

2025 Regular Session

HOUSE BILL NO. 152

BY REPRESENTATIVE MARCELLE

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

PRIVATE SECURITY: Provides relative to private security examiners

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AN ACT

To amend and reenact R.S. 37:3272(A)(introductory paragraph), (1), and (15) and 3276.2(A), (B), (C)(2) and (3), and (D)(introductory paragraph) and to enact R.S. 37:3272(A)(20), relative to private security examiners; to provide for definitions; to provide for the authority to obtain criminal history record information; to provide for the use of fingerprints and identifying information; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 37:3272(A)(introductory paragraph), (1), and (15) and 3276.2(A), (B), (C)(2) and (3), and (D)(introductory paragraph) are hereby amended and reenacted and R.S. 37:3272(A)(20) is hereby enacted to read as follows:

§3272. General definition of terms

A. As used in this Chapter, the following terms ~~shall~~ have the following meanings ascribed to them:

(1) "Applicant" means ~~a person who seeks to be examined for licensure or registration by the board.~~ an individual who has made application to the board for the issuance or reinstatement of any license, registration, certificate, permit, or any other designation considered necessary to engage in the practice of private security in this state that the board is authorized by law to issue.

\* \* \*

1 (15) "Qualifying agent" means ~~a responsible officer or executive employee~~  
2 ~~meeting the experience qualifications set forth herein.~~ any owner or manager of a  
3 private security business with the authority to make executive decisions for that  
4 business, who meets the qualifications as outlined in R.S. 37:3276.

5 \* \* \*

6 (20) "Licensure" means the granting of any license, permit, certification, or  
7 registration that the board is authorized to issue pursuant to this Chapter.

8 \* \* \*

9 §3276.2. Authority to obtain criminal history record information

10 A. The legislature hereby finds and declares that it is vitally important to the  
11 public safety, interest, and welfare to protect Louisiana citizens, their residences,  
12 businesses, and other property, as well as visitors to the state, by reasonably  
13 regulating the licensure ~~and registration~~ of persons performing private security  
14 activity in the state.

15 B. As used in this Section:

16 (1) "Applicant" means an individual who has made application to the board  
17 for the issuance or reinstatement of any license, registration, certificate, permit, or  
18 any other designation considered necessary to engage in the practice of private  
19 security in this state that the board is authorized by law to issue.

20 (2) "Armored car company" or "armed courier company" means any person  
21 that provides secured transportation and protection from one place or point to another  
22 place or point involving money, currency, coins, bullion, securities, bonds, jewelry,  
23 or other valuables.

24 ~~(1)~~(3) "Board" means the Louisiana State Board of Private Security  
25 Examiners, an agency in the Department of Public Safety and Corrections.

26 ~~(2)~~(4) "Bureau" means the Louisiana Bureau of Criminal Identification and  
27 Information of the office of state police within the Department of Public Safety and  
28 Corrections.

1           (5) "Contract security company" means any person engaging in the business  
2           of providing, or which undertakes to provide, a security officer on a contractual basis  
3           for another person.

4           ~~(3)~~(6) "Criminal history record information" means all state records of arrest,  
5           prosecution, and conviction, including those which have been expunged or dismissed  
6           pursuant to Code of Criminal Procedure Articles 893 and 894, and national records  
7           which include fingerprints of the applicant and other identifying information, if so  
8           requested by the board.

9           ~~(4)~~(7) "FBI" means the Federal Bureau of Investigation of the United States  
10          Department of Justice.

11          (8) "Instructor" means any person approved and licensed by the board to  
12          administer and certify the successful completion of the required minimum training  
13          requirements for security officers.

14          (9) "Licensure" means the granting of any license, permit, certification, or  
15          registration that the board is authorized to issue pursuant to this Chapter.

16          (10) "Private security business" is any entity that provides protection to  
17          persons and property, excluding any law enforcement agency, but including any:

18                 (a) Contract security company.

19                 (b) Armored car company or armed courier company.

20          (11) "Qualifying agent" means any owner or manager of a private security  
21          business with the authority to make executive decisions for that business, who meets  
22          the qualifications as outlined in R.S. 37:3276.

23          (12) "Security officer" means an individual who is employed by a contract  
24          security company whether armed or unarmed, to protect a person or persons or  
25          property or both, and whose duties include but are not limited to the following:

26                 (a) Prevention of unlawful intrusion or entry.

27                 (b) Prevention of larceny.

28                 (c) Prevention of vandalism.

29                 (d) Protection of property or person.

1                    (e) Prevention of abuse.

2                    (f) Prevention of arson.

3                    (g) Prevention of trespass on private property.

4                    (h) Control, regulation, or direction of the flow or movements of the public,  
5                    except on public streets, whether by vehicle, on foot, or otherwise.

6                    (i) Street patrol service or merchant patrol service, which is any contract  
7                    security company that utilizes foot patrols, motor vehicles, or any other means of  
8                    transportation in public areas or on public thoroughfares in the performance of its  
9                    security functions.

10                   C.

11   \*     \*     \*

12                   (2) Notwithstanding Paragraph (1) of this Subsection, the board's use of  
13                   fingerprints shall be for the limited purpose of determining the licensure ~~or~~  
14                   ~~registration~~ eligibility of each applicant and conducting directly related matters in  
15                   accordance with the Administrative Procedure Act, R.S. 49:950 et seq., or other  
16                   applicable law.

17                   (3) The board is entitled to the criminal history record and identification files  
18                   of the bureau of any person who ~~is licensed or registered~~ has licensure or who is  
19                   applying ~~to be licensed or registered~~ for licensure as a private security business,  
20                   qualifying agent, instructor, or security officer. Fingerprints and other identifying  
21                   information of the applicant shall be submitted to the bureau, and the bureau shall,  
22                   upon request of the board and after receipt of the ~~fingerprnt card~~ fingerprints and  
23                   other identifying information from the applicant, make available to the board all  
24                   arrest and conviction information contained in the bureau's criminal history record  
25                   and identification files which pertain to the applicant for licensure ~~or registration~~.  
26                   In addition, the fingerprints shall be forwarded by the bureau to the FBI for a  
27                   national criminal history record check.

28   \*     \*     \*

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored  
are additions.

1           D. In addition to the other requirements of this Chapter, the board may  
2           require an applicant to do any of the following to determine the licensure ~~or~~  
3           ~~registration~~ eligibility of an applicant:

4   \*           \*           \*

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DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

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HB 152 Engrossed

2025 Regular Session

Marcelle

**Abstract:** Provides relative to private security examiners.

Present law provides for definitions.

Proposed law amends the definitions for "applicant" and "qualifying agent" and adds the definition for "licensure".

Proposed law replicates definitions.

Present law provides for the authority of the board to obtain criminal history record information.

Proposed law removes language regarding present law applying to the registration of persons performing private security activity in the state.

Proposed law clarifies present law to amend fingerprint card to fingerprints.

(Amends R.S. 37:3272(A)(intro. para.), (1), and (15) and 3276.2(A), (B), (C)(2) and (3), and (D)(intro. para.); Adds R.S. 37:3272(A)(20))