

45:5A-23 to 45:5A-38
LEGISLATIVE HISTORY CHECKLIST
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(Burglar and fire alarms)

JSA: 45:5A-23 to 45:5A-38

LAWS OF: 1997 CHAPTER: 305

BILL NO: A994

SPONSOR(S): Moran and Impreveduto

DATE INTRODUCED: Pre-filed

COMMITTEE: ASSEMBLY: Appropriations
SENATE: ---

AMENDED DURING PASSAGE: Yes Assembly Committee substitute
(1R) enacted

DATE OF PASSAGE: ASSEMBLY: December 18, 1997
SENATE: December 18, 1997

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FOLLOWING STATEMENTS ARE ATTACHED IF AVAILABLE:

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SENATE: No

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§§3-18
C. 45:5A-23
To
45:5A-38
§19
Note To §§1-18

P.L. 1997, CHAPTER 305, *approved January 8, 1998*
Assembly Committee Substitute (*First Reprint*) for
Assembly, No. 994

1 AN ACT providing for the licensure of locksmiths and burglar alarm,
2 fire alarm, and electronic security businesses, and amending and
3 supplementing P.L.1962, c.162.

4

5 **BE IT ENACTED** by the Senate and General Assembly of the State
6 of New Jersey:

7

8 1. Section 2 of P.L.1962, c.162 (C.45:5A-2) is amended as
9 follows:

10 2. For the purpose of this act, unless otherwise indicated by the
11 context:

12 (a) "Act" means this act and the rules and regulations adopted
13 under it;

14 (b) "Board" means the Board of Examiners of Electrical
15 Contractors created by section 3 of this act;

16 (c) "Department" means the Department of Law and Public
17 Safety;

18 (d) "Electrical contractor" means a person who engages in the
19 business of contracting to install, erect, repair or alter electrical
20 equipment for the generation, transmission or utilization of electrical
21 energy;

22 (e) "Person" means a person, firm, corporation or other legal
23 entity.

24 (f) "Alarm business" means the installation, servicing or
25 maintenance of burglar alarm, fire alarm or electronic security systems,
26 or the monitoring or responding to alarm signals when provided in
27 conjunction therewith. "Installation," as used in this definition,
28 includes the survey of a premises, the design and preparation of the

EXPLANATION - Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and intended to be omitted in the law.

Matter underlined thus is new matter.

Matter enclosed in superscript numerals has been adopted as follows:

¹ Assembly AAP committee amendments adopted December 11, 1997.

1 specifications for the equipment or system to be installed pursuant to
2 a survey, the installation of the equipment or system, or the
3 demonstration of the equipment or system after the installation is
4 completed, but does not include any survey, design or preparation of
5 specifications for equipment or for a system that is prepared by an
6 engineer licensed pursuant to the provisions of P.L.1938, c.342
7 (C.45:8-27 et seq.), or an architect licensed pursuant to the provisions
8 of chapter 3 of Title 45 of the Revised Statutes, if the survey, design,
9 or preparation of specifications is part of a design for construction of
10 a new building or premises or a renovation of an existing building or
11 premises, which renovation includes components other than the
12 installation of a burglar alarm, fire alarm or electronic security system,
13 and further does not include the design or preparation of specifications
14 for the equipment or system to be installed that are within the practice
15 of professional engineering as defined in subsection (b) of section 2 of
16 P.L.1938, c.342 (C.45:8-28).

17 (g) "Burglar alarm" means a security system comprised of an
18 interconnected series of alarm devices or components, including
19 systems interconnected with radio frequency signals, which emits an
20 audible, visual or electronic signal indicating an alarm condition and
21 providing a warning of intrusion, which is designed to discourage
22 crime.

23 (h) "Business firm" means a partnership, corporation or other
24 business entity engaged in the alarm business or locksmithing services.

25 (i) "Committee" means the Fire Alarm, Burglar Alarm, and
26 Locksmith Advisory Committee created by section 3 of this act.

27 (j) "Electronic security system" means a security system comprised
28 of an interconnected series of devices or components, including
29 systems with audio and video signals or other electronic systems,
30 which emits or transmits an audible, visual or electronic signal warning
31 of intrusion and provides notification of authorized entry or exit,
32 which is designed to discourage crime.

