

COMMITTEE ON COMMERCE

HOUSE OF REPRESENTATIVES AMENDMENTS TO S.B. 1306

(Reference to Senate engrossed bill)

1 Strike everything after the enacting clause and insert:

2 "Section 1. Section 32-101, Arizona Revised Statutes, is amended to
3 read:

4 32-101. Purpose: definitions

5 A. The purpose of this chapter is to provide for the safety, health
6 and welfare of the public through the promulgation and enforcement of
7 standards of qualification for those individuals registered or certified and
8 seeking registration or certification pursuant to this chapter.

9 B. In this chapter, unless the context otherwise requires:

10 1. "Advertising" includes business cards, signs or letterhead provided
11 by a person to the public.

12 2. "ALARM" OR "ALARM SYSTEM":

13 (a) MEANS ANY MECHANICAL OR ELECTRICAL DEVICE THAT IS DESIGNED TO EMIT
14 AN AUDIBLE ALARM OR TRANSMIT A SIGNAL OR MESSAGE IF ACTIVATED AND THAT IS
15 USED TO DETECT AN UNAUTHORIZED ENTRY INTO A BUILDING OR OTHER FACILITY OR
16 ALERT OTHER PERSONS OF THE OCCURRENCE OF A MEDICAL EMERGENCY OR THE
17 COMMISSION OF AN UNLAWFUL ACT AGAINST A PERSON OR IN A BUILDING OR OTHER
18 FACILITY.

19 (b) INCLUDES A SILENT, PANIC, HOLDUP, ROBBERY, DURESS, BURGLARY, CHECK
20 WELFARE OR PROPRIETOR ALARM THAT REQUIRES EMERGENCY PERSONNEL TO RESPOND.

21 (c) DOES NOT INCLUDE A TELEPHONE CALL DIVERTER OR A SYSTEM THAT IS
22 DESIGNED TO REPORT ENVIRONMENTAL AND OTHER OCCURRENCES AND THAT IS NOT
23 DESIGNED OR USED TO ALERT OR CAUSE OTHER PERSONS TO ALERT PUBLIC SAFETY
24 PERSONNEL.

25 3. "ALARM AGENT" MEANS A PERSON, WHETHER AN EMPLOYEE, AN INDEPENDENT
26 CONTRACTOR OR OTHERWISE, WHO ACTS ON BEHALF OF AN ALARM BUSINESS AND WHO
27 TESTS, MAINTAINS, SERVICES, REPAIRS, SELLS, RENTS, LEASES OR INSTALLS ALARM
28 SYSTEMS OTHER THAN AN ALARM SYSTEM LOCATED ON THE PERSON'S OWN PROPERTY OR
29 THE PROPERTY OF THE PERSON'S EMPLOYER.

30 4. "ALARM BUSINESS":

1 (a) MEANS ANY PERSON WHO, EITHER ALONE OR THROUGH A THIRD PARTY,
2 ENGAGES IN THE BUSINESS OF EITHER OF THE FOLLOWING:

3 (i) PROVIDING ALARM MONITORING SERVICES.

4 (ii) SELLING, LEASING, RENTING, MAINTAINING, REPAIRING OR INSTALLING A
5 NONPROPRIETOR ALARM SYSTEM OR SERVICE.

6 (b) DOES NOT INCLUDE ANY OF THE FOLLOWING:

7 (i) A PERSON OR COMPANY THAT PURCHASES, RENTS OR USES AN ALARM THAT IS
8 AFFIXED TO A MOTOR VEHICLE.

9 (ii) A PERSON WHO OWNS OR CONDUCTS A BUSINESS OF SELLING, LEASING,
10 RENTING, INSTALLING, MAINTAINING OR MONITORING AN ALARM THAT IS AFFIXED TO A
11 MOTOR VEHICLE.

