

1                   A bill to be entitled  
2           An act relating to private investigative, private  
3           security, and repossession services; amending s. 493.6106,  
4           F.S.; increasing the minimum age required for certain  
5           licensees; amending s. 493.6113, F.S.; conforming a  
6           provision requiring certification of insurance coverage;  
7           requiring certain licensees to complete specified  
8           continuing education; requiring the Department of  
9           Agriculture and Consumer Services to establish by rule  
10          criteria for the approval of continuing education courses  
11          and providers and the form for certificates of completion;  
12          amending s. 493.6202, F.S.; requiring the department to  
13          establish by rule certain fees relating to private  
14          investigative services; amending s. 493.6203, F.S.;  
15          requiring passage of an examination for licensure as a  
16          private investigator; providing exemption for certain  
17          licensees; requiring reexamination for relicensure under  
18          certain circumstances; requiring successful completion of  
19          certain coursework and passage of an examination for  
20          licensure as a private investigator intern; requiring the  
21          department to establish by rule the general content and  
22          the form for certificates of completion of such training  
23          and criteria for the examination; requiring reexamination  
24          for relicensure under certain circumstances; providing an  
25          effective date.

26  
27   Be It Enacted by the Legislature of the State of Florida:  
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29 Section 1. Paragraph (a) of subsection (1) of section  
 30 493.6106, Florida Statutes, is amended to read:

31 493.6106 License requirements; posting.--

32 (1) Each individual licensed by the department must:

33 (a) Be at least 18 years of age, except that Class "C,"  
 34 Class "MA," and Class "M" licensees must be at least 21 years of  
 35 age.

36 Section 2. Subsection (3) of section 493.6113, Florida  
 37 Statutes, is amended to read:

38 493.6113 Renewal application for licensure.--

39 (3) Each licensee shall be responsible for renewing his or  
 40 her license on or before its expiration by filing with the  
 41 department an application for renewal accompanied by payment of  
 42 the prescribed license fee.

43 (a) Each ~~Class "A," Class "B," or Class "R"~~ licensee shall  
 44 additionally submit on a form prescribed by the department a  
 45 certification of insurance which evidences that the licensee  
 46 maintains adequate commercial general liability coverage as  
 47 required under s. 493.6110.

48 (b) Each Class "G" licensee shall additionally submit  
 49 proof that he or she has received during each year of the  
 50 license period a minimum of 4 hours of firearms recertification  
 51 training taught by a Class "K" licensee and has complied with  
 52 such other health and training requirements which the department  
 53 may adopt by rule. If proof of a minimum of 4 hours of annual  
 54 firearms recertification training cannot be provided, the  
 55 renewal applicant shall complete the minimum number of hours of

56 range and classroom training required at the time of initial  
57 licensure.

58 (c) Each Class "DS" or Class "RS" licensee shall  
59 additionally submit the current curriculum, examination, and  
60 list of instructors.

61 (d) Effective September 1, 2007, each Class "C," Class  
62 "CC," Class "M," Class "MA," Class "E," Class "EE," Class "MR,"  
63 and Class "RI" licensee shall provide proof, in a form  
64 established by rule of the department, that the licensee has  
65 completed not less than 6 hours of continuing education in  
66 Florida law and rules regulating the professions, including  
67 criminal law, court decisions, and legal opinions that impact  
68 the professions, which may include 2 hours of terrorism  
69 awareness, presented by approved providers, during the biennium  
70 since the issuance or last renewal of the license. Licensees who  
71 hold more than one license issued pursuant to this chapter shall  
72 be required to complete the continuing education only once  
73 during any biennium.

74 (e) The department shall by rule establish criteria for  
75 the continuing education and approval of providers, including  
76 requirements relating to the content of courses and provider  
77 expertise. In order to obtain approval as a provider, the person  
78 must be qualified by education or experience in the specific  
79 area of instruction to be presented.

80 (f) Approved continuing education training shall be  
81 conducted only by approved providers at various locations within  
82 or outside the state at times convenient for licensees,  
83 including weekends. Before entering the room where the training

84 occurs, each licensee shall present his or her personal license  
 85 to the approved provider, who shall physically verify the  
 86 personal identity and license number of the licensee. The  
 87 approved provider shall issue a certificate of completion to  
 88 each licensee who completes the approved courses. The  
 89 certificate shall be on a form established by rule of the  
 90 department and must be submitted with the application for  
 91 renewal of licensure.

92 Section 3. Paragraphs (f) and (g) are added to subsection  
 93 (1) of section 493.6202, Florida Statutes, to read:

94 493.6202 Fees.--

95 (1) The department shall establish by rule examination and  
 96 biennial license fees, which shall not exceed the following:

97 (f) Fee for the examination for private investigator:  
 98 \$100.