33 (k) "Fire alarm" means a security system comprised of an
34 interconnected series of alarm devices or components, including
35 systems interconnected with radio frequency signals, which emits an
36 audible, visual or electronic signal indicating an alarm condition and
37 which provides a warning of the presence of smoke or fire. "Fire
38 alarm" does not mean a system whose primary purpose is
39 telecommunications with energy control, the monitoring of the interior
40 environment being an incidental feature thereto.

41 (l) "Licensed locksmith" means a person who is licensed pursuant
42 to the provisions of section 7 of P.L. , c. (C.) (now before the
43 Legislature as this bill).

44 (m) "Licensee" means a person licensed to engage in the alarm
45 business or provide locksmithing services pursuant to the provisions

1 of section 7 of P.L. , c. (C.) (now before the Legislature as this
2 bill).

3 (n) "Locksmithing services" means the modification,
4 recombination, repair or installation of mechanical locking devices and
5 electronic security systems for any type of compensation and includes
6 the following: repairing, rebuilding, recoding, servicing, adjusting,
7 installing, manipulating or bypassing of a mechanical or electronic
8 locking device, for controlled access or egress to premises, vehicles,
9 safes, vaults, safe doors, lock boxes, automatic teller machines or
10 other devices for safeguarding areas where access is meant to be
11 limited; operating a mechanical or electronic locking device, safe or
12 vault by means other than those intended by the manufacturer of such
13 locking devices, safes or vaults; or consulting and providing technical
14 advice regarding selection of hardware and locking systems of
15 mechanical or electronic locking devices and electronic security
16 systems¹; except that "locksmithing services" shall not include the
17 installation of a prefabricated lock set and door knob into a door of a
18 residence¹.

19 (cf: P.L.1962, c.185, s.1)

20

21 2. Section 18 of P.L.1962, c.162 (C.45:5A-18) is amended as
22 follows:

23 18. Electrical work or construction which is performed on the
24 following facilities or which is by or for the following agencies shall
25 not be included within the business of electrical contracting so as to
26 require the securing of a business permit under this act:

27 (a) Minor repair work such as the replacement of lamps and fuses.

28 (b) The connection of portable electrical appliances to suitable
29 permanently installed receptacles.

30 (c) The testing, servicing or repairing of electrical equipment or
31 apparatus.

32 (d) Electrical work in mines, on ships, railway cars, elevators,
33 escalators or automotive equipment.

34 (e) Municipal plants or any public utility as defined in
35 R.S.48:2-13, organized for the purpose of constructing, maintaining
36 and operating works for the generation, supplying, transmission and
37 distribution of electricity for electric light, heat, or power.

38 (f) A public utility subject to regulation, supervision or control by
39 a federal regulatory body, or a public utility operating under the
40 authority granted by the State of New Jersey, and engaged in the
41 furnishing of communication or signal service, or both, to a public
42 utility, or to the public, as an integral part of a communication or
43 signal system, and any agency associated or affiliated with any public
44 utility and engaged in research and development in the
45 communications field.

46 (g) A railway utility in the exercise of its functions as a utility and

1 located in or on buildings or premises used exclusively by such an
2 agency.

3 (h) Commercial radio and television transmission equipment.

4 (i) Construction by any branch of the federal government.

5 (j) Any work with a potential of less than 10 volts.

6 (k) Repair, manufacturing and maintenance work on premises
7 occupied by a firm or corporation, and installation work on premises
8 occupied by a firm or corporation and performed by a regular
9 employee who is a qualified journeyman electrician.

10 (l) Installation, repair or maintenance performed by regular
11 employees of the State or of a municipality, county, or school district
12 on the premises or property owned or occupied by the State, a
13 municipality, county, or school district.

14 (m) The maintaining, installing or connecting of automatic oil, gas
15 or coal burning equipment, gasoline or diesel oil dispensing equipment
16 and the lighting in connection therewith to a supply of adequate size
17 at the load side of the distribution board.

18 (n) Work performed by a person on a dwelling that is occupied
19 solely as a residence for himself or for a member or members of his
20 immediate family.

