1999 ASSEMBLY BILL 779

February 22, 2000 – Introduced by Representatives GROTHMAN, KESTELL, MUSSER, BOCK, SKINDRUD and SYKORA, cosponsored by Senator ROBSON. Referred to Committee on Labor and Employment.

1 AN ACT *to renumber and amend* 440.26 (5m) (a) 2.; and *to create* 440.26 (5m) 2 (a) 2. b. of the statutes; **relating to:** eligibility requirements for private security 3 permits.

Analysis by the Legislative Reference Bureau

Under current law, certain individuals who are employed to perform private security activities, such as patrolling private property, must obtain a private security permit from the department of regulation and licensing (DORL). An individual is not eligible for such a permit if he or she has been convicted of a felony, unless he or she has been pardoned for that felony.

This bill provides that an individual who has been convicted of a felony and has not been pardoned for that felony is eligible for a private security permit if the conduct on which the felony conviction is based is no longer punishable as a felony under state law in effect at the time that the individual applies for the permit. In addition, the individual must have no other felony conviction subsequent to the conviction that is no longer punishable as a felony.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

1999 – 2000 Legislature

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SECTION 1. 440.26 (5m) (a) 2. of the statutes is renumbered 440.26 (5m) (a) 2.
 (intro.) and amended to read:

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3 440.26 (5m) (a) 2. (intro.) The individual has not been convicted in this state
4 or elsewhere of a felony, unless he or she any of the following apply:

5	a. The individual has been pardoned for that felony.
6	SECTION 2. 440.26 (5m) (a) 2. b. of the statutes is created to read:
7	440.26 (5m) (a) 2. b. The conduct on which that felony conviction is based is no
8	longer punishable as a felony under the laws of this state as of the date of the
9	individual's application for the private security permit and, subsequent to that
10	conviction, the individual has not been convicted in this state or elsewhere of another
11	felony.

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(END)