

CALIFORNIA DEPARTMENT OF CONSUMER AFFAIRS

Title 16, California Code of Regulations (CCR), sections 601, 601.1, 601.2, 601.3, 601.4, 601.6, 601.7, 601.8, 601.9, 601.10, 603, 606, 607, 607.4, 607.5, 608.3, 620, 621, 621.2, 622, 624, 625, 625.1, 626, 627, 628, 629, 630, 631.1, 632, 634, 635, 636, 637, 637.1, 643, and 645

Section 100 CHANGES WITHOUT REGULATORY EFFECT

Pursuant to Title 1, Division 1, Chapter 1, Article 2, Section 100(b)(3), of the CCR, the Bureau of Security and Investigative Services (Bureau) submits this written statement explaining why the proposed amendments to sections 601, 601.1, 601.2, 601.3, 601.4, 601.6, 601.7, 601.8, 601.9, 601.10, 603, 606, 607, 607.4, 607.5, 608.3, 620, 621, 621.2, 622, 624, 625, 625.1, 626, 627, 628, 629, 630, 631.1, 632, 634, 635, 636, 637, 637.1, 643, and 645 of Division 7, of Title 16, CCR, do not materially alter any requirement, right, responsibility, condition, prescription, or other regulatory element of any CCR provision.

Subject to the approval of the Office of Administrative Law, the Bureau would add to, revise, or delete text in the CCR as follows:

I. Amendments to Multiple Sections Throughout Division 7 of Title 16 of the California Code of Regulations:

1. Gender Neutral Terms

The Bureau proposes amendments to sections 601, 601.2, 601.6, 601.7, 601.8, 601.9, 601.10, 606, 607.4, 607.5, 608.3, 620, 621, 622, 626, 627, 628, 629, 631.1, 635, and 636 to eliminate gendered pronouns and incorporate gender neutral terms. The Bureau also proposes to amend surrounding verbs to the extent necessary to make them grammatically agree with the new pronouns. The Bureau proposes these amendments based on Assembly Concurrent Resolution No. 260 of 2018 (ACR 260). ACR 260 resolved that “state agencies should ... use gender-neutral pronouns and avoid the use of gendered pronouns when drafting policies, regulations, and other guidance.”

This is a change without regulatory effect because the amendments are grammatical in nature. Changing gendered terms to gender neutral terms parallel other efforts throughout the state.

2. Capitalize the “B” in “Bureau”

The Bureau proposes to replace “b” with “B” for uniformity in its regulations. This is a change without regulatory effect because it is grammatical in nature.

Capitalizing the “B” in “Bureau” is necessary to provide consistency in sections 601, 601.1, 601.2, 606, 607, 607.5, 608.3, 622, 625.1, 627, 628, 632, 634, 636, and 637.1.

3. Capitalize the “C” in “Chief”

The Bureau proposes to replace “c” with “C” for uniformity in its regulations. This is a change without regulatory effect because it is grammatical in nature. Capitalizing the “C” in “Chief” is necessary to provide consistency in sections 601.1, 629, and 632 of the regulations.

4. Update reference to “Business and Professions Code”

“Business and Professions Code” is being condensed to “the Code” to provide consistency in sections 601.6, 628, 634, 643, and 645 of the regulations and to align with the definition in Title 16, CCR, section 600.1(a). This is a change without regulatory effect because it only abbreviates the title of the Business and Professions Code without altering the meaning of the regulation.

II. Amendments in Addition to the Amendments Outlined Above:

Section 601 – Application for Examination

The Bureau proposes to replace “not” with “no” in the second sentence for clarity. This is a change without regulatory effect because it only revises the syntax of the sentence.

Section 601.3 – Abandonment of Applications

The Bureau proposes to delete BPC section 7523 from the Reference section. Section 7523 refers to unlicensed activity and is not related to the submission of an application. Section 601.3 does not implement, interpret or make section 7523 specific. This is a change without regulatory effect because it only updates the Reference section and does not affect the text of the regulation.

