

State of Misconsin 1999 - 2000 LEGISLATURE

1999 ASSEMBLY BILL 918

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

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

Analysis by the Legislative Reference Bureau

Under current law, with certain exceptions, an individual may not act as a private detective unless he or she is issued a license by the department of regulation and licensing (DORL). In addition, certain individuals who are employed to perform private security activities, such as patrolling private property, must obtain a private security permit from DORL. An individual is not eligible for such a license or 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 such a license or 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 license or permit.

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

ASSEMBLY BILL 918

1	SECTION 1. 440.26 (2) (c) 2. of the statutes is amended to read:
2	440.26 (2) (c) 2. An individual who has been convicted in this state or elsewhere
3	of a felony and who has not been pardoned for that felony is not eligible for a license
4	under this section, unless the conduct on which that felony conviction is based is no
5	longer punishable as a felony under the laws of this state as of the date of the
6	application for the private detective license.
7	SECTION 2. 440.26 (5m) (a) 2. of the statutes is renumbered 440.26 (5m) (a) 2.
8	(intro.) and amended to read:
9	440.26 (5m) (a) 2. (intro.) The individual has not been convicted in this state
10	or elsewhere of a felony, unless he or she <u>any of the following apply:</u>
11	a. The individual has been pardoned for that felony.
12	SECTION 3. 440.26 (5m) (a) 2. b. of the statutes is created to read:
13	440.26 (5m) (a) 2. b. The conduct on which that felony conviction is based is no
14	longer punishable as a felony under the laws of this state as of the date of the
15	individual's application for the private security permit.
16	(END)

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