

FILED MAR 10 1989

SENATE FILE 416
BY COMMITTEE ON JUDICIARY

(SUCCESSOR TO SSB 267)

Passed Senate, Date 3-26-89 (p. 921) Passed House, Date _____
Vote: Ayes 45 Nays 0 Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to the identification of persons engaged in
2 private investigation and private security businesses.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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SENATE FILE 416

S-3252

1 Amend Senate File 416 as follows:
2 1. Page 1, by striking lines 6 through 9, and
3 inserting the following: "approved by the
4 commissioner. The application for a permanent
5 identification card shall include a temporary
6 identification card valid for fourteen days from the
7 date of receipt of the application by the applicant.
8 It is unlawful for an agency".

S-3252 FILED MARCH 13, 1989 Adopted 3-21-89 (p. 921)
By DONALD V. DOYLE

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1 Section 1. Section 80A.7, Code 1989, is amended to read as
2 follows:

3 80A.7 IDENTIFICATION CARDS.

~~3524~~ 4 The department shall issue to each licensee and to each
5 employee of the licensee an identification card in a form
6 approved by the commissioner. Upon application for an
7 identification card, the department shall issue a temporary
8 identification card which is valid for fourteen days from the
9 date of the application. It is unlawful for an agency
10 licensed under this chapter to employ a person to act in the
11 private investigation business or private security business
12 unless the person has in the person's immediate possession an
13 identification card issued under this section.

14 The licensee is responsible for the use of identification
15 cards by the licensee's employees and shall return an
16 employee's card to the department upon termination of the
17 employee's service. Identification cards remain the property
18 of the department. The fee for each card is three ten
19 dollars.

20 A county sheriff may issue temporary identification cards
21 valid for fourteen days to a person employed by an agency
22 licensed as a private security business or private
23 investigation business on a temporary basis in the county.
24 The fee for each card is three five dollars. The form of the
25 temporary identification cards shall be approved by the
26 commissioner.

27 EXPLANATION

28 This bill allows the department of public safety to issue a
29 temporary, fourteen-day identification card to an employee of
30 a licensee under chapter 80A relating to private investigative
31 and private security agencies. The bill makes it unlawful for
32 an agency which is licensed under chapter 80A to employ a
33 person who does not possess a valid identification card. The
34 bill increases the fees for permanent and certain temporary
35 identification cards.

House Jud & Law
Amend & DO PASS, 4-6-89, (P. 1406) H-3915

SENATE FILE 416
BY COMMITTEE ON JUDICIARY

(SUCCESSOR TO SSB 267)

(AS AMENDED AND PASSED BY THE SENATE MARCH 21, 1989)

 - New Language by the Senate

Passed Senate, Date 3/21/89 (p. 721) Passed House, Date 4-12-89 (p. 1521)
Vote: Ayes 45 Nays 0 Vote: Ayes 96 Nays 0
Approved 5489 (p1909)

A BILL FOR

3915-1 An Act relating to the identification of persons engaged in
2 private investigation and private security businesses.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
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S.F. 416

3915 -

1 Section 1. Section 80A.7, Code 1989, is amended to read as
2 follows:

3 80A.7 IDENTIFICATION CARDS.

4 The department shall issue to each licensee and to each
5 employee of the licensee an identification card in a form
6 approved by the commissioner. The application for a permanent
7 identification card shall include a temporary identification
8 card valid for fourteen days from the date of receipt of the
9 application by the applicant. It is unlawful for an agency
10 licensed under this chapter to employ a person to act in the
11 private investigation business or private security business
12 unless the person has in the person's immediate possession an
13 identification card issued under this section.

14 The licensee is responsible for the use of identification
15 cards by the licensee's employees and shall return an
16 employee's card to the department upon termination of the
17 employee's service. Identification cards remain the property
18 of the department. The fee for each card is three ten
19 dollars.

20 A county sheriff may issue temporary identification cards
21 valid for fourteen days to a person employed by an agency
22 licensed as a private security business or private
23 investigation business on a temporary basis in the county.
24 The fee for each card is three five dollars. The form of the
25 temporary identification cards shall be approved by the
26 commissioner.

3915 -

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SENATE FILE 416

H-3915

1 Amend Senate File 416, as amended, passed, and
2 reprinted by the Senate, as follows:

3 1. Page 1, by inserting before line 1 the
4 following:

5 "Section 1. Section 80A.1, subsection 6, Code
6 1989, is amended by adding the following new
7 paragraphs:

8 NEW PARAGRAPH. i. The repossession of property
9 sold pursuant to a security agreement or conditional
10 sales contract, or the repossession of property
11 pledged as security pursuant to a security agreement.