12 (iii) A PERSON WHO INSTALLS A NONMONITORED PROPRIETOR ALARM FOR A
13 BUSINESS THAT THE PERSON OWNS, IS EMPLOYED BY OR MANAGES.

14 (iv) THE INSTALLATION OR MONITORING OF FIRE ALARM SYSTEMS.

15 (v) AN ALARM SYSTEM THAT IS OPERATED BY A CITY OR TOWN.

16 5. "ALARM SUBSCRIBER" MEANS ANY PERSON WHO:

17 (a) LEASES, RENTS OR PURCHASES ANY MONITORED ALARM SYSTEM OR SERVICE
18 FROM AN ALARM BUSINESS.

19 (b) LEASES OR RENTS AN ALARM SYSTEM.

20 (c) CONTRACTS WITH AN ALARM BUSINESS FOR ALARM MONITORING,
21 INSTALLATION, REPAIR OR MAINTENANCE SERVICES.

22 ~~2-~~ 6. "Architect" means a person who, by reason of knowledge of the
23 mathematical and physical sciences and the principles of architecture and
24 architectural engineering acquired by professional education and practical
25 experience, is qualified to engage in the practice of architecture as
26 attested by registration as an architect.

27 ~~3-~~ 7. "Architect-in-training" means a candidate for registration as a
28 professional architect who is a graduate of a school approved by the board or
29 who has five years or more of education or experience, or both, in
30 architectural work which meets standards specified by the board in its rules.
31 In addition, the candidate shall have passed the architect-in-training
32 examination.

1 ~~4.~~ 8. "Architectural practice" means any professional service or
2 creative work requiring architectural education, training and experience, and
3 the application of the mathematical and physical sciences and the principles
4 of architecture and architectural engineering to such professional services
5 or creative work as consultation, evaluation, design and review of
6 construction for conformance with contract documents and design, in
7 connection with any building, planning or site development. A person shall
8 be deemed to practice or offer to practice architecture who in any manner
9 represents that the person is an architect, or is able to perform any
10 architectural service or other services recognized by educational authorities
11 as architecture.

12 ~~5.~~ 9. "Assayer" means a person who analyzes metals, ores, minerals,
13 or alloys in order to ascertain the quantity of gold or silver or any other
14 substance present in them. A person employed on a full-time basis as an
15 assayer by an employer engaged in the business of developing, mining or
16 treating ores or other minerals shall not be deemed to be engaged in assaying
17 practice for the purposes of this chapter if the person engages in assaying
18 practice exclusively for and as an employee of such employer and does not
19 represent that the person is available and is not represented as being
20 available to perform any assaying services for anyone other than the person's
21 employer.

22 ~~6.~~ 10. "Assayer-in-training" means a candidate for registration as a
23 professional assayer who is a graduate of a school and curriculum approved by
24 the board or who has four years or more of education or experience, or both,
25 in assaying work which meets standards specified by the board in its rules.
26 In addition, the candidate shall have passed the assayer-in-training
27 examination.

28 ~~7.~~ 11. "Assaying practice" means any professional service or work
29 requiring assaying education, training and experience and the application of
30 special knowledge of the mineral sciences to such service or work as
31 consultation and the evaluation of minerals. A person is deemed to practice
32 or offer to practice assaying who in any manner represents that the person is

1 an assayer or is able to perform any assaying service or other services
2 recognized by educational authorities as assaying.

3 ~~8.~~ 12. "Board" means the state board of technical registration.

4 ~~9.~~ 13. "Certified remediation specialist" means a person who has been
5 certified by the board to perform, supervise and review environmental
6 remediations if the use of a certified remediation specialist is specifically
7 authorized by title 49 and rules adopted pursuant to title 49.

8 14. "CONTROLLING PERSON":

9 (a) MEANS A PERSON WHO IS DESIGNATED BY AN ALARM BUSINESS.

10 (b) DOES NOT INCLUDE AN ALARM AGENT.

