

**B-Engrossed**  
**Senate Bill 878**

Ordered by the House June 3  
Including Senate Amendments dated April 18 and House Amendments  
dated June 3

Sponsored by COMMITTEE ON JUDICIARY

**SUMMARY**

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure.

Extends exception to private security professional licensing requirement to person employed for purpose of controlling access at entrance of premises by licensee of Oregon Liquor Control Commission. **Specifies that such person may not be permitted to initiate confrontational activities for exception to apply.** Clarifies exemption as it applies to person who monitors certain alarm systems.

Declares emergency, effective on passage.

**A BILL FOR AN ACT**

1  
2 Relating to private security professionals; amending ORS 181.871; and declaring an emergency.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1.** ORS 181.871 is amended to read:

5 181.871. (1) ORS 181.870 to 181.887 do not apply to:

6 (a) A person certified by the Department of Public Safety Standards and Training as a police  
7 officer or a parole and probation officer.

8 (b) A law enforcement officer of the United States.

9 (c) An officer or employee of this state, Oregon Health and Science University established by  
10 ORS 353.020 or the United States while performing duties of the office or employment.

11 (d) A person appointed or commissioned by the Governor to perform law enforcement or security  
12 services.

13 (e) An attorney admitted to practice law in this state while engaged in the practice of law.

14 (f) An insurance adjuster licensed in this state while performing duties authorized by the license.

15 *[(g) A person who monitors fire alarm systems and other alarm systems that are not designed to*  
16 *detect unauthorized intrusions while monitoring such systems.]*

17 **(g) A person who monitors alarm systems that are not designed to detect threats to**  
18 **public safety or personal well-being.**

19 (h) A person while protecting the person's property.

20 (i) A person who repairs and installs intrusion alarms while repairing or installing intrusion  
21 alarms.

22 (j) A person acting as an investigator as defined in ORS 703.401.

23 (k) A person performing crowd management or guest services, including, but not limited to, a  
24 person described as a ticket taker, an usher, a parking attendant or event staff or a person employed  
25 for the purpose of age verification **and controlling access at an entrance of the premises** by a

**NOTE:** Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted.  
New sections are in **boldfaced** type.

1 licensee of the Oregon Liquor Control Commission[, *who is not armed and is not hired with the pri-*  
2 *mary responsibility of taking enforcement action as described in ORS 181.870 (8)(f)*].

3 (L) A person performing security services at a facility regulated by the United States Nuclear  
4 Regulatory Commission if the facility is operated by the person's employer.

5 (m) An individual while on active duty as a member of the armed services or while performing  
6 duties as a law enforcement officer.

7 (n) An employee of a financial institution who has been designated as a security officer for the  
8 financial institution pursuant to the Bank Protection Act of 1968 (12 U.S.C. 1881 et seq.) and regu-  
9 lations adopted thereunder or pursuant to ORS 723.276 (5).

10 (2) The exemption provided by subsection (1)(k) of this section applies only:

11 (a) **To a person who is not:**

12 (A) **Armed;**

13 (B) **Permitted to initiate confrontational activities; or**

14 (C) **Hired with the primary responsibility of taking enforcement action as described in**  
15 **ORS 181.870 (8)(f);**

16 [(a)] (b) If there is at least one person on-site who is certified or licensed under ORS 181.878 for  
17 every 10 or fewer uncertified persons performing the services described in subsection (1)(k) of this  
18 section;

19 [(b)] (c) If any enforcement action, as described in ORS 181.870 (8)(f), other than incidental or  
20 temporary action, is taken by or under the supervision of a person certified or licensed under ORS  
21 181.878; and

22 [(c)] (d) During the time when a crowd has assembled for the purpose of attending or taking part  
23 in an organized event, including pre-event assembly, event operation hours and post-event departure  
24 activities.

25 **SECTION 2. This 2011 Act being necessary for the immediate preservation of the public**  
26 **peace, health and safety, an emergency is declared to exist, and this 2011 Act takes effect**  
27 **on its passage.**

28