

Code of Alabama

Title 34. Professions and Businesses.

Chapter 27C. Alabama Security Regulatory Board.

Ala.Code 1975 T. 34, Ch. 27C, Refs & Annos

[Currentness](#)

Ala. Code 1975 T. 34, Ch. 27C, Refs & Annos, AL ST T. 34, Ch. 27C, Refs & Annos

Current through Act 2019-540.

End of Document

© 2019 Thomson Reuters. No claim to original U.S. Government Works.



KeyCite Yellow Flag - Negative Treatment

Proposed Legislation

[Code of Alabama](#)

[Title 34. Professions and Businesses. \(Refs & Annos\)](#)

[Chapter 27C. Alabama Security Regulatory Board. \(Refs & Annos\)](#)

Ala.Code 1975 § 34-27C-1

§ 34-27C-1. (Final placement and text of 2019 legislation is subject to editorial action of the Code Commissioner) Definitions.

Effective: August 1, 2019

[Currentness](#)

For the purposes of this chapter, the following terms shall have the following meanings:

(1) ARMED SECURITY OFFICER. An individual whose principal duty is that of a security officer and who at any time wears, carries, possesses, or has access to a firearm in the performance of his or her duties.

(2) BOARD. The Alabama Security Regulatory Board.

(3) CERTIFICATION CARD or LICENSURE CARD. The identification card issued by the board to an individual as evidence that he or she has met the basic qualifications required by this chapter and is currently certified or licensed with the board to perform the duties of a security officer.

(4) CERTIFIED TRAINER. Any person approved and certified by the board as qualified to administer, and certify as to the successful completion of, the basic training requirements for security officers required by this chapter.

(5) CONTRACT SECURITY COMPANY. Any individual, firm, association, company, partnership, limited liability company, corporation, institution, or similar business entity engaged in the business of providing, or which undertakes to provide, a security officer on a contractual basis to another person or entity. The security officer provided by a contract security company is a contract security officer. In addition, any person who provides security services for more than one employer in any one week period, except for a permanent change of employment, shall be deemed to be engaged in the contract security company business and shall be licensed pursuant to this chapter.

(6) EMPLOYER-EMPLOYEE RELATIONSHIP. The performance of any service for wages or under any contract of hire, written, oral, expressed, or implied by an individual, provided the employer has control or direction over the performance of the employee and provided the service is performed personally by the employee.

(7) LICENSEE. Any person or contract security company to which a license is granted in accordance with this chapter.

(8) PUBLIC ENTITY. The federal government, the state, or any political subdivision, agency, department, branch, or service of either the state or federal government, or any county or municipality, or any other unit of local government.

(9) SECURITY OFFICER.

a. A person employed under contract, whose principal purpose is to protect a person or persons or property from criminal activity, and whose duties include, but are not limited to, the following:

1. The detection and prevention of unauthorized intrusion or entry, larceny, vandalism, abuse, arson, or trespass on private property.

2. The prevention, observation, or detection of any unauthorized activity on private property.

3. The control, regulation, or direction of the flow or movements of individuals, whether by vehicle, on foot, or otherwise.

b. The term does not include persons whose duties are limited to custodial duties or the reporting of violations of inhouse administrative regulations only, and who do not wear a security uniform, are specifically excluded from this definition.


(10) SWORN PEACE OFFICER. Any individual who derives plenary or special law enforcement powers from, and is an employee of, or certified by, the federal government, the state, or any political subdivision, agency, department, branch, or service of either, or of any county or municipality, or of any other unit of local government.

Credits

(Act 2009-640, p. 1960, § 1; Act 2019-230, § 1.)

Ala. Code 1975 § 34-27C-1, AL ST § 34-27C-1

Current through Act 2019-540.

 KeyCite Yellow Flag - Negative Treatment
Proposed Legislation

Code of Alabama
Title 34. Professions and Businesses. (Refs & Annos)
Chapter 27C. Alabama Security Regulatory Board. (Refs & Annos)

Ala.Code 1975 § 34-27C-2

§ 34-27C-2. (Final placement and text of 2019 legislation is subject to editorial action of the Code Commissioner) Creation; composition; sunset provision.

Effective: August 1, 2019

[Currentness](#)

(a) The Alabama Security Regulatory Board is created. Each member of the board shall be a citizen of the United States and a resident of this state, and the appointing authorities shall coordinate their appointments so that diversity of gender, race, and geographical areas is reflective of the makeup of this state. The board shall consist of the following members:

(1) Two members appointed by the Governor. The appointees shall not be qualified to be licensed under this chapter, not be engaged in the rendering of contract security service for a minimum of three years prior to appointment, not be employed by or affiliated with any other member of the board, and shall have served for five or more years in a supervisory position in law enforcement in any municipality, county, state, or district attorney's office. The members appointed by the Governor shall be selected from a list of names submitted by a recognized security association such as the American Society of Industrial Security (ASIS), the National Association of Security Companies (NASCO), or any state or private security service association which may be organized.