21 (o) [Any work performed by an alarm business with a potential of
22 not more than 30 volts, involving the installation, servicing, or
23 maintenance of a burglar alarm or a fire alarm, as those terms are
24 defined by section 2 of this amendatory and supplementary act.
25 Nothing herein shall be deemed to exempt work covered by this
26 subsection from inspection required by the "State Uniform
27 Construction Code Act," P.L.1975, c.217 (C.52:27D-119 et seq.) or
28 regulations adopted pursuant thereto.] ~~(Deleted by amendment,~~
29 ~~P.L. , c.).~~

30 (p) Any work performed by a landscape irrigation contractor
31 which has the potential of not more than 30 volts involving the
32 installation, servicing, or maintenance of a landscape irrigation system
33 as this term is defined by section 2 of this amendatory and
34 supplementary act. Nothing in this act shall be deemed to exempt
35 work covered by this subsection from inspection required by the "State
36 Uniform Construction Code Act", P.L.1975, c.217 (C.52:27D-119 et
37 seq.) or regulations adopted pursuant thereto.

38 The board may also exempt from the business permit provisions of
39 this act such other electrical activities of like character which in the
40 board's opinion warrant exclusion from the provisions of this act.

41 (cf: P.L.1989, c.274, s.1)

42

43 3. (New section) a. There is created within the Division of
44 Consumer Affairs in the Department of Law and Public Safety, under
45 the Board of Examiners of Electrical Contractors, a "Fire Alarm,
46 Burglar Alarm and Locksmith Advisory Committee." The committee

1 shall consist of 15 members who are residents of this State as follows:

2 (1) Two members shall have been engaged in the alarm business
3 in this State on a full-time basis for at least five consecutive years
4 immediately preceding their appointments, shall be members of the
5 New Jersey Burglar and Fire Alarm Association and, except for the
6 members first appointed, shall be licensed under the provisions of
7 section 7 of this act;

8 (2) Five members shall be municipal officials, and shall include (a)
9 a fire prevention officer; (b) a crime prevention officer; (c) a fire sub-
10 code official; (d) a building inspector; and (e) a chief of police who is
11 a member of the New Jersey Association of Chiefs of Police;

12 (3) One member shall be a representative of the Division of State
13 Police;

14 (4) One member shall have been engaged in the alarm business in
15 this State on a full-time basis for at least five consecutive years
16 immediately preceding appointment, shall be a member of the
17 Automatic Fire Alarm Association of New Jersey and, except for the
18 member first appointed, shall be licensed under the provisions of
19 section 7 of this act;

20 (5) Two members shall have been engaged as practicing
21 locksmiths on a full-time basis for at least five consecutive years
22 immediately preceding appointment, shall be members of a duly
23 recognized professional locksmith association in New Jersey and,
24 except for the members first appointed, shall be licensed as locksmiths
25 under the provisions of section 7 of this act;

26 (6) One member shall have been engaged in the alarm business in
27 this State on a full-time basis, shall be a member of both the New
28 Jersey Burglar and Fire Alarm Association and a duly recognized
29 professional locksmith association and, except for the member first
30 appointed, be licensed under the provisions of section 7 of this act;

31 (7) One member shall have been engaged as a practicing locksmith
32 in this State on a full-time basis for at least five consecutive years
33 immediately preceding appointment, shall be a member of both the
34 New Jersey Burglar and Fire Alarm Association and a duly recognized
35 professional locksmith association and, except for the member first
36 appointed, be licensed under the provisions of section 7 of this act;

37 (8) One member shall be a member of the International
38 Brotherhood of Electrical Workers, A.F.L.-C.I.O; and

39 (9) One member shall be a public member who meets the
40 requirements pertaining to public members set forth in subsection b.
41 of section 2 of P.L.1971, c.60 (C.45:1-2.2).

42 b. The Governor shall appoint each member for a term of three
43 years, except that of the members first appointed, five shall serve for
44 terms of three years, five shall serve for terms of two years, and five
45 shall serve for terms of one year.

