

FIRST REGULAR SESSION

SENATE BILL NO. 408

98TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR LIBLA.

Read 1st time February 5, 2015, and ordered printed.

ADRIANE D. CROUSE, Secretary.

1790S.02I

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Section A. Section 590.750, RSMo, is repealed and one new section
2 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
2 to regulate and license all corporate security advisors. **Licensed corporate**
3 **security advisors who are not also commissioned by the department**
4 **shall not have the power of arrest for violations of the criminal code,**
5 **except as otherwise provided by law.**

6 2. The director shall have the sole authority to commission
7 corporate security advisors. No person shall hold a commission as a
8 corporate security advisor without a valid peace officer license. The
9 director shall commission corporate security advisors as he or she
10 deems appropriate, taking into consideration the education, training,
11 and experience of each individual in relation to the powers of peace
12 officers and the limitations on the powers of peace officers in regard
13 to the constitutional rights of citizens to be secure in their persons and
14 property. Each individual licensed and commissioned by the
15 department shall be issued a commission by the director of the
16 department and before entering into the performance of his or her
17 duties shall subscribe before the clerk of a circuit court of this state an
18 oath, in the form prescribed by article VII, section 11 of the
19 Constitution of Missouri, to support the constitution and laws of the

EXPLANATION—Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.

20 **United States and this state; to faithfully demean himself or herself in**
21 **the office; and to faithfully perform the duties of the office. The**
22 **executed oath of office, along with a copy of the individual's**
23 **commission, shall be filed with the director until the commission is**
24 **terminated or revoked.**

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

29 **[2.] 4. The department shall establish a minimum amount of**
30 **liability insurance to be provided by the prospective or current**
31 **employer of the corporate security advisor, and require the employer**
32 **to provide a statement that the corporate security advisor will be**
33 **included in the policy as a named insured.**

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

36 **[3.] 6.** The director may promulgate rules to implement the provisions of
37 this section under chapter 536 and section 590.190.

38 **[4.] 7.** Any corporate security advisor licensed as of February 1, 2014
39 shall not be required to apply for a new license from the department until the
40 advisor's license expires or is otherwise revoked.

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

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