99 (g) Biennial fee for provider approval: \$200.

100 Section 4. Section 493.6203, Florida Statutes, is amended  
 101 to read:

102 493.6203 License requirements.--In addition to the license  
 103 requirements set forth elsewhere in this chapter, each  
 104 individual or agency shall comply with the following additional  
 105 requirements:

106 (1) Each agency or branch office shall designate a minimum  
 107 of one appropriately licensed individual to act as manager,  
 108 directing the activities of the Class "C" or Class "CC"  
 109 employees.

110 (2) An applicant for a Class "MA" license shall have at  
 111 least 2 years of lawfully gained, verifiable, full-time

112 experience, or training in:

113 (a) Private investigative work or related fields of work  
114 that provided equivalent experience or training;

115 (b) Work as a Class "CC" licensed intern;

116 (c) Any combination of paragraphs (a) and (b);

117 (d) Experience described in paragraph (a) for at least 1  
118 year and experience described as follows ~~in paragraph (e)~~ for ~~±~~  
119 ~~year~~;

120 ~~(e)~~ no more than 1 year ~~using~~:

121 1. College coursework related to criminal justice,  
122 criminology, or law enforcement administration; or

123 2. Successfully completed law enforcement-related training  
124 received from any federal, state, county, or municipal agency;  
125 or

126 (e)(f) Experience described in paragraph (a) for at least  
127 1 year and work in a managerial or supervisory capacity for at  
128 least 1 year.

129 (3) An applicant for a Class "M" license shall qualify for  
130 licensure as a Class "MA" manager as outlined under subsection  
131 (2) and as a Class "MB" manager as outlined under s.  
132 493.6303(2).

133 (4) An applicant for a Class "C" license shall have 2  
134 years of lawfully gained, verifiable, full-time experience, or  
135 training in one, or a combination of more than one, of the  
136 following:

137 (a) Private investigative work or related fields of work  
138 that provided equivalent experience or training.

139 (b) College coursework related to criminal justice,

140 criminology, or law enforcement administration, or successful  
141 completion of any law enforcement-related training received from  
142 any federal, state, county, or municipal agency, except that no  
143 more than 1 year may be used from this category.

144 (c) Work as a Class "CC" licensed intern.

145 (5)(a) Effective March 1, 2007, an applicant for a Class  
146 "C" license who meets the experience criteria in subsection (4)  
147 must pass an examination on the provisions of this chapter,  
148 which shall be administered by the department or an examination  
149 provider approved by the department. The applicant is not  
150 required to pass the examination prior to submission of the  
151 application but must do so prior to issuance of the license. The  
152 administrator of the examination must verify the identity of  
153 each applicant taking the examination.

154 (b) The examination requirements of paragraph (a) do not  
155 apply to any individual who holds a valid Class "CC," Class "C,"  
156 Class "MA," or Class "M" license issued on or before March 1,  
157 2007.

158 (c) Notwithstanding the exemption in paragraph (b), any  
159 individual whose license has been invalid for any reason for  
160 more than 1 year must successfully pass the examination, even if  
161 previously taken.

162 (6)(a) Effective September 1, 2007, an applicant for a  
163 Class "CC" license must have, within the preceding 12 months,  
164 satisfactorily completed a minimum 40-hour course from a school,  
165 college, or university regulated by the Department of Education,  
166 which course pertains to general investigative techniques and  
167 this chapter, and shall pass an examination. The training

168 specified in this subsection may be provided by live  
169 presentation, on line, or by home study in accordance with  
170 Department of Education rules and procedures. The administrator  
171 of the examination shall verify the identity of all applicants  
172 taking the examination.

173 (b) Upon successful completion of the approved course, the  
174 school, college, or university shall issue a certificate of  
175 completion to the applicant. The certificate shall be on a form  
176 established by rule of the department and must be submitted with  
177 the application for the Class "CC" license.

178 (c) The department shall by rule establish the general  
179 content of the training and examination criteria.

180 (d) Any individual whose Class "CC" license has been  
181 invalid for any reason for more than 1 year must complete the  
182 training, even if previously taken.

183 ~~(7)(5)~~ A Class "CC" licensee shall serve an internship  
184 under the direction and control of a designated sponsor, who is  
185 a Class "C," Class "MA," or Class "M" licensee.

186 ~~(8)(6)~~ In addition to any other requirement, an applicant  
187 for a Class "G" license shall satisfy the firearms training set  
188 forth in s. 493.6115.

189 Section 5. This act shall take effect July 1, 2006.