Section 601.4 – Permit Processing Times

The Bureau proposes to repeal this section. This is a change without regulatory effect because the Government Code sections this regulation made specific have been repealed.

Section 601.6 – Citations for Unlicensed Persons

The Bureau proposes to add BPC sections 7574.05 and 7574.30 to the Authority section. Section 7574.05 authorizes the promulgation of regulations for the administration and enforcement of Chapter 11.4. Section 7574.30 authorizes the promulgation of regulations to establish fines for violation of Chapter 11.4. As section 601.6 authorizes the Bureau Chief to issue citations to unlicensed persons under the jurisdiction of the Bureau, these statutes are properly cited as Authority.

The Bureau proposes to add BPC sections 7574.12 and 7574.30 to the Reference section. Section 7574.12 prohibits persons from engaging in the business of a proprietary private security employer unless registered. Section 7574.30 authorizes the promulgation of regulations to establish fines for violation of Chapter 11.4. As section 601.6 implements and makes these statutes specific by establishing fines for persons acting without a license, these statutes are properly cited in the Reference section.

These are changes without regulatory effect because they only update the Authority and Reference sections and do not affect the text of the regulation.

Section 601.7 – Citation Factors for Unlicensed Person

The Bureau proposes to add BPC sections 7574.05 and 7574.30 to the Authority section. Section 7574.05 authorizes the promulgation of regulations for the administration and enforcement of Chapter 11.4. Section 7574.30 authorizes the promulgation of regulations to establish fines for violation of Chapter 11.4. As section 601.7 addresses the factors considered when determining the amount of a fine, these statutes are properly cited as Authority.

The Bureau proposes to add BPC section 7574.30 to the Reference section. Section 7574.30(a) provides that the director may issue a citation for violations. As section 601.7 addresses the factors considered when determining the amount of a fine, this statute is properly cited as a reference.

These are changes without regulatory effect because they only update the Authority and Reference sections and do not affect the text of the regulation.

Section 601.8 – Citation Format for Unlicensed Persons

The Bureau proposes to add BPC sections 7574.05 and 7574.30 to the Authority section. Section 7574.05 authorizes the promulgation of regulations for the administration and enforcement of Chapter 11.4. Section 7574.30 authorizes the promulgation of regulations to establish fines for violation of Chapter 11.4. As

section 601.8 addresses the required contents of a citation, these statutes are properly cited as Authority.

The Bureau proposes to add BPC section 7574.30 to the Reference section. Section 7574.30(a) provides that the director may issue a citation for violations. As section 601.8 addresses the required contents of a citation, this statute is properly cited as a reference.

These are changes without regulatory effect because they only update the Authority and Reference sections and do not affect the text of the regulation.

Section 601.9 – Compliance with Order of Abatement for Unlicensed Persons

The Bureau proposes to add BPC section 7574.05 to the Authority section. Section 7574.05 authorizes the promulgation of regulations for the administration and enforcement of Chapter 11.4. As section 601.9 addresses the time for abatement of a violation, this statute is properly cited as Authority.

The Bureau proposes to add BPC section 7574.30 to the Reference section. Section 7574.30(a) provides that the director may issue orders of abatement for violations. As section 601.9 addresses the time for abatement of a violation, this statute is properly cited as a reference.

These are changes without regulatory effect because they only update the Authority and Reference sections and do not affect the text of the regulation.

Section 601.10 – Contest of Citations for Unlicensed Persons

The Bureau proposes to add BPC section 7574.05 to the Authority section. Section 7574.05 authorizes the promulgation of regulations for the administration and enforcement of Chapter 11.4. As section 601.10 addresses how to contest citations, this statute is properly cited as Authority. This is a change without regulatory effect because it only updates the Authority section and does not affect the text of the regulation.