11 ~~10.~~ 15. "Drug laboratory site remediation firm" means a firm that is
12 licensed by the registrar of contractors pursuant to chapter 10 of this title
13 and that performs remediation of residual contamination from the manufacture
14 of methamphetamine, ecstasy or LSD or the storage of chemicals or equipment
15 used in manufacturing methamphetamine, ecstasy or LSD. For the purposes of
16 this paragraph:

17 (a) "Ecstasy" has the same meaning prescribed in section 13-3401,
18 paragraph 6 and includes any of the precursor chemicals, regulated chemicals,
19 other substances or equipment used in the unlawful manufacture of the
20 dangerous drug.

21 (b) "LSD" has the same meaning prescribed in section 13-3401,
22 paragraph 6 and includes any of the precursor chemicals, regulated chemicals,
23 other substances or equipment used in the unlawful manufacture of the
24 dangerous drug.

25 (c) "Methamphetamine" has the same meaning prescribed in section
26 13-3401, paragraph 6 and includes any of the precursor chemicals, regulated
27 chemicals, other substances or equipment used in the unlawful manufacture of
28 the dangerous drug.

29 ~~11.~~ 16. "Engineer" means a person who, by reason of special knowledge
30 of the mathematical and physical sciences and the principles and methods of
31 engineering analysis and design acquired by professional education and

1 practical experience, is qualified to practice engineering as attested by
2 registration as a professional engineer.

3 ~~12-~~ 17. "Engineering practice" means any professional service or
4 creative work requiring engineering education, training and experience and
5 the application of special knowledge of the mathematical, physical and
6 engineering sciences to such professional services or creative work as
7 consultation, research investigation, evaluation, planning, surveying as
8 defined in paragraph ~~22~~ 27, subdivisions (d) and (e) OF THIS SUBSECTION,
9 design, location, development, and review of construction for conformance
10 with contract documents and design, in connection with any public or private
11 utility, structure, building, machine, equipment, process, work or
12 project. Such services and work include plans and designs relating to the
13 location, development, mining and treatment of ore and other minerals. A
14 person shall be deemed to be practicing or offering to practice engineering
15 if the person practices any branch of the profession of engineering, or by
16 verbal claim, sign, advertisement, letterhead, card or any other manner
17 represents that the person is a professional engineer, or is able to perform
18 or does perform any engineering service or other service recognized by
19 educational authorities as engineering. A person employed on a full-time
20 basis as an engineer by an employer engaged in the business of developing,
21 mining and treating ores and other minerals shall not be deemed to be
22 practicing engineering for the purposes of this chapter if the person engages
23 in the practice of engineering exclusively for and as an employee of such
24 employer and does not represent that the person is available and is not
25 represented as being available to perform any engineering services for
26 persons other than the person's employer.

27 ~~13-~~ 18. "Engineer-in-training" means a candidate for registration as a
28 professional engineer who is a graduate in an approved engineering curriculum
29 of four years or more of a school approved by the board or who has had four
30 years or more of education or experience, or both, in engineering work which
31 meets standards specified by the board in its rules. In addition, the
32 candidate shall have passed the engineer-in-training examination.

1 ~~14.~~ 19. "Firm" means any individual or partnership, corporation or
2 other type of association, including the association of a nonregistrant and a
3 registrant who offers to the public professional services regulated by the
4 board.

5 ~~15.~~ 20. "Geological practice" means any professional service or work
6 requiring geological education, training and experience, and the application
7 of special knowledge of the earth sciences to such professional services as
8 consultation, evaluation of mining properties, petroleum properties and
9 groundwater resources, professional supervision of exploration for mineral
10 natural resources including metallic and nonmetallic ores, petroleum and
11 groundwater, and the geological phases of engineering investigations.

12 ~~16.~~ 21. "Geologist" means a person, not of necessity an engineer, who
13 by reason of special knowledge of the earth sciences and the principles and
14 methods of search for and appraisal of mineral or other natural resources
15 acquired by professional education and practical experience is qualified to
16 practice geology as attested by registration as a professional geologist. A
17 person employed on a full-time basis as a geologist by an employer engaged in
18 the business of developing, mining or treating ores and other minerals shall
19 not be deemed to be engaged in geological practice for the purposes of this
20 chapter if the person engages in geological practice exclusively for and as
21 an employee of such employer and does not represent that the person is
22 available and is not represented as being available to perform any geological
23 services for persons other than the person's employer.

24 ~~17.~~ 22. "Geologist-in-training" means a candidate for registration as
25 a professional geologist who is a graduate of a school approved by the board
26 or who has had four years or more of education or experience, or both, in
27 geological work which meets standards specified by the board in its rules.
28 In addition, the candidate shall have passed the geologist-in-training
29 examination.

30 ~~18.~~ 23. "Home inspection" means a visual analysis for the purposes of
31 providing a professional opinion of the building, any reasonably accessible
32 installed components and the operation of the building's systems, including

1 the controls normally operated by the owner, for the following components of
2 a residential building of four units or less:

3 (a) Heating system.

4 (b) Cooling system.

5 (c) Plumbing system.

6 (d) Electrical system.

7 (e) Structural components.

8 (f) Foundation.

9 (g) Roof covering.

10 (h) Exterior and interior components.

11 (i) Site aspects as they affect the building.

12 (j) Pursuant to rules adopted by the board, swimming pool and spa.

13 ~~19.~~ 24. "Home inspection report" means a written report that is
14 prepared for compensation, that is issued after a home inspection and that
15 clearly describes and identifies the inspected systems, structures and
16 components of a completed dwelling and any visible major defects found to be
17 in need of immediate major repair and any recommendations for additional
18 evaluation by appropriate persons.

19 ~~20.~~ 25. "Home inspector" means an individual who is certified pursuant
20 to this chapter as a home inspector and who engages in the business of
21 performing home inspections and writing home inspection reports.

22 ~~21.~~ 26. "Home inspector-in-training" means a candidate for
23 certification as a home inspector who has completed a course of study
24 approved by the board and who is participating in a training program that
25 complies with standards recommended by the home inspector rules and standards
26 committee and approved by the board.

27 ~~22.~~ 27. "Land surveying practice" means the performance of one or more
28 of the following professional services:

29 (a) Measurement of land to determine the position of any monument or
30 reference point which marks a property line, boundary or corner for the
31 purpose of determining the area or description of the land.

1 (b) Location, relocation, establishment, reestablishment, setting,
2 resetting or replacing of corner monuments or reference points which identify
3 land boundaries, rights-of-way or easements.

4 (c) Platting or plotting of lands for the purpose of subdividing.

5 (d) Measurement by angles, distances and elevations of natural or
6 artificial features in the air, on the surface and immediate subsurface of
7 the earth, within underground workings and on the surface or within bodies of
8 water for the purpose of determining or establishing their location, size,
9 shape, topography, grades, contours or water surface and depths, and the
10 preparation and perpetuation of field note records and maps depicting these
11 features.

12 (e) Setting, resetting or replacing of points to guide the location of
13 new construction.

14 ~~23.~~ 28. "Land surveyor" means a person who by reason of knowledge of
15 the mathematical and physical sciences, principles of land surveying and
16 evidence gathering acquired by professional education or practical
17 experience, or both, is qualified to practice land surveying as attested by
18 registration as a land surveyor. A person employed on a full-time basis as a
19 land surveyor by an employer engaged in the business of developing, mining or
20 treating ores or other minerals shall not be deemed to be engaged in land
21 surveying practice for purposes of this chapter if the person engages in land
22 surveying practice exclusively for and as an employee of such employer and
23 does not represent that the person is available and is not represented as
24 being available to perform any land surveying services for persons other than
25 the person's employer.

