

CERTIFICATION OF ENROLLMENT

SUBSTITUTE HOUSE BILL 2657

Chapter 50, Laws of 2004

58th Legislature
2004 Regular Session

SECURITY GUARDS

EFFECTIVE DATE: 6/10/04

Passed by the House March 8, 2004
Yeas 95 Nays 0

FRANK CHOPP

Speaker of the House of Representatives

Passed by the Senate March 3, 2004
Yeas 48 Nays 0

BRAD OWEN

President of the Senate

Approved March 22, 2004.

GARY F. LOCKE

Governor of the State of Washington

CERTIFICATE

I, Richard Nafziger, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **SUBSTITUTE HOUSE BILL 2657** as passed by the House of Representatives and the Senate on the dates hereon set forth.

RICHARD NAFZIGER

Chief Clerk

FILED

March 22, 2004 - 4:36 p.m.

**Secretary of State
State of Washington**

SUBSTITUTE HOUSE BILL 2657

AS AMENDED BY THE SENATE

Passed Legislature - 2004 Regular Session

State of Washington 58th Legislature 2004 Regular Session

By House Committee on Commerce & Labor (originally sponsored by Representatives Morrell and McDonald)

READ FIRST TIME 02/14/04.

1 AN ACT Relating to security guards; amending RCW 18.170.010 and
2 18.170.100; and adding a new section to chapter 18.170 RCW.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 **Sec. 1.** RCW 18.170.010 and 1991 c 334 s 1 are each amended to read
5 as follows:

6 (~~Unless the context clearly requires otherwise,~~) The definitions
7 in this section apply throughout this chapter unless the context
8 clearly requires otherwise.

9 (1) "Armed private security guard" means a private security guard
10 who has a current firearms certificate issued by the commission and is
11 licensed as an armed private security guard under this chapter.

12 (2) "Armored vehicle guard" means a person who transports in an
13 armored vehicle under armed guard, from one place to another place,
14 valuables, jewelry, currency, documents, or any other item that
15 requires secure delivery.

16 (3) "Burglar alarm response runner" means a person employed by a
17 private security company to respond to burglar alarm system signals.

18 (4) "Burglar alarm system" means a device or an assembly of

1 equipment and devices used to detect or signal unauthorized intrusion,
2 movement, or exit at a protected premises, other than in a vehicle, to
3 which police or private security guards are expected to respond.

4 (5) "Chief law enforcement officer" means the elected or appointed
5 police administrator of a municipal, county, or state police or
6 sheriff's department that has full law enforcement powers in its
7 jurisdiction.

8 (6) "Classroom instruction" means instruction that takes place in
9 a setting where individuals receiving training are assembled together
10 and learn through lectures, study papers, class discussion, textbook
11 study, or other means of organized formal education techniques, such as
12 video, closed circuit, or other forms of electronic means, and as
13 distinguished from on-the-job education or training.

14 (7) "Commission" means the criminal justice training commission
15 established in chapter 43.101 RCW.

16 (~~(7)~~) (8) "Department" means the department of licensing.

17 (~~(8)~~) (9) "Director" means the director of the department of
18 licensing.

19 (~~(9)~~) (10) "Employer" includes any individual, firm, corporation,
20 partnership, association, company, society, manager, contractor,
21 subcontractor, bureau, agency, service, office, or an agent of any of
22 the foregoing that employs or seeks to enter into an arrangement to
23 employ any person as a private security guard.

24 (~~(10)~~) (11) "Firearms certificate" means the certificate issued
25 by the commission.

26 (~~(11)~~) (12) "Licensee" means a person granted a license required
27 by this chapter.

28 (~~(12)~~) (13) "Person" includes any individual, firm, corporation,
29 partnership, association, company, society, manager, contractor,
30 subcontractor, bureau, agency, service, office, or an agent or employee
31 of any of the foregoing.

32 (~~(13)~~) (14) "Postassignment or on-the-job training" means
33 training that occurs in either an assisted field environment or in a
34 classroom instruction setting, or both.

35 (15) "Preassignment training" means the classroom training
36 completed prior to being assigned to work independently.

37 (16) "Principal corporate officer" means the president, vice-

1 president, treasurer, secretary, comptroller, or any other person who
2 performs the same functions for the corporation as performed by these
3 officers.

