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**Rules of**  
**Boards of Police Commissioners**  
**Division 10—Kansas City Board**  
**of Police Commissioners**  
**Chapter 2—Private Security**

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## Title 17—BOARDS OF POLICE COMMISSIONERS

### Division 10—Kansas City Board of Police Commissioners

#### Chapter 2—Private Security

#### 17 CSR 10-2.010 Regulation and Licensing In General

*PURPOSE: Under the provisions of sections 84.420 and 84.720 of the Revised Statutes of Missouri, the Board of Police Commissioners of Kansas City, Missouri (board) has the authority and duty to regulate and license all private security personnel, serving or acting as such within Kansas City, Missouri (city). This rule establishes procedures, testing requirements and license fees for those persons required to be licensed.*

(1) Board shall have the power and duty to enforce the provisions of these rules and upon complaint of any person or on its own initiative, to investigate violations, or to investigate the business, business practices or business method of any person, firm, company, partnership, corporation or political subdivision applying for or holding a license for providing private security services if, in the opinion of board, the investigation is warranted. Each entity or individual applicant shall be obligated to supply the information, books, papers or records as reasonably may be required concerning proposed business practices or methods. Failure to comply with any reasonable request of board shall be grounds for denying an application for a license or for revoking, suspending or failing to renew a license issued under these rules. Those licensed must maintain the records that board requires which include, but are not limited to, employment records, time records and assignment records along with records required to be kept by federal and state law.

(2) Any license granted under section 84.720 of the *Revised Statutes of Missouri* shall constitute a privilege to do business and shall not invest the one licensed with any contractual interest, inherent right or property interest.

(3) Those licensed to perform private security services have police powers limited to the property which they have been lawfully assigned to protect. With the exception of those licensed as airport police, those licensed under these provisions have no authority to enforce ordinances, statutes or rules on the public streets of city or at any location other than on the property they have been assigned to protect.

(4) Private security licenses are required for each of the following:

(A) Any individual providing private security services within city whether for a licensed private security business or otherwise;

(B) Any firm, company, partnership or corporation that provides private security services; and

(C) Any political subdivision, sole proprietorship, firm, company, partnership or corporation that employs personnel to provide private security service.

(5) No license is required for any peace officer authorized to exercise police powers in Kansas City, Missouri.

(6) Board shall perform its functions under statute and under these regulations through the Private Officers Licensing Section (POLS) of the Kansas City, Missouri Police Department (Department).

*AUTHORITY: section 84.720, RSMo 1994.\* Original rule filed Dec. 5, 1979, effective March 17, 1980. Amended: Filed May 3, 1988, effective Sept. 29, 1988. Rescinded and readopted: Filed May 28, 1993, effective Jan. 31, 1994. Rescinded and readopted: Filed Dec. 15, 1999, effective Aug. 30, 2000.*

*\*Original authority: 84.720, RSMo 1939, amended 1943, 1993.*

#### 17 CSR 10-2.020 Application for a License

*PURPOSE: In order to promote and protect the public welfare, board shall investigate the background, qualifications and ability of all applicants. Application forms provided by board shall be used by all applicants.*

(1) All individual applicants are required to complete an “Employers Application for Employment of Private Security ‘Intent to Hire Form’” (Form 5409 P.D.). All firms, companies, partnerships, corporation, sole proprietorships and political subdivisions to be licensed under the provisions of section (5) below shall complete “Application for Company License” (Form 5486 P.D.).

(2) Board shall conduct a background investigation of each applicant, including investigations required by section 84.720 of the *Revised Statutes of Missouri*.

(3) Each applicant shall submit to photographing and fingerprinting and shall provide proof of identity by submitting with the application, a photo identification card, original

Social Security card, proof of citizenship, Military DD214, name change documentation or other equivalent identification.

(4) Each applicant shall provide any additional information required by board to conduct its investigation and shall comply with all requests of board in the conduct of its investigation for a license under these rules.

(5) Firms, companies, partnerships, corporations, sole proprietorships or political subdivisions engaging in the business of providing private security services or firms, companies, partnerships, corporations, sole proprietorships or political subdivisions that employ other individuals to perform private security services shall be licensed in addition to any individual license required under these rules. Any license granted under this section shall be designated “company license.” All licensed companies are required to annually pay a company fee by December 31 of each year and are required to comply with the terms of this regulation and all federal, state and local laws. Failure to pay such fee will result in the suspension of the company license. In the absence of the annual company license, all licenses granted to employees or agents of that company are automatically suspended.

(6) Before being licensed under these rules, individual and company applicants shall file with board a certificate of liability insurance in the amount of one (1) million dollars or the equivalent, naming board as an additional insured and certificate holder and protecting board from liability judgments, suits and claims, including, but not limited to, suits for bodily injury, personal injury, including false arrest, libel, slander, invasion of privacy and property damage arising out of the licensing of individuals and entities providing private security services. The insurance must be written by a company approved by the Missouri superintendent of insurance and approved by board with respect to its form, manner of execution and sufficiency, provided further however, before a license is issued to a nonresident, the applicant must file with the Missouri secretary of state a written consent for jurisdiction of the courts of Missouri, and any case(s) arising from any contract for performance of private security services made within city are to be performed wholly or in part, in the city or in any way connected with the business within the city or occurring in connection with the business of the one licensed within the city. Any company licensed must provide the insurance specified and cover all employees, provided however,

that in the event a suit is filed or claim is made involving board, the company shall immediately notify board at which time the licensee may be required to furnish additional insurance. Failure of a licensee to maintain insurance is grounds for revocation. In the absence of adequate insurance, all licenses granted to employees or agents of that company are automatically suspended. Equivalent shall mean a bond in like amount or a certificate of self-insurance by a company with audited net worth of five (5) million dollars. Each certificate of insurance must stipulate coverage for armed/unarmed personnel as appropriate.

(7) When, in the opinion of board, an applicant has fulfilled the requirements of these rules, board may issue the applicant a license to provide private security services.

(8) All those licensed under these rules shall immediately notify board in writing of any change of address or employment; a company shall notify board in writing of the termination of employment of any person listed on the company application or any licensed employee.

(9) Licenses, issued under these rules, are not transferable or assignable and shall be returned to board upon termination of employment or by the licensee upon his/her ceasing to operate or perform as a licensee. If the license is lost or stolen, the license holder shall immediately notify board and provide a lost card affidavit signed by a company representative. Any person licensed under these rules may hold a maximum of three (3) licenses. All employing companies must provide written consent for dual or multiple licenses.

(10) All those licensed may be requested to furnish a description of all vehicles to be used in the course of their business, including state license numbers, vehicle identification numbers, and provide proof of adequate automobile liability insurance coverage in accordance with the requirements established by the state of Missouri. Use of any sign, signal or other device contrary to the ordinance of the city, or which is similar in appearance to those used by the department is prohibited and may be grounds for suspension or revocation of a license. No private security company or individual is authorized to operate any emergency vehicle as that term is defined by state law or city ordinance without the prior approval of board.

*AUTHORITY: section 84.720, RSMo 1994.\* Original rule filed Dec. 5, 1979, effective*

*March 17, 1980. Rescinded and readopted: Filed May 28, 1993, effective Jan. 31, 1994. Rescinded and readopted: Filed Dec. 15, 1999, effective Aug. 30, 2000.*

*\*Original authority: 84.720, RSMo 1939, amended 1943, 1993.*

**17 CSR 10-2.030 Classification of Licenses**

*PURPOSE: This rule establishes minimum qualification standards and classification of licenses related to specific private security services provided.*

(1) Individual licenses to private security services granted pursuant to this chapter shall be classified as either Class A licenses or Class B licenses, and shall be issued pursuant to the authority conveyed upon the licensee.

