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# A BILL FOR AN ACT

RELATING TO SECURITY GUARDS.

**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:**

1           SECTION 1. Section 463-10.5, Hawaii Revised Statutes, is  
2 amended as follows:

3           1. By amending subsection (a) to read:

4           "(a) Effective July 1, 2013, all guards, and all agents,  
5 operatives, and assistants employed by a guard agency, private  
6 business entity, or government agency who act in a guard  
7 capacity shall apply to register with the board, and meet the  
8 following registration, instruction, and training requirements  
9 prior to acting as a guard:

10           (1) Be not less than eighteen years of age;

11           (2) Possess a high school education or its equivalent;  
12           provided that the applicant may satisfy the  
13           requirements of this paragraph by attesting that the  
14           applicant has proof of a high school education or its  
15           equivalent;

16           (3) Not be presently suffering from any psychiatric or  
17           psychological disorder which is directly related and



1           detrimental to a person's performance in the  
2           profession; and  
3           (4) Not have been convicted in any jurisdiction of a crime  
4           which reflects unfavorably on the fitness of the  
5           individual to act as a guard, unless the conviction  
6           has been annulled or expunged by court order; provided  
7           that the individual shall submit to a national  
8           criminal history record check as authorized by federal  
9           law, including but not limited to the Private Security  
10          Officer Employment Authorization Act of 2004, and  
11          specified in the rules of the board.

12       The board shall determine whether an individual qualifies for  
13       registration pursuant to this subsection."

14       2. By amending subsection (c) to read:

15       "(c) Guards and individuals acting in a guard capacity  
16       shall successfully complete the classroom instruction specified  
17       by this section, pass a written test, and undergo four hours of  
18       on-the-job training supervised by an individual who has  
19       successfully completed all of the requirements of this section  
20       or who has otherwise been approved by the board for on-the-job



1 training. Guards and individuals acting in a guard capacity  
2 shall successfully complete:

3 (1) [~~Eight~~] Four hours of classroom instruction before the  
4 first day of service[~~,-and~~]; provided that for  
5 purposes of this paragraph, "classroom instruction"  
6 includes teleconferencing and other formats that may  
7 be approved by the board; and

8 (2) [~~Four~~] Effective June 30, 2018, four hours of  
9 classroom instruction [~~biennially thereafter,~~] at  
10 every other biennial license renewal period; provided  
11 that in addition to relevant guard industry material,  
12 the required classroom instruction shall include a  
13 refresher component on professional image and aloha  
14 training[-]; provided further that for purposes of  
15 this paragraph, "classroom instruction" includes but  
16 is not limited to courses that may be presented in  
17 alternate formats, such as videotape, audiotape,  
18 digital video disc, remote place viewing, online  
19 computer presentations, teleconferencing, computer  
20 self-study, and other formats that may be approved by  
21 the board."



1           3. By amending subsection (g) to read:

2           "(g) Prior to the June 30, 2016, renewal of the guard  
3 registration and every registration renewal thereafter, the  
4 applicant shall pay all required fees, and have had at least  
5 [~~four hours of~~] the continuing education as specified in this  
6 section and in the rules of the board.

7           The board may conduct a random audit, pursuant to rules  
8 adopted pursuant to chapter 91, of registrants applying for  
9 renewal of a registration to determine whether the continuing  
10 education requirements of this subsection have been met.

11          The failure, neglect, or refusal of any registered guard to  
12 pay the renewal fee or meet the continuing education  
13 requirements shall constitute a forfeiture of the guard's  
14 registration. A forfeited registration may be restored upon  
15 written application within one year from the date of forfeiture,  
16 payment of the required renewal fee plus penalty fees, and  
17 meeting the continuing education requirements in effect at the  
18 time of restoration."

19          SECTION 2. Statutory material to be repealed is bracketed  
20 and stricken. New statutory material is underscored.

21          SECTION 3. This Act shall take effect on July 1, 2050.



**Report Title:**

Security Guards; Licensure; Registration; Renewal; Continuing Education

**Description:**

Streamlines the application and renewal process for security guards by: allowing for self-attestation of the educational requirement; reducing the number of hours of instruction for initial licensure; reducing the frequency of the four-hour continuing education requirement to every other renewal period; and authorizing alternative formats of continuing education instruction. Effective 7/1/2050. (SD1)

*The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.*

