

Chapter SPS 33

PRACTICE REQUIREMENTS

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Note: Chapter RL 33 was renumbered chapter SPS 33 under s. 13.92 (4) (b) 1., Stats., Register November 2011 No. 671.

SPS 33.01 Authority. The rules in this chapter are adopted pursuant to ss. 227.11 (2) and 440.26, Stats.

History: Cr. Register, October, 1988, No. 394, eff. 11-1-88; r. and recr., Register, November, 1997, No. 503, eff. 12-1-97.

SPS 33.02 Private security persons to wear uniforms. A private security person holding a permit shall wear a uniform while on duty. A person may perform security guard services as a private security person without wearing a uniform only if the person is licensed as a private detective or is exempt by law from the requirement for a license or permit.

History: Cr. Register, October, 1988, No. 394, eff. 11-1-88.

SPS 33.025 Private security persons to carry permits. A private security person shall possess while on duty as a private security person the private security permit issued by the department and, if carrying a firearm or electric weapon, the firearms permit issued by the department if a permit is required.

History: Cr. Register, January, 2001, No. 541, eff. 2-1-01; CR 20-021: am. Register July 2021 No. 787, eff. 8-1-21.

SPS 33.03 Identification tags. A private detective agency shall furnish all employees acting as private security personnel with an identification or name tag which shall at a minimum contain the person's name, number or other information which clearly identifies the person and the agency, or the person and the entity contracting with the agency. A private detective agency shall ensure that all employees who act as private security personnel wear identification or name tags which are visible to the public at all times and comply with this rule.

History: Cr. Register, October, 1988, No. 394, eff. 11-1-88.

SPS 33.04 Agency photo identification. A licensed private detective agency shall furnish all employees acting as pri-

vate detectives with an identification which shall contain at a minimum a current full face, head and shoulders color photograph of the person, the person's name and the name and address of the agency.

History: Cr. Register, October, 1988, No. 394, eff. 11-1-88.

SPS 33.05 Badges, shields and stars prohibited. Licensed private detectives may not wear, use or display any badge, shield or star in the course of acting as a private detective.

History: Cr. Register, October, 1988, No. 394, eff. 11-1-88; am. Register, January, 2001, No. 541, eff. 2-1-01.

SPS 33.06 Contracts required. (1) Except as provided in sub. (2), a private detective agency shall enter into a written agreement with a client before providing services to the client. The agreement shall contain at least the following provisions:

- (a) The date of the agreement.
- (b) The parties to the agreement.
- (c) A description of the services to be provided by the agency.
- (d) A description of the fees required by the agency for the services to be provided.
- (e) A description of how or when the agreement will terminate or may be terminated by one or both parties.

(2) A private detective agency is not required to enter into a written agreement in any of the following circumstances:

- (a) In an emergency situation when the services of the private detective agency are required and there is no time to enter into a written contract before conducting the services.
- (b) When providing services to an attorney.
- (c) When providing services to another licensed private detective agency.
- (d) When providing services to an insurance company.

History: Cr. Register, October, 1988, No. 394, eff. 11-1-88; r. and recr., Register, November, 1997, No. 503, eff. 12-1-97; cr. (2) (d), Register, January, 2001, No. 541, eff. 2-1-01.