Section 603 – Scope of Article 1.5

1. Add citation to Chapter 8.5 (Locksmiths) of the Business and Professions Code.

This regulation cites the persons to whom regulations in Article 1.5 of the regulations apply. The Bureau proposes to add a citation to Chapter 8.5 to clarify

that the regulations in Article 1.5 apply to locksmiths. (Cal. Code Regs., tit.16, §§ 606, 607, 607.4, 607.5 & 608.3.)

This is a change without regulatory effect because it conforms this regulation to the rest of the regulations in the Article which reference statutes governing locksmiths.

2. Add reference to Chapter 11.3 (Private Investigators) of the Business and Professions Code.

The Bureau proposes to cite Chapter 11.3, which governs private investigators. Assembly Bill (AB) 3291 (McPherson, Chapter 1285, Statutes of 1994) enacted the Private Investigator Act. Accordingly, this Chapter should be added to section 603 for the same reasons as Chapter 8.5.

This is a change without regulatory effect because it conforms this regulation to the rest of the regulations in the Article which reference statutes governing private investigators.

3. Amend title of Chapter 11.5.

The Bureau proposes to change the title of Chapter 11.5 to Private Security Services Act. AB 3291 enacted Chapter 11.5 for the licensing and regulation of the private security industry. This is a change without regulatory effect because the correction is made based on a statutory amendment.

4. Amend title of Chapter 11.

This chapter title is being corrected to conform to the actual chapter title in the BPC. This is a change without regulatory effect because the correction aligns with the current chapter title and does not materially alter the regulation.

5. Update Authority Section.

The Bureau proposes to add BPC section 6980.7 to the Authority section. Section 6980.7 provides that the director may adopt and enforce rules and regulations as may be reasonable and necessary for issuing licenses to applicants, for the conduct of the licensees, or for the general enforcement of this chapter in the protection of the public. Regulations contained in Article 1.5 relate to licensing. Therefore, section 6980.7 is properly cited as Authority. This is a change without regulatory effect because it only updates the Authority section and does not affect the text of the regulation.

Section 606 – Filing of Addresses

The Bureau proposes to delete following BPC sections from the Reference section:

- a. BPC section 7574.2: This reference is deleted because the statute was repealed in 2011.
- b. BPC section 7582.18: This section is included twice, so the duplicate is being deleted.

These are changes without regulatory effect because they update the Reference section and do not materially alter the regulation.

The Bureau proposes to add the following BPC sections to the Authority and Reference sections:

- a. Addition of BPC section 7574.05 to Authority: This section is added to the Authority section because the regulation text states that the regulation is applicable to Chapter 11.4 (Proprietary Security Services Act). Section 7574.05 authorizes the promulgation of regulations for Chapter 11.4.
- b. Addition of BPC section 136 to Reference: This section is added to the Reference section because this regulation makes specific the requirement in section 136 that licensees and registrants notify the Bureau of a change in address.
- c. Addition of BPC section 7574.11 to Reference: Repealed section 7574.2 governed the registration requirements for proprietary private security officers, which included background checks and payment of application fees. Similarly, section 7574.11, effective January 1, 2018, establishes requirements for registration of these professionals. Accordingly, it is properly added as a Reference.
- d. Addition of BPC section 7574.13 to Reference: BPC section 7574.13 addresses application requirements for proprietary private security employers. Accordingly, it is properly added as a Reference.
- e. Addition of BPC section 7593.5 to Reference: BPC section 7593.5 requires each member, manager, or officer of a limited liability company to provide an address to the Bureau at the time of application. As section 606 implements this section, it should be listed as a Reference.

These changes are without regulatory effect because the updating of Authority and Reference sections do not materially alter the regulation.

Section 607 – Employee Records

The Bureau proposes to delete citation to BPC section 7582.17 in Reference section because this section refers to the prohibition of fictitious business names, which section 607 does not implement, interpret, or make specific. This is a change without regulatory effect because it only updates the Reference section.

