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By: Delegate Klausmeier	
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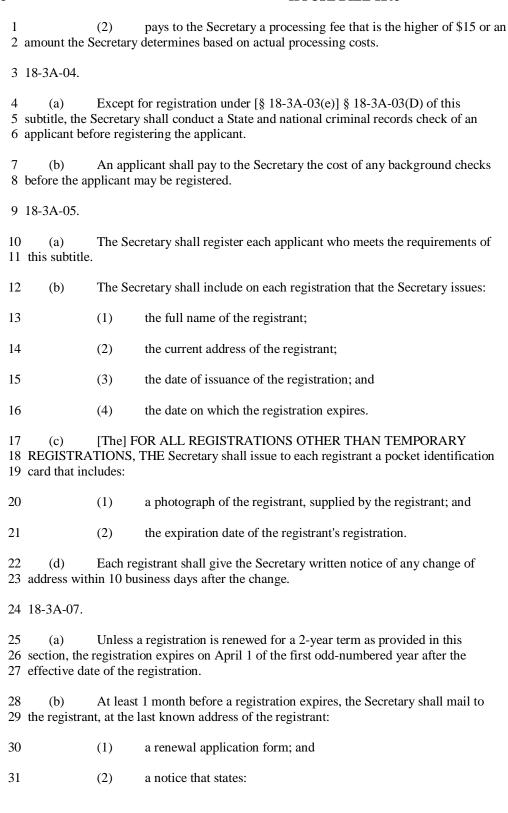
CHAPTER____

1 AN ACT 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:

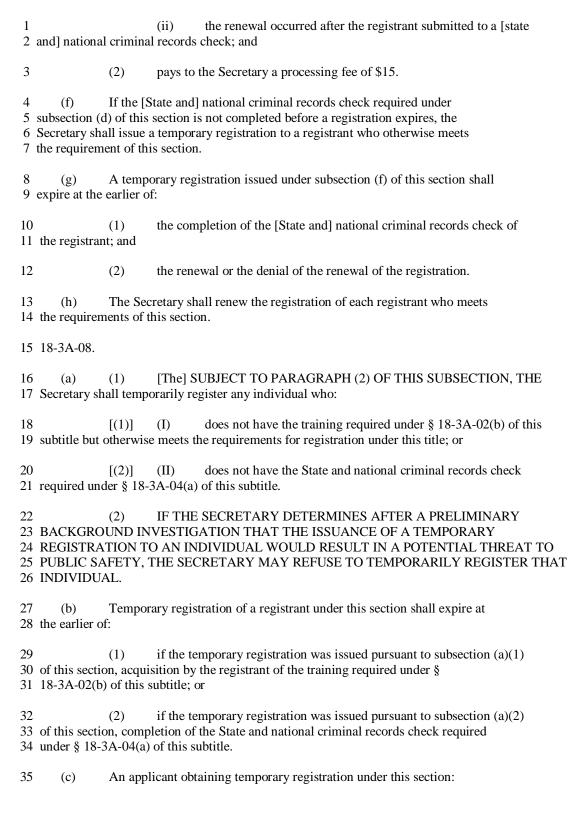
1 **Article - Business Occupations and Professions** 2 18-3A-03. 3 (a) An applicant for registration shall: submit to the Secretary an application on the form that the Secretary 4 (1) 5 provides: submit the documents required by this section; and 6 (2)7 (3) pay to the Secretary: 8 (i) an application fee that is the higher of \$15 or an amount the 9 Secretary determines based on actual processing costs; and 10 (ii) the cost of any background checks. 11 The application form provided by the Secretary shall contain a statement (b) 12 advising the applicant that willfully making a false statement on an application is a 13 misdemeanor, subject to a fine or imprisonment or both, as provided under § 18-504 14 of this title. 15 The application shall be accompanied by at least two written 16 recommendations for the applicant. 17 (2)Each recommendation shall be signed, under oath, by a reputable 18 citizen of the State.] 19 [(d)](C) An applicant for registration shall submit with the application a set 20 of legible fingerprints of the applicant on forms approved by the Criminal Justice 21 Information System Central Repository and the Director of the Federal Bureau of 22 Investigation. 23 The Secretary may waive the requirements of this section and [(e)] 24 register an applicant who: 25 (1) provides adequate evidence that the applicant: 26 is licensed in another state to engage in the business of providing security systems services or registered in another state as a security 28 systems technician or other individual who has access to circumventional 29 information; and 30 (ii) became licensed or registered in the other state: after meeting qualifications that are at least equivalent to 31 1. those required in this State; and 33 2. after submitting to a State and national criminal records 34 check; and



