



# Oregon

Kate Brown, Governor

## Department of Public Safety Standards and Training

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**DATE:** February 3, 2017

**TO:** Senate Judiciary Committee  
Floyd Prozanski, Chair  
Kim Thatcher, Vice-Chair  
Michael Dembrow  
Dennis Linthicum  
James Manning Jr.

**FROM:** Linsay Hale, Professional Standards Division Director

**SUBJECT:** Senate Bill 39

**Summary:** This bill has been filed on behalf of the Board on Public Safety Standards and Training (Board), in consultation with the Private Security/Investigator Policy Committee and its Armed Private Security Subcommittee. Current Oregon Administrative Rule requires that armed private security professionals successfully complete refresher training annually. This training includes armed classroom training, a written exam, a safe gun handling test and a marksmanship qualification.

Since 2013, an average of 32% of armed private security providers failed to report the timely completion of their annual refresher training. Under current law, the Board has adopted rules that require the Department of Public Safety Standards and Training (DPSST) begin revocation proceedings against the certification or license of any private security provider who fails to meet the minimum training requirements. However, the Board lacks the authority to require DPSST take immediate action to prevent these individuals from possessing or having access to firearms while providing private security services until proper training is completed.

Given the potential implications of not completing the annual training and the potential risk to the health and safety of the public, the Board is seeking the authority to take immediate action against the individuals who don't complete the annual training requirement by suspending their armed private security certification, thus prohibiting them from providing armed private security services until the training requirement is satisfied.

**Effect of SB 39 on the DPSST:** ORS 181A.870 grants the Board the authority to establish standards for issuing, denying, renewing, and revoking a private security provider's certificate or license. SB 39 amends this statute by adding the authority for the Board to establish standards for suspensions of private security certification or licensure. Upon passage of this bill, it is expected that the Board would adopt administrative rules that would clearly define the circumstances that would lead to suspension of certification or licensure. Because the DPSST's Private Security regulation program is already structured to handle compliance issues, this change is not expected to have a substantive fiscal impact.