



LAWS OF ALASKA

1976

Source

CSHB 856 am S

Chapter No.

59

AN ACT

Relating to the licensing of security guards and security guard agencies; and providing for an effective date.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

* Section 1. AS 18.65 is amended by adding new sections to read:

ARTICLE 4. SECURITY GUARDS.

Sec. 18.65.400. LICENSE AS SECURITY GUARD. No person may be employed as a security guard or security guard agency until he has obtained a license from the commissioner of public safety under secs. 400 - 490 of this chapter.

Sec. 18.65.410. APPLICATIONS. Application for a license as a security guard must be made on forms provided by the commissioner. The application must require the furnishing of information reasonably required by the commissioner to carry out the provisions of secs. 400 - 490 of this chapter, including classifiable fingerprints to enable the search of criminal indices for evidence of a prior criminal record. The application must be accompanied by a nonrefundable application fee of \$25 for a security guard and \$200 for a security guard agency.

Sec. 18.65.420. BONDING AND INSURANCE. As a condition to issuance of a license, the applicant or his employer must furnish a bond or proof of a policy of insurance to protect the State of Alaska and its residents from damages arising out of the acts of the licensee.

Sec. 18.65.430. DURATION OF LICENSE. A security guard license issued under secs. 400 - 490 of this chapter is valid for a period of two years and may be renewed for additional two-year terms. A renewal fee of \$25 must be paid for each renewal.

Sec. 18.65.440. REVOCATION OF LICENSE. A security guard license issued under secs. 400 - 490 of this chapter is subject to revocation in accordance with the Administrative Procedure Act (AS 44.62) for the following reasons:

(1) false statements in an application issued under secs. 400 - 490 of this chapter;

(2) violation of a provision of secs. 400 - 490 of this chapter or a regulation promulgated under sec. 450 of this chapter;

(3) conviction of a felony or a crime involving moral turpitude while licensed;

(4) knowing impersonation of a law enforcement officer; or

(5) knowingly continuing the employment of an individual as a security guard who has been convicted of a felony or a crime involving moral turpitude, or who has impersonated a law enforcement officer while employed by the licensee.

Sec. 18.65.450. REGULATIONS. The commissioner shall promulgate regulations necessary to implement secs. 400 - 490 of this chapter, including provisions specifying the amount of bond or insurance required and the types of uniforms, badges and insignia that may be used.

Sec. 18.65.460. EXCEPTIONS TO LICENSURE. An employer is not required to seek licensure for his employees who provide unarmed plant security on that employer's premises.

Sec. 18.65.470. FIREARMS TRAINING. Security guards licensed under secs. 400 - 490 of this chapter may not be armed with a firearm for the purpose of protecting property until they have completed firearms training acceptable to the commissioner.

Sec. 18.65.480. PENALTY. A violation of a provision of secs. 400 - 490 of this chapter or a regulation promulgated under sec. 450 of this chapter is a misdemeanor and upon conviction is punishable by imprisonment for not more than 60 days, or by a fine of not more than \$1,000, or by both.

Sec. 18.65.490. DEFINITIONS. As used in secs. 400 - 490 of this chapter,

(1) "commissioner" means the commissioner of public safety;

(2) "security guard" means a person in the business of being a private watchman, providing patrol services, or other services designed to prevent the theft, misappropriation, or concealment of goods, money or valuable documents;

(3) "security guard agency" means a person in the business of furnishing for hire private watchmen, patrol services, or other services designed to prevent the theft,

misappropriation, or concealment of goods, money or valuable documents.

ARTICLE 5. BODYGUARDS.

Sec. 18.65.500. USE OF ARMED BODYGUARDS. A person who, in this state, hires another person to guard a person in this state with arms or deadly weapons, or a person who comes into this state armed with deadly weapons for the purpose of guarding a person, without a written permit from the commissioner of public safety, is guilty of a misdemeanor and upon conviction is punishable by imprisonment for not more than 60 days, or by a fine of not more than \$1,000, or by both.

* Sec. 2. AS 44.62.330(a)(23) is amended to read:

(23) Department of Public Safety, as to suspension or revocation of a security guard's license under AS 18.65.-400 - 18.65.490, and as to suspension, revocation, cancellation or limitation of driver's licenses, except as to revocations and suspensions under AS 28.35.031 - 28.35.034 and except as to suspensions, revocations, limitations, or denials under AS 28.15.282 - 28.15.288

* Sec. 3. AS 23.10.025 is repealed.

* Sec. 4. This Act takes effect January 1, 1977.