(2) One member appointed by the Lieutenant Governor. The appointee shall represent consumers and shall not be engaged in the rendering of contract security service, and not employed by, related to, or affiliated with any other member of the board or licensee of the board.

(3) One member appointed by the Speaker of the House of Representatives. The appointee shall be from an entity that employs, or has an employer-employee relationship with, a contract security company.

(4) One member appointed by the Attorney General. The appointee shall be selected from a list of names submitted by the Alabama Sheriff's Association.

(b) Unless otherwise provided in subsection (a), board members shall serve three-year terms of office. A vacancy in any board position shall be filled for the duration of the unexpired term in the same manner as the original appointment. Should an appointing authority fail to make an appointment to fill an unexpired or new term within 60 days after receiving notice from the board of the vacancy, the board shall make the appointment of a qualified person within the appropriate category by majority vote of the board members present. The board shall annually elect a chair from among the membership of the board at its first meeting. The board shall meet on a quarterly basis at a date, time, and place designated by the chair. No compensation shall be paid to members of the board. Actual expenses incurred by board members in the performance of duties on behalf of the

board shall be reimbursed from the funds of the board. Decisions of the board shall be determined by a majority vote of the board members present and voting.

(c) The members of the board shall receive up to three hundred dollars (\$300) per day, for a maximum of 12 days per year, while performing their official duties, in addition to the same per diem and mileage as provided to state employees.

(d) The board shall be subject to the Alabama Sunset Law, Title 41, Chapter 20, as an enumerated agency as provided in [Section 41-20-3](#), and shall have a termination date of October 1, 2011, and every four years thereafter, unless continued pursuant to the Alabama Sunset Law.

Credits

([Act 2009-640](#), p. 1960, § 2; [Act 2011-174](#), p. 339, § 3; [Act 2019-230](#), § 1.)

Ala. Code 1975 § 34-27C-2, AL ST § 34-27C-2
Current through Act 2019-540.

End of Document

© 2019 Thomson Reuters. No claim to original U.S. Government Works.



KeyCite Yellow Flag - Negative Treatment

Proposed Legislation

[Code of Alabama](#)

[Title 34. Professions and Businesses. \(Refs & Annos\)](#)

[Chapter 27C. Alabama Security Regulatory Board. \(Refs & Annos\)](#)

Ala.Code 1975 § 34-27C-3

§ 34-27C-3. (Final placement and text of 2019 legislation is subject to editorial action of the Code Commissioner) Powers of the board.

Effective: August 1, 2019

[Currentness](#)

(a) The board shall have the following powers:

(1) In accordance with the Administrative Procedure Act, to promulgate rules not in conflict with the laws of this state which are reasonable, proper, and necessary to carry out the functions of the board in the regulation of persons engaged in providing security officers within this state. Any interested person may petition the board to adopt, amend, or repeal any rule and the board shall prescribe by rule any necessary forms for petitions and procedures for submission, consideration, and disposition of petitions.

(2) To enforce compliance with this chapter.

(3) To establish rules and procedures for the preparation and processing of examinations, applications, license certificates, certification cards, licensure cards, renewals, appeals, hearings, and rule making proceedings.

(4) To determine the qualifications of licensees, certified trainers, and security officers consistent with this chapter.

(5) To levy and collect fees in amounts determined necessary by the board for licensing, application processing, background checks, including fingerprints, inspections, investigations, and hearings.

(6) To employ or contract for necessary personnel, including a director, pursuant to the state Merit System, provided such persons are employed by the board on a full-time basis exceeding 32 hours per calendar week, and provide for necessary offices, supplies, and equipment to fulfill the requirements of this chapter.

(7) To delegate its power and duties by resolution to a named designee.

(8) To enter into contracts and expend funds of the board to fulfill the requirements of this chapter.

(9) To borrow money.

(10) To work with the Attorney General and other law enforcement agencies to prohibit and punish any violation of this chapter.

(11) To establish volunteer procedures for those persons or businesses that are exempt from this chapter.

(12) To engage in dialogue and to enter into reciprocal licensing agreements with governmental entities in other states that supervise and regulate the provision of private contract security services in order to ensure that security officers and armed security officers licensed by the State of Alabama have full reciprocity to operate in other states.

(13) Upon the declaration of the Governor of a state of emergency, to authorize the operation of out-of-state contract security companies and staff within the state for the duration of the state of emergency, and up to a maximum of 30 days after the expiration of the state of emergency. To be eligible to operate within the state pursuant to this subdivision, the out-of-state contract security company shall satisfy all of the following requirements:

a. Be licensed in another state in which the qualifications, insurance, training, and other requirements for licensure are substantially similar to those required by this chapter, as determined by the board.

b. Provide notice to the board of an intention to operate in the state and submit to the board any information requested by the board.