4 ~~((14))~~ (17) "Private security company" means a person or entity
5 licensed under this chapter and engaged in the business of providing
6 the services of private security guards on a contractual basis.

7 ~~((15))~~ (18) "Private security guard" means an individual who is
8 licensed under this chapter and principally employed as or typically
9 referred to as one of the following:

- 10 (a) Security officer or guard;
- 11 (b) Patrol or merchant patrol service officer or guard;
- 12 (c) Armed escort or bodyguard;
- 13 (d) Armored vehicle guard;
- 14 (e) Burglar alarm response runner; or
- 15 (f) Crowd control officer or guard.

16 ~~((16))~~ (19) "Qualifying agent" means an officer or manager of a
17 corporation who meets the requirements set forth in this chapter for
18 obtaining a license to own or operate a private security company.

19 ~~((17))~~ (20) "Sworn peace officer" means a person who is an
20 employee of the federal government, the state, a political subdivision,
21 agency, or department branch of a municipality, or other unit of local
22 government, and has law enforcement powers.

23 **Sec. 2.** RCW 18.170.100 and 1995 c 277 s 7 are each amended to read
24 as follows:

25 (1)(a) The director shall adopt rules establishing preassignment
26 and postassignment or on-the-job training and testing requirements(~~((~~
27 ~~which shall))~~).

28 (b)(i) Except as provided under (b)(ii) of this subsection,
29 beginning July 1, 2005, all security guards licensed on or after July
30 1, 2005, must complete at least eight hours of preassignment training.
31 Preassignment training must include a minimum of four hours of
32 ((classes)) classroom instruction, and a minimum of four additional
33 hours that may be of classroom training, on-the-job training, or any
34 combination of the two. A department certified trainer must report the
35 preassignment training to the department.

36 (ii) Any person who was most recently employed full-time as a sworn
37 peace officer not more than five years prior to applying to become

1 licensed as a private security guard may be deemed to satisfy the
2 training required under (b)(i) of this subsection upon passage of the
3 examination typically administered to applicants at the conclusion of
4 the preassignment training required under (b)(i) of this subsection.

5 (iii) The director may establish, by rule, (~~continuing education~~)
6 training requirements for private security guards.

7 (2) Beginning July 1, 2005, all security guards must complete at
8 least eight hours of postassignment or on-the-job training.

9 (a) For security guards initially licensed on or after July 1,
10 2005, four hours of postassignment training must be completed within
11 six months of the date an initial private security guard license is
12 issued by the director and the remaining four hours completed within
13 twelve months of the date an initial private security guard license is
14 issued by the department.

15 (b) For security guards licensed prior to July 1, 2005, at least
16 four hours of postassignment training must be completed by December 31,
17 2005, and the remaining four hours by July 1, 2006.

18 (c) Postassignment or on-the-job training must be in the topic
19 areas established by the director and may occur in a classroom setting,
20 in the field, or a combination of the two. A department certified
21 trainer need not report postassignment or on-the-job training.
22 However, a department-certified trainer must attest in writing that the
23 training occurred.

24 (d) The number of required postassignment training hours must be
25 increased by one hour on January 1st of every year until January 1,
26 2012. The number of postassignment training hours required of a
27 security guard is the number required on the date the security guard
28 was initially licensed by the department. These additional hours of
29 training must be completed within eighteen months after the date a
30 security guard initial license is issued by the department.

31 (e) The director shall require companies to maintain records
32 regarding the postassignment training hours completed by each employee.
33 All such records are subject to inspection by the department. The
34 training requirements and test results must be recorded and attested to
35 as appropriate by a certified trainer.

36 (3) The director shall consult with the private security industry
37 and law enforcement before adopting or amending the (~~preassignment~~)
38 training (~~or continuing education~~) requirements of this section.

1 NEW SECTION. **Sec. 3.** A new section is added to chapter 18.170 RCW
2 to read as follows:

3 The director has the authority to negotiate reciprocity agreements
4 with other states allowing licensed security officers from Washington
5 to work in those other states.

 Passed by the House March 8, 2004.

 Passed by the Senate March 3, 2004.

 Approved by the Governor March 22, 2004.

 Filed in Office of Secretary of State March 22, 2004.