Section 608.3 – Bureau-Issued Identification Card

1. Addition of punctuation in subdivision (a).

Adding “,” after “shall” and after “duties.” This is a change without regulatory effect because it is grammatical in nature and makes the sentence more readable.

2. Addition of “Chapter 8.5” to subdivisions (a) and (b).

The Bureau proposes to add Chapter 8.5 (Locksmiths) to subdivisions (a) and (b) because the Authority and Reference sections of the regulation contain reference to statutes in Chapter 8.5. This is a change without regulatory effect because it makes consistent the regulation language with the Authority and Reference sections.

3. Amendment to fee reference in subdivision (c)(2).

The Bureau proposes to remove the \$10 and \$5 fees associated with requesting replacement licenses because the fee amount is set by statute at \$25. The Bureau proposes to replace the term “certification fee” with “replacement fee” to align the term with what is contained in statute. These are changes without regulatory effect because they make the regulation consistent with statute.

Section 620 – Qualifications and Experience

The Bureau proposes to add the following BPC sections to the Reference section:

- a. Addition of BPC section 7585.5: Section 7585.5 requires any individual who desires certification to instruct a firearms course to complete an application for a firearms training instructor certificate. The statute requires that the applicant possess an associate of arts degree in the administration of justice or one year of teaching or training experience in firearms or the equivalent thereof. As section 620 defines the number of

hours to equate to one year of experience, section 620 makes section 7585.5 specific.

- b. Addition of BPC section 7585.12: Section 7585.12 requires any individual who desires certification by the bureau to instruct the baton course to complete an application for a baton training instructor certificate. The statute requires the applicant to possess a baton instructor certificate issued by a federal, state, or local agency or one year of verifiable baton teaching or training experience or the equivalent thereof. As section 620 defines the number of hours to equate to one year of experience, section 620 makes section 7585.12 specific.

These are changes without regulatory change because they only update the Reference section of regulation.

Section 621 – Advertisement

1. Update citations in subdivisions (a) and (b).
 - a. Senate Bill (SB) 904 (Wieckowski, Ch. 406, Statutes of 2018) amended BPC section 7590.1 by reordering the subdivisions. Prior to SB 904, “advertisement” was defined in subdivision (r) of section 7590.1. SB 904 reordered the Alarm Company Act definitions and “advertisement” is now defined in subdivision (a). This is a change without regulatory effect because the amendment is based on a statutory amendment.
 - b. The Bureau proposes to revise the citation to BPC section 7599.4 to BPC section 7599.44. BPC section 7599.4 is not the correct citation as it does not use the term “advertisement.” This is a change without regulatory effect because it only corrects an incorrect citation.
2. Update Reference section.

As BPC sections 7561.3, 7582.20 and 7590.1 are referenced in the regulation, the Bureau proposes to add them to the Reference section. This is a change without regulatory effect because it only updates the Reference section of the regulation.

Section 621.2 – Dishonesty or Fraud

“Unemployment Insurance Act” is being updated to “Unemployment Insurance Code” because that is the official title of the Code. (Unemp. Ins. Code, § 1.) This is a change without regulatory effect because updating the title does not affect the text of the regulation.

Section 622 – Branch Office Certificates

1. Update Authority section.

The Bureau proposes to delete BPC section 7514 from the Authority section because it prohibits the practice of law without being an active member of the State Bar. As this statute does not authorize the promulgation of regulations, it is not properly cited here. This is a change without regulatory effect because it only updates the Authority section.

2. Capitalize the “D” in “Director”

The Bureau proposes to replace “d” with “D” for uniformity in its regulations. This is a change without regulatory effect because it is grammatical in nature.

Section 624 – Investigative Reports to Customers

This section does not currently have Authority or Reference sections. The Bureau proposes to add BPC section 7515 to the Authority section because this statute authorizes the Bureau to promulgate regulations. BPC section 7539(c) provides who may provide a written report to client. This regulation makes the statute specific by establishing how investigative reports shall be provided to a customer and how a licensee must charge customers. This is a change without regulatory effect because it only updates the Authority and Reference sections.