26 ~~24.~~ 29. "Land surveyor-in-training" means a candidate for registration
27 as a professional land surveyor who is a graduate of a school and curriculum
28 approved by the board, or who has four years or more of education or
29 experience, or both, in land surveying work which meets standards specified
30 by the board in its rules. In addition, the candidate shall have passed the
31 land surveyor-in-training examination.

1 ~~25-~~ 30. "Landscape architect" means a person who, by reason of
2 professional education or practical experience, or both, is qualified to
3 engage in the practice of landscape architecture as attested by registration
4 as a landscape architect.

5 ~~26-~~ 31. "Landscape architect-in-training" means a candidate for
6 registration as a professional landscape architect who is a graduate of a
7 school approved by the board or who has had four years or more of education
8 or experience, or both, in landscape architectural work which meets standards
9 specified by the board in its rules. In addition, the candidate shall have
10 passed the landscape architect-in-training examination.

11 ~~27-~~ 32. "Landscape architectural practice" means the performance of
12 professional services such as consultations, investigation, reconnaissance,
13 research, planning, design or responsible supervision in connection with the
14 development of land and incidental water areas where, and to the extent that,
15 the dominant purpose of such services is the preservation, enhancement or
16 determination of proper land uses, natural land features, ground cover and
17 planting, naturalistic and aesthetic values, the settings of and approaches
18 to buildings, structures, facilities or other improvements, natural drainage
19 and the consideration and the determination of inherent problems of the land
20 relating to erosion, wear and tear, light or other hazards. This practice
21 shall include the location and arrangement of such tangible objects and
22 features as are incidental and necessary to the purposes outlined in this
23 paragraph but shall not include the making of cadastral surveys or final land
24 plats for official recording or approval, nor mandatorily include planning
25 for governmental subdivisions.

26 33. "MONITORED ALARM" MEANS A DEVICE THAT IS DESIGNED FOR THE DETECTION
27 OF AN ENTRY ON ANY PREMISES AND THAT IF ACTIVATED GENERATES A NOTIFICATION
28 SIGNAL.

29 ~~28-~~ 34. "On-site supervisor" means the employee of a drug laboratory
30 site remediation firm who is authorized to oversee on-site workers in the
31 performance of their duties.

1 ~~29.~~ 35. "On-site worker" means an employee of a drug laboratory site
2 remediation firm who has on-site duties or who handles contaminated
3 materials, chemicals or contaminated equipment.

4 ~~30.~~ 36. "Person" means any individual, firm, partnership, corporation,
5 association or other organization.

6 ~~31.~~ 37. "Principal" means an individual who is an officer of the
7 corporation or is designated by a firm as having full authority and
8 responsible charge of the services offered by the firm.

9 38. "PROPRIETOR ALARM" MEANS ANY ALARM OR ALARM SYSTEM THAT IS OWNED BY
10 AN ALARM SUBSCRIBER WHO HAS NOT CONTRACTED WITH AN ALARM BUSINESS.

11 ~~32.~~ 39. "Registrant" means a person registered or certified by the
12 board.

13 ~~33.~~ 40. "Registration" means a registration or certification issued by
14 the board.

15 Sec. 2. Section 32-106, Arizona Revised Statutes, is amended to read:

16 ~~32-106.~~ Powers and duties

17 A. The board shall:

18 1. Adopt rules for the conduct of its meetings and performance of
19 duties imposed upon it by law.

20 2. Adopt an official seal for attestation of certificates of
21 registration and other official papers and documents.

22 3. Consider and pass upon applications for registration or
23 certification.

24 4. Conduct examinations for in-training and professional registration
25 EXCEPT FOR AN ALARM BUSINESS OR AN ALARM AGENT.

26 5. Hear and pass upon complaints or charges or direct an
27 administrative law judge to hear and pass on complaints and charges.