46 c. Any vacancy in the membership of the committee shall be filled

1 for the unexpired term in the manner provided for the original
2 appointment. No member of the committee may serve more than two
3 successive terms in addition to any unexpired term to which he has
4 been appointed.

5 d. The committee shall annually elect from among its members a
6 chair and vice-chair. The committee shall meet at least four times a
7 year and may hold additional meetings as necessary to discharge its
8 duties. In addition to such meetings, the committee shall meet at the
9 call of the chair, the board, or the Attorney General.

10 e. Members of the committee shall be compensated and
11 reimbursed for actual expenses reasonably incurred in the performance
12 of their official duties and reimbursed for expenses and provided with
13 office and meeting facilities and personnel required for the proper
14 conduct of the committee's business.

15 f. The committee shall make recommendations to the board
16 regarding rules and regulations pertaining to professional training,
17 standards, identification and record-keeping procedures for licensees
18 and their employees, classifications of licensure necessary to regulate
19 the work of licensees, and other matters as necessary to effectuate the
20 purposes of this act.

21

22 4. (New section) The board shall have the following powers and
23 duties, or may delegate them to the committee:

24 a. To set standards and approve examinations for applicants for a
25 fire alarm, burglar alarm or locksmith license and issue a license to
26 each qualified applicant;

27 b. To administer the examination to be taken by applicants for
28 licensure;

29 c. To determine the form and contents of applications for
30 licensure, licenses and identification cards;

31 d. To adopt a code of ethics for licensees;

32 e. To issue and renew licenses and identification cards;

33 f. To set the amount of fees for fire alarm, burglar alarm and
34 locksmith licenses, license renewal, applications, examinations and
35 other services provided by the board and committee, within the limits
36 provided in subsection b. of section 11 of this act;

37 g. To refuse to admit a person to an examination or refuse to issue
38 or suspend, revoke, or fail to renew the license of a fire alarm, burglar
39 alarm, or locksmith licensee pursuant to the provisions of P.L.1978,
40 c.73 (C.45:1-14 et seq.);

41 h. To maintain a record of all applicants for a license;

42 i. To maintain and annually publish a record of every licensee, his
43 place of business, place of residence and the date and number of his
44 license;

45 j. To take disciplinary action, in accordance with P.L.1978, c.73
46 (C.45:1-14 et seq.) against a licensee or employee who violates any

1 provision of this act or any rule or regulation promulgated pursuant to
2 this act;

3 k. To adopt standards and requirements for and approve
4 continuing education programs and courses of study for licensees and
5 their employees.

6 l. To review advertising by licensees; and

7 m. To perform such other duties as may be necessary to effectuate
8 the purposes of this act.

9

10 5. (New section) a. No person shall advertise that he is
11 authorized to engage in, or engage in the alarm business, or otherwise
12 engage in the installation, service or maintenance of burglar alarm, fire
13 alarm or electronic security systems unless he satisfies the
14 requirements of this act.

15 b. No person shall represent himself as qualified to provide, or
16 otherwise provide locksmithing services unless he is licensed as a
17 locksmith in accordance with the provisions of this act.

18

19 6. (New section) a. Application for a license to engage in the
20 alarm business or to provide locksmithing services, as the case may be,
21 shall be made to the board in the manner and on the forms as the
22 board, in consultation with the committee may prescribe.

23 (1) An application to engage in the alarm business shall include the
24 name, age, residence, present and previous occupations of the
25 applicant and, in the case of a business firm engaged in the alarm
26 business, of each member, officer or director thereof, the name of the
27 municipality and the location therein by street number or other
28 appropriate description of the principal place of business and the
29 location of each branch office.

30 (2) An application to engage in locksmithing services shall include
31 the name, residence and principal business address of the applicant, or
32 in the case of an employee, the principal business address of his
33 employer.