(14) To inspect the business premises of any licensee, licensed contract security company, or unlicensed contract security company during normal business hours.


(15) To hold hearings, conduct investigations, subpoena witnesses, subpoena documents, administer oaths, and take testimony as necessary to provide for the implementation of this chapter.

(b) All powers granted in this chapter and any other powers granted to the board are public and governmental functions, exercised for a public purpose, and matters of public necessity.

Credits

(Act 2009-640, p. 1960, § 3; Act 2013-349, p. 1248, § 1; Act 2019-230, § 1.)

Ala. Code 1975 § 34-27C-3, AL ST § 34-27C-3
Current through Act 2019-540.

 KeyCite Yellow Flag - Negative Treatment
Proposed Legislation

Code of Alabama
Title 34. Professions and Businesses. (Refs & Annos)
Chapter 27C. Alabama Security Regulatory Board. (Refs & Annos)

Ala.Code 1975 § 34-27C-4

§ 34-27C-4. (Final placement and text of 2019 legislation is subject to editorial action of the Code Commissioner) License application; renewal; fee.

Effective: August 1, 2019

[Currentness](#)

(a) Commencing on May 21, 2009, any security officer, armed security officer, or contract security company providing private security services in this state shall apply to the board for a license or certification. Any security officer, armed security officer, or contract security company providing security services in this state before May 21, 2009, may continue to engage in business operations pending a final determination by the board, provided such security officer, armed security officer, or contract security company files an application for license. This chapter shall not abrogate the terms of a contract existing on May 21, 2009.

(b) An application for licensure or certification shall include all of the following information:

- (1) The full name, home address, post office box, and actual street address of the business of the applicant.
- (2) The name under which the applicant intends to do business.
- (3) The full name and address of any partners in the business, principal officers, directors, and business manager, if applicable.
- (4) The names of at least three unrelated and disinterested persons to be used as references for board inquiries regarding the character, standing, and reputation of the applicant.
- (5) Such other information, evidence, statements, or documents as may be required by the board.

(c)(1) A contract security company applying for a license or certification shall include proof that the business entity has at least one person in its employ serving as a qualifying agent who is licensed by the board as a security officer that, in addition to meeting the requirements of subsection (d), possesses three years of experience as a manager, supervisor, or administrator with a contract security company or possesses three years of supervisory experience with any federal, military, state, county, or municipal law enforcement agency.

(2) No person may serve as the qualifying agent for more than one contract security company without prior written approval of the board.

(3) A contract security company shall notify the board within 10 working days if the qualifying agent for the company ceases to perform his or her duties as qualifying agent and shall obtain a substitute qualifying agent within 30 days after the original qualifying agent ceases to serve. The board may grant an extension to the company for good cause, for not more than three months.

(d) Every applicant for licensure or certification shall provide the following to the board:

(1) Proof that the applicant is 21 years of age or older, or 18 years of age if the person is not allowed to carry any type of firearm in the course of his or her employment with the contract security company.

(2) Proof that the applicant is a citizen of the United States or, if not a citizen of the United States, a person who is legally present in the United States with appropriate documentation from the federal government.

(3) A statement of the applicant, made under oath, declaring all of the following:

a. That he or she has never been convicted in any jurisdiction of the United States of any felony or crime involving moral turpitude for which a full pardon has not been granted.

b. That he or she has never been declared, by any court of competent jurisdiction, incompetent by reason of mental defect or disease, and competency has not been restored.

c. That he or she is not suffering from habitual drunkenness or from narcotics addiction or dependence. The board may require certified results of medical tests for drug or alcohol use.

(e) In addition to the requirements of subsection (d), an applicant for licensure or certification or renewal shall submit to the board a form, sworn to by the applicant, containing the name, date of birth, and Social Security number for completion of a criminal history background check. The applicant shall submit two complete sets of fingerprints to the board. The board shall submit the fingerprints to the Alabama State Law Enforcement Agency (ALEA) for a state criminal history record check. The fingerprints shall be forwarded by ALEA to the Federal Bureau of Investigation (FBI) for a national criminal history record check. Costs associated with conducting a criminal history background check shall be borne by the applicant. The board shall keep information received pursuant to this section confidential, except that such information received and relied upon in denying the issuance of a certificate of qualification for a license or certification to a security officer in this state may be disclosed if necessary to support the denial of the license or certification, if required by court order, or for any other reason allowed by law.

(f) Applications for licensure and certification shall be filed with the board on a form developed by the board. The board shall prescribe the procedures and methods of submission, consideration, and disposition of applications. An applicant corporation incorporated under the laws of this state or any other state shall be required to qualify with a certificate of authority issued by the Secretary of State and shall designate an agent for service of process. The applicant shall be issued a license or denied a license in writing within a reasonable period after receipt by the board of all required information.

