



Ninety-Ninth Legislature - First Session - 2005
Committee Statement
LB 72

Hearing Date: January 21, 2005

Committee On: Government, Military and Veterans Affairs

Introducer(s): (Stuhr, Aguilar)

Title: Adopt the Security Personnel Licensing Act

Roll Call Vote – Final Committee Action:

- Advanced to General File
 - X Advanced to General File with Amendments
 - Indefinitely Postponed
-

Vote Results:

6	Yes	Senators Brown, Burling, Fischer, Pahls, Schimek, Wehrbein
0	No	
1	Present, not voting	Senator Mines
1	Absent	Senator Langemeier

Proponents:

Senator Elaine Stuhr
 Patrick Cavanaugh
 Stan Williams
 Michael Noyes
 Thomas J. Gorgen
 Steve Freese
 Kim Sevryn
 Greg Lemon
 Richard Boucher

Representing:

Introducer
 Nebraska Fraternal Order of Police
 Blue Knight Security, Inc.
 Borsheim’s Fine Jewelry/ASIS
 Silverhawk Security
 Douglas County Sheriff
 Self
 Secretary of State’s Office
 Nebraska Sheriff’s Association

Opponents:

Representing:

Neutral:

Representing:

Summary of purpose and/or changes:

LB 72 creates the Security Personnel Licensing Act. The purpose of the Act is to license and regulate security personnel in Nebraska.

Security officer is defined as an individual other than an employee of a federal, state, or local government whose primary duty is to perform a contract security service or proprietary security

service, whether armed or unarmed, in a uniform registered with and approved by the Secretary of State or in plain clothes. The bill also defines contract security service, proprietary security service, security firearms permit, uniform, and unlawful conduct.

The Secretary of State is required to license applicants who meet the guidelines, standards, requirements and qualifications of the Act. Under the bill, applicants applying for a license are required to submit an application, pay a fee, be of a certain age and provide a full set of fingerprints to the Secretary of State for a national criminal history record check. The applicant is also required not to have been declared incompetent by reason of mental defect or disease, not to be suffering from habitual drunkenness or drug addiction, and not to have been convicted of unlawful conduct.

To be licensed as an armed security officer, the applicant must provide evidence of successfully completing a firearms training course approved by the Secretary of State.

The bill also has provisions for license renewal, issuing temporary licenses and reciprocity agreements with other states.

Finally, the bill creates an advisory committee to advise the Secretary of State in administering the Act.

Explanation of amendments, if any:

The committee amendment changes several provisions of the bill.

The amendment provides that employees of political subdivisions or individuals appointed as deputy state sheriffs are not included in the definition of security officer.

The definition of uniform is amended to require security officers to wear uniforms which are distinctive in appearance from those customarily worn by law enforcement officials.

The language regarding who can be a trainer is clarified.

Finally, the committee amendment changes the provisions regarding the length of the initial committee members term of service.

Senator DiAnna R. Schimek, Chairperson