

REFERENCE TITLE: **security guards; private investigators; licensure**

State of Arizona
Senate
Fifty-seventh Legislature
First Regular Session
2025

SB 1618

Introduced by
Senator Payne

AN ACT

AMENDING SECTIONS 32-2407, 32-2423, 32-2425, 32-2442, 32-2607, 32-2613, 32-2614, 32-2623 AND 32-2624, ARIZONA REVISED STATUTES; RELATING TO PRIVATE INVESTIGATORS AND SECURITY GUARDS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:
2 Section 1. Section 32-2407, Arizona Revised Statutes, is amended to
3 read:

4 32-2407. Fees; renewal of agency licenses and employee
5 registration certificates

6 A. The department shall charge and collect reasonable fees as
7 determined by the director to cover the operational and equipment costs of
8 regulating the private investigator industry.

9 B. Except as provided in section 32-4301, the director may renew
10 ~~a~~ AN AGENCY license or A registration certificate granted under this
11 chapter after receiving an application on such forms as the department
12 prescribes and receipt of RECEIVING the fees prescribed pursuant to
13 subsection A of this section. The renewal of an agency license requires
14 the filing of a surety bond as prescribed in section 32-2423, subsections
15 B and C. ~~Renewal of a license or registration shall not be granted more~~
16 ~~than ninety days after expiration.~~ No A licensee or registrant may NOT
17 engage in any activity subject to this chapter during any period between
18 the date of expiration of the AGENCY license or registration CERTIFICATE
19 and the renewal of the AGENCY license or registration CERTIFICATE.

20 C. The department shall renew a suspended AGENCY license or
21 registration certificate as provided in this article. Renewal of the
22 AGENCY license or registration CERTIFICATE does not entitle the licensee
23 or registrant, while the AGENCY license or registration CERTIFICATE
24 remains suspended and until it is reinstated, to engage in any activity
25 regulated by this chapter, or in any other activity or conduct in
26 violation of the order or judgment by which the AGENCY license or
27 registration CERTIFICATE was suspended.

28 D. The director shall not reinstate a revoked AGENCY license or
29 registration CERTIFICATE. The director shall not accept an application
30 for ~~a~~ AN AGENCY license or registration CERTIFICATE from a person whose
31 AGENCY license or registration CERTIFICATE has been revoked until at least
32 one year after the date of revocation.

33 Sec. 2. Section 32-2423, Arizona Revised Statutes, is amended to
34 read:

35 32-2423. Application for agency license; financial
36 responsibility; notice and opportunity to supply
37 additional information

38 A. Every application for an original or renewal agency license to
39 engage in the private investigator business shall set forth verified
40 information to assist the department in determining the applicant's
41 ability to meet the requirements prescribed in this chapter and shall
42 contain the following:

- 43 1. The full name and business address of the applicant.
- 44 2. The name under which the applicant intends to do business.

1 3. A statement as to the general nature of the business in which
2 the applicant intends to engage.

3 4. If the applicant is other than an individual, the full name and
4 residence address of each of its associates.

5 5. A verified statement of the applicant's experience and
6 qualifications.

7 6. Photographs of the applicant of a number and type prescribed by
8 the department.

9 7. Fingerprints of the applicant of a quality and number prescribed
10 by the department for the purpose of obtaining state and federal criminal
11 records checks pursuant to section 41-1750 and Public Law 92-544. The
12 department may exchange this fingerprint data with the federal bureau of
13 investigation. The department may conduct periodic ~~state~~ criminal history
14 checks to ensure continued qualification under this chapter.

15 8. Such other information, evidence, statements or documents as the
16 director may reasonably require.

17 9. The fee prescribed pursuant to section 32-2407.

18 B. Before the issuance of an original or renewal agency license the
19 applicant shall provide to the department:

20 1. A surety bond in the amount of ~~two thousand five hundred dollars~~
21 **\$2,500.**

22 2. A certificate of workers' compensation insurance, if applicable.

23 C. The bond shall be executed and acknowledged by the applicant as
24 principal and by a corporation licensed to transact fidelity and surety
25 business in this state as surety. The bond shall be continuous in form
26 and shall run concurrently with the license period. The bond required by
27 this section shall be in favor of the state for the benefit of any person
28 injured by any acts of a private investigator or the private
29 investigator's agency or employees and is subject to claims by any person
30 who is injured by these acts.

31 D. The department shall cancel the agency license of any licensed
32 agency on the cancellation of the surety bond. The qualifying party may
33 reinstate the **AGENCY** license on filing:

34 1. A surety bond that is concurrent with the remainder of the
35 license period.

36 2. Payment of the reinstatement fee prescribed pursuant to section
37 32-2407.

38 E. If an application is incomplete, the department shall notify the
39 applicant pursuant to section 41-1074. If the department requires
40 additional information to make a decision on licensure, the department
41 shall notify the applicant pursuant to section 41-1075. The department
42 shall send notices under this subsection to the applicant's last known
43 residential address and shall include sufficient information to assist the
44 applicant in completing the application process. The applicant has
45 forty-five calendar days ~~from~~ **AFTER** the date of notification to provide

1 the additional documentation. If the applicant fails to respond within
2 forty-five calendar days, the application and any **REGISTRATION**
3 certificates issued are automatically suspended until the department
4 receives the necessary documentation to approve or deny the application.

5 Sec. 3. Section 32-2425, Arizona Revised Statutes, is amended to
6 read:

7 **32-2425. Issuance of agency license and identification card;**
8 **deadline for completing application; transfer of**
9 **license prohibited**

10 A. The department shall issue an agency license to any applicant
11 ~~who~~ **THAT** complies with this chapter. Each **AGENCY** license shall contain
12 the name and address of the licensee and the number of the **AGENCY** license
13 and shall be issued for a period of ~~two~~ **FOUR** years.

14 B. On the issuance of ~~a~~ **AN AGENCY** license, an identification card
15 described in section 32-2461 shall be issued without charge to the
16 licensee if an individual, or if the licensee is other than an individual,
17 to ~~its~~ **THE LICENSEE'S** qualifying party, and to each of ~~its~~ **THE LICENSEE'S**
18 associates and directors. The identification card is evidence that the
19 licensee is duly licensed pursuant to this chapter. If a person to whom
20 the card of a licensee other than an individual is issued terminates the
21 person's position, office or association with the licensee, the person
22 shall surrender the **IDENTIFICATION** card to the licensee and within five
23 business days the licensee shall mail or deliver the **IDENTIFICATION** card
24 to the director for cancellation. If the person fails or refuses to
25 surrender the **IDENTIFICATION** card to the licensee, the licensee shall
26 notify the director within five business days of the termination of the
27 person's position, office or association with the licensee.

28 C. On notification by the department to an applicant that the
29 agency license is ready for issuance, the applicant shall complete the
30 application process within ninety calendar days. Failure to complete the
31 process shall result in the application being cancelled and all fees shall
32 be forfeited by the applicant. Subsequent application by the same
33 applicant requires the payment of all application and license fees
34 prescribed pursuant to section 32-2407.

35 D. A licensee shall notify the director in writing within thirty
36 calendar days of any change in the name or address of the licensee's
37 business and of any change of associates.

38 E. All new associates shall submit applications on forms prescribed
39 by the director.

40 F. ~~No~~ **AN AGENCY** license issued under this chapter is **NOT**
41 transferable or assignable.

1 Sec. 4. Section 32-2442, Arizona Revised Statutes, is amended to
2 read:

3 **32-2442. Application for employee registration certificate;**
4 **registration period cancellation**

5 A. Every application for an employee registration certificate shall
6 provide verified information to assist the department in determining the
7 applicant's ability to meet the requirements prescribed in this chapter,
8 as follows:

9 1. The full name and address of the applicant.
10 2. The name of the agency for which the applicant will be an
11 employee.

12 3. Authorization of the qualifying party or the qualifying party's
13 designee to issue an employee registration.

14 4. Fingerprints of the applicant of a quality and number prescribed
15 by the department for the purpose of obtaining state and federal criminal
16 records checks pursuant to section 41-1750 and Public Law 92-544. The
17 department may exchange this fingerprint data with the federal bureau of
18 investigation. The department may conduct periodic ~~state~~ criminal history
19 checks to ensure continued qualification under this chapter.

20 5. Photographs of the applicant of a number and type prescribed by
21 the department.

22 6. Such other information, evidence, statements or documents as the
23 department may reasonably require.

24 B. An application for **ISSUANCE OF** an employee registration
25 **CERTIFICATE** or renewal shall be accompanied by the fee prescribed pursuant
26 to section 32-2407.

27 C. An original employee registration **CERTIFICATE** is valid from the
28 date of issuance to the date of expiration of the agency license under
29 which the employee is employed. The renewal period of an employee
30 registration **CERTIFICATE** runs concurrently with the agency license. An
31 employee registration **CERTIFICATE** may be denied as prescribed in section
32 32-2459 and shall be canceled on the cancellation, termination or
33 revocation of the agency license under which the employee registration
34 **CERTIFICATE** is issued.

35 D. An employee registration **CERTIFICATE** or renewal shall not be
36 issued to an applicant unless the employer has on file with the department
37 evidence of current workers' compensation coverage. An employee
38 registration **CERTIFICATE** is cancelled on cancellation of the employer's
39 workers' compensation coverage and may be reinstated only on verification
40 of the reinstatement of workers' compensation coverage and payment of the
41 reinstatement fee prescribed pursuant to section 32-2407.

42 E. If an application is incomplete, the department shall notify the
43 applicant pursuant to section 41-1074. If the department requires
44 additional information to make a decision on registration, the department
45 shall notify the applicant pursuant to section 41-1075. The department

1 shall send notices issued under this subsection to the applicant's last
2 known residential address and shall include sufficient information to
3 assist the applicant to complete the application process. The applicant
4 has forty-five calendar days ~~from~~ AFTER the date of notification to
5 provide the additional documentation. If the applicant fails to respond
6 within forty-five calendar days, the application and any REGISTRATION
7 certificates issued are automatically suspended until the department
8 receives the necessary documentation to approve or deny the application.

9 Sec. 5. Section 32-2607, Arizona Revised Statutes, is amended to
10 read:

11 32-2607. Fees; renewal of agency licenses and employee
12 registration certificates

13 A. The department shall charge and collect reasonable fees as
14 determined by the director to cover the operational and equipment costs of
15 regulating the security guard industry.

16 B. An agency license granted under this chapter may be renewed
17 after the department receives an application on such a form as the
18 department prescribes, the fees prescribed pursuant to subsection A of
19 this section and proof of required liability insurance and workers'
20 compensation and the agency identifies the certified security guard
21 training instructors and firearms safety training instructors that the
22 applicant uses. ~~Except as provided in section 32-4301, in no event shall~~
~~renewal be granted more than ninety days after the expiration date of a~~
~~license. No~~ A person, firm, company, partnership or corporation may NOT
24 carry on any business subject to this article during any period that may
25 exist between the date of expiration of ~~a~~ AN AGENCY license and the
26 renewal of the AGENCY license.

27 C. A security guard, armed security guard, security guard training
28 instructor or firearms safety training instructor registration certificate
29 granted under this article may be issued after application on such a form
30 as the department prescribes, the payment of fees prescribed pursuant to
31 subsection A of this section and proof of the completion of training as
32 required by this chapter.

33 D. A security guard, armed security guard, security guard training
34 instructor or firearms safety training instructor registration certificate
35 granted under this article may be renewed after application on such a form
36 as the department prescribes and the payment of renewal fees.

37 E. ~~Except as provided in section 32-4301, the department shall not~~
~~renew an agency license or registration certificate more than ninety~~
~~calendar days after expiration.~~ A licensee or registrant shall not engage
38 in any activity regulated by this chapter during any period between the
39 date of expiration of the AGENCY license or registration CERTIFICATE and
40 the renewal of the AGENCY license or registration CERTIFICATE.

41 F. The department may renew a suspended AGENCY license or
42 registration CERTIFICATE as provided in this chapter. While suspended,

1 the renewal of the AGENCY license or registration CERTIFICATE does not
2 entitle the licensee, security guard, armed security guard, security guard
3 training instructor or firearms safety training instructor to engage in
4 any activity regulated by this chapter or in any other activity or conduct
5 in violation of the order or judgment that suspended the AGENCY license or
6 registration certificate.

7 G. The department shall not renew a revoked AGENCY license or
8 registration certificate. The department shall not accept an application
9 for ~~AN~~ AGENCY license or registration CERTIFICATE from a person whose
10 AGENCY license or registration CERTIFICATE has been revoked until at least
11 one year after the date of revocation.

12 Sec. 6. Section 32-2613, Arizona Revised Statutes, is amended to
13 read:

14 32-2613. Application for agency license: financial
15 responsibility; notice and opportunity to supply
16 additional information

17 A. Every application for an original or renewal agency license to
18 operate as a private security guard service shall set forth verified
19 information to assist the department in determining the applicant's
20 ability to meet the requirements set forth in this chapter and shall
21 include the following:

22 1. The full name and business address of the applicant.
23 2. The name under which the applicant intends to do business.
24 3. A statement as to the general nature of the business in which
25 the applicant intends to engage, including identification of armed
26 security guard training requirements and identification of employees
27 acting as armed security guards.