(g)(1) Each contract security company requesting or renewing a license shall pay a security license fee upon application to be determined by the board that does not exceed three hundred fifty dollars (\$350) and may not be increased more than fifty dollars (\$50) per licensing period. A license shall expire on September 30 and an application for renewal shall be submitted to the board before October 1. A renewal application may not be accepted by the board after October 31. The board may impose a reasonable late fee on renewals not filed by October 1. The board shall promptly notify an applicant if the board refuses to issue or renew a license or certification. If the board refuses to issue or renew a license or certification, the applicant or licensee may appeal the decision of the board and may request a hearing, in accordance with the rules of the board and the Administrative Procedure Act. A licensee may continue to engage in the security business while his or her appeal or renewal application is pending. The board may impose a reasonable late fee on any renewal that is not filed before the expiration date of the license.

(2) Each security officer or armed security officer requesting or renewing a license or certification shall pay a nonrefundable security license fee to the board upon application to be determined by the board that does not exceed one hundred dollars (\$100) and may not be increased more than twenty-five dollars (\$25) per licensing period. The license or certification issued to a security officer or armed security officer shall expire two years from the date of issuance. If the board refuses to issue or renew a license or certification, the applicant or licensee shall be promptly notified. If the board refuses to issue or renew a license or certification, the applicant or licensee may appeal the decision of the board and may request a hearing, in accordance with the rules of the board and the Administrative Procedure Act. A licensee may continue to serve as a security officer or armed security officer while his or her appeal or renewal application is pending. The board may impose a reasonable late fee on renewals not filed before the date of expiration of the license.

(h) No license or certification issued pursuant to this chapter shall be assigned or transferred by operation of law or in any other manner. A new license for an assignee or transferee of a business shall be applied for using the same procedures and requirements as set forth in this chapter for an initial license or certification applicant. The security operation of a security company may continue until the final disposition of the pending license or certification application.

(i) The current license or certificate or duplicate copy of the license or certificate shall be posted and displayed at all times at all business offices of the licensee within the state.

(j) The board shall be notified within 30 days of any changes in officers, directors, or management of a licensee or any changes that may reasonably affect the right of a licensee to hold a license or certificate under this chapter.

Credits

(Act 2009-640, p. 1960, § 4; Act 2011-174, p. 339, § 3; Act 2013-349, p. 1248, § 1; Act 2019-230, § 1.)

Ala. Code 1975 § 34-27C-4, AL ST § 34-27C-4
Current through Act 2019-540.



KeyCite Yellow Flag - Negative Treatment

Proposed Legislation

[Code of Alabama](#)

[Title 34. Professions and Businesses. \(Refs & Annos\)](#)

[Chapter 27C. Alabama Security Regulatory Board. \(Refs & Annos\)](#)

Ala.Code 1975 § 34-27C-5

§ 34-27C-5. (Final placement and text of 2019 legislation is subject to editorial action of the Code Commissioner) Denial, probation, revocation, or suspension of license or certification.

Effective: August 1, 2019

[Currentness](#)

(a) The board may refuse to issue or renew a license or certification, place a licensee on probation, or suspend or revoke a license or certification for any violation of this chapter or rule of the board.

(b) In the event of a denial, probation, revocation, or suspension of a license, an applicant or a licensee shall be notified of the action of the board. The applicant or licensee may request a hearing and appeal the decision of the board in accordance with rules of the board and the Administrative Procedure Act. The licensee shall cease to provide security services to clients immediately upon receipt of a final notice from the board of revocation or suspension of its license or certification.

(c) The board may grant a stay or postponement of probation or a revocation or suspension under certain circumstances and with certain conditions attached, upon a majority vote of the board.

Credits

([Act 2009-640](#), p. 1960, § 5; [Act 2019-230](#), § 1.)

Ala. Code 1975 § 34-27C-5, AL ST § 34-27C-5

Current through Act 2019-540.

End of Document

© 2019 Thomson Reuters. No claim to original U.S. Government Works.

Code of Alabama

Title 34. Professions and Businesses. (Refs & Annos)

Chapter 27C. Alabama Security Regulatory Board. (Refs & Annos)

Ala.Code 1975 § 34-27C-6

§ 34-27C-6. Insurance requirements.

Currentness

(a) Contract security company licensees shall file certificates of insurance with the board certifying coverage. The minimum amount of coverage shall be two million dollars (\$2,000,000) for bodily or personal injury and two hundred thousand dollars (\$200,000) for property damage. There shall be included endorsements for general liability, personal injury, and workers' compensation.