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1			(i)	the date on which the current registration expires;		
	application for and			the date by which the Secretary must receive the renewal e issued and mailed before the registration expires;		
5			(iii)	the amount of the renewal fee.		
6 7	(c) Before the registration expires, the registrant periodically may renew it for an additional 2-year term, if the registrant:					
8	(1)	otherwis	e is entitled to be registered;		
9 10	amount the Sec			he Secretary a renewal fee that is the higher of \$15 or an es based on actual processing costs;		
11	(3	5)	pays the	cost of any background checks; [and]		
14 15 16	(4) IF A NATIONAL CRIMINAL RECORDS CHECK IS REQUIRED, PAYS TO THE SECRETARY OR TO THE LICENSED SECURITY SYSTEMS AGENCY WHICH EMPLOYS OR INTENDS TO EMPLOY THE REGISTRANT AS A SECURITY SYSTEMS TECHNICIAN, FOR FORWARDING TO THE SECRETARY, THE MANDATORY PROCESSING FEE REQUIRED BY THE FEDERAL BUREAU OF INVESTIGATION FOR THE RECORDS CHECK; AND					
18	[(4	4)]	(5)	submits to the Secretary:		
19			(i)	a renewal application on the form that the Secretary provides;		
	by the Crimina the Federal Bu	l Justic		a set of legible fingerprints of the registrant on forms approved ation System Central Repository and the Director of ation; and		
23 24	requirements u		(iii) is section	satisfactory evidence of compliance with any other n for renewal of registration.		
	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:					
31	(1)	provides	adequate evidence that:		
	was renewed b	y that c		the registrant's license or registration issued by another state e within 1 year of the expiration date of the license or itle; and		

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34 October 1, 1999.

1 shall receive a [temporary registration pocket identification card (1) 2 with the applicant's photograph] FORM OF IDENTIFICATION AS DETERMINED BY THE 3 SECRETARY; and 4 (2)shall work under the supervision of an individual who has met the 5 requirements of §§ 18-3A-02, 18-3A-03, and 18-3A-04 of this subtitle and is 6 registered under § 18-3A-05 of this subtitle. 7 18-3A-10. 8 Before the Secretary takes any final action under § 18-3A-09 of this (a) subtitle, the Secretary shall give the individual against whom the action is 10 contemplated an opportunity for EITHER: 11 (1) a hearing before the Secretary; OR 12 (2) A HEARING BEFORE AN ADVISORY PANEL CONSISTING OF THE 13 FOLLOWING MEMBERS APPOINTED BY THE SECRETARY: 14 (I) A MEMBER OF THE DEPARTMENT OF STATE POLICE; A REPRESENTATIVE OF THE SECURITY SYSTEMS INDUSTRY; 15 (II)16 AND 17 THREE MEMBERS REPRESENTING CONSUMERS. (III)The Secretary OR THE ADVISORY PANEL shall give notice and hold the 18 19 hearing in accordance with Title 10, Subtitle 2 of the State Government Article. 20 (c) The hearing notice to be given to the individual shall be sent by certified 21 mail to the last known address of the individual at least 10 business days before the 22 hearing. 23 The Secretary OR THE ADVISORY PANEL may administer oaths in (d) connection with any proceeding under this section. 25 (e) The individual may be represented at the hearing by counsel. If, after due notice, the individual against whom the action is 26 27 contemplated fails or refuses to appear, the Secretary OR THE ADVISORY PANEL may, 28 nevertheless, hear and determine the matter. 29 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall be 30 construed only prospectively and may not be applied or interpreted to have any effect 31 on or application to any registrations or registration renewals for security systems technicians submitted to the Secretary before the effective date of this Act.

SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect