

BSIS STAFF REPORT

November 2022

LICENSING UPDATE

LICENSING UPDATES

Starting August 2022, the Bureau will now accept BreEZe online renewals beginning 120 days from the expiration date, instead of 90 days, for the Alarm Company Employees (ACE) and Security Guard (SG) license types. The Bureau will be looking at statistics for the three months to see if this is something that is beneficial to implement for other license types. In the meantime, please help the Bureau disseminate information to the industry about being able to renew as early as 120 days prior to the license expiration for ACE and SG licensees.

Assembly Bill (AB) 830 (Flora, Chapter 376, Statutes of 2021) went into effect on July 1, 2022, and mandates all alarm applications to be submitted online. The Bureau is still receiving paper applications, however, it will be phasing out paper applications pursuant to the law in the near future. Please ensure all alarm applications are submitted online and please notify other industry members of this requirement.

The Bureau's Licensing Program continues to recommend applicants and licensees include their email address on their BreEZe account. BSIS now sends email notifications to applicants/licensees informing them when their license is issued, renewed, or eligible for renewal. Additionally, if you are not subscribed to receive the Bureau's email updates, please do so. You can subscribe to receive emails regarding website updates, public meeting notices, agendas, proposed and enacted regulations, and other general Bureau news. To join, visit bsis.ca.gov and click on "Subscribe to BSIS Email Alerts."

LICENSING POPULATION BY LICENSE TYPE THROUGH SEPTEMBER 29, 2022

			License Status
			20
			Current
License Type	License Type Long Name	Rank Short	
1201	Security Guard		
		G	304,756
	1201 Total		304,756
1202	Firearm Permit	FQ	40,663
	1202 Total		40,663
1203	Baton Permit	BAT	35,598
	1203 Total		35,598
1204	Private Patrol Operator	PPO	2,742
	1204 Total		2,742
1205	PPO Branch	PPB	400
	1205 Total		400
1206	Training Facility Firearm	TFF	338
	1206 Total		338
1207	Training Facility Baton	TFB	162
	1207 Total		162
1208	Training Facility Firearm Instructor	TIF	607
	1208 Total		607
1209	Training Facility Baton Instructor	TIB	198
	1209 Total		198
1210	Private Patrol Qualified Manager	PPQ	8,115
	1210 Total		8,115
1220	Proprietary Private Security Officer	PSO	6,807
	1220 Total		6,807
1221	Proprietary Private Security Officer Employer	PSE	606
	1221 Total		606
1230	Alarm Company Employee	ACE	15,624
	1230 Total		15,624
1231	Alarm Company Operator	ACO	1,639
	1231 Total		1,639
1232	Alarm Company Branch	ACB	246
	1232 Total		246
1233	Alarm Company Qualified Manager		
		ACQ	1,704
	1233 Total		1,704
1240	Locksmith Employee	LOC	1,923
	1240 Total		1,923
1241	Locksmith Company	LCO	2,113
	1241 Total		2,113
1242	Locksmith Company Branch	LCB	55

	1242 Total		55
1250	Repossessor Agency Employee	RAE	422
		RAE1	1
	1250 Total		423
1251	Repossessor Agency	RA	220
	1251 Total		220
1252	Repossessor Agency Qualified Manager	RAQ	231
	1252 Total		231
1260	Private Investigator	PI	7,162
	1260 Total		7,162
1261	Private Investigator Branch	PIB	148
	1261 Total		148
1262	Private Investigator Qualified Manager	PIQ	18,465
	1262 Total		18,465
1297	Approved Trainer Guard	ATG	330
	1297 Total		330
1298	Approved Trainer PSO	ATP	134
	1298 Total		134
1299	BSIS Principal	PRIN	46,461
	1299 Total		46,461
Total			497,870

LICENSING DATA BY LICENSE TYPE FOR ONLINE VS. PAPER APPLICATIONS FOR FY 22/23 THROUGH SEPTEMBER

ONLINE VS. PAPER PARTICIPATION

LICENSE TYPE	INITIAL/RENEWAL	PAPER/ONLINE	PERCENTAGE
Alarm Company Employee (ACE)	Initial	Paper	9%
		Online	91%
	Renewal	Paper	7%
		Online	93%
Alarm Company Operator (ACO)	Initial	Paper	34%
		Online	66%
	Renewal	Paper	48%
		Online	52%
Firearms Permit (FQ)	Initial	Paper	22%
		Online	78%
	Renewal	Paper	28%

		Online	72%
Security Guard (SG)	Initial	Paper	5%
		Online	95%
	Renewal	Paper	8%
		Online	92%
Locksmith Employee (LOC)	Initial	Paper	27%
		Online	73%
	Renewal	Paper	41%
		Online	59%
Locksmith Company (LCO)	Initial	Paper	36%
		Online	64%
	Renewal	Paper	48%
		Online	52%
Private Investigator (PI)	Initial	Paper	58%
		Online	42%
	Renewal	Paper	52%
		Online	48%
Private Patrol Operator (PPO)	Initial	Paper	40%
		Online	60%
	Renewal	Paper	43%
		Online	57%
Proprietary Private Security Officer (PSO)	Initial	Paper	39%
		Online	61%
	Renewal	Paper	6%
		Online	94%
Repossession Agency (RA)	Initial	Paper	20%
		Online	80%

	Renewal	Paper	32%
		Online	68%
Training Facility Baton (TIB)	Initial	Paper	75%
		Online	25%
	Renewal	Paper	31%
		Online	69%
Training Facility Firearms (TIF)	Initial	Paper	43%
		Online	57%
	Renewal	Paper	25%
		Online	75%

SUMMARY OF BREEZE CHANGES

July

AB 830: Added Principal – Change of Name application on Versa Online. Allows for new owners/officers to apply online.

AB 830: Added Principal – Change of Address application on Versa Online. Allows for new owners/officers to apply online.

AB 830: Added Alarm Company Branch – Change Branch Manager application on Versa Online.

AB 830: Edited Alarm Company Operator – Initial Application on Versa Online. The application will capture additional application requirements that previously needed to be written on the paper application and attached to the online submission.

AB 830: Added Alarm Company Operator – Change of Address application on Versa Online. This allows for the submission of an online request.

AB 830: Added Alarm Company Operator – Duplication Certificate application on Versa Online.

AB 830: Added Alarm Company Branch – Change of Address application on Versa Online.

AB 830: Added Alarm Company Operator – Re-assignment application on Versa Online.

August

Set renewal eligibility for Security Guard and Alarm Company Employee license types from 90 days to 120 days prior to the license expiration date.

September

AB 830: Alarm Company Operator renewal notice switched to postcard reminders.

AB 830: Alarm Company Qualified Manager renewal notice switched to postcard reminders.

Prevented Duplicate Application Submissions through Versa Online Organization Licenses. This is to prevent multiple of the same applicable Versa Online transactions for Company Licenses from opening at the same time (Initial, Name Change, Address Change).

Edited the Private Patrol Operator Initial Application on Versa Online to capture additional application requirements that previously needed to be written on the paper application and attached to the online submission.

October

Updated Alarm Company Branch and Locksmith Company Branch renewal notice to postcards.

Updated Locksmith Employee renewal notice to postcards.

OUTREACH

The Bureau Chief and the two Deputy Chiefs attended the California Association of Licensed Security Agents and Guards (CALSAGA) annual conference in mid-October.

ENFORCEMENT UPDATE**REQUESTED ACTION:**

This report is intended to provide the members with an update on the Enforcement Program at BSIS.

DISCIPLINARY REVIEW UNIT (DRU)

The Disciplinary Review Unit (DRU) is comprised of two associate governmental program analysts (AGPA), two staff services analysts (SSA), three program technician II's (PTII), one office technician (OT) and one staff services manager I (SSMI). DRU

staff receive and review all Criminal Offender Record Information (CORI) including rap sheets, subsequent arrest notifications, subsequent dispositions (conviction information) and firearm prohibits from the California Department of Justice (DOJ). Application denials to date are as follows:

Denial Type (July 1, 2022 - October 13, 2022)	Total
Application Denials (criminal convictions)	844
Firearm Permit Denials (DOJ Prohibited)	98
Total Denials:	942

CASE MANAGEMENT (CM)

Case Management is comprised of three AGPAs who manage and facilitate all cases referred to the Attorney General's (AG) Office for appeals, denials, and formal discipline. Case management analysts also monitor licensees who are placed on probation. Cases currently pending include Accusations to revoke licenses, Statement of Issues denying a license, citation appeals, firearm revocation appeals and firearm assessment appeals. To date there are 150 BSIS cases pending at the AG's Office, 37 of those cases are remaining firearm assessment appeals.

COMPLAINT INTAKE/COMPLAINT RESOLUTION

Complaint Intake and Complaint Resolution is comprised of four SSAs, one management services technician (MST), one AGPA and one SSML. Currently, the average number of days for Complaint Intake staff to initiate a complaint is 2 days from receipt. Complaint Resolution staff currently have 755 pending cases, 462 of which are Incident Reports. Current fiscal year to date, staff have negotiated \$32,054 in savings for California consumers.

ENFORCEMENT

The BSIS Enforcement Unit is comprised of eight AGPAs, one MST, two special investigators and an SSML. The AGPAs investigate complaints and conduct inspections of Bureau licensees. The average caseload for Enforcement AGPAs is 44 complaints and 27 active inspections. Currently, the average number of days to investigate a complaint from initiation to closure is 83 days. Enforcement continues to be active in investigating allegations of unlicensed activity. To date, 30% of pending investigations are for unlicensed activity and 50% of the citations issued this fiscal year have been for unlicensed activity.

POLICY AND ADMINISTRATION UPDATE

STAFFING UPDATE

The Bureau has 73.4 permanent full-time positions (in addition to temporary staff). As of August 1, 2022, the Bureau is at a 17.7% vacancy rate, which equates to 13 vacant positions. Management is working to fill all positions as soon as possible.

BUDGET UPDATE

The fund condition identifies the Bureau's fund reserve at 3.2 months at the end of fiscal year (FY) 21-22 and is projected to be at 1.8 months at the end of FY 22-23. At the end of FY 23-24, the Bureau will be at -0.1 months.