34 b. Every applicant shall submit to the board, together with the
35 application, his photograph, in passport size, a list of all criminal
36 offenses of which he has been convicted, setting forth the date and
37 place of each conviction and the name under which he was convicted,
38 if other than that on the application, and fingerprints of his two hands
39 taken on standard fingerprint cards by a State or municipal law
40 enforcement agency. Before approving an application, the board shall
41 submit the fingerprints of the applicant to the Division of State Police
42 in the Department of Law and Public Safety, for comparative analysis.
43 The board is authorized to exchange fingerprint data with and receive
44 criminal history record information from the Division of State Police
45 and the Federal Bureau of Investigation for use in making the
46 determinations required by this act. The applicant shall bear the cost

1 for the criminal history record check. No license shall be issued to any
2 applicant whose license has been revoked under the provisions of this
3 act within five years of the date of filing of an application.

4 c. If an applicant files with the board fingerprints of a person other
5 than the applicant, he shall be guilty of a crime of the fourth degree
6 and shall have his license application denied or license revoked.

7 d. The board may require other information of the applicant and,
8 if the applicant is proposing to qualify a business firm, of the business
9 firm to determine the professional competence and integrity of the
10 concerned parties.

11
12 7. (New section) a. An applicant seeking licensure to engage in
13 the alarm business shall:

14 (1) Be at least 18 years of age;

15 (2) Be of good moral character, and not have been convicted of
16 a crime of the first, second or third degree within 10 years prior to the
17 filing of the application;

18 (3) Meet qualifications established by the board, in consultation
19 with the committee, regarding experience, continuing education,
20 financial responsibility and integrity; and

21 (4) Establish his qualifications to perform and supervise various
22 phases of alarm installation, service and maintenance as evidenced by
23 successful completion of an examination approved by the board, in
24 consultation with the committee, except that any person engaged in
25 the alarm business on the effective date of this act and filing an
26 application within 120 days following the effective date of this act,
27 shall not be required to submit evidence of the successful completion
28 of the examination requirement if that person shows proof of having
29 completed 40 hours of technical training prior to the effective date of
30 the act, which training has been approved by the board, in consultation
31 with the committee. No examination or training requirement shall
32 apply to any person providing evidence of having been engaged in the
33 alarm business for at least one year prior to the effective date of this
34 act.

35 b. An applicant seeking licensure as a locksmith shall:

36 (1) Be at least 18 years of age;

37 (2) Be of good moral character, and not have been convicted of
38 a crime of the first, second or third degree within 10 years prior to the
39 filing of the application;

40 (3) Present evidence to the board of having successfully completed
41 any training and continuing education requirements established by the
42 board, in consultation with the committee; and

43 (4) Successfully complete a written examination approved by the
44 board, in consultation with the committee to determine the applicant's
45 competence to engage in locksmithing services, except that no
46 examination requirement shall apply to any person engaged in

1 locksmithing services who has practiced locksmithing services for at
2 least one year prior to the effective date of this act and who files an
3 application within 120 days following the effective date of this act.
4

5 8. (New section) The provisions of this act regarding the practice
6 of locksmithing services shall not apply to:

7 a. The activities of any person performing public emergency
8 services for a governmental entity if that person is operating under the
9 direction or control of the organization by which he is employed;

10 b. The activities of any sales representative who is offering a sales
11 demonstration to licensed locksmiths;

12 c. The activities of any automotive service dealer or lock
13 manufacturer, or their agent or employee, while servicing, installing,
14 repairing, or rebuilding locks from a product line utilized by that
15 dealer or lock manufacturer;

16 d. The activities of any member of a trade union hired to install
17 any mechanical locking device as part of a new building construction
18 or renovation project; and

19 e. The activities of any person using any key duplicating machine
20 or key blanks, except for keys marked "do not duplicate" or "master
21 key."
22

23 9. (New section) a. Telephone utilities and cable television
24 companies regulated by the Board of Regulatory Commissioners
25 pursuant to Title 48 of the Revised Statutes and persons in their
26 employ while performing the duties of their employment are exempt
27 from the requirement of obtaining a license to engage in the alarm
28 business pursuant to this act.