(A) Class A licensees shall have the authority to detain or apprehend suspects either committing felonies, misdemeanors or city ordinance violations in the presence of the licensee or during the attempt to commit the same or upon probable cause to believe an offense was committed; provided, however, the authority is limited to the property the licensee is hired to protect during the hours s/he is hired to protect said property and is not to extend to the public streets of city with the exception of suspects fleeing from private property. In that case, the authority shall extend to the public streets so long as there is hot pursuit and the suspect has not attempted escape in a vehicle and further excepting airport police officers whose authority is set forth in this rule. Class A licenses may be further classified pursuant to the following titles, designations and authorities:

1. Loss prevention agent—One who is unarmed, nonuniformed and is responsible to observe, investigate, apprehend and prosecute shoplifters, fraud checks, internal thefts and the like. This individual is employed to prevent theft by unobtrusive, alert skills;

2. Patrol agent—Armed or unarmed, uniformed position delegated all the responsibility of a guard with the authority to react to illegal action by apprehension or detention. Persons, such as bank guards and hospital security, are normally assigned to a particular designated post to protect persons and property. This individual may also be responsible for proactive, aggressive policing of the property they are hired to protect. These responsibilities include foot patrol, response to alarms, self-initiated activity such as car and pedestrian checks on designated private property, investigations, apprehension or detention of suspects and assisting in prosecution;

3. Private investigators—An armed or unarmed nonuniformed position responsible for proactive, aggressive investigations of all illegal activities which impact the person or property they are hired to protect. The qualification for this classification is set out in 17 CSR 10-2.050(1)(C);

4. Airport police—Armed and uniformed position responsible for patrolling the areas in and around the Kansas City International Airport. Airport police personnel shall be required to have a Class A license. Officers with licenses pursuant to this subclassification have the following authority, in addition to those created by the Class A license: The Class A license that has the airport police designation shall have authority to enforce city ordinance and state statute violations upon the public streets of city, but only upon the streets within the boundaries of the Kansas City International Airport and the Kansas City Downtown Airport. The Class A license that has the designation unarmed “traffic control officer” shall have the authority to control traffic and issue citations for parking violations.

5. Duly qualified and licensed members and employees of the Federal Protective Service of the General Services Administration (GSA) shall have police authority to enforce city traffic laws on GSA property. This shall not include any authority to detain or apprehend except as provided by federal law and except as necessary to protect against bodily injury or death of the licensee or others.

(B) Class B licenses shall not grant the authority for the licensees to detain or apprehend suspects. An applicant shall designate the particular subclassification listed in this subsection when applying for a Class B license. An applicant must make a separate application when applying for a Class B license designating more than one (1) subclassification of authority. The license identification issued by board shall designate which subcategory of a Class B license has been granted.

1. Guard—A guard is an unarmed uniformed position with primary responsibilities being to watch and report on/or in a specific premises or designated area, to escort or guide, to control crowds, give directions, control access for the purposes of offering assistance for the safety of others. The guard has no authority to detain or apprehend a person suspected of committing a crime.

2. Armed courier—An armed, uniformed position primarily responsible for the protection and transport of money and other valuables from one (1) designated area to another. This licensee has the authority to

conduct private security services on the public streets of city, but this authority is limited to protecting property from activities which would impact the property protected. The courier must meet the qualifications relating to authority to carry a firearm, as referred to elsewhere in this chapter.

3. Special event—A special category Class B license may be granted for single date events. The license may require only criminal records checks and certification by the applicant that s/he understands the limits of his/her authority.

4. Private investigator—An armed or unarmed nonuniformed position responsible for proactive, aggressive investigations of all illegal activities which impact the person or property they are hired to protect. The qualification for this classification is set out in Title 17 CSR 10-2.050(1)(C).