28 4. Photographs of the applicant of a number and type prescribed by
29 the department.

30 5. Fingerprints of the applicant of a quality and number prescribed
31 by the department for the purpose of obtaining state and federal criminal
32 records checks pursuant to section 41-1750 and Public Law 92-544. The
33 department may exchange this fingerprint data with the federal bureau of
34 investigation. The department may conduct periodic ~~state~~ criminal history
35 checks to ensure continued qualification under this chapter.

36 6. A verified statement of the applicant's experience and
37 qualifications.

38 7. Such other information, evidence, statements or documents as may
39 reasonably be required by the director.

40 B. If the applicant is other than an individual, each of its
41 partners, resident officers, associates, directors and managers, in
42 addition to its qualifying party, shall comply with the requirements of
43 subsection A of this section. If the applicant is other than an
44 individual, the application shall contain the full name and address of
45 each of its board members and the president, ~~vice-president~~ VICE

1 **PRESIDENT**, secretary and treasurer. The person who will manage the
2 business conducted in this state shall comply in full with the
3 requirements of subsection A of this section.

4 C. An application for an original or a renewal agency license shall
5 be accompanied by:

6 1. The fee as prescribed pursuant to section 32-2607.
7 2. A certificate of a liability insurance policy, issued by an
8 insurance company licensed or authorized to do business in this state.
9 The minimum limits of such liability insurance policies shall be
10 established by the department. Any insurer issuing such a policy shall
11 give written notice to the department of any cancellation of such a
12 policy. Such notice shall be given by the insurer to the director at
13 least ten days before the cancellation by certified mail.

14 3. A certificate of workers' compensation insurance.

15 4. A completed form describing the agency's training program for
16 employees as described in section 32-2632, subsection A, including
17 training requirements for and identification of armed security guards
18 employed by the agency and the identification of registered firearms
19 safety training instructors and registered security guard training
20 instructors used by the agency. The form shall be as prescribed by the
21 director and require such information as the director deems necessary.

22 D. If an application is incomplete, the department shall notify the
23 applicant pursuant to section 41-1074. If the department requires
24 additional information to make a decision on licensure, the department
25 shall notify the applicant pursuant to section 41-1075. The department
26 shall send notices under this subsection to the applicant's last known
27 residential address and shall include sufficient information to assist the
28 applicant to complete the application process. The applicant has
29 forty-five calendar days ~~from~~ AFTER the date of notification to provide
30 the additional documentation. If the applicant fails to respond within
31 forty-five calendar days, the application and any **REGISTRATION**
32 certificates issued are automatically suspended until the department
33 receives the necessary documentation to approve or deny the application.

34 Sec. 7. Section 32-2614, Arizona Revised Statutes, is amended to
35 read:

36 **32-2614. Issuance of agency licenses and identification**
37 **cards; deadline for completing application**

38 A. The department shall issue an agency license under this article
39 to any applicant who satisfactorily complies with this chapter. Each
40 agency license shall contain the name and address of ~~such~~ **THE** licensee and
41 the number of the license and shall be issued for a period of ~~two~~ **FOUR**
42 years.

43 B. ~~Upon~~ **ON** the issuance of an agency license, an identification
44 card as described in section 32-2633 shall be issued to ~~such~~ **THE** licensee
45 if an individual, or if ~~such~~ **THE** licensee is other than an individual, to

1 ~~its~~ THE LICENSEE'S qualifying party, associates, resident managers and
2 each of ~~its~~ THE LICENSEE'S resident officers, associates, directors and
3 partners. The identification card is evidence that the licensee is duly
4 licensed pursuant to this chapter. If any person to whom the
5 IDENTIFICATION card of an agency licensee, other than an individual, is
6 issued terminates the person's position, office or association with the
7 licensee, the person shall surrender the IDENTIFICATION card to the
8 licensee and within five business days the licensee shall mail or deliver
9 the IDENTIFICATION card to the director for cancellation. If the person
10 fails or refuses to surrender the IDENTIFICATION card to the licensee, the
11 licensee shall notify the director within five business days of the
12 termination of the person's position, office or association with the
13 licensee.

14 C. On notification by the department to an applicant that the
15 agency license is ready for issuance, the applicant shall complete the
16 application process within ninety calendar days. Failure to complete the
17 process results in the application being canceled, and the applicant
18 forfeits all fees. Subsequent application by the same applicant requires
19 the payment of all application and license fees prescribed pursuant to
20 section 32-2607.

21 D. ~~An~~ agency A licensee ~~shall~~, within thirty calendar days, SHALL
22 notify the department in writing of any change in the name or address of
23 the business or any change of associates or directors.

24 Sec. 8. Section 32-2623, Arizona Revised Statutes, is amended to
25 read:

26 32-2623. Application for employee registration certificate

27 A. Every application for an employee registration certificate must
28 set forth verified information to assist the department in determining the
29 applicant's ability to meet the requirements set forth in this chapter, as
30 follows:

31 1. The full name and address of the applicant.
32 2. Fingerprints of the applicant of a quality and number prescribed
33 by the department for the purpose of obtaining state and federal criminal
34 records checks pursuant to section 41-1750 and Public Law 92-544. The
35 department may exchange this fingerprint data with the federal bureau of
36 investigation. The department may conduct periodic ~~state~~ criminal history
37 checks to ensure continued qualification under this chapter.

38 3. Photographs of the applicant of a number and type prescribed by
39 the department.

40 4. Such other information, evidence, statements or documents as may
41 reasonably be required by the department.

42 B. An application for an original or renewal security guard, armed
43 security guard, security guard training instructor or firearms safety
44 training instructor registration certificate shall be accompanied by:

45 1. The fees prescribed pursuant to section 32-2607.

1 2. A statement from the applicant's employer requesting and
2 authorizing armed security guard registration status for the applicant.

3 C. If an application is incomplete, the department shall notify the
4 applicant pursuant to section 41-1074. If the department requires
5 additional information to make a decision on registration, the department
6 shall notify the applicant pursuant to section 41-1075. The department
7 shall send notices issued under this subsection to the applicant's last
8 known residential address and shall include sufficient information to
9 assist the applicant to complete the application process. The applicant
10 has forty-five calendar days ~~from~~ AFTER the date of notification to
11 provide the additional documentation. If the applicant fails to respond
12 within forty-five calendar days, the application and any **REGISTRATION**
13 certificates issued are automatically suspended until the department
14 receives the necessary documentation to approve or deny the application.

15 Sec. 9. Section 32-2624, Arizona Revised Statutes, is amended to
16 read:

17 32-2624. Issuance of registration certificates and
18 identification cards

19 A. Except as otherwise provided in this subsection, after **AN**
20 investigation, the department shall issue a security guard registration
21 certificate, armed security guard registration certificate, security guard
22 training instructor registration certificate or firearms safety training
23 instructor registration certificate under this chapter to any applicant
24 who satisfactorily complies with this chapter. Each security guard,
25 security guard training instructor or firearms safety training instructor
26 registration certificate shall contain the name and address of the
27 registrant and the number of the **REGISTRATION** certificate and, except as
28 otherwise provided in this subsection, shall be issued for ~~two~~ **FOUR** years.
29 Before the required background screenings for an applicant are complete,
30 the department may issue a forty-five-day security guard registration
31 certificate or a forty-five-day armed security guard registration
32 certificate to an applicant who is an honorably discharged veteran of the
33 United States military and who has been discharged not more than three
34 years before application. The applicant who receives a forty-five-day
35 security guard registration certificate pursuant to this section may work
36 only for an agency licensee that provides the applicant preassignment
37 training as prescribed in section 32-2632.

38 B. When a security guard, security guard training instructor or
39 firearms safety training instructor registration certificate is issued, an
40 identification card as described in section 32-2633 shall be issued to the
41 registrant. The identification card is evidence that the person is a duly
42 registered security guard, security guard training instructor or firearms
43 safety training instructor. An employee must obtain an armed security
44 guard registration certificate and identification card for each sponsoring
45 **agency** licensee.

1 C. A security guard employee may not possess or carry a firearm
2 while on official duty unless the employee is currently registered as an
3 armed security guard and is authorized by the person's employer to possess
4 or carry the firearm.

5 D. A security guard, security guard training instructor or firearms
6 safety training instructor shall notify the director within fifteen
7 calendar days after any change in the name or residential address of the
8 security guard, security guard training instructor or firearms safety
9 training instructor.

10 E. The department shall not issue a security guard, security guard
11 training instructor or firearms safety training instructor provisional
12 certificate.