29 b. Electrical contractors regulated by the Board of Examiners of
30 Electrical Contractors pursuant to P.L.1962, c.162 (C.45:5A-1 et seq.)
31 and persons in their employ while performing the duties of their
32 employment are exempt from the requirement of obtaining a license to
33 engage in the alarm business pursuant to this act.
34

35 10. (New section) Notwithstanding any other provision of this act
36 to the contrary, the board shall, upon application with submission of
37 satisfactory proof and payment of the prescribed fee, within six months
38 following the effective date of this act, issue a locksmith license to:

39 a. Any person who has successfully completed a locksmith
40 apprentice program which has been approved by the Bureau of
41 Apprenticeship and Training of the United States Department of
42 Labor; or

43 b. Any person who has been engaged full-time in the practice of
44 locksmithing services for at least three years immediately prior to the
45 date of his application for a locksmith's license.

1 11. (New section) a. Licenses shall be issued to qualified
2 applicants seeking licensure to engage in the alarm business or as a
3 locksmith for a three-year period, upon payment of a licensing fee.
4 License renewals shall be issued for a three-year period upon the
5 payment of a renewal fee. A renewal application shall be filed with the
6 board at least 45 days prior to expiration of a license. A license issued
7 pursuant to this act shall not be transferable.

8 b. Fees shall be established, prescribed or changed by the board,
9 in consultation with the committee, to the extent necessary to defray
10 all proper expenses incurred by the committee, the board and any staff
11 employed to administer the provisions of this act, except that fees
12 shall not be fixed at a level that will raise amounts in excess of the
13 amount estimated to be so required. All fees and any fines imposed
14 under this act shall be paid to the board and shall be forwarded to the
15 State Treasurer and become part of the General Fund.

16

17 12. (New section) a. No licensee qualified under the provisions
18 of this act shall engage in the alarm business or in the practice of
19 locksmithing services, unless the licensee:

20 (1) Maintains at least one business office within the State or files
21 with the board a statement, duly executed and sworn to before a
22 person authorized by the laws of this State to administer oaths,
23 containing a power of attorney constituting the board the true and
24 lawful attorney of the licensee upon whom all original process in an
25 action or legal proceeding against the licensee may be served and in
26 which the licensee agrees that the original process that may be served
27 upon the board shall be of the same force and validity as if served
28 upon the licensee and that the authority thereof shall continue in force
29 so long as the licensee engages in the alarm business or in the practice
30 of locksmithing services, as the case may be, in this State;

31 (2) Clearly marks the outside of each installation and service
32 vehicle to be used in conjunction with the alarm business with the
33 alarm business name or the outside of each installation and service
34 vehicle to be used in conjunction with locksmithing services with the
35 locksmithing service's name;

36 (3) Maintains an emergency service number attended to on a
37 24-hour basis and responds appropriately to emergencies on a 24-hour
38 basis when engaged in the alarm business; and

39 (4) Retains at all times general liability insurance in an amount
40 determined by the board, in consultation with the committee, and
41 insurance coverage or a surety bond in favor of the State of New
42 Jersey in the sum of \$10,000, executed by a surety company
43 authorized to transact business in the State of New Jersey and which
44 is approved by the Department of Banking and Insurance, and which
45 is to be conditioned on the faithful performance of the provisions of
46 this act. The board shall by rule or regulation provide who shall be

1 eligible to receive the financial protection afforded by that bond and
2 the bond shall be in full force and effect for the term of the license
3 issued.

4 b. Except in the case of an employee licensed as a locksmith, no
5 licensed locksmith shall engage in locksmithing services unless that
6 licensee maintains at least one business office within the State.

7

8 13. (New section) a. Every licensee and every employee or other
9 person engaged in the unsupervised installation, servicing or
10 maintenance of burglar alarm, fire alarm or electronic security systems
11 shall, at all times during working hours, display an identification card
12 issued by the board. The identification card shall contain the following
13 information:

14 (1) the name, photograph and signature of the person to whom the
15 card has been issued;

16 (2) the business name and address and license number of the
17 licensee;

18 (3) the expiration date of the card; and

19 (4) that other information the board deems appropriate for
20 identification purposes.

21 b. Identification cards shall be issued for a three-year period
22 which, in the case of a licensee, shall correspond to the term of the
23 license period of the licensee. Application for renewal of an
24 identification card for other than a licensee shall be made by the person
25 named on the card at least 45 days prior to the expiration date of the
26 card. The information provided on the identification card shall at all
27 times be current, and the named holder of the card shall advise the
28 board of any changes and file for issuance of an updated card within
29 five days following occurrence of a change, which card shall be issued
30 for the unexpired term of the original card.