*AUTHORITY: section 84.720, RSMo 1994. \* Original rule filed Dec. 5, 1979, effective March 17, 1980. Amended: Filed May 3, 1988, effective Sept. 29, 1988. Rescinded and readopted: Filed May 28, 1993, effective Jan. 31, 1994. Rescinded and readopted: Filed Dec. 15, 1999, effective Aug. 30, 2000.*

*\*Original authority: 84.720, RSMo 1939, amended 1943, 1993.*

### 17 CSR 10-2.040 Application Forms and Licensing Fees

*PURPOSE: Board, in order to administer its responsibilities in the area of regulation and licensing of private security personnel, shall establish a schedule of licensing fees and list of approved forms.*

- (1) The fees for licensing, renewing, transferring, etc., are as follows:
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|---|----------|
| (A) Annual Agency License                   | \$250.00 |
| (B) Class A—Armed License                   | \$125.00 |
| (C) Class A—Armed License—<br>Renewal Fee   | \$ 70.00 |
| (D) Class A—Unarmed License                 | \$ 70.00 |
| (E) Class A—Unarmed License—<br>Renewal Fee | \$ 50.00 |
| (F) Class B—Armed License                   | \$125.00 |
| (G) Class B—Armed License—<br>Renewal Fee   | \$ 70.00 |
| (H) Class B—Unarmed License                 | \$ 70.00 |
| (I) Class B—Unarmed License—<br>Renewal Fee | \$ 50.00 |
| (J) Replacement of Lost/Stolen<br>License   | \$ 50.00 |
| (K) Dual License                            | \$ 50.00 |
| (L) Change of Company Name                  | \$ 50.00 |
| (M) License Upgrade                         | \$ 50.00 |

- |   |          |
|---|----------|
| (N) Rescheduling Fee—<br>(test failure, fail to qualify<br>or attend range) | \$ 50.00 |
| (O) Weapon Change   | \$ 50.00 |
| (P) License Transfer  | \$ 25.00 |
| (Q) Copy Fee  | \$ 5.00  |

(2) Only cash or company checks are accepted in payment of fees.

(3) Board will provide forms for applicants to use.

(A) Form 5001 P.D., “Information for Private Security Personnel,” provides basic information to private security personnel which includes the source of board’s authority to license private security personnel; information on the classifications of licenses; the duties and authority of the various license classifications; information concerning firearms qualification; and scheduling and directions to the police pistol range.

(B) Form 5297 P.D., “Instructions for Licensing a Company to Employ Private Security Personnel,” provides instructions for licensing a company to employ private security personnel which includes instructions concerning the required certificate of liability insurance; required documents; fee required; background check information; lists the private officer license classifications; procedures for monthly invoices; and information concerning the required examination and firearms qualification.

(C) Form 5391 P.D., “Instructions for Handling Renewal Sheets,” is the instruction form dealing with monthly renewal sheets. It includes list of fees and directions on how to complete and where to send completed renewal sheets.

(D) Form 5409 P.D. is the “Employer’s Application for Employment of Private Security ‘Intent to Hire.’” This is the basic application form for individual licensees which requests the following information: name of business, address and telephone number; the individual applicant’s name, address and telephone number, date of birth and Social Security number; the type of license being applied for; and if armed, the make, model, caliber and serial number of the firearm the applicant intends to carry. The form must be signed by both the individual applicant and an authorized company representative. The signatures must be notarized.

(E) Form 5486 P.D. is the “Application for Company License.” This form is the basic application form for companies wishing to regularly work or employ persons to engage in private security or investigative businesses in the City of Kansas City, Missouri. It

requires the following information: the agency’s trade name; the agency’s legal name, its address, its mailing address and business phone; the principal name of the company and home office address and telephone; whether the agency is using a fictitious name and whether that name is registered with the Missouri secretary of state; whether the business is a corporation registered in a state other than Missouri but doing business in Missouri; a copy of the agency’s registration in Missouri and certificate of good standing from the Missouri secretary of state if appropriate; a description of the agency; information concerning whether a license issued by any governmental entity to the company has ever been denied, suspended or revoked; a description of the uniform along with a photograph and patch to be worn by the company’s personnel; the approximate number of persons to be licensed; a list of all company-owned firearms; a list of the names, addresses and capacities of each of the owners, partners, officers, directors and associates of the agency; a list of the agency’s contact persons who are authorized to sign and do business with board; information and proof that the persons listed in the application are U.S. citizens; and the agency’s federal employment identification number (E.I.N.).