Section 625 – Definitions

The Bureau proposes the following amendments to the Authority and Reference sections:

- a. Deletion of BPC section 7580.14 from Authority and Reference: The Bureau proposes to delete BPC section 7580.14 because it prohibits the practice of law without being an active member of the State Bar. As this statute does not authorize the promulgation of regulations, it is not properly cited as Authority. It is not properly cited as a Reference because the regulation does not implement, interpret, or make this statute specific. This is a change without regulatory effect because it only updates the Authority and Reference sections.
- b. Deletion of BPC section 7591.2 from Authority: The Bureau proposes to delete this statute because it addresses the delegation of power from the Director to the Chief. It does not authorize the promulgation of regulations.

- c. Addition of BPC section 7591.6 to Authority: This statute gives the Bureau the authority to promulgate regulations. Therefore, it should be added to the Authority section.

These are changes without regulatory effect because they are only updating the Authority and Reference sections.

Section 625.1 – Application for Registration

1. Correct reference in subdivision (a).

The regulation cites 16 CCR 665.5 as the authority for the fee referenced in the regulation. Section 665.5 has been repealed. The Bureau replaces it with the correct sections 640 and 641, which set forth Private Security Services Fees and Alarm Company Operator and Agent Fees, to which this section pertains. This is a change without regulatory effect because it corrects an outdated and incorrect cross-reference.

2. Update Authority and Reference sections.

The Bureau proposes the following amendments to the Authority and Reference sections:

- a. Deletion of BPC section 7580 from Reference: The Bureau proposes to delete this statute because it only states the name of the Act. Section 625.1 is not making this statute specific.
- b. Deletion of BPC section 7591.2 from Authority: The Bureau proposes to delete this statute because it addresses the delegation of power from the Director to the Chief. It does not authorize the promulgation of regulations.
- c. Deletion of BPC section 7590 from Reference: This statute declares chapter 11.6 of the BPC as the Alarm Company Act. Section 625.1 is not making this statute specific. Therefore, the Bureau proposes to delete it.
- d. Addition of BPC section 7591.6 to Authority: This statute authorizes the Bureau to promulgate regulations regarding the examination and licensing of applicants, for the conduct of licensees, and for the general enforcement of the various provisions of the chapter. Therefore, it should be cited in the Authority section.

These are changes without regulatory effect because they only update the Authority and Reference sections.

Section 626 – Suspension of Employment

The Bureau proposes the following amendments to the Authority and Reference sections:

- a. Deletion of BPC section 7581 from the Authority section and BPC section 7583.15 from the Reference section: These statutes are being deleted because temporary registrations for security guard applicants have been discontinued.
- b. Deletion of BPC section 7591.2 from Authority: The Bureau proposes to delete this statute because it addresses the delegation of power from the Director to the Chief. It does not authorize the promulgation of regulations.
- c. Addition of BPC section 7591.6 to Authority: This statute authorizes the Bureau to promulgate regulations regarding the examination and licensing of applicants, for the conduct of licensees, and for the general enforcement of the various provisions of the chapter. Therefore, it should be cited in the Authority section.

These are changes without regulatory effect because they are only updating the Authority and Reference sections.

Section 627 – Registration Expiration and Renewal

The Bureau proposes the following amendments to the Authority section:

- a. Deletion of BPC section 7591.2 from Authority: This statute addresses the delegation of power from the Director to the Chief. It does not authorize the promulgation of regulations.
- b. Addition of BPC section 7591.6 to Authority: This statute authorizes the Bureau to promulgate regulations regarding the examination and licensing of applicants, for the conduct of licensees, and for the general enforcement of the various provisions of the chapter. Therefore, it should be cited in the Authority section.

These are changes without regulatory effect because they are only updating the Authority section.

Section 628 – Training in Exercising the Powers to Arrest

1. Addition of BPC section 7598.1 in subdivision (a).

The Bureau proposes to add citation to BPC section 7598.1 in subdivision (a). This section is cited in the regulation's Reference section and was inadvertently omitted. This is a change without regulatory effect because it only amends the Reference section.

2. Update Authority section.

The Bureau proposes to delete BPC section 7591.2 from the Authority section. This section addresses the delegation of power from the Director to the Chief. It does not authorize the promulgation of regulations.

The Bureau proposes to add BPC section 7591.6 to the Authority section. This statute authorizes the Bureau to promulgate regulations regarding the examination and licensing of applicants, for the conduct of licensees, and for the general enforcement of the various provisions of the chapter. Therefore, it should be added in the Authority section.

These are changes without regulatory effect because they only update the Authority section.

Section 629 – Qualifications and Experience for Alarm Company Operators

The Bureau proposes to delete BPC section 7591.2 from the Authority section. This section addresses the delegation of power from the Director to the Chief. It does not authorize the promulgation of regulations.

The Bureau proposes to add BPC section 7591.6 to the Authority section. This statute authorizes the Bureau to promulgate regulations regarding the examination and licensing of applicants, for the conduct of licensees, and for the general enforcement of the various provisions of the chapter. Therefore, it should be added to the Authority section.

These are changes without regulatory effect because they only update the Authority section.

Section 630 – Untrue of Misleading Statements by an Alarm Company Operator

The Bureau proposes to delete BPC section 7591.2 from the Authority section. This section addresses the delegation of power from the Director to the Chief. It does not authorize the promulgation of regulations.

The Bureau proposes to add BPC section 7591.6 to the Authority section. This statute authorizes the Bureau to promulgate regulations regarding the examination and licensing of applicants, for the conduct of licensees, and for the general enforcement of the various provisions of the chapter. Therefore, it should be added to the Authority section.

These are changes without regulatory effect because they only update the Authority section.

Section 632 – Firearms Qualification Card

1. Amend fee reference in subdivision (a)(3)(A).

The Bureau proposes to delete the reference to section 655.5 because this section has been repealed. The Bureau adds citations to sections 639 (Private Investigator Fees), 640 (Private Security Services Fees), and 641 (Alarm Company Operator and Agent Fees) because these provisions contain the firearms permit fees. This is a change without regulatory effect because it only updates an outdated cross reference and does not materially alter the regulation.

2. Amend regulation cross-reference in subdivision (a)(3)(B)(1.) and (2.).

The Bureau proposes to delete the reference to section 697 in subdivision (a)(3)(B)(1.). It has been renumbered to section 635. The Bureau proposes to delete section 694 in subdivision (a)(3)(B)(2.) because it has been repealed. Section 635 is added to this subdivision because it addresses range training. This is a change without regulatory effect because it only updates an outdated cross reference and does not materially alter the regulation.

3. Delete the certification fee in subdivision (b) and reference appropriate statutes.

The \$2.00 certification (replacement) fee in this section is outdated. As this fee is set forth in BPC sections 7570, 7588 and 7599.70, location to a specific fee amount in the regulation is not necessary. Accordingly, reference to BPC sections 7570, 7588 and 7599.70 is being added. This is a change without

regulatory effect because the fee is established by statute and the regulation is not necessary.

4. Delete citation to Penal Code section 12050 in subdivision (c).

The Bureau deletes the reference to Penal Code section 12050 because this statute has been repealed. This is change without regulatory effect because Bureau licensees cannot refer to a repealed statute nor can the Bureau interpret a repealed statute.