12 NEW PARAGRAPH. j. The business of serving
13 subpoenas or other process.

14 NEW PARAGRAPH. k. The business of collecting bad
15 debts or dishonored financial instruments."

16 2. Page 1, by inserting after line 26 the
17 following:

18 "Sec. _____. Section 80A.15, Code 1989, is amended
19 by adding the following new unnumbered paragraph:

20 NEW UNNUMBERED PARAGRAPH. The commissioner shall
21 adopt rules pursuant to chapter 17A establishing
22 minimum standards of mental fitness to govern the
23 recruitment, selection, and license of private
24 investigators. The rules shall include, but are not
25 limited to, a series of psychological tests to
26 determine cognitive skills, personality
27 characteristics, and the suitability of an applicant
28 to engage in the private investigation business. An
29 applicant shall not be licensed if the applicant does
30 not possess sufficient cognitive skills or personality
31 characteristics, or is not suitable for a career as a
32 private investigator. The commissioner shall
33 designate qualified persons who can be hired to
34 interpret the examinations.

35 Sec. _____. NEW SECTION. 80A.19 MANDATORY TESTING.

36 All persons licensed to engage in the private
37 investigation business pursuant to this chapter shall
38 submit to the same cognitive and psychological
39 examinations as administered pursuant to section
40 80B.11, subsection 5, in order to be eligible for
41 license renewal. The person's license shall not be
42 renewed if it is determined that the person lacks
43 sufficient cognitive skills, personality
44 characteristics or suitability to continue as a
45 private investigator. The licensee shall be
46 responsible for paying the costs of such examinations,
47 with the costs to be determined by the commissioner."

48 3. Title page, line 1, by striking the word "of"
49 and inserting the following: "and testing of
50 certain".

H-3915

Page 2

- 1 4. Title page, by striking line 2 and inserting
- 2 the following: "law enforcement and the private
- 3 investigative business."
- 4 5. By renumbering as necessary.

By COMMITTEE ON JUDICIARY AND
LAW ENFORCEMENT

JAY of Appanoose, Chairperson

H-3915 FILED APRIL 7, 1989

Withdrawn 4-12-89 (p1521)

DOYLE, CH.
HORN
FURNMAN

SSB 267
JUDICIARY

SENATE FILE 416
BY (PROPOSED COMMITTEE ON
JUDICIARY BILL)

Passed Senate, Date _____ Passed House, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to the identification of persons engaged in
2 private investigation and private security businesses.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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1 Section 1. Section 80A.7, Code 1989, is amended to read as
2 follows:

3 80A.7 IDENTIFICATION CARDS.

4 The department shall issue to each licensee and to each
5 employee of the licensee an identification card in a form
6 approved by the commissioner. Upon application for an
7 identification card, the department shall issue a temporary
8 identification card which is valid for fourteen days from the
9 date of the application. It is unlawful for an agency
10 licensed under this chapter to employ a person to act in the
11 private investigation business or private security business
12 unless the person has in the person's immediate possession an
13 identification card issued under this section.

14 The licensee is responsible for the use of identification
15 cards by the licensee's employees and shall return an
16 employee's card to the department upon termination of the
17 employee's service. Identification cards remain the property
18 of the department. The fee for each card is three ten
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20 A county sheriff may issue temporary identification cards
21 valid for fourteen days to a person employed by an agency
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27 EXPLANATION

28 This bill allows the department of public safety to issue a
29 temporary, fourteen-day identification card to an employee of
30 a licensee under chapter 80A relating to private investigative
31 and private security agencies. The bill makes it unlawful for
32 an agency which is licensed under chapter 80A to employ a
33 person who does not possess a valid identification card. The
34 bill increases the fees for permanent and certain temporary
35 identification cards.

The fee for each card is ~~three~~ five dollars. The form of the temporary identification cards shall be approved by the commissioner.

SENATE FILE 416

AN ACT
RELATING TO THE IDENTIFICATION OF PERSONS ENGAGED IN PRIVATE
INVESTIGATION AND PRIVATE SECURITY BUSINESSES.

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

Section 1. Section 80A.7, Code 1989, is amended to read as follows:

80A.7 IDENTIFICATION CARDS.

The department shall issue to each licensee and to each employee of the licensee an identification card in a form approved by the commissioner. The application for a permanent identification card shall include a temporary identification card valid for fourteen days from the date of receipt of the application by the applicant. It is unlawful for an agency licensed under this chapter to employ a person to act in the private investigation business or private security business unless the person has in the person's immediate possession an identification card issued under this section.

The licensee is responsible for the use of identification cards by the licensee's employees and shall return an employee's card to the department upon termination of the employee's service. Identification cards remain the property of the department. The fee for each card is ~~three~~ ten dollars.

A county sheriff may issue temporary identification cards valid for fourteen days to a person employed by an agency licensed as a private security business or private investigation business on a temporary basis in the county.

JO ANN ZIMMERMAN
President of the Senate

DONALD D. AVENSON
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 416, Seventy-third General Assembly.

JOHN F. DWYER
Secretary of the Senate

Approved 5/4, 1989

TERRY E. BRANSTAD
Governor