(b) An insurance policy may not be modified or cancelled without 30 days' prior notice to the board. The insurance company shall be licensed in this state, or in the state in which the insurance is purchased, with the name of a designated agent for service filed in the office of the Secretary of State.

Credits

(Act 2009-640, p. 1960, § 6.)

Ala. Code 1975 § 34-27C-6, AL ST § 34-27C-6

Current through Act 2019-540.

End of Document

© 2019 Thomson Reuters. No claim to original U.S. Government Works.



KeyCite Yellow Flag - Negative Treatment

Proposed Legislation

[Code of Alabama](#)

[Title 34. Professions and Businesses. \(Refs & Annos\)](#)

[Chapter 27C. Alabama Security Regulatory Board. \(Refs & Annos\)](#)

Ala.Code 1975 § 34-27C-7

§ 34-27C-7. (Final placement and text of 2019 legislation is subject to editorial action of the Code Commissioner) Application for license or certification; renewal; fees.

Effective: August 1, 2019

[Currentness](#)

(a) Within 30 days after initial employment, a security officer or armed security officer shall apply to the board for a license or certification. On or after May 21, 2009, all security officers or armed security officers not exempted under [Section 34-27C-17](#), shall apply to the board for a license or certification in accordance with this chapter. A license or certification card issued by the board shall be carried by each security officer and armed security officer while performing his or her duties. A temporary card shall be issued by the board and be in the possession of the applicant or licensee while working as a security officer or armed security officer pending the application process, the completion of training, and the issuance of his or her license or certification. Licensure and certification shall be renewed every two years on the date on which original licensure or certification was granted. A contract security company that employs a security officer or armed security officer who is in violation of this subsection shall be in violation of this chapter.

(b) Each applicant for licensure or certification or renewal of licensure or certification shall submit to the board, within 30 days after initial employment or 30 days before licensure or certification expiration, the appropriate form as developed by the board, a fee of twenty-five dollars (\$25), and proof of completion of a certified training program or refresher course.

(c) Licensure or certification shall be denied or not renewed if a security officer or armed security officer does not meet the standards of a security officer or armed security officer established by the board pursuant to this chapter. In the event of denial or nonrenewal of a license or certification by the board, the applicant may appeal the action of the board. Upon receipt of a notice of appeal from the applicant, the board shall set a hearing date and promptly notify the applicant of the hearing date. The hearing shall be held in accordance with the rules of the board and the Administrative Procedure Act.

(d) A contract security company shall notify the board within 10 days after discovering any adverse information pertaining to the eligibility of an individual to be licensed or certified, or any adverse information that may affect the licensure or certification status of a security officer or armed security officer.

(e) The board may issue a license or certification to a security officer who has been licensed or certified as a security officer in another state if the board determines that the applicant is currently a resident of this state and the qualifying and training requirements of the issuing state are equivalent, or substantially similar, to those required by this chapter.

(f) A security officer or armed security officer who works as such for six months or less per year may pay a one time fee for special licensure by the board. Any security officer or armed security officer who works as such for more than six months in a year shall be subject to all fees and requirements of this chapter. The board, by rule, may establish the one time fee, which may not exceed one hundred dollars (\$100).

Credits


(Act 2009-640, p. 1960, § 7; Act 2013-349, p. 1248, § 1; Act 2019-230, § 1.)

Ala. Code 1975 § 34-27C-7, AL ST § 34-27C-7

Current through Act 2019-540.

End of Document

© 2019 Thomson Reuters. No claim to original U.S. Government Works.

 KeyCite Yellow Flag - Negative Treatment
Proposed Legislation

Code of Alabama
Title 34. Professions and Businesses. (Refs & Annos)
Chapter 27C. Alabama Security Regulatory Board. (Refs & Annos)

Ala.Code 1975 § 34-27C-8

§ 34-27C-8. (Final placement and text of 2019 legislation is subject to editorial action of the Code Commissioner) Training requirements.

Effective: August 1, 2019

[Currentness](#)

- (a) A person seeking initial licensure or certification as a security officer or armed security officer shall have completed board approved training with a certified trainer. Initial board approved training shall consist of a minimum of eight hours. Specific initial training requirements may be outlined, defined, and modified by board rule.
- (b) After initial licensure or certification in accordance with this chapter, security officers and armed security officers shall complete board approved refresher training before submitting an application for licensure or certification renewal. Specific refresher training requirements may be outlined, defined, and modified by board rule.
- (c) In addition to the requirements of subsections (a) and (b), a person seeking initial licensure or certification as an armed security officer shall have completed board approved firearms safety training. Specific requirements for firearms safety training may be outlined, defined, and modified by board rule.
- (d) After initial licensure or certification, an armed security officer shall complete board approved refresher firearms safety training before submitting an application for licensure or certification renewal. Specific refresher training requirements may be outlined, defined, and modified by board rule.
- (e) In addition to the requirements of subsections (a) to (d), inclusive, a person seeking initial licensure or certification as a security officer or armed security officer shall have completed board approved use of force training. Specific requirements for use of force training may be outlined, defined, and modified by board rule.
- (f) After initial licensure or certification, security officers and armed security officers shall complete board approved refresher use of force training before submitting an application for licensure or certification renewal. Specific refresher training requirements may be outlined, defined, and modified by board rule.
- (g) The following persons are exempt from the basic training requirements of subsections (a) to (f), inclusive, except to the extent set forth below:

(1) Any security officer or armed security officer who, within three years before applying for licensure or certification, completed basic security training through a military, government, or security training institute that meets or exceeds the training required by this chapter. The board shall examine proof of training before declaring an applicant exempt. An initial exemption granted pursuant to this subdivision does not exempt an applicant from annual training requirements or refresher training requirements.

(2) Any security officer or armed security officer employed by a contract security company that has a training curriculum and standards that the board determines, upon presentation of proof of training, meet or exceed those required by this chapter. The board shall examine proof of training before declaring an applicant exempt. An initial exemption granted pursuant to this subdivision does not exempt an applicant from annual training requirements or refresher training requirements.

(3) Any person who is employed as a sworn peace officer.

(h) The minimum training standards provided in this section are in addition to any qualifications required by an employing contract security company.

Credits

(Act 2009-640, p. 1960, § 8; Act 2019-230, § 1.)

Ala. Code 1975 § 34-27C-8, AL ST § 34-27C-8
Current through Act 2019-540.



KeyCite Yellow Flag - Negative Treatment

Proposed Legislation

[Code of Alabama](#)

[Title 34. Professions and Businesses. \(Refs & Annos\)](#)

[Chapter 27C. Alabama Security Regulatory Board. \(Refs & Annos\)](#)

Ala.Code 1975 § 34-27C-9

§ 34-27C-9. (Final placement and text of 2019 legislation is subject to editorial action of the Code Commissioner) Certified trainers.

Effective: August 1, 2019

[Currentness](#)

Any person conducting training of security officers shall be licensed or certified as a certified trainer by the board. Any person seeking licensure or certification as a certified trainer shall pay all fees required by the board and meet all of the following qualifications:

- (1) Be 21 years of age or older.
- (2) Have a minimum of two years of supervisory experience with a contract security company, a proprietary company, or in federal, state, county, or municipal law enforcement.
- (3) Have a minimum of one year of experience in teaching security-related courses or have attended a board approved two-week instructor's course.
- (4) Submit proof of compliance with all instruction and training requirements established by the board.

Credits

(Act 2009-640, p. 1960, § 9; Act 2015-100, p. 315, § 3; Act 2019-230, § 1.)

Ala. Code 1975 § 34-27C-9, AL ST § 34-27C-9

Current through Act 2019-540.

End of Document

© 2019 Thomson Reuters. No claim to original U.S. Government Works.



KeyCite Yellow Flag - Negative Treatment

Proposed Legislation

[Code of Alabama](#)

[Title 34. Professions and Businesses. \(Refs & Annos\)](#)

[Chapter 27C. Alabama Security Regulatory Board. \(Refs & Annos\)](#)

Ala.Code 1975 § 34-27C-10

§ 34-27C-10. (Final placement and text of 2019 legislation is subject to editorial action of the Code Commissioner) Payment of fees, etc.; deposit.

Effective: August 1, 2019

[Currentness](#)

(a) A contract security company, at the request of a security officer in its employ, may withhold from the wages of the security officer those amounts necessary to pay for the licensure or certification fees, uniforms, or other required equipment of the security officer.

(b) A reasonable deposit may be required of a security officer by an employer to ensure the return of uniforms and equipment. The total amount of deposit required under this section may not exceed the actual cost of uniforms and equipment provided to the security officer.

Credits

(Act 2009-640, p. 1960, § 10; Act 2019-230, § 1.)

Ala. Code 1975 § 34-27C-10, AL ST § 34-27C-10

Current through Act 2019-540.

End of Document

© 2019 Thomson Reuters. No claim to original U.S. Government Works.



KeyCite Yellow Flag - Negative Treatment

Proposed Legislation

[Code of Alabama](#)

[Title 34. Professions and Businesses. \(Refs & Annos\)](#)

[Chapter 27C. Alabama Security Regulatory Board. \(Refs & Annos\)](#)

Ala.Code 1975 § 34-27C-11

§ 34-27C-11. (Final placement and text of 2019 legislation is subject to editorial action of the Code Commissioner) Pistol permit.

Effective: August 1, 2019

[Currentness](#)

An armed security officer shall apply for and have his or her pistol permit issued by the sheriff of the county of his or her residence. It is a violation of this chapter for any security officer to carry a firearm in the performance of his or her duties without holding a valid license or certification card for an armed security officer issued by the board.

