

# HB2437



## 97TH GENERAL ASSEMBLY

### State of Illinois

2011 and 2012

HB2437

Introduced 2/18/2011, by Rep. Tom Cross

#### SYNOPSIS AS INTRODUCED:

225 ILCS 447/10-5

Amends the Private Detective, Private Alarm, Private Security, Fingerprint Vendor, and Locksmith Act of 2004. Makes a technical change in a Section concerning the requirement of a license.

LRB097 07548 CEL 47658 b

A BILL FOR

1 AN ACT concerning regulation.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Private Detective, Private Alarm, Private  
5 Security, Fingerprint Vendor, and Locksmith Act of 2004 is  
6 amended by changing Section 10-5 as follows:

7 (225 ILCS 447/10-5)

8 (Section scheduled to be repealed on January 1, 2014)

9 Sec. 10-5. Requirement of license.

10 (a) It is unlawful for a person to act as or provide the  
11 ~~the~~ functions of a private detective, private security  
12 contractor, private alarm contractor, fingerprint vendor, or  
13 locksmith or to advertise or to assume to act as any one of  
14 these, or to use these or any other title implying that the  
15 person is engaged in any of these activities unless licensed as  
16 such by the Department. An individual or sole proprietor who  
17 does not employ any employees other than himself or herself may  
18 operate under a "doing business as" or assumed name  
19 certification without having to obtain an agency license, so  
20 long as the assumed name is first registered with the  
21 Department.

22 (b) It is unlawful for a person, firm, corporation, or  
23 other legal entity to act as an agency licensed under this Act,

1 to advertise, or to assume to act as a licensed agency or to  
2 use a title implying that the person, firm, or other entity is  
3 engaged in the practice as a private detective agency, private  
4 security contractor agency, private alarm contractor agency,  
5 fingerprint vendor agency, or locksmith agency unless licensed  
6 by the Department.

7 (c) No agency shall operate a branch office without first  
8 applying for and receiving a branch office license for each  
9 location.

10 (d) Beginning 12 months after the adoption of rules  
11 providing for the licensure of fingerprint vendors under this  
12 Act, it is unlawful for a person to operate live scan  
13 fingerprint equipment or other equipment designed to obtain  
14 fingerprint images for the purpose of providing fingerprint  
15 images and associated demographic data to the Department of  
16 State Police, unless he or she has successfully completed a  
17 fingerprint training course conducted or authorized by the  
18 Department of State Police and is licensed as a fingerprint  
19 vendor.

20 (e) Beginning 12 months after the adoption of rules  
21 providing for the licensure of canine handlers and canine  
22 trainers under this Act, no person shall operate a canine  
23 training facility unless licensed as a private detective agency  
24 or private security contractor agency under this Act, and no  
25 person shall act as a canine trainer unless he or she is  
26 licensed as a private detective or private security contractor

1 or is a registered employee of a private detective agency or  
2 private security contractor agency approved by the Department.

3 (Source: P.A. 95-613, eff. 9-11-07.)