28 6. Compel attendance of witnesses, administer oaths and take testimony
29 concerning all matters coming within its jurisdiction. In exercising these
30 powers, the board may issue subpoenas for the attendance of witnesses and the
31 production of books, records, documents and other evidence it deems relevant
32 to an investigation or hearing.

1 7. Keep a record of its proceedings.

2 8. Keep a register which shall show the date of each application for
3 registration or certification, the name of the applicant, the practice or
4 branch of practice in which the applicant has applied for registration, if
5 applicable, and the disposition of the application.

6 9. Do other things necessary to carry out the purposes of this
7 chapter.

8 B. The board shall specify the proficiency designation in the branch
9 of engineering in which the applicant has designated proficiency on the
10 certificate of registration and renewal card issued to each registered
11 engineer and shall authorize the engineer to use the title of registered
12 professional engineer. The board shall decide what branches of engineering
13 it shall recognize.

14 C. The board may hold membership in and be represented at national
15 councils or organizations of proficiencies registered under this chapter and
16 may pay the appropriate membership fees. The board may conduct standard
17 examinations on behalf of national councils and may establish fees for those
18 examinations.

19 D. The board may employ and pay on a fee basis persons, including
20 full-time employees of a state institution, bureau or department, to prepare
21 and grade examinations given to applicants for registration and may fix the
22 fee to be paid for these services. These employees are authorized to
23 prepare, grade and monitor examinations and perform other services the board
24 authorizes, and to receive payment for these services from the technical
25 registration fund. The board may contract with an organization to administer
26 the registration examination, including selecting the test site, scheduling
27 the examination, billing and collecting the fee directly from the applicant
28 and grading the examination if a national council of which the board is a
29 member or a professional association approved by the board does not provide
30 these services. If a national council of which the board is a member or a
31 professional association approved by the board does provide these services,

1 the board shall enter into an agreement with the national council or
2 professional association to administer the registration examination.

3 E. The board may rent necessary office space and pay the cost of this
4 office space from the technical registration fund.

5 F. The board may adopt rules establishing rules of professional
6 conduct for registrants.

7 G. The board may require evidence it deems necessary to establish the
8 continuing competency of registrants as a condition of renewal of licenses.

9 H. The board may employ persons as it deems necessary.

10 I. The board shall issue a certificate and renewal card to each drug
11 laboratory site remediation firm, remediation supervisor and on-site worker.

12 J. THE BOARD SHALL ISSUE OR MAY AUTHORIZE THE EXECUTIVE DIRECTOR TO
13 ISSUE A CERTIFICATE OR RENEWAL CERTIFICATE TO EACH ALARM BUSINESS AND A
14 CERTIFICATION OR RENEWAL CERTIFICATION CARD TO EACH ALARM AGENT IF THE
15 QUALIFICATIONS PRESCRIBED BY THIS CHAPTER ARE MET.

16 Sec. 3. Title 32, chapter 1, article 1, Arizona Revised Statutes, is
17 amended by adding section 32-113, to read:

18 32-113. Preemption; power of local authorities

19 A. THE STATE LEGISLATURE DETERMINES THAT THE LICENSURE, CERTIFICATION
20 OR REGISTRATION OF ALARM BUSINESSES AND ALARM AGENTS IS A MATTER OF STATEWIDE
21 CONCERN. THE POWER TO LICENSE, REGISTER OR CERTIFY AN ALARM BUSINESS OR
22 ALARM AGENT IS PREEMPTED BY THIS STATE.

23 B. A COUNTY, CITY, INCLUDING A CHARTER CITY, OR TOWN MAY ENACT ANY
24 ORDINANCE, INCLUDING AN ORDINANCE TO REDUCE FALSE ALARMS.

25 C. THE BOARD, A COUNTY, A CITY, INCLUDING A CHARTER CITY, OR A TOWN
26 SHALL NOT REQUIRE AN ALARM BUSINESS TO PROVIDE ANY INFORMATION REGARDING THE
27 ALARM SUBSCRIBERS OF THE ALARM BUSINESS WITHOUT A COURT ORDER.