31 c. Identification cards shall not be transferable in the event of a
32 change in employment.

33

34 14. (New section) No person shall be employed by a licensee to
35 install, service or maintain a burglar alarm, fire alarm or electronic
36 security system or, except in the case of a licensee, shall otherwise
37 engage in the installation, service or maintenance thereof;

38 a. unless the person is of good moral character; and

39 b. where the work is to be performed other than under the field
40 supervision of a licensee or a person qualified pursuant to the
41 provisions of this section, unless the person shall have at least three
42 years of practical experience and shall have successfully completed a
43 course of study or a competency examination prescribed by the board,
44 in consultation with the committee; except that an employee employed
45 in the installation, servicing or maintenance of burglar alarm, fire alarm
46 or electronic security systems by a license applicant filing an

1 application within 120 days of the effective date of this act and
2 identified as an employee on the application, shall not be required to
3 satisfy the competency requirements of this subsection, until the first
4 renewal of the employee's identification card.

5

6 15. (New section) a. A licensee shall be responsible for any
7 unlawful or unprofessional conduct by an employee, except that the
8 conduct shall not be a cause for suspension or revocation of a license,
9 unless the board determines that the licensee had knowledge thereof,
10 or there is shown to have existed a pattern of unlawful or
11 unprofessional conduct.

12 b. Within 30 days of employing a person in connection with an
13 alarm business or as a locksmith, a licensee shall notify the board and
14 shall provide the board with the employee's photograph, in passport
15 size, fingerprints of the employee's two hands taken on standard
16 fingerprint cards by a State or municipal law enforcement agency, a list
17 of all criminal offenses, supplied by the employee, of which the
18 employee has been convicted, setting forth the date and place of each
19 conviction, and the name under which the employee was convicted, if
20 other than that given in the written notification to the board and, if the
21 work of the employee is not to be directly supervised, evidence of
22 practical experience and professional competence in accordance with
23 the requirements of subsection b. of section 14 of this act.

24 c. If a licensee knowingly falsifies any information required by the
25 board, the licensee shall be guilty of a crime of the fourth degree and
26 shall have his license revoked.

27 d. After confirming the information provided on an employee with
28 the Division of State Police in the Department of Law and Public
29 Safety and conducting other investigations as necessary, if the board
30 determines that an employee is subject to the requirements of section
31 14 of this act and fails to satisfy those requirements, the board shall
32 advise the licensee immediately of the employee's unfitness. The board
33 is authorized to exchange fingerprint data with and receive criminal
34 history record information from the Division of State Police and the
35 Federal Bureau of Investigation for use in making the determinations
36 required by this act. The employer shall bear the cost for the criminal
37 history record check pursuant to this section. Employees hired by an
38 alarm business through a recognized trade union on a temporary basis
39 not to exceed six months or one project, whichever is greater, are
40 exempt from the requirements of this act.

41

42 16. (New section) No municipality or county shall enact an
43 ordinance or resolution or promulgate any rules or regulations relating
44 to the licensing or registration of locksmiths or alarm businesses. The
45 provisions of any ordinance or resolution or rules or regulations of any
46 municipality or county relating to the licensing or registration of

1 locksmiths or alarm businesses are superseded by the provisions of this
2 act. Nothing in this section shall be construed, however, to prohibit
3 municipal regulation of door-to-door vendors or salespersons of
4 burglar alarm, fire alarm or electronic security systems nor shall
5 anything in this section be construed to prohibit or restrict municipal
6 consideration of alarm business service proposals in consent
7 proceedings under the "Cable Television Act," P.L.1972, c.186
8 (C.48:5A-1 et seq.).
9

10 17. (New section) If the board, after consultation with the
11 committee, determines that an applicant holds a valid license from
12 another jurisdiction which requires equal or greater experience and
13 knowledge requirements, the board may accept evidence of that
14 license as meeting the experience and knowledge requirements of this
15 act for a person engaged in the alarm business or in the practice of
16 locksmithing services.
17