(F) Form 5715 P.D. is the “Verification of Firearms Training” form. This form requires an individual and his/her instructor to certify that the applicant has been trained in the use of the firearm the applicant intends to carry on duty. Information concerning what the training must include appears on the form. The form must be signed by the instructor and the instructor’s company must be listed.

(G) Form 5636 P.D. is the “Weapons Discharge Report.” This form is designed to report information whenever a private officer discharges his/her firearm. Information which must be provided on the form includes: the name of the licensee and date the license expires; the licensee’s weapon make, model and serial number; the location of the incident; the time of the incident; the name of the licensee’s supervisor and the time they were notified of the discharge; whether the licensee was on-duty and in uniform; whether any fatalities or injuries resulted from the discharge; whether the shooting was accidental or intentional; the Kansas City, Missouri Police Department’s case report number in connection with the incident; a narrative description of what transpired; the signature of the licensee along with the licensee’s date of birth; and the signature of the company representative along with the company name and address.



(H) Form 253 P.D. is the department's fingerprint card upon which the applicant's fingerprints will be taken. A separate card provided by the Federal Bureau of Investigation is also used to provide the applicant's fingerprints to the Missouri State Highway Patrol. Form 180 P.D. is a "Fingerprint Request" form which is directed to the Identification Unit of the Kansas City, Missouri Police Department and used in order to request that an applicant's fingerprints be taken. The applicant's full name and the position they are requesting appears on the form along with the name, and serial number of the person issuing the request for fingerprints.

(I) Form 5707 P.D. is a "Temporary License Extension" form. It requests the date, the name of the licensee, their date of birth and their employer's name. This form provides a temporary license to those who have not yet attended their scheduled firearms qualification date.

*AUTHORITY: section 84.720, RSMo 1994. \* Original rule filed Dec. 5, 1979, effective March 17, 1980. Amended: Filed May 3, 1988, effective Sept. 29, 1988. Rescinded and readopted: Filed May 28, 1993, effective Jan. 31, 1994. Rescinded and readopted: Filed Dec. 15, 1999, effective Aug. 30, 2000.*

*\*Original authority: 84.720, RSMo 1939, amended 1943, 1993.*

**17 CSR 10-2.050 Testing Requirements and Qualification Standards**

*PURPOSE: In accordance with generally recognized policing standards, board has established testing requirements for those seeking individual licensing pursuant to these provisions, and has established qualification standards pursuant to the duties carried out by individuals providing private security services.*

(1) All applicants for licensing shall successfully pass a written examination as presented by department to potential licensees. Board establishes categories of testing that reflect responsibilities and qualifications required for the type of licensing sought by the applicant. Information for each testing phase will be available from the Private Officers Licensing Section (POLS). In order to obtain a license as an armed security person, the applicant must successfully complete the required training and successfully qualify annually with their weapon. The qualification will be equivalent to that required for department police officers. In addition, any person holding an armed license shall requalify any

time they change to a weapon of a different caliber or style (i.e., revolver to semi-automatic, .38 caliber to .40 caliber, etc.). A requalify fee will be charged anytime a weapon change is made.

(A) Applicants for Class A licensing, in addition to those topics listed in subsection (1)(B) of this rule, shall also be tested on crime and criminal liability, firearms responsibility and liability, and patrol techniques. Class A licenses issued to those requesting designation as private investigators shall also be tested on investigative techniques, the role of the investigator in police notification and illegal electronic surveillance.

(B) Applicants for Class B licensing as provided in this chapter shall be tested on detention and seizure, how to interact with the general public and public officials, the licensing process, including rules, how to react to crisis situations and liability issues.