28 D. A COUNTY, CITY, INCLUDING A CHARTER CITY, OR TOWN THAT VIOLATES
29 THIS SECTION SHALL REIMBURSE A PREVAILING PARTY FOR FEES AND EXPENSES. A
30 COURT MAY ASSESS CIVIL PENALTIES AGAINST THE COUNTY OR CITY.

31 Sec. 4. Section 32-121, Arizona Revised Statutes, is amended to read:

1 SHALL STATE THE NAME OF THE APPLICANT EXACTLY AS SHOWN IN ITS ARTICLES OF
2 INCORPORATION, CHARTER, CERTIFICATE OF LIMITED PARTNERSHIP, ARTICLES OF
3 ORGANIZATION OR OTHER ORGANIZATIONAL DOCUMENTS, AS APPLICABLE, TOGETHER WITH
4 THE STATE AND DATE OF INCORPORATION AND THE NAMES, RESIDENCE ADDRESSES AND
5 DATES OF BIRTH OF EACH CONTROLLING PERSON. IF ONE OR MORE OF THE PARTNERS,
6 MEMBERS OR SHAREHOLDERS OF THE APPLICANT IS A CORPORATION OR OTHER LEGAL
7 ENTITY, THE PROVISIONS OF THIS SUBSECTION RELATING TO INFORMATION REQUIRED OF
8 A CORPORATION APPLY.

9 2. IF THE APPLICANT IS A CORPORATION, GENERAL OR LIMITED PARTNERSHIP,
10 LIMITED LIABILITY COMPANY OR OTHER LEGAL ENTITY, DESIGNATION OF ONE OF ITS
11 DESIGNATED CONTROLLING PERSONS TO HAVE FULL AUTHORITY AND ACT AS
12 PRINCIPAL. THE DESIGNATED PERSON SHALL COMPLETE AND SIGN ALL APPLICATION
13 FORMS REQUIRED OF AN INDIVIDUAL ALARM AGENT APPLICANT UNDER THIS ARTICLE.
14 THE APPLICANT SHALL ALSO PROVIDE A COPY OF THE CORPORATION, PARTNERSHIP OR
15 LIMITED LIABILITY COMPANY FORMATION DOCUMENTS.

16 3. THE NAME OF THE APPLICANT AND EACH CONTROLLING PERSON, ANY ALIAS OR
17 OTHER NAME USED OR BY WHICH THE APPLICANT OR ANY CONTROLLING PERSON HAS BEEN
18 PREVIOUSLY KNOWN, THE APPLICANT'S CURRENT RESIDENCE AND BUSINESS ADDRESSES,
19 TELEPHONE NUMBERS, INCLUDING FAX NUMBERS, AND ELECTRONIC MAIL ADDRESSES.

20 4. THE NAMES AND ADDRESSES OF THE ALARM AGENTS WHO ARE EMPLOYED BY THE
21 ALARM BUSINESS.

22 5. PROOF THAT THE APPLICANT AND EACH CONTROLLING PERSON ARE AT LEAST
23 EIGHTEEN YEARS OF AGE AS INDICATED ON A CURRENT DRIVER LICENSE OR OTHER
24 PICTURE IDENTIFICATION DOCUMENT THAT IS ISSUED BY A GOVERNMENTAL AGENCY.

25 6. TWO CURRENT TWO INCH BY TWO INCH PHOTOGRAPHS OF THE APPLICANT.

26 7. INFORMATION AS TO WHETHER THE APPLICANT OR ANY CONTROLLING PERSON,
27 OR THE BUSINESS ON BEHALF OF WHICH THE CERTIFICATE IS BEING APPLIED FOR, HAS
28 EVER BEEN REFUSED OR DENIED ANY SIMILAR REGISTRATION, CERTIFICATE, LICENSE OR
29 PERMIT OR HAS HAD ANY SIMILAR LICENSE OR PERMIT REVOKED, CANCELED OR
30 SUSPENDED AND THE REASON OR REASONS FOR THE REVOCATION, CANCELLATION OR
31 SUSPENSION.