18 18. (New section) The board, after consultation with the
19 committee, shall adopt rules and regulations pursuant to the
20 "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1 et seq.)
21 necessary to effectuate the purposes of this act.
22

23 19. This act shall take effect on the 180th day following the date
24 of enactment, except that section 2 shall take effect on the date
25 regulations promulgated under this act have taken effect.
26

27

28

29

30

31 Provides for regulation of locksmiths, and burglar, fire alarm and
electronic security businesses.

ASSEMBLY, No. 994

STATE OF NEW JERSEY

Introduced Pending Technical Review by Legislative Counsel

PRE-FILED FOR INTRODUCTION IN THE 1996 SESSION

By Assemblymen MORAN and IMPREVEDUTO

1 AN ACT concerning the regulation of locksmiths and burglar alarm,
2 fire alarm, and electronic security businesses, supplementing Title
3 52 of the Revised Statutes, and making an appropriation.

4

5 **BE IT ENACTED** by the Senate and General Assembly of the State
6 of New Jersey:

7

8 1. This act shall be known and may be cited as the "Burglar Alarm,
9 Fire Alarm and Electronic Security Business and Locksmith
10 Regulation Act."

11

12 2. As used in this act:

13 "Alarm business" means the installation, servicing or maintenance
14 of burglar alarm, fire alarm or electronic security systems, or the
15 monitoring or responding to alarm signals when provided in
16 conjunction therewith. "Installation," as used in this definition,
17 includes the survey of a premises, the design and preparation of the
18 specifications for the equipment or system to be installed pursuant to
19 a survey, the installation of the equipment or system, or the
20 demonstration of the equipment or system after the installation is
21 completed, but does not include any survey, design or preparation of
22 specifications for equipment or for a system which is prepared by an
23 engineer licensed pursuant to the provisions of P.L.1938, c.342
24 (C.45:8-27 et seq.), or an architect licensed pursuant to the provisions
25 of chapter 3 of Title 45 of the Revised Statutes if the survey, design,
26 or preparation of specifications is part of a design for construction of
27 a new building or premises or a renovation of an existing building or
28 premises, which renovation includes components other than the
29 installation of a burglar alarm, fire alarm or electronic security system,
30 and further does not include the design or preparation of specifications
31 for the equipment or system to be installed that are within the practice
32 of professional engineering as defined in subsection (b) of section 2 of
33 P.L.1938, c.342 (C.45:8-28).

34 "Burglar alarm" means a security system comprised of an
35 interconnected series of alarm devices or components, including

1 systems interconnected with radio frequency signals, which emits an
2 audible, visual or electronic signal indicating an alarm condition and
3 providing a warning of intrusion, which is designed to discourage
4 crime.

5 "Business firm" means a partnership, corporation or other business
6 entity engaged in the alarm business or locksmithing services.

7 "Committee" means the Burglar, Fire Alarm and Locksmith
8 Advisory Committee created by section 4 of this act.

9 "Director" means the Director of the Division of Fire Safety in the
10 Department of Community Affairs.

11 "Electronic security" means a security system comprised of an
12 interconnected series of devices or components, including systems
13 with audio and video signals or other electronic systems, which emits
14 or transmits an audible, visual or electronic signal warning of intrusion
15 and provides notification of authorized entry or exit, which is designed
16 to discourage crime.

17 "Fire alarm" means a security system comprised of an
18 interconnected series of alarm devices or components, including
19 systems interconnected with radio frequency signals, which emits an
20 audible, visual or electronic signal indicating an alarm condition and
21 provides a warning of the presence of smoke or fire: "Fire alarm" does
22 not mean a system whose primary purpose is telecommunications with
23 energy control, the monitoring of the interior environment being an
24 incidental feature thereto.

25 "Licensed locksmith" means a person who engages in locksmithing
26 services who has met the eligibility requirements contained in
27 subsection b. of section 7 of this act and has been duly licensed under
28 this act.

29 "Licensed locksmith apprentice" means a person who provides
30 locksmithing services to the public for compensation, who has met the
31 eligibility requirements contained in subsection c. of section 7 of this
32 act and has been duly licensed under this act.

33 "Licensee" means a person licensed to engage in the alarