

House Bill 2012

Sponsored by Representative ELMER (at the request of Amanda Dalton, Northwest Grocery Retail Association)
(Presession filed.)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**. The statement includes a measure digest written in compliance with applicable readability standards.

Digest: The Act would alter a definition with respect to laws about private security services. The Act will take effect when the Governor signs it. (Flesch Readability Score: 60.7).
Modifies the definition of "private security entity" for purposes of private security requirements.
Declares an emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to private security services; amending ORS 181A.840; and declaring an emergency.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1.** ORS 181A.840 is amended to read:

5 181A.840. As used in ORS 181A.360, 181A.840 to 181A.918, 181A.895 and 181A.995:

6 (1) "Certification" means recognition by the Department of Public Safety Standards and Training
7 that a private security professional meets all of the qualifications listed in ORS 181A.855.

8 (2) "Executive manager" means a person:

9 (a) Who is authorized to act on behalf of a company or business in matters of licensure and
10 certification;

11 (b) Who is authorized to hire and terminate personnel;

12 (c) Whose primary responsibility is the management of certified private security professionals;
13 and

14 (d) Who has final responsibility for a company's or business's compliance with ORS 181A.840 to
15 181A.918.

16 (3) "Instructor" means any person who has been certified by the department as meeting the re-
17 quirements to provide instruction to private security providers or applicants.

18 (4) "License" means recognition by the department that an executive manager or supervisory
19 manager meets the requirements adopted by the Board on Public Safety Standards and Training as
20 necessary to provide private security services.

21 (5) "Primary responsibility" means an activity that is fundamental to, and required or expected
22 in, the regular course of employment and is not merely incidental to employment.

23 (6)(a) "Private security entity" means a person engaged in the business of providing private se-
24 curity **professionals for contracted private security services** [*that:*]

25 [*(A) Employs private security providers; or*]

26 [*(B) Contracts or subcontracts with an existing licensed private security entity to provide private*
27 *security services*].

28 (b) "Private security entity" does not include a special campus security provider commissioned
29 under ORS 352.118, [*or*] a private security provider on a campus of an institution of higher education

NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted.
New sections are in **boldfaced** type.

1 regulated under ORS 181A.972 **or persons who contract with a private security entity for pri-**
2 **ate security services.**

3 (7) "Private security professional" means an individual who performs, as the individual's primary
4 responsibility, private security services for consideration, regardless of whether the individual, while
5 performing the private security services, is armed or unarmed or wears a uniform or plain clothes,
6 and regardless of whether the individual is employed part-time or full-time to perform private secu-
7 rity services.

8 (8) "Private security provider" means any individual who performs the functions of a private
9 security professional, executive manager, supervisory manager or instructor.

10 (9) "Private security services" means the performance of at least one of the following activities:

11 (a) Observing and reporting unlawful activity.

12 (b) Preventing or detecting theft or misappropriation of goods, money or other items of value.

13 (c) Protecting individuals or property, including but not limited to proprietary information, from
14 harm or misappropriation.

15 (d) Controlling access to premises being protected or, with respect to a licensee of the Oregon
16 Liquor and Cannabis Commission, controlling access to premises at an entry to the premises or any
17 portion of the premises where minors are prohibited.

18 (e) Securely moving prisoners.

19 (f) Taking enforcement action by detaining persons or placing persons under arrest under ORS
20 133.225.

21 (g) Providing canine services for guarding premises or for detecting unlawful devices or sub-
22 stances.

23 (10) "Supervisory manager" means an employee of or a person supervised by an executive man-
24 ager who has as a primary responsibility the supervision of certified private security professionals.

25 **SECTION 2. This 2025 Act being necessary for the immediate preservation of the public**
26 **peace, health and safety, an emergency is declared to exist, and this 2025 Act takes effect**
27 **on its passage.**