

AMENDED IN SENATE JULY 15, 1995  
AMENDED IN ASSEMBLY MAY 17, 1995

CALIFORNIA LEGISLATURE—1995–96 REGULAR SESSION

**ASSEMBLY BILL**

**No. 1270**

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**Introduced by Assembly Member McPherson**

February 23, 1995

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An act to amend Sections 7593, 7598.4, and 7599.36 of the Business and Professions Code, relating to alarm companies.

LEGISLATIVE COUNSEL'S DIGEST

AB 1270, as amended, McPherson. Alarm company operators: alarm agents: applications.

Under existing law, alarm company operators must file a written application for a license containing specified information, including the name of the applicant, and the location of the address for which the license is sought. In addition, within 3 working days after commencing employment, any employee performing the function of alarm agent, who is not registered with the Bureau of Security and Investigative Services is required to submit an application for registration, and his or her fingerprints.

This bill would provide that ~~the name and address of an applicant~~ *information on the application* for an alarm company operator's license and ~~the name, address, and other employee records of an applicant~~ *alarm agent's application* for registration with the bureau as ~~an alarm agent shall not be released for commercial purposes~~ *are confidential under the*

*Information Practices Act, and shall not be released to the public, except as specified.* The bill would also provide that these restrictions shall not preclude release of information to the public regarding the status of an operator’s license or ~~agent’s registration~~ *the status of a registrant* or the release of information to law enforcement or other governmental agencies for other authorized purposes.

Under existing law, a licensed alarm company operator is required to maintain a file or record of specified information on employees, available to the bureau, as specified. Existing law prohibits the bureau and the Department of Consumer Affairs from releasing that employee information to any persons other than governmental agencies, as specified.

This bill would delete that prohibition.

Vote: majority. Appropriation: no. Fiscal committee: no. State-mandated local program: no.

*The people of the State of California do enact as follows:*

1 SECTION 1. Section 7593 of the Business and  
 2 Professions Code is amended to read:  
 3 7593. An application for an alarm company operator  
 4 license shall be made in writing to, and filed with, the  
 5 chief in the form that may be required by the director and  
 6 shall be accompanied by the original license fee  
 7 prescribed by this chapter. The chief may require the  
 8 submission of any other relevant information, evidence,  
 9 statements, or documents.  
 10 Every application for an alarm company operator  
 11 license shall state, among other things that may be  
 12 required, the name of the applicant with the name under  
 13 which the applicant will do business, and the location by  
 14 street and number, and city of the office of the business  
 15 for which the license is sought. ~~The name and address of~~  
 16 ~~an applicant shall not be released for commercial~~  
 17 ~~purposes.~~ *All information obtained on the application*  
 18 *shall be confidential pursuant to the Information*  
 19 *Practices Act of 1977 (Chapter 1 (commencing with*  
 20 *Section 1798) of Title 1.8 of Part 4 of Division 3 of the Civil*  
 21 *Code) and shall not be released to the public except for*



1 *the registrant's full name, the employer's name and*  
2 *address, and the registration number.* Nothing in this  
3 section shall preclude the release of information to the  
4 public regarding the status of an operator's license, or the  
5 release of information to law enforcement agencies or  
6 other governmental agencies for other authorized  
7 purposes.

8 No license shall be issued in any fictitious name which  
9 may be confused with or which is similar to any federal,  
10 state, county, or municipal governmental function or  
11 agency or to any law enforcement agency, or in any name  
12 which may tend to describe any business function or  
13 enterprise not actually engaged in by the applicant.

14 SEC. 2. Section 7598.4 of the Business and Professions  
15 Code is amended to read:

16 7598.4. Within three working days after commencing  
17 employment, any employee performing the function of  
18 alarm agent, who is not currently registered with the  
19 bureau, shall submit to the bureau a completed  
20 application for registration, two classifiable fingerprint  
21 cards, and the appropriate registration fee. ~~The name and~~  
22 ~~address of an applicant and other employee records shall~~  
23 ~~not be released for commercial purposes.~~ *All information*  
24 *obtained on the application shall be confidential pursuant*  
25 *to the Information Practices Act of 1977 (Chapter 1*  
26 *commencing with Section 1798) of Title 1.8 of Part 4 of*  
27 *Division 3 of the Civil Code) and shall not be released to*  
28 *the public except for the registrant's full name, the*  
29 *employer's name and address, and the registration*  
30 *number.* Nothing in this section shall preclude the  
31 release of information to the public regarding the status  
32 of a registrant, or the release of information to law  
33 enforcement agencies or other governmental agencies  
34 for other authorized purposes.

35 No application is required to be submitted if the  
36 employee terminated employment within the three  
37 working days. "Within three working days" means 72  
38 hours from the time an employee is first compensated for  
39 alarm agent services by a licensee.



1 SEC. 3. Section 7599.36 of the Business and  
2 Professions Code is amended to read:  
3 7599.36. Each licensee shall maintain a file or record  
4 containing the name, address, commencing date of  
5 employment, and position of each employee, and the date  
6 of termination. Those files and records shall be retained  
7 during the time of employment and for a period of not less  
8 than two years thereafter, and, together with usual  
9 payroll records, shall be available for inspection by the  
10 bureau, and copies thereof and information pertaining  
11 thereto or contained therein shall be submitted to the  
12 bureau upon written request. A violation concerning the  
13 maintenance of the files or records may result in a fine of  
14 twenty-five dollars (\$25) for each violation.  
15 A failure of a licensee to respond to the bureau's request  
16 to forward copies of the files or records and information  
17 pertaining thereto or contained therein within 30 days of  
18 the bureau's request may result in a fine of twenty-five  
19 dollars (\$25) and ten dollars (\$10) for each additional day  
20 that elapses following the 30th day.

