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By: Delegate Klausmeier

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A BILL ENTITLED

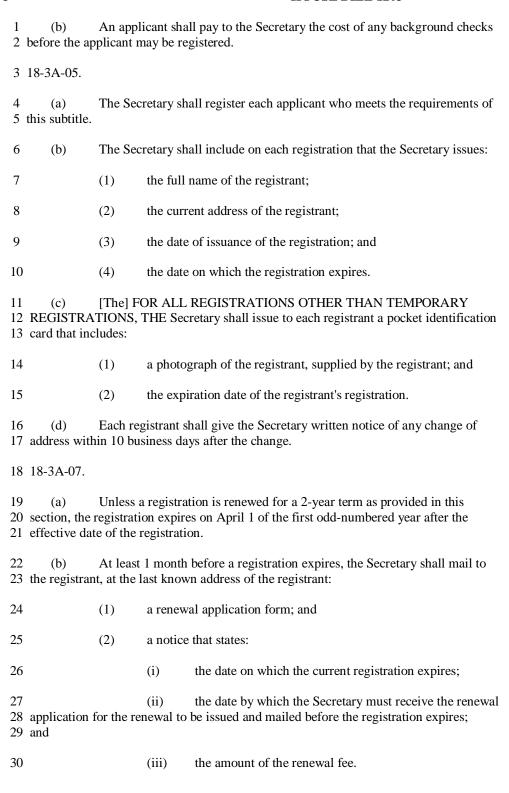
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Ι.	AΝ	A("I"	concerning

2 Security Systems Technicians - Registration Requirements and Procedures

- 3 FOR the purpose of repealing a requirement that an applicant seeking to register as
- 4 a security systems technician provide certain recommendations; allowing a
- 5 person seeking to renew a registration as a security systems technician to
- 6 submit payment for certain criminal records check costs to a licensed security
- 7 systems agency for forwarding to the Secretary of the State Police; providing
- 8 that the Secretary of the State Police may refuse to issue a temporary
- 9 registration as a security systems technician to an individual if the issuance
- would result in a potential threat to public safety; providing that an individual
- who obtains a temporary registration as a security systems technician shall
- receive a certain form of identification from the Secretary of the State Police;
- authorizing the Secretary of the State Police to create an advisory panel to
- conduct certain hearings on behalf of the Secretary; providing for the application
- of this Act; and generally relating to the registration requirements and
- procedures for security systems technicians.
- 17 BY repealing and reenacting, with amendments,
- 18 Article Business Occupations and Professions
- 19 Section 18-3A-03, 18-3A-04, 18-3A-05, 18-3A-07, 18-3A-08, and 18-3A-10
- 20 Annotated Code of Maryland
- 21 (1995 Replacement Volume and 1998 Supplement)
- 22 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
- 23 MARYLAND, That the Laws of Maryland read as follows:
- 24 Article Business Occupations and Professions
- 25 18-3A-03.
- 26 (a) An applicant for registration shall:
- 27 (1) submit to the Secretary an application on the form that the Secretary
- 28 provides;

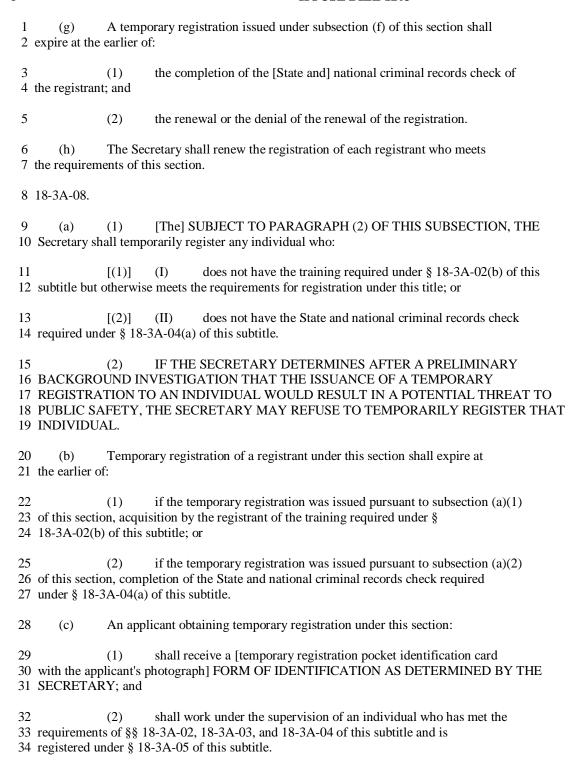
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1	(2)	c	ubmit tl	ne documents required by this section; and			
1				•			
2	(3)	ŗ	ay to th	e Secretary:			
3 4	Secretary determ	,	i) ased on	an application fee that is the higher of \$15 or an amount the actual processing costs; and			
5		(ii)	the cost of any background checks.			
8	advising the appl	licant t	lication form provided by the Secretary shall contain a statement that willfully making a false statement on an application is a to a fine or imprisonment or both, as provided under § 18-504				
10 11	[(c) (1) recommendation			lication shall be accompanied by at least two written cant.			
12 13	(2) citizen of the Sta		Each rec	ommendation shall be signed, under oath, by a reputable			
16		prints	of the ap	cant for registration shall submit with the application a set oplicant on forms approved by the Criminal Justice epository and the Director of the Federal Bureau of			
18 19	[(e)] (D) register an applie			retary may waive the requirements of this section and			
20	(1)	ŗ	orovides	adequate evidence that the applicant:			
23	(i) is licensed in another state to engage in the business of 2 providing security systems services or registered in another state as a security 3 systems technician or other individual who has access to circumventional 4 information; and						
25		(ii)	became licensed or registered in the other state:			
26 27	those required in	n this S	State; an	after meeting qualifications that are at least equivalent to d			
28 29	check; and			2. after submitting to a State and national criminal records			
30 31	amount the Secr		•	he Secretary a processing fee that is the higher of \$15 or an es based on actual processing costs.			
32	18-3A-04.						
		retary s	shall cor	ation under [§ 18-3A-03(e)] § 18-3A-03(D) of this nduct a State and national criminal records check of an eapplicant.			