Table 1 - BSIS Fund Condition				
	PY 2021-22	CY 2022-23	BY 2023-24	BY+1 2024-25
Beginning Balance	\$6,964,000	\$5,036,000	\$2,897,000	-\$171,000
Total Revenues & Transfers	\$15,647,000	\$16,496,000	\$16,088,000	\$16,088,000
Expenditures	\$17,575,000	\$18,635,000	\$19,156,000	\$19,692,000
Fund Balance	\$6,456,000	\$2,897,00	-\$171,000	-\$3,775,000
Months in Reserves	3.2	1.8	-0.1	-2.3

LEGISLATIVE UPDATE

2021 Legislation

1. [Senate Bill \(SB\) 2 \(Bradford\)](#)

This law:

- Requires the Commission on Peace Officer Standards and Training (POST) to adopt by regulation a definition of “serious misconduct” that shall serve as the criteria to be considered for ineligibility for, or revocation of, certification and includes criteria that shall be included.
- Grants POST the power to investigate and determine the fitness of any person to serve as a peace officer in the state of California and to audit law enforcement agencies that employ peace officers without cause at any time by creating and empowering a new division.
- Creates an Advisory Board and sets forth details about the makeup, meetings, and power of the Board.
- Requires law enforcement agencies only employ peace officers with current, valid certification or pending certification.
- Eliminates specified immunity provisions for peace and custodial officers, or public entities employing peace or custodial officers sued under the Tom Bane Civil Rights Act.

Status update: Chaptered by Secretary of State – Chapter 409, Statutes of 2021.

2022 Legislation

1. [Assembly Bill \(AB\) 2515 \(Holden\)](#)

This law:

- Revises and recasts several provisions of law related to proprietary and private security officers (PSO) and employers, particularly with regard to designating a responsible person, requiring PSOs to show their registration card to any peace officer or bureau representative upon demand, retention of records, and imposition of fines for prohibited activities.
- Requires a registered private security employer to deliver a written report, under specified circumstances, describing any physical altercation including, but not limited to, injuries or damages incurred, the identity of all

participants, and whether a police investigation was conducted with a member of the public while on duty within seven business days after the incident.

- Requires baton permits to be issued by the Bureau instead of baton training facilities, and requires said permits to be renewed and applicants for renewal to take a refresher course of training as a condition for renewal.
- Clarifies that PSOs may not carry a firearm or any other deadly weapon, including any electronic control device, stun gun, baton, or any chemical agent, including pepper spray.
- Exempts the Powers to Arrest and Appropriate Use of Force Manual and the Firearms Manuals from the Administrative Procedures Act rulemaking process.
- Delays the operation of various provisions of law enacted by AB 229 (Holden, Ch. 697, Statutes of 2021) until July 1, 2023.

*Please note that pursuant to Business and Professions Code (BPC) section 7582.1, a Private Patrol Operator (PPO) is a person or business, who, for any consideration whatsoever: agrees to furnish, or furnishes, a watchman, guard, patrolperson, or other person to protect persons or property or to prevent the theft, unlawful taking, loss, embezzlement, misappropriation, or concealment of any goods, wares, merchandise, money, bonds, stocks, notes, documents, papers, or property of any kind; or performs the service of a watchman, guard, patrolperson, or other person, for any of these purposes. There is nothing that would prohibit a PPO from employing guards or persons to carry out these functions directly for or on behalf of the PPO.

Status update: Signed by the Governor on September 13, 2022, Chapter 257.

2. [Senate Bill \(SB\) 1495 \(Committee on Business, Professions and Economic Development\)](#)

This law:

- Requires private investigator licensees to report annually on and after March 1, 2023, any claim paid during the prior calendar year and requires the BSIS to create a form for that purpose; and would remove the requirement that the BSIS post a notice of the claim.
- Repeals the requirement that the expiration date of the license or certification of appropriate use of force course providers be included in the security guard registration application.

- Repeals the requirement that a security guard applicant pay a \$10 certification fee and instead requires the applicant to pay a fee as otherwise prescribed for the replacement of a certified firearms qualification card.
- Repeals the requirement that a licensed private patrol operator suspend a security guard from employment if the Department of Consumer Affairs (DCA) director determines they may present an undue hazard to the public safety.

Status update: Signed by the Governor on September 23, 2022, Chapter 511.

3. [Senate Bill \(SB\) 1443 \(Roth\)](#)

This law:

- Extends the scheduled sunset review for several boards and bureaus within DCA, including BSIS, by one year, subjecting those entities to statutory repeal on January 1, 2025.

Status update: Signed by the Governor on September 27, 2022, Chapter 625.

UPDATE ON ENACTED OR PENDING REGULATIONS

- Currently, Bureau staff is working on the regulations implementing the new Power to Arrest training requirements per AB 229 (Holden, Chapter 697, Statutes of 2021). New training requirements will be completed by July 1, 2023.
- AB 2515 (Holden, Chapter 257, Statutes of 2022) requires regulations on various provisions. Bureau staff is beginning the rulemaking process.