5. Update Reference section.

The Bureau proposes the following amendments to the Authority and Reference sections:

- a. Deletion of BPC section 7591.2 from Authority: The Bureau proposes to delete this statute because it addresses the delegation of power from the Director to the Chief. It does not authorize the promulgation of regulations.
- b. Deletion of BPC section 7580 from Reference: The Bureau proposes to delete this statute because it states the title of chapter 11.5 of the BPC. The regulation does not implement, interpret, or make this statute specific.
- c. Deletion of Penal Code sections 12031, 12033 and 12050 from Reference: The Bureau proposes to delete these statutes because they have been repealed.
- d. Addition of BPC section 7591.6 to Authority: This statute authorizes the Bureau to promulgate regulations regarding the examination and licensing of applicants, for the conduct of licensees, and for the general enforcement of the various provisions of the chapter. Therefore, it should be added to the Authority section.

These changes are without regulatory effect because only the Authority and Reference sections are being updated.

Section 634 – Records of Firearms

The Bureau proposes the following amendments to the Authority section:

- a. Deletion of BPC section 7591.2 from Authority: The Bureau proposes to delete this statute because it addresses the delegation of power from the Director to the Chief. It does not authorize the promulgation of regulations.

- b. Addition of PBC section 7591.6 to Authority: This statute authorizes the Bureau to promulgate regulations regarding the examination and licensing of applicants, for the conduct of licensees, and for the general enforcement of the various provisions of the chapter. Therefore, it should be added in the Authority section.

These are changes without regulatory effect because they only update the authority cited section.

Section 636 – Course Approval

The Bureau proposes the following amendments to the Authority section:

- a. Deletion of BPC section 7591.2 from Authority: This statute addresses the delegation of power from the Director to the Chief. It does not authorize the promulgation of regulations.
- b. Addition of PBC section 7591.6 to Authority: This statute authorizes the Bureau to promulgate regulations regarding the examination and licensing of applicants, for the conduct of licensees, and for the general enforcement of the various provisions of the chapter. Therefore, it should be added in the Authority section.

These are changes without regulatory effect because they only update the authority cited section.

Section 637 – Suspension or Revocation

The Bureau proposes the following amendments to the Authority section:

- a. Deletion of BPC section 7591.2 from Authority: This statute addresses the delegation of power from the Director to the Chief. It does not authorize the promulgation of regulations.
- b. Addition of PBC section 7591.6 to Authority: This statute authorizes the Bureau to promulgate regulations regarding the examination and licensing of applicants, for the conduct of licensees, and for the general enforcement of the various provisions of the chapter. Therefore, it should be added to the Authority section.

These are changes without regulatory effect because they only update the Authority section.

Section 637.1 – Definition

1. Deletion of “pursuant to Penal Code Section 12031(d).”

The Bureau proposes to delete this language because this statute has been repealed.

2. Update Authority and Reference sections.

The Bureau proposes the following amendments to the Authority and Reference sections:

- a. Deletion of BPC section 7591.2 from Authority: This statute addresses the delegation of power from the Director to the Chief. It does not authorize the promulgation of regulations.
- b. Deletion of Penal Code sections 12031 and 12033 from Authority and Reference: These sections are being deleted because these statutes have been repealed.
- c. Addition of PBC section 7591.6 to Authority: This statute authorizes the Bureau to promulgate regulations regarding the examination and licensing of applicants, for the conduct of licensees, and for the general enforcement of the various provisions of the chapter. Therefore, it should be added to the Authority section.

These are changes without regulatory effect because they are only updating the Authority and Reference sections.

Section 643 – Skills Training Course for Security Guards

The Bureau proposes to amend the citation to BPC section 7583.6(f)(1) in the Appendix, IV. Continuing Education, to section 7583.6(e).

Senate Bill (SB) 609 (Glazer, Ch. 377, Statutes of 2019) amended 7583.6. As amended, the annual continued education requirement now resides in subdivision (e), not subdivision (f). This is a change without regulatory effect because it aligns the regulation with a statutory amendment.

Section 645 – Skills Training Course for Proprietary Private Security Officers

The Bureau changes “S” to “s” in subdivision (a) because the word does not need to be capitalized. This is a change without regulatory effect because it only changes an uppercase to lowercase letter.