(C) Applicants for private investigator must possess a high school diploma and one of the following: A two (2) year degree in Administration of Criminal Justice or a bachelor's degree; two (2) consecutive years prior investigative experience in law enforcement, military police or military intelligence functions; or two (2) years consecutive experience with a licensed private security agency, and be certified by that agency as to knowledge of the law and investigative techniques.

(2) A person failing to obtain a passing score as established by board may be allowed to retake the written test three (3) times. An additional fee and a new Form 5409 P.D. is required each time the test is retaken. The test may not be taken more than one time per day. An applicant shall have the right to review their test. POLS may refuse to test any person if evidence exists that there is grounds for denial of the license.

(3) As all applicants for Class A licenses are granted the authority to detain or apprehend, each applicant or his/her employer must certify to the satisfaction of board that the applicant is physically capable of being able to safely detain or apprehend suspects without the necessity of resorting to the displaying or discharging of a weapon except in self-defense or in defense of another. Board may investigate the certification and may reject the application if there is evidence that the certification is false or incorrect.

(4) Additionally, each applicant for a license under these provisions shall meet these standards—

(A) Be a citizen of the United States;

(B) Be at least twenty-one (21) years of age to hold an armed license and be at least eighteen (18) years of age to hold an unarmed license;

(C) Be able to read, write and understand the English language;

(D) Meet physical and mental standards equivalent to those required of department police officers;

(E) Be capable of understanding and performing the duties and responsibilities of a licensee;

(F) If the applicant served in the Armed Forces of the United States within ten (10) years prior to the date of application, the final discharge of the applicant from the armed forces must be honorable or general under honorable conditions;

(G) Be of good moral character by having no felony, misdemeanor or city ordinance convictions involving moral turpitude;

(H) Have no felony conviction, and in addition, for armed applicants, have no felony or misdemeanor convictions for domestic violence assault or have issued against them a full order of protection issued after a hearing by a court of competent jurisdiction;

(I) Not be on probation as the result of any federal, state or city ordinance violation except probation assessed as a result of a violation of city traffic ordinances;

(J) Not be awaiting a court date or have any trial date pending on any arrest. Such persons will be denied until such time as the case or cases have been finally adjudicated;

(K) Have no prior revocation of a security license; and

(L) Be free of any type of chemical dependency.

(5) When an applicant has successfully completed the requirements as established herein, board may issue a license. Additionally, an applicant may be denied a license for any of the following reasons:

(A) Failing to meet the standards as set out herein;

(B) Falsifying information provided to POLS to establish eligibility. Applicants who falsify documents shall be ineligible to receive a private security license and cannot reapply for at least six (6) months after the false information was submitted;

(C) Failing to provide information deemed necessary in order to establish eligibility;

(D) Providing references, employment background, or both, which indicate a poor or unsatisfactory character or work record;

(E) Providing other facts or actions which demonstrate that the applicant is unsuitable or ineligible for license; and

(F) Being terminated from or resigning under investigation or threat of discharge from the department shall make an individual ineligible for a license, but s/he may appeal to board pursuant to the appeal process contained in this chapter.

(6) Applicants and their employers, in the event of license denial, will be given a written notification. Applicants may appeal in writing to board within thirty (30) days of denial notification. The appeal should contain a brief statement responding to the reasons for denial. Board will then notify the applicant in writing of its formal decision on the matter. Applicants have no right to a hearing or presentation to board.

(7) Board reserves the right to prohibit the holder of a license from carrying any firearm.

(8) All licenses granted by board as set out herein may be temporary until the completion of the applicant's background investigation.

