shall be in addition to the  
421 permit requirement imposed under section 29-28.

422 (b) The Commissioner of Public Safety may grant to any suitable  
423 employee of a licensed [watchman, guard or patrol] security service, or  
424 to an employee hired to perform [watchman, guard or] uniformed or  
425 nonuniformed security services by a firm or corporation, a permit to  
426 carry a pistol or revolver or other firearm while actually on duty on the  
427 premises of the employer, or, while directly en route to or from such  
428 employment, provided that such employee has proven to the  
429 satisfaction of the commissioner that [he] such employee has  
430 successfully completed a course, approved by the commissioner, of  
431 training in the safety and use of firearms. The commissioner may grant  
432 to such employee a temporary permit pending issuance of the permit,

433 provided [he] such employee has submitted [his] an application and  
434 successfully completed such training course immediately following  
435 employment. All armed security officers shall complete such safety  
436 course and yearly complete a refresher safety course approved by the  
437 commissioner. The commissioner shall adopt regulations in  
438 accordance with the provisions of chapter 54 concerning the approval  
439 of schools, institutions or organizations offering such courses,  
440 requirements for instructors and the required number of hours and  
441 content of such courses.

442 (c) Application for such permit shall be made on forms provided by  
443 the commissioner and shall be accompanied by a thirty-one dollar fee.  
444 Such permit shall [expire five years after the date it becomes effective]  
445 have the same expiration date as the pistol permit issued under  
446 subsection (b) of section 29-28 and may be renewed for additional five-  
447 year periods.

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

453 (e) The commissioner may suspend or revoke a [watchman, guard  
454 or patrol] security service license upon a finding by the commissioner  
455 that such licensee has violated the provisions of subsection (a) of this  
456 section, provided notice shall have been given to such licensee to  
457 appear before the commissioner to show cause why the license should  
458 not be suspended or revoked. Any party aggrieved by an order of the  
459 commissioner may appeal therefrom in accordance with the provisions  
460 of section 4-183, except venue for such appeal shall be in the judicial  
461 district of New Britain.

462 Sec. 21. Section 29-161c of the general statutes is repealed and the  
463 following is substituted in lieu thereof (*Effective October 1, 2004*):

464 Any licensed [watchman, guard or patrol] security service or any

465 firm or corporation employing proprietary security personnel shall  
466 furnish the state police or the municipal police department with  
467 written notice of the assignments of any security [guards] officers or  
468 personnel who carry firearms and are stationed within the jurisdiction  
469 of such law enforcement agencies.

470 Sec. 22. (NEW) (*Effective October 1, 2004*) No person shall engage in  
471 the business of, or solicit business as a security service or make  
472 representations to be or advertise as furnishing security services  
473 without first obtaining a license from the Commissioner of Public  
474 Safety.

475 Sec. 23. (NEW) (*Effective October 1, 2004*) (a) The Commissioner of  
476 Public Safety may grant a security service license to any suitable  
477 person, or to any corporation, association or partnership subject to the  
478 following qualifications: The applicant for a license as a security  
479 service shall be not less than twenty-five years of age and of good  
480 moral character and shall have had at least five years' experience in a  
481 supervisory management capacity in industrial security, or a  
482 supervisor within a federal or state security agency, or within a state or  
483 organized municipal police department or shall have had at least ten  
484 years' experience as a police officer with a state or organized municipal  
485 police department. If the applicant is a corporation, association or  
486 partnership, the person making the application shall be an officer of  
487 the corporation or a member of the association or partnership, and  
488 meet the foregoing qualifications.

489 (b) The commissioner may, at the commissioner's discretion,  
490 substitute up to one year of experience for a security service applicant  
491 upon proof of satisfactory participation in a course of instruction  
492 pertinent to the license applied for.

493 (c) No license shall be issued to any person who has been (1)  
494 convicted of any felony, (2) convicted of any misdemeanor under  
495 section 21a-279, 53a-58, 53a-61, 53a-61a, 53a-62, 53a-63, 53a-96, 53a-175,  
496 53a-176, 53a-178 or 53a-181d of the general statutes, or equivalent

497 conviction in another jurisdiction, within the past seven years, (3)  
498 convicted of any offense involving moral turpitude, or (4) discharged  
499 from military service under conditions that demonstrate questionable  
500 moral character.

501 (d) Any applicant for a security service or security officer license  
502 who has been denied such license may appeal in writing to the  
503 commissioner within thirty days.

504 Sec. 24. (NEW) (*Effective October 1, 2004*) An application for a license  
505 of a corporation may be denied by the Commissioner of Public Safety,  
506 or suspended or revoked, if it appears that ten per cent or more of the  
507 stock of such corporation is held by a person who cannot meet the  
508 character standards required of an applicant.

509 Sec. 25. (NEW) (*Effective October 1, 2004*) No member of the state, or  
510 any town, city or borough, police force or any other person vested with  
511 police powers shall be eligible for a license under the provisions of  
512 sections 22 to 39, inclusive, of this act. If the applicant is a corporation,  
513 association or partnership, no person comprising the corporation,  
514 association or partnership may be such a member or person.

515 Sec. 26. (NEW) (*Effective October 1, 2004*) (a) Application for a license  
516 as a security service, shall be made in writing, under oath, on a form to  
517 be furnished by the Commissioner of Public Safety. The application  
518 shall state the applicant's full name, age, date and place of birth,  
519 residences and employment within the past five years and the  
520 applicant's present occupation with the names and addresses of  
521 employers, the date and place of conviction of any crime and such  
522 additional information as the commissioner requires to investigate the  
523 qualification, character, competency and integrity of the applicant. If  
524 the applicant is an association, corporation or partnership, similar  
525 information shall be required of each individual composing or  
526 intending to compose such association, corporation or partnership.

527 (b) The Commissioner of Public Safety shall require any applicant  
528 for a license under this section to submit to state and national criminal

529 history records checks. Each applicant and, in the case of an  
530 association, corporation or partnership, each individual composing  
531 such association, corporation or partnership, shall submit with the  
532 application two complete sets of fingerprints on forms specified and  
533 furnished by the commissioner and two photographs, two inches wide  
534 by three inches high, taken within six months prior to the application.  
535 The criminal history records checks required pursuant to this section  
536 shall be conducted in accordance with section 29-17a of the general  
537 statutes.

538 (c) The application shall state the trade name or proposed trade  
539 name to be used by the applicant and the location of the principal  
540 place of business and the location of each office and branch office. If  
541 the applicant is a corporation, the application shall give the name of  
542 the corporation, if different from the proposed trade name, and the  
543 date and place of incorporation. Any trade name or proposed trade  
544 name shall require the approval of the commissioner. No trade name  
545 or designation shall be used which implies any association with any  
546 municipal, county or state government or the federal government, or  
547 any agency thereof. No licensee shall use any advertisement, seal or  
548 card, or any other media which may tend to mislead the public.

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

551 Sec. 27. (NEW) (*Effective October 1, 2004*) (a) Each applicant for a  
552 license as a security service shall post with the Commissioner of Public  
553 Safety a bond in favor of the state with surety in the amount of ten  
554 thousand dollars. No bond shall be accepted for filing unless it is with  
555 a surety company authorized to do business in this state and  
556 conditioned that the principal named therein shall not do any act  
557 meriting suspension or revocation of such principal's license under the  
558 provisions of sections 22 to 39, inclusive, of this act. Any person  
559 aggrieved by an act of the principal named in such bond in violation of  
560 the provisions of chapter 534 of the general statutes may proceed on  
561 such bond against the principal or surety therein, or both, to recover

562 damages.

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

568 Sec. 28. (NEW) (*Effective October 1, 2004*) Upon being satisfied, after  
569 investigation, of the good moral character, competency and integrity of  
570 an applicant, or, if the applicant is an association or partnership, of the  
571 individual members thereof, or if a corporation, of all officers and  
572 directors thereof, the Commissioner of Public Safety may grant a  
573 license to conduct business as a security service and to maintain a  
574 bureau, agency, subagency, office or branch office for the conduct of  
575 such business on the premises stated in such application. The license  
576 for an individual, a corporation, association or partnership conducting  
577 a security service shall be as a security service. Such license shall be for  
578 a term of two years and application for renewal shall be on a form  
579 furnished by the commissioner. Each licensee shall permit the  
580 department to inspect, review or copy those documents, business  
581 records or training records in the licensee's possession that are  
582 required by sections 22 to 39, inclusive, of this act to be maintained.

583 Sec. 29. (NEW) (*Effective October 1, 2004*) The fee for an individual,  
584 association or partnership licensed as a security service shall, for an  
585 original license, be one thousand two hundred dollars, and for renewal  
586 thereof, five hundred dollars every two years. The fee for a corporation  
587 licensed as a security service shall, for an original license, be one  
588 thousand five hundred dollars and for renewal thereof eight hundred  
589 dollars every two years. If a licensee fails to apply for renewal of any  
590 license within ninety days after the expiration thereof, the licensee  
591 shall pay for renewal thereof the fee provided for an original license.

592 Sec. 30. (NEW) (*Effective October 1, 2004*) Immediately upon the  
593 receipt of a license certificate issued by the Commissioner of Public

594 Safety pursuant to section 23 of this act, the licensee shall post and at  
595 all times display such license in a conspicuous place at the licensee's  
596 place of business. A copy or duplicate of the license certificate shall be  
597 conspicuously posted at each branch or suboffice.

598       Sec. 31. (NEW) (*Effective October 1, 2004*) Upon the issuance of a  
599 license as provided in sections 22 to 39, inclusive, of this act, the  
600 Commissioner of Public Safety shall issue to each licensee and, in the  
601 case of a corporation, association or partnership, each officer or  
602 member thereof, a pocket identification card, of such size and design  
603 as the commissioner may prescribe, which card shall contain a  
604 photograph of the person to whom issued, the name and business  
605 address of the licensee, the license number and date of its expiration  
606 and the imprint or impress of the seal of the state of Connecticut. Such  
607 card shall be carried upon the person to whom issued at all times  
608 when engaged in the activities of the licensed business, which card  
609 shall be evidence of due authorization pursuant to the terms of  
610 sections 22 to 39, inclusive, of this act. All persons to whom such  
611 identification cards have been issued shall be responsible for the safe  
612 keeping of the same and shall not lend such identification card to any  
613 other person or enable, let or allow any other person to have, hold,  
614 possess or display such identification card, and no person shall  
615 possess, hold or display any identification card or facsimile thereof,  
616 which is not duly authorized and issued by the commissioner  
617 pursuant to the foregoing provisions.

618       Sec. 32. (NEW) (*Effective October 1, 2004*) (a) Any security service  
619 may employ as many security officers as the licensee deems necessary  
620 for the conduct of the business, provided such employees shall be of  
621 good moral character and at least eighteen years of age.

622       (b) Any person hired to work as a security officer shall be licensed  
623 as a security officer prior to a security service making application to  
624 register the security officer with the Commissioner of Public Safety.  
625 The employee shall complete a minimum of eight hours training in the  
626 following areas: Basic first aid, search and seizure laws and

627 regulations, use of force, basic criminal justice and public safety issues.  
628 The training shall be approved by the commissioner in accordance  
629 with regulations adopted pursuant to section 39 of this act.

630 (c) Upon successful completion of such training, an employee may  
631 submit an application for a license as a security officer on forms  
632 furnished by the commissioner and, under oath, shall give the  
633 employee's name, address, date and place of birth, employment for the  
634 past five years, experience in the position applied for, any convictions  
635 for violations of the law and such other information as the  
636 commissioner may require, by regulation, to properly investigate the  
637 character, competency and integrity of the employee. The initial  
638 application for a license shall be accompanied by two sets of  
639 fingerprints of the employee and the Commissioner of Public Safety  
640 shall require any applicant for a license under this section to submit to  
641 state and national criminal history records checks. The criminal history  
642 records checks required pursuant to this subsection shall be conducted  
643 in accordance with section 29-17a of the general statutes. The  
644 application for a license shall be accompanied by two sets of  
645 fingerprints of the employee and two photographs of the employee,  
646 two inches wide by two inches high, full-face, taken within six months  
647 prior thereto, and a twenty-dollar licensing fee to be renewed every  
648 two years, made payable to the state. Subject to the provisions of  
649 section 46a-80 of the general statutes, no person shall be approved for a  
650 license who has been convicted of a felony, any sexual offense or any  
651 crime that would tend to question such person's honesty and integrity,  
652 or who has been refused a license under the provisions of sections 22  
653 to 39, inclusive, of this act, for any reason except minimum experience,  
654 or whose license, having been granted, has been revoked or is under  
655 suspension. Upon being satisfied of the suitability of the applicant for  
656 licensure, the commissioner may license the employee as a security  
657 officer.

658 (d) Upon the security officer's successful completion of training and  
659 licensing by the commissioner, or immediately upon hiring a licensed  
660 security officer, the security service shall make application to register

661 such security officer with the commissioner on forms provided by the  
662 commissioner. Such application shall be accompanied by payment of a  
663 twenty-dollar application fee payable to the state. The completed  
664 registration form and all related material shall be kept on file with the  
665 Division of State Police within the Department of Public Safety.

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

668 Sec. 33. (NEW) (*Effective October 1, 2004*) The licensee of a security  
669 service shall issue to each nonuniformed security officer employed by  
670 such security service an identification card, of such size, color and  
671 design as the Commissioner of Public Safety may prescribe, which  
672 card shall contain the name and photograph of the security officer, the  
673 name and business address of the security service, the license number  
674 and expiration date and the certification that the named security officer  
675 is employed as a security officer by the security service. Such card shall  
676 be carried by the security officer at all times when engaged in the  
677 activities of such security officer's employer. No person shall hold,  
678 possess or show an identification card not authorized and issued to  
679 such person by a licensed employer, or possess such card after  
680 termination of such person's employment with the issuing licensee.

681 Sec. 34. (NEW) (*Effective October 1, 2004*) The licensee of a security  
682 service shall issue to each uniformed employee a metal or woven  
683 insignia of a design approved by the Commissioner of Public Safety,  
684 with an inscription thereon containing the word "security", the name of  
685 the licensee and an identification number. Such insignia shall be  
686 conspicuously worn at all times by the employee when in uniform and  
687 acting in the service of the licensee, and the commissioner may  
688 prescribe the manner of displaying such insignia. As used in this  
689 section, "uniform" means any manner or type of dress of a particular  
690 style and distinctive appearance as distinguished from clothing  
691 usually worn by the public.

692 Sec. 35. (NEW) (*Effective October 1, 2004*) Any security service may

693 operate as many branch or suboffices as the licensee deems necessary  
694 to conduct the business properly. The licensee of the security service  
695 shall advise the Commissioner of Public Safety, in writing, not later  
696 than five business days after opening such branch or suboffice for  
697 business, of the location of each branch or suboffice, giving the town or  
698 city, street address and telephone number and the name of the  
699 manager of such branch or suboffice.

700       Sec. 36. (NEW) (*Effective October 1, 2004*) Nothing in sections 22 to  
701 39, inclusive, of this act, shall preclude a security service from  
702 performing the investigation of offenses upon property such security  
703 service is employed to service.

704       Sec. 37. (NEW) (*Effective October 1, 2004*) Any license for a security  
705 service or security officer may be suspended or revoked by the  
706 Commissioner of Public Safety, provided notice shall have been given  
707 to the licensee to appear before the commissioner to show cause why  
708 the license should not be suspended or revoked, upon a finding by the  
709 commissioner that: (1) The licensee has violated any of the terms or  
710 provisions of sections 22 to 39, inclusive, of this act, or any of the  
711 regulations adopted pursuant to section 39 of this act; (2) the licensee  
712 has practiced fraud, deceit or misrepresentation; (3) the licensee has  
713 made a material misstatement in the application for issuance or  
714 renewal of the license; (4) the licensee has demonstrated incompetence  
715 or untrustworthiness in the conduct of the business; or (5) the licensee  
716 has been convicted of a felony or other crime affecting the licensee's  
717 honesty, integrity or moral fitness. Any party aggrieved by an order of  
718 the commissioner under this section may appeal therefrom in  
719 accordance with the provisions of section 4-183, of the general statutes  
720 except venue for such appeal shall be in the judicial district of New  
721 Britain.

722       Sec. 38. (NEW) (*Effective October 1, 2004*) The Commissioner of  
723 Public Safety shall annually prepare and publish a list of licensed  
724 security services and security officers and distribute copies of such list  
725 to the chiefs of police in Connecticut and to the clerks' offices of the

726 superior court and to any licensee upon request.

727 Sec. 39. (NEW) (*Effective October 1, 2004*) (a) Any person who  
728 violates any provision of sections 22 to 39, inclusive, of this act, shall be  
729 fined not more than five thousand dollars or imprisoned not more than  
730 one year, or both. Any person who violates any provision of section 22  
731 of this act shall not be eligible to apply for a license for two years after  
732 the date the penalty was imposed.

733 (b) The Commissioner of Public Safety shall adopt regulations, in  
734 accordance with the provisions of chapter 54 of the general statutes, to  
735 implement the provisions of sections 22 to 39, inclusive, of this act.

736 Sec. 40. Section 7-92 of the general statutes is repealed and the  
737 following is substituted in lieu thereof (*Effective October 1, 2004*):

738 The chief executive officer of any municipality may appoint such  
739 number of special constables as he or she deems necessary to preserve  
740 the public peace within such municipality, who may serve for terms of  
741 not more than two years or during any public celebration or gathering  
742 or any riot or unusual excitement, and such special officers shall have  
743 the authority of constables of such town to serve criminal process and  
744 make arrests for commission of crime. The chief executive officer may  
745 appoint special constables: (1) With limited geographical jurisdiction;  
746 or (2) who are appointed at the request of corporations, associations or  
747 businesses and are subject to such limitations, restrictions and  
748 conditions as the chief executive officer of the municipality deems  
749 appropriate, and who shall: (A) Have jurisdiction only on land  
750 controlled by such corporation, association or business; (B) be deemed  
751 for all purposes to be agents and employees of such corporation,  
752 association or business; and (C) be paid for their services by such  
753 corporation, association or business.

754 Sec. 41. (*Effective October 1, 2004*) Section 29-156c of the general  
755 statutes is repealed.

This act shall take effect as follows:	
Section 1	<i>October 1, 2004</i>
Sec. 2	<i>October 1, 2004</i>
Sec. 3	<i>October 1, 2004</i>
Sec. 4	<i>October 1, 2004</i>
Sec. 5	<i>October 1, 2004</i>
Sec. 6	<i>October 1, 2004</i>
Sec. 7	<i>October 1, 2004</i>
Sec. 8	<i>October 1, 2004</i>
Sec. 9	<i>October 1, 2004</i>
Sec. 10	<i>October 1, 2004</i>
Sec. 11	<i>October 1, 2004</i>
Sec. 12	<i>October 1, 2004</i>
Sec. 13	<i>October 1, 2004</i>
Sec. 14	<i>October 1, 2004</i>
Sec. 15	<i>October 1, 2004</i>
Sec. 16	<i>October 1, 2004</i>
Sec. 17	<i>October 1, 2004</i>
Sec. 18	<i>October 1, 2004</i>
Sec. 19	<i>October 1, 2004</i>
Sec. 20	<i>October 1, 2004</i>
Sec. 21	<i>October 1, 2004</i>
Sec. 22	<i>October 1, 2004</i>
Sec. 23	<i>October 1, 2004</i>
Sec. 24	<i>October 1, 2004</i>
Sec. 25	<i>October 1, 2004</i>
Sec. 26	<i>October 1, 2004</i>
Sec. 27	<i>October 1, 2004</i>
Sec. 28	<i>October 1, 2004</i>
Sec. 29	<i>October 1, 2004</i>
Sec. 30	<i>October 1, 2004</i>
Sec. 31	<i>October 1, 2004</i>
Sec. 32	<i>October 1, 2004</i>
Sec. 33	<i>October 1, 2004</i>
Sec. 34	<i>October 1, 2004</i>
Sec. 35	<i>October 1, 2004</i>
Sec. 36	<i>October 1, 2004</i>
Sec. 37	<i>October 1, 2004</i>
Sec. 38	<i>October 1, 2004</i>

Sec. 39	<i>October 1, 2004</i>
Sec. 40	<i>October 1, 2004</i>
Sec. 41	<i>October 1, 2004</i>

**Statement of Legislative Commissioners:**

In the first sentence of subsection (c) of section 11, the words "a license" were bracketed and the word "registration" inserted after the closing bracket for internal consistency.

**PS**            *Joint Favorable C/R*

JUD

**JUD**            *Joint Favorable Subst.-LCO*