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1 2	(c) Before the registration expires, the registrant periodically may renew it for an additional 2-year term, if the registrant:						
3	(1)	otherwi	se is entitled to be registered;				
4 5	(2) amount the Secr		the Secretary a renewal fee that is the higher of \$15 or an nes based on actual processing costs;				
6	(3)	pays the	e cost of any background checks; [and]				
9 10 11	EMPLOYS OR TECHNICIAN,	TARY OR TO THE LICENSED SECURITY SYSTEMS AGENCY WHICH R INTENDS TO EMPLOY THE REGISTRANT AS A SECURITY SYSTEMS N, FOR FORWARDING TO THE SECRETARY, THE MANDATORY PROCESSING RED BY THE FEDERAL BUREAU OF INVESTIGATION FOR THE RECORDS					
13	[(4)] (5)	submits to the Secretary:				
14		(i)	a renewal application on the form that the Secretary provides;				
	by the Criminal the Federal Bure		a set of legible fingerprints of the registrant on forms approved nation System Central Repository and the Director of gation; and				
18 19	requirements un	(iii) der this section	satisfactory evidence of compliance with any other on for renewal of registration.				
	(d) Except as provided in subsection (e) of this section, the Secretary shall conduct a [State and] national criminal records check for each registrant who applies for a renewal of registration.						
	(e) The Secretary may waive the [State and] national criminal records check required under subsection (d) of this section for a registrant who was registered under this subtitle, if the registrant:						
26	(1)	provide	s adequate evidence that:				
	was renewed by registration issu		the registrant's license or registration issued by another state the within 1 year of the expiration date of the license or title; and				
30 31	and] national cr	(ii) iminal records	the renewal occurred after the registrant submitted to a [state s check; and				
32	(2)	pays to	the Secretary a processing fee of \$15.				
35	(f) If the [State and] national criminal records check required under subsection (d) of this section is not completed before a registration expires, the Secretary shall issue a temporary registration to a registrant who otherwise meets the requirement of this section.						



- 1 18-3A-10.
- 2 (a) Before the Secretary takes any final action under § 18-3A-09 of this
- 3 subtitle, the Secretary shall give the individual against whom the action is
- 4 contemplated an opportunity for EITHER:
- 5 (1) a hearing before the Secretary; OR
- 6 (2) A HEARING BEFORE AN ADVISORY PANEL CONSISTING OF THE 7 FOLLOWING MEMBERS APPOINTED BY THE SECRETARY:
- / FOLLOWING MEMIDERS AFFOINTED DT THE SECRETART
- 8 (I) A MEMBER OF THE DEPARTMENT OF STATE POLICE;
- 9 (II) A REPRESENTATIVE OF THE SECURITY SYSTEMS INDUSTRY;
- 10 AND
- 11 (III) THREE MEMBERS REPRESENTING CONSUMERS.
- 12 (b) The Secretary OR THE ADVISORY PANEL shall give notice and hold the
- 13 hearing in accordance with Title 10, Subtitle 2 of the State Government Article.
- 14 (c) The hearing notice to be given to the individual shall be sent by certified
- 15 mail to the last known address of the individual at least 10 business days before the
- 16 hearing.
- 17 (d) The Secretary OR THE ADVISORY PANEL may administer oaths in
- 18 connection with any proceeding under this section.
- 19 (e) The individual may be represented at the hearing by counsel.
- 20 (f) If, after due notice, the individual against whom the action is
- 21 contemplated fails or refuses to appear, the Secretary OR THE ADVISORY PANEL may,
- 22 nevertheless, hear and determine the matter.
- 23 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall be
- 24 construed only prospectively and may not be applied or interpreted to have any effect
- 25 on or application to any registrations or registration renewals for security systems
- 26 technicians submitted to the Secretary before the effective date of this Act.
- 27 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
- 28 October 1, 1999.