



30 (i) shall meet with the division and the board and demonstrate that the applicant and  
31 the qualifying agent meet the requirements of this section;

32 (ii) is a resident of the state and is a corporate officer or owner of the applicant;

33 (iii) exercises material day-to-day authority in the conduct of the applicant's business  
34 by making substantive technical and administrative decisions and whose primary employment  
35 is with the applicant;

36 (iv) is not concurrently acting as a qualifying agent or employee of another armored car  
37 company or contract security company and is not engaged in any other employment on a  
38 regular basis;

39 (v) is not involved in any activity that would conflict with the qualifying agent's duties  
40 and responsibilities under this chapter to ensure that the qualifying agent's and the applicant's  
41 performance under this chapter does not jeopardize the health or safety of the general public;

42 (vi) is not an employee of a government agency;

43 (vii) passes an examination component established by rule by the division in  
44 collaboration with the board; and

45 (viii) (A) demonstrates 6,000 hours of compensated experience as a manager,  
46 supervisor, or administrator of an armored car company or a contract security company; or

47 (B) demonstrates 6,000 hours of supervisory experience acceptable to the division in  
48 collaboration with the board with a federal, United States military, state, county, or municipal  
49 law enforcement agency;

50 (d) if a corporation, provide:

51 (i) the names, addresses, dates of birth, and social security numbers of all corporate  
52 officers, directors, and those responsible management personnel employed within the state or  
53 having direct responsibility for managing operations of the applicant within the state; and

54 (ii) the names, addresses, dates of birth, and social security numbers, of all  
55 shareholders owning 5% or more of the outstanding shares of the corporation, unless waived by  
56 the division if the stock is publicly listed and traded;

57 (e) if a limited liability company, provide:

58 (i) the names, addresses, dates of birth, and social security numbers of all company  
59 officers, and those responsible management personnel employed within the state or having  
60 direct responsibility for managing operations of the applicant within the state; and

61 (ii) the names, addresses, dates of birth, and social security numbers of all individuals  
62 owning 5% or more of the equity of the company;

63 (f) if a partnership, provide the names, addresses, dates of birth, and social security  
64 numbers of all general partners, and those responsible management personnel employed within  
65 the state or having direct responsibility for managing operations of the applicant within the  
66 state;

67 (g) if a proprietorship, provide the names, addresses, dates of birth, and social security  
68 numbers of the proprietor, and those responsible management personnel employed within the  
69 state or having direct responsibility for managing operations of the applicant within the state;

70 (h) have good moral character in that officers, directors, shareholders described in  
71 Subsection (1)(d)(ii), partners, proprietors, and responsible management personnel have not  
72 been convicted of:

73 (i) a felony;

74 (ii) a misdemeanor involving moral turpitude; or

75 (iii) a crime that when considered with the duties and responsibilities of a contract  
76 security company or an armored car company by the division and the board indicates that the  
77 best interests of the public are not served by granting the applicant a license;

78 (i) document that none of the applicant's officers, directors, shareholders described in  
79 Subsection (1)(d)(ii), partners, proprietors, and responsible management personnel:

80 (i) have been declared by a court of competent jurisdiction incompetent by reason of  
81 mental defect or disease and not been restored; and

82 (ii) currently suffer from habitual drunkenness or from drug addiction or dependence;

83 (j) file and maintain with the division evidence of:

84 (i) comprehensive general liability insurance in a form and in amounts established by  
85 rule by the division in collaboration with the board;

- 86           (ii) workers' compensation insurance that covers employees of the applicant in  
87 accordance with applicable Utah law;
- 88           (iii) registration with the Division of Corporations and Commercial Code; and  
89           (iv) registration as required by applicable law with the:
- 90           (A) Unemployment Insurance Division in the Department of Workforce Services, for  
91 purposes of Title 35A, Chapter 4, Employment Security Act;
- 92           (B) State Tax Commission; and  
93           (C) Internal Revenue Service; and
- 94           (k) meet with the division and board if requested by the division or board.
- 95           (2) Each applicant for licensure as an armed private security officer shall:
- 96           (a) submit an application in a form prescribed by the division;
- 97           (b) pay a fee determined by the department under Section [63J-1-504](#);
- 98           (c) have good moral character in that the applicant has not been convicted of:
- 99           (i) a felony;
- 100           (ii) a misdemeanor involving moral turpitude; or
- 101           (iii) a crime that when considered with the duties and responsibilities of an armed  
102 private security officer by the division and the board indicates that the best interests of the  
103 public are not served by granting the applicant a license;
- 104           (d) not be prohibited from possession of a firearm or ammunition under 18 U.S.C. Sec.  
105 922(g);
- 106           (e) not have been declared incompetent by a court of competent jurisdiction by reason  
107 of mental defect or disease and not been restored;
- 108           (f) not be currently suffering from habitual drunkenness or from drug addiction or  
109 dependence;
- 110           (g) successfully complete basic education and training requirements established by rule  
111 by the division in collaboration with the board, which shall include ~~[24]~~ a minimum of eight  
112 hours of classroom or online curriculum;
- 113           (h) successfully complete firearms training requirements established by rule by the

114 division in collaboration with the board, which shall include a minimum of 12 hours of  
115 training;

116 (i) pass the examination requirement established by rule by the division in  
117 collaboration with the board; and

118 (j) meet with the division and board if requested by the division or the board.

119 (3) Each applicant for licensure as an unarmed private security officer shall:

120 (a) submit an application in a form prescribed by the division;

121 (b) pay a fee determined by the department under Section 63J-1-504;

122 (c) have good moral character in that the applicant has not been convicted of:

123 (i) a felony;

124 (ii) a misdemeanor involving moral turpitude; or

125 (iii) a crime that when considered with the duties and responsibilities of an unarmed  
126 private security officer by the division and the board indicates that the best interests of the  
127 public are not served by granting the applicant a license;

128 (d) not have been declared incompetent by a court of competent jurisdiction by reason  
129 of mental defect or disease and not been restored;

130 (e) not be currently suffering from habitual drunkenness or from drug addiction or  
131 dependence;

132 (f) successfully complete basic education and training requirements established by rule  
133 by the division in collaboration with the board, which shall include ~~[24]~~ a minimum of eight  
134 hours of classroom or online curriculum;

135 (g) pass the examination requirement established by rule by the division in  
136 collaboration with the board; and

137 (h) meet with the division and board if requested by the division or board.

138 (4) Each applicant for licensure as an armored car security officer shall:

139 (a) submit an application in a form prescribed by the division;

140 (b) pay a fee determined by the department under Section 63J-1-504;

141 (c) have good moral character in that the applicant has not been convicted of:

- 142 (i) a felony;
  - 143 (ii) a misdemeanor involving moral turpitude; or
  - 144 (iii) a crime that when considered with the duties and responsibilities of an armored car  
145 security officer by the division and the board indicates that the best interests of the public are  
146 not served by granting the applicant a license;
  - 147 (d) not be prohibited from possession of a firearm or ammunition under 18 U.S.C. Sec.  
148 922(g);
  - 149 (e) not have been declared incompetent by a court of competent jurisdiction by reason  
150 of mental defect or disease and not been restored;
  - 151 (f) not be currently suffering from habitual drunkenness or from drug addiction or  
152 dependence;
  - 153 (g) successfully complete basic education and training requirements established by rule  
154 by the division in collaboration with the board;
  - 155 (h) successfully complete firearms training requirements established by rule by the  
156 division in collaboration with the board;
  - 157 (i) pass the examination requirements established by rule by the division in  
158 collaboration with the board; and
  - 159 (j) meet with the division and board if requested by the division or the board.
- 160 (5) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the  
161 division may make a rule establishing when the division shall request a Federal Bureau of  
162 Investigation records' review for an applicant.
- 163 (6) To determine if an applicant meets the qualifications of Subsections (1)(h), (2)(c),  
164 (3)(c), and (4)(c), the division shall provide an appropriate number of copies of fingerprint  
165 cards to the Department of Public Safety with the division's request to:
- 166 (a) conduct a search of records of the Department of Public Safety for criminal history  
167 information relating to each applicant for licensure under this chapter and each applicant's  
168 officers, directors, shareholders described in Subsection (1)(d)(ii), partners, proprietors, and  
169 responsible management personnel; and

170 (b) forward to the Federal Bureau of Investigation a fingerprint card of each applicant  
171 requiring a check of records of the FBI for criminal history information under this section.

172 (7) The Department of Public Safety shall send the division:

173 (a) a written record of criminal history, or certification of no criminal history record, as  
174 contained in the records of the Department of Public Safety in a timely manner after receipt of  
175 a fingerprint card from the division and a request for review of Department of Public Safety  
176 records; and

177 (b) the results of the FBI review concerning an applicant in a timely manner after  
178 receipt of information from the FBI.

179 (8) (a) The division shall charge each applicant a fee, in accordance with Section  
180 [63J-1-504](#), equal to the cost of performing the records reviews under this section.

181 (b) The division shall pay the Department of Public Safety the costs of all records  
182 reviews, and the Department of Public Safety shall pay the FBI the costs of records reviews  
183 under this chapter.

184 (9) The division shall use or disseminate the information it obtains from the reviews of  
185 criminal history records of the Department of Public Safety and the FBI only to determine if an  
186 applicant for licensure under this chapter is qualified for licensure.