*AUTHORITY: section 84.720, RSMo 1994. \* Original rule filed Dec. 5, 1979, effective March 17, 1980. Amended: Filed May 3, 1988, effective Sept. 29, 1988. Rescinded and readopted: Filed May 28, 1993, effective Jan. 31, 1994. Amended: Filed April 14, 1997, effective Oct. 30, 1997. Rescinded: Filed Dec. 15, 1999, effective Aug. 30, 2000. Readopted: Filed Jan. 13, 2000, effective Aug. 30, 2000.*

*\*Original authority: 84.720, RSMo 1939, amended 1943, 1993.*

### 17 CSR 10-2.055 Firearms Regulations and Qualification

*PURPOSE: Applicants seeking licenses for positions authorized to carry approved firearms must be certified as qualified to carry those firearms pursuant to requirements as established by board herein.*

(1) A licensee is authorized to carry only firearms approved by board and only if the licensee has qualified with that firearm as set out herein. All licensees must have a completed verification of Firearms Training Form before reporting to department shooting range. The firearms approved by board are as follows: .38 caliber, double or single action pistols or solid frame revolvers (five or six shot); .357 revolvers with .38 caliber ammunition; and semi-automatics, double action only or double/single action, which are equipped with a decocker or decocker safety. This requirement limits the semi-automatics

which may be carried to .380, .40, .45, 9mm and 10mm calibers. Striker action firearms are acceptable. The department shooting range supervisor or his/her designee may deny a licensee the opportunity to qualify if, in their discretion, they believe a person or a firearm does not meet the requirements set out herein or presents a danger to others.

(2) All applicants seeking licensure for positions for which firearms may be possessed must qualify annually with the firearm(s) on an approved shooting range and under the supervision of a qualified firearms instructor. The firearms qualifications standards shall be in accordance with those established by department for its officers.

(3) An applicant must display the ability to safely and properly handle his/her approved weapon.

(4) An applicant who is determined by the range instructor to be unqualified or incapable of handling a weapon shall not be licensed.

(A) Any applicant who displays an inability to handle a weapon safely and properly will be disqualified from carrying a firearm.

(B) An applicant who does not attain the minimum scores for qualification shall be given a maximum of two (2) additional opportunities to qualify.

(5) In addition to the applicant successfully passing an approved firearms qualification test, the applicant or his/her employer must satisfy the physical certification requirements for a Class A license as established herein.

(6) Uniformed persons holding an armed license may wear their approved firearm with their uniform while at work and while traveling directly to and from work.

(7) Private officers must comply with city ordinance and state law which prohibits carrying a firearm or other weapon readily capable of lethal use into any building owned or occupied by any agency of the state government. This includes the Private Officers Licensing Section (POLs) and any other office within the building or any other building occupied by the department.

*AUTHORITY: section 84.720, RSMo 1994. \* Original rule filed May 28, 1993, effective Jan. 31, 1994. Rescinded and readopted: Filed Dec. 15, 1999, effective Aug. 30, 2000.*

*\*Original authority: 84.720, RSMo 1939, amended 1943, 1993.*

### 17 CSR 10-2.060 Regulation, Suspension and Revocation

*PURPOSE: Under section 84.720, RSMo, board shall regulate individuals providing private security services. Pursuant to this authority, board has the power to suspend or revoke any license granted by it and is obligated to furnish an appeal process for any license so affected.*

(1) Board may monitor the activities of individuals providing private security services and firms, companies, partnerships, entities or political subdivisions providing security services pursuant to these rules.

(2) All licenses shall expire one (1) year from the date of issue.

(3) A licensee must carry his/her license with him/her at all times while they are working and must produce such license immediately at the request of a police officer or person that the licensee has stopped or detained, if the licensee holds a license which allows him/her to stop and detain persons.

(4) Anyone licensed under this chapter shall advise board of the type, color and nature of uniforms to be worn during the course of duly authorized business by the licensee. No uniform identical to or bearing resemblance to any uniform used by department shall be approved. Additionally, no uniforms, badges or vehicle using the word "police" shall be approved for use.

(5) Upon application and approval by board, a license issued by any other city or state in the United States may be valid in this city provided the licensee is on temporary assignment with the employer shown on his/her license and the employer is qualified to do business in city. In the event the person holding the private security services is holding a valid license from another jurisdiction and is placed on temporary assignment in the jurisdiction, it will be the responsibility of the company to notify board in writing, giving the nature of the assignment, the licensee's full name and with whom the licensee holds the license. This may be issued on a one (1)-time annual basis and the employer must be beyond a ninety (90)-mile radius of city.

(6) Individuals providing private security services are required to file a discharge of firearms report with board whenever they discharge a firearm in the course of their occupation, other than formal firearms training.



(7) No person licensed under these provisions shall divulge to any unauthorized person or company any information or knowledge received from department or any source when the divulgence would be detrimental to effective law enforcement. Under no circumstances may any records, received from the department, whether generated by computer or otherwise, be accessed for personal use.

(8) The chief of police or his/her designee may impose a fine, order probation, order a suspension or revoke a license granted under section 84.720 of the *Revised Statutes of Missouri* pursuant to the procedures set forth in section (10) of this rule, when there exists information that the licensee or, if the licensee is an organization, any of its officers, directors, partners or associates has—

(A) Been charged with, convicted or placed on probation for any felony, any misdemeanor or city ordinance violation;

(B) Made any false statements or given false information in connection with an application for a license or a renewal or reinstatement;

(C) Violated a provision of this chapter;

(D) Acted or permitted any employee or agent to work without a license issued by board or with an expired license;

(E) Committed or permitted an employee to commit any act which is grounds for denial of an application;

(F) Used any name other than the licensed name;

(G) Committed any act in the course of business constituting dishonesty or fraud, such acts to include, but not limited to, making false statements, using illegal means to collect a debt or obligation, or the manufacturing of evidence;

(H) Been given reasonable cause to believe that it is necessary to suspend the license in order to protect the public safety and welfare; or

(I) Be the subject of a full order of protection issued after a hearing by a court of competent jurisdiction.

(9) Any fine imposed by the chief of police shall not exceed the sum of five thousand dollars (\$5,000). No suspension shall exceed ninety (90) days.

(10) When the chief of police or his/her designee determines that a license granted pursuant to section 84.720 of the *Revised Statutes of Missouri* shall be suspended or revoked, the following procedures shall apply:

(A) Notice of suspension or revocation shall be mailed to the party affected at the

address maintained in the Private Officers Licensing Section (POLS).

(B) Notice of suspension or revocation shall be signed by the chief of police or his/her designee and shall indicate—

1. The decision to suspend or revoke;

2. The reason(s);

3. Duration of the suspension, if determinable;

4. Condition of reinstatement, if any; and

5. A description of the appeal process.

(C) Upon receipt of a notice of suspension, the individual or organization affected may request a review of the action of the POLS by filing a notice of appeal, in writing, with the POLS within ten (10) business days of the dated written notification of suspension or revocation at 1328 Agnes, Kansas City, MO 64127.

(D) In the case of an appeal, the discipline initially assessed will continue in effect until and unless it is reversed or amended by board.

(E) In the event of an appeal, the case shall be submitted to board solely on the record. The record shall consist of all documentary evidence obtained by or submitted to the chief of police or POLS by the parties, any agreed upon statement of the case agreed to by all the parties and the legal briefs as might be filed by the parties or their representatives. Individuals or organizations denied a license upon application may appeal to board pursuant to this section.

(F) The chief of police or his/her designee may place a licensee on probation in lieu of revocation.

(11) When any person's position with a security agency is terminated, suspended or revoked, the license shall be surrendered to the security agency and shall be mailed or delivered to the POLS.

*AUTHORITY: section 84.720, RSMo 1994. \* Original rule filed Dec. 5, 1979, effective March 17, 1980. Amended: Filed May 3, 1988, effective Sept. 29, 1988. Rescinded and readopted: Filed May 28, 1993, effective Jan. 31, 1994. Rescinded and readopted: Filed Dec. 15, 1999, effective Aug. 30, 2000.*

*\*Original authority: 84.720, RSMo 1939, amended 1943, 1993.*