Credits


(Act 2009-640, p. 1960, § 11; Act 2019-230, § 1.)

Ala. Code 1975 § 34-27C-11, AL ST § 34-27C-11

Current through Act 2019-540.

End of Document

© 2019 Thomson Reuters. No claim to original U.S. Government Works.

 KeyCite Yellow Flag - Negative Treatment
Proposed Legislation

Code of Alabama
Title 34. Professions and Businesses. (Refs & Annos)
Chapter 27C. Alabama Security Regulatory Board. (Refs & Annos)

Ala.Code 1975 § 34-27C-12

§ 34-27C-12. (Final placement and text of 2019 legislation is subject to editorial action of the Code Commissioner) Prohibited activities.

Effective: August 1, 2019

[Currentness](#)

(a) It is unlawful for any person or entity to do any of the following:

(1) Issue a shield or badge not in conformance with this chapter. Except for sworn peace officers, no person or entity shall wear or display any badge, insignia, device, shield, patch, or pattern containing words which would indicate that he or she is a sworn peace officer or that includes the Great Seal of the State of Alabama. The words “security officer,” or a similar term, shall be displayed on any badge, insignia, device, shield, patch, or pattern worn by a security officer or armed security officer. Except for the vehicle of a sworn peace officer, no vehicle used by a security officer or an armed security officer shall have any equipment or markings denoting a law enforcement vehicle.

(2) Publish, advertise, use printed letterhead or circulars, or give statements, or use words or phrases which in any way suggest or imply that the security officer, armed security officer, or contract security company is a law enforcement organization or sworn peace officer, or an official of the state or federal government.

(3) Designate an individual meeting the definition of a security officer or armed security officer as anything other than a security officer or armed security officer.

(4) Knowingly make or provide false statements to the board or omit any document or information required to be filed with the board.

(5) Falsely represent a person to be a holder of a license or certification card.

(6) Engage in criminal conduct that would prohibit licensing or certification.

(b) In addition to subsection (a), it shall be unlawful for a security officer, armed security officer, or contract security company to do any of the following:

(1) Fail to comply with or violate this chapter and the published rules of the board.

(2) Divulge to anyone other than his or her employer, unless required by law, any information that would jeopardize the property for which he or she is providing security.

(3) Fail to return his or her license or certification card, or license or certification of the contract security company, to the board, if required.

(4) Possess a certification card or licensure card issued to any other person.

(5) Use a badge or shield not in conformance with this chapter.

Credits

(Act 2009-640, p. 1960, § 12; Act 2019-230, § 1.)

Ala. Code 1975 § 34-27C-12, AL ST § 34-27C-12

Current through Act 2019-540.

End of Document

© 2019 Thomson Reuters. No claim to original U.S. Government Works.



KeyCite Yellow Flag - Negative Treatment

Proposed Legislation

[Code of Alabama](#)

[Title 34. Professions and Businesses. \(Refs & Annos\)](#)

[Chapter 27C. Alabama Security Regulatory Board. \(Refs & Annos\)](#)

Ala.Code 1975 § 34-27C-13

§ 34-27C-13. (Final placement and text of 2019 legislation is subject to editorial action of the Code Commissioner) Violations.

Effective: August 1, 2019

[Currentness](#)

(a) A violation of this chapter by a security officer or an armed security officer shall be punishable by a fine of not less than seventy-five dollars (\$75) nor more than five thousand dollars (\$5,000) per violation and may result in the probation, revocation, or suspension of the license or certification, or both, of the violator.

(b) Any person who practices or offers to practice as a security officer or an armed security officer in this state without a license or certification issued and approved by the board shall be guilty of a Class A misdemeanor.

Credits

([Act 2009-640](#), p. 1960, § 13; [Act 2019-230](#), § 1.)

Ala. Code 1975 § 34-27C-13, AL ST § 34-27C-13
Current through Act 2019-540.

End of Document

© 2019 Thomson Reuters. No claim to original U.S. Government Works.

Code of Alabama

Title 34. Professions and Businesses. (Refs & Annos)

Chapter 27C. Alabama Security Regulatory Board. (Refs & Annos)

Ala.Code 1975 § 34-27C-14

§ 34-27C-14. Appeals.

[Currentness](#)

Any person or entity aggrieved by any final action of the board may appeal to the Circuit Court of Montgomery County.

Credits

(Act 2009-640, p. 1960, § 14; Act 2013-349, p. 1248, § 1.)

Ala. Code 1975 § 34-27C-14, AL ST § 34-27C-14

Current through Act 2019-540.

End of Document

© 2019 Thomson Reuters. No claim to original U.S. Government Works.