1 C. IN ADDITION TO THE APPLICATION REQUIREMENTS PRESCRIBED IN
2 SUBSECTION B OF THIS SECTION, AN APPLICANT FOR AN ALARM BUSINESS CERTIFICATE
3 SHALL PAY A FEE AS DETERMINED BY THE BOARD.

4 D. AN APPLICANT FOR AN ALARM BUSINESS CERTIFICATE OR AN APPLICANT FOR
5 A RENEWAL OF AN ALARM BUSINESS CERTIFICATE SHALL NOTIFY THE BOARD, IN
6 WRITING, OF ANY CHANGE IN THE INFORMATION CONTAINED IN THE CERTIFICATE
7 APPLICATION OR RENEWAL APPLICATION. THE APPLICANT SHALL NOTIFY THE BOARD
8 WITHIN FIFTEEN CALENDAR DAYS AFTER THE OCCURRENCE OF THE CHANGE.

9 E. AN ALARM BUSINESS SHALL FILE AN APPLICATION FOR A CERTIFICATE
10 RENEWAL WITH THE BOARD NO LATER THAN FOURTEEN DAYS BEFORE THE EXPIRATION OF
11 THE CERTIFICATE THAT IS CURRENTLY IN EFFECT. IF A CERTIFICATE EXPIRES
12 WITHOUT THE ALARM BUSINESS HAVING SUBMITTED A TIMELY APPLICATION FOR RENEWAL,
13 THE HOLDER OF THE EXPIRED CERTIFICATE SHALL FILE A NEW APPLICATION FOR AN
14 INITIAL CERTIFICATE.

15 32-122.06. Certification of alarm agents; fee

16 A. EACH ALARM AGENT SHALL APPLY FOR AN ALARM AGENT CERTIFICATION AND A
17 RENEWAL CERTIFICATION CARD FROM THE BOARD. THE BOARD SHALL ISSUE OR DENY AN
18 ALARM AGENT CERTIFICATION CARD OR A RENEWAL CERTIFICATION CARD WITHIN TEN
19 BUSINESS DAYS AFTER RECEIVING THE APPLICATION. ALL ALARM AGENT CERTIFICATES
20 ISSUED PURSUANT TO THIS ARTICLE ARE VALID FOR TWO YEARS FROM THE DATE OF
21 ISSUANCE.

22 B. IN ORDER TO OBTAIN AN ALARM AGENT CERTIFICATE, A PERSON SHALL
23 SUBMIT AN APPLICATION AND PAY A FEE AS DETERMINED BY THE BOARD. THE PERSON
24 SHALL SUBMIT A COMPLETED FINGERPRINT CARD AND A FINGERPRINT BACKGROUND CHECK
25 FEE TO THE BOARD. THE BOARD SHALL CONDUCT A CRIMINAL BACKGROUND CHECK BEFORE
26 CERTIFICATION AND AGAIN ANNUALLY FOR THE ALARM AGENT. THE BOARD SHALL KEEP
27 AND MAINTAIN THE FINGERPRINT CARD FOR AS LONG AS THE PERSON IS AN ALARM
28 AGENT.

29 C. A PERSON SHALL APPLY FOR AN ALARM AGENT CERTIFICATE WITHIN FIVE
30 WORKING DAYS AFTER BEING EMPLOYED BY AN ALARM BUSINESS. A PERSON MAY NOT
31 WORK AS AN ALARM AGENT UNTIL THE APPLICATION IS PROCESSED AND APPROVED UNLESS
32 UNDER THE DIRECT SUPERVISION OF A CERTIFIED ALARM AGENT.

