



OFFICE OF THE GOVERNOR

CHESTER J. CULVER
GOVERNOR

PATTY JUDGE
LT. GOVERNOR

May 12, 2008

The Honorable Michael Mauro
Secretary of State
State Capitol Building
LOCAL

Dear Mr. Secretary:

I hereby transmit:

House File 901, an Act concerning the training and certification of designated security personnel working at commercial establishments with a liquor control license or wine or beer permit and providing for fees.

The above House File is hereby approved this date.

Sincerely,

A handwritten signature in black ink, appearing to read "Chester J. Culver", with a long, sweeping flourish extending to the right.

Chester J. Culver
Governor

CJC:bdj

cc: Secretary of the Senate
Chief Clerk of the House





HOUSE FILE 901

AN ACT

CONCERNING THE TRAINING AND CERTIFICATION OF DESIGNATED SECURITY PERSONNEL WORKING AT COMMERCIAL ESTABLISHMENTS WITH A LIQUOR CONTROL LICENSE OR WINE OR BEER PERMIT AND PROVIDING FOR FEES.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. Section 123.32, subsection 4, Code 2007, is amended to read as follows:

4. SECURITY EMPLOYEE TRAINING. A local authority, as a condition of obtaining and holding a license or permit for on-premises consumption, may require a designated security employee as defined in section 123.3 to be trained and certified in security methods. The training shall include but is not limited to mediation de-escalation techniques, anger management techniques, civil rights or unfair practices awareness as provided in section 216.7, recognition of fake or altered identification, information on laws applicable to the serving of alcohol at a licensed premises, use of force and techniques for safely removing patrons, and providing instruction on the proper physical restraint methods used against a person who has become combative.

Sec. 2. PILOT PROJECT -- ALCOHOLIC BEVERAGE CONTROL -- SECURITY EMPLOYEE TRAINING -- FEES -- REPORT.

1. On and after January 1, 2009, and notwithstanding any other provision of law to the contrary, a local authority located in a county with a population as of the most recent decennial census in excess of three hundred thousand persons, shall require a licensee or permittee, as provided in chapter 123, of a premises with an occupancy of at least two hundred

persons to have at least one designated security employee, as defined in section 123.3, who shall be designated as the supervising security person, who is trained and certified in security methods as provided in this section, on the premises during an event for which an admission or a cover charge of at least five dollars is charged or collected to enter the premises or attend a performance or program on the premises while alcoholic beverages are served or made available to patrons. However, a designated security employee who is a certified peace officer shall be exempt from the requirement to be trained and certified through a program conducted by the division of labor services as provided in this section.

2. a. The labor commissioner of the division of labor services of the department of workforce development shall establish and conduct an eight-hour security and safety certification training program for designated security employees. The commissioner shall assess a fee of not more than fifty dollars to a person participating in the training and issue a certificate to the designated security employee upon successful completion of the training program.

b. The training program shall include but is not limited to the following:


- (1) De-escalation techniques.
- (2) Anger management techniques.
- (3) Use of force and techniques for safely removing patrons.
- (4) Recognition of fake or altered identification.
- (5) Information on laws applicable to the serving of alcohol at a licensed premises.
- (6) Disaster preparedness.
- (7) Communications skills and report writing.
- (8) Civil rights or unfair practices awareness as provided in section 216.7.
- (9) Instruction on the proper physical restraint methods used against a person who has become combative.


3. Fees assessed pursuant to this section of this Act shall be retained by the commissioner and shall be considered repayment receipts as defined in section 8.2, and shall be used to offset the cost of conducting the training. Notwithstanding section 8.33, repayment receipts collected by

the commissioner for security employee training that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purpose designated until the close of the succeeding fiscal year.


4. The labor commissioner of the division of labor services of the department of workforce development and the administrator of the alcoholic beverages division of the department of commerce shall jointly submit a written report to the general assembly by January 1, 2011, concerning the effectiveness of the pilot project and any recommendations for legislative action to expand or modify the pilot project.

5. This section of this Act is repealed June 30, 2011.

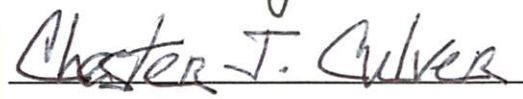

PATRICK J. MURPHY
Speaker of the House


JOHN P. KIBBIE
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 901, Eighty-second General Assembly.


MARK BRANDSGARD
Chief Clerk of the House

Approved May 12th, 2008


CHESTER J. CULVER
Governor