

2020 Second Extraordinary Session

SENATE BILL NO. 41

BY SENATOR JOHNS

FEES/LICENSES/PERMITS. Provides relative to provisional licenses issued by the state fire marshal. (gov sig) (Item #32)

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AN ACT

To enact R.S. 40:1664.8(I), relative to the state fire marshal; to provide for the provisional licensure of certain applicants; to provide for terms, conditions, and procedures; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 40:1664.8(I) is hereby enacted to read as follows:

§1664.8. Criminal background checks; provisional license

* * *

I. The state fire marshal may issue a provisional license to a property protection applicant for a period not to exceed sixty days from the date of issuance while verification of the applicant's criminal history is pending. The issuance of this provisional license is contingent upon the applicant's attestation that he has never been convicted of a felony, received a first-time offender pardon for a felony, or entered a plea of guilty or nolo contendere to a felony charge. Any person with a provisional license issued pursuant to this Subsection shall work under the direct supervision and accompaniment of a technician who is licensed to the same firm and holding a valid license to perform the same acts.

1 Section 2. The provisions of this Act shall become effective upon signature by the
2 governor or, if not signed by the governor, upon expiration of the time for bills to become
3 law without signature by the governor, as provide by Article III, Section 18 of the
4 Constitution of Louisiana. If vetoed by the governor and subsequently approved by the
5 legislature, the provisions of this Act shall become effective on the day following such
6 approval.

The original instrument and the following digest, which constitutes no part
of the legislative instrument, were prepared by Beth O'Quin.

DIGEST

SB 41 Original

2020 Second Extraordinary Session

Johns

Present law provides relative to the Life Safety and Property Protection Act.

Present law provides for the licensure and regulation of a person or firm engaged in life safety and property protection contracting by the state fire marshal.

Present law provides for criminal background checks on persons applying for a property protection license.

Proposed law retains present law and authorizes the state fire marshal to issue a provisional license to a property protection applicant for a period not to exceed 60 days from issuance while verification of their criminal history is pending. Proposed law provides that to be issued a provisional license, the applicant must attest that he has never been convicted of a felony, received a first-time offender pardon for a felony, or entered into a plea of guilty or nolo contendere to a felony charge and the work under the direct supervision and accompaniment of a technician who is licensed to the same firm and holds a valid license to perform the same acts.

Effective upon signature of the governor or lapse of time for gubernatorial action.

(Adds R.S. 40:1664.8(I))