Code of Alabama

Title 34. Professions and Businesses. (Refs & Annos)

Chapter 27C. Alabama Security Regulatory Board. (Refs & Annos)

Ala.Code 1975 § 34-27C-15

§ 34-27C-15. Security Certification Fund.

Currentness

There is created in the State Treasury, with funds expended by the board to defray the expenses of administering this chapter, a special revenue trust fund designated as the Security Certification Fund. All receipts collected by the board under this chapter shall be deposited in the fund and shall only be used to implement this chapter. Receipts deposited into the fund shall be disbursed only by warrants of the state Comptroller drawn upon the State Treasury on itemized vouchers approved by the board. No funds shall be withdrawn or expended except as budgeted and allotted according to [Sections 41-4-80 to 41-4-96](#), inclusive, and [41-19-1 to 41-19-12](#), inclusive, and only in amounts as stipulated in the general appropriations act, other appropriations acts, or this chapter. At the end of any fiscal year following May 21, 2009, any unencumbered and unexpended balance in the fund shall not revert to the General Fund of the State Treasury under [Section 41-4-93](#), but shall carry over to the next fiscal year.

Credits

([Act 2009-640](#), p. 1960, § 15.)

Ala. Code 1975 § 34-27C-15, AL ST § 34-27C-15

Current through Act 2019-540.



KeyCite Yellow Flag - Negative Treatment

Proposed Legislation

[Code of Alabama](#)

[Title 34. Professions and Businesses. \(Refs & Annos\)](#)

[Chapter 27C. Alabama Security Regulatory Board. \(Refs & Annos\)](#)

Ala.Code 1975 § 34-27C-16

§ 34-27C-16. (Final placement and text of 2019 legislation is subject to editorial action of the Code Commissioner) Contract security license for nonresident.

Effective: August 1, 2019

[Currentness](#)

To the extent that other states which provide for licensing and certification of any security officer, armed security officer, or contract security company provide for similar action for citizens of this state, the board may grant a license or certification to a nonresident or out-of-state contract security company who holds a valid license or certification of the same type from another state upon satisfactory proof furnished to the board that the standards of licensure or certification in the other state are equivalent or substantially similar to those prevailing in this state.

Credits

([Act 2009-640](#), p. 1960, § 16; [Act 2019-230](#), § 1.)

Ala. Code 1975 § 34-27C-16, AL ST § 34-27C-16

Current through Act 2019-540.

End of Document

© 2019 Thomson Reuters. No claim to original U.S. Government Works.



KeyCite Yellow Flag - Negative Treatment

Proposed Legislation

[Code of Alabama](#)

[Title 34. Professions and Businesses. \(Refs & Annos\)](#)

[Chapter 27C. Alabama Security Regulatory Board. \(Refs & Annos\)](#)

Ala.Code 1975 § 34-27C-17

§ 34-27C-17. (Final placement and text of 2019 legislation is subject to editorial action of the Code Commissioner) Exemptions.

Effective: August 1, 2019

[Currentness](#)

The following persons and entities, including affiliated entities under common control, are exempt from this chapter:

- (1) Any person or entity which uses the employees of the person or entity for security services.
- (2) Any employee who provides security services only for his or her employer and not for any third party.
- (3) A sworn peace officer.

Credits

([Act 2009-640, p. 1960, § 17](#); [Act 2013-349, p. 1248, § 1](#); [Act 2019-230, § 1](#).)

Ala. Code 1975 § 34-27C-17, AL ST § 34-27C-17

Current through Act 2019-540.

End of Document

© 2019 Thomson Reuters. No claim to original U.S. Government Works.



KeyCite Yellow Flag - Negative Treatment

Proposed Legislation

[Code of Alabama](#)

[Title 34. Professions and Businesses. \(Refs & Annos\)](#)

[Chapter 27C. Alabama Security Regulatory Board. \(Refs & Annos\)](#)

Ala.Code 1975 § 34-27C-18

§ 34-27C-18. (Final placement and text of 2019 legislation is subject to editorial action of the Code Commissioner) Relation to other provisions.

Effective: August 1, 2019

[Currentness](#)

(a) No governmental subdivision of this state shall enact any legislation, code, or ordinance, or promulgate any rule relating to the licensing, training, or regulation of contract security companies or individuals functioning as security officers, other than for the imposition of a bona fide business tax or occupational tax, or both.

(b) Any provision of any legislative code, ordinance, or rule promulgated by any local governmental subdivision of this state, relating to licensing, training, or regulation of contract security companies or security officers, shall be superseded by this chapter.

Credits

(Act 2009-640, p. 1960, § 18; Act 2019-230, § 1.)

Ala. Code 1975 § 34-27C-18, AL ST § 34-27C-18

Current through Act 2019-540.

End of Document

© 2019 Thomson Reuters. No claim to original U.S. Government Works.