

FIRST REGULAR SESSION

HOUSE BILL NO. 878

98TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE RHOADS.

1516H.011

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To repeal section 590.750, RSMo, and to enact in lieu thereof one new section relating to corporate security advisors, with an existing penalty provision.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Section 590.750, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 590.750, to read as follows:

590.750. 1. The department of public safety shall have the sole authority to regulate and license all corporate security advisors. **Licensed corporate security advisors who are not also commissioned by the department shall not have the power of arrest for violations of the criminal code, except as otherwise provided by law.**

2. **The director shall have the sole authority to commission corporate security advisors. No person shall hold a commission as a corporate security advisor without a valid peace officer license. The director shall commission corporate security advisors as he or she deems appropriate, taking into consideration the education, training, and experience of each individual in relation to the powers of peace officers and the limitations on the powers of peace officers in regard to the constitutional rights of citizens to be secure in their persons and property. Each individual licensed and commissioned by the department shall be issued a commission by the director of the department and before entering into the performance of his or her duties shall subscribe before the clerk of a circuit court of this state an oath, in the form prescribed by article VII, section 11 of the Constitution of Missouri, to support the constitution and laws of the United States and this state; to faithfully demean himself or herself in the office; and to faithfully perform the**

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

17 **duties of the office. The executed oath of office, along with a copy of the individual's**
18 **commission, shall be filed with the director until the commission is terminated or revoked.**

19 **3.** The authority and jurisdiction of a corporate security advisor shall be limited only by
20 the geographical limits of the state, unless the corporate security advisor's license is recognized
21 by the laws or regulations of another state or the federal government.

22 **[2.] 4. The department shall establish a minimum amount of liability insurance to**
23 **be provided by the prospective or current employer of the corporate security advisor, and**
24 **require the employer to provide a statement that the corporate security advisor will be**
25 **included in the policy as a named insured.**

26 **5.** Acting as a corporate security advisor without a license from the department of public
27 safety is a class A misdemeanor.

28 **[3.] 6.** The director may promulgate rules to implement the provisions of this section
29 under chapter 536 and section 590.190.

30 **[4.] 7.** Any corporate security advisor licensed as of February 1, 2014 shall not be
31 required to apply for a new license from the department until the advisor's license expires or is
32 otherwise revoked.

33 **8. Nothing in this section is intended to nor shall it be construed as a waiver of**
34 **sovereign immunity or the acknowledgment or creation of any liability on the part of the**
35 **state for personal injury, death, or property damage. The department of public safety and**
36 **the director shall have immunity from civil liability arising out of the commissioning of**
37 **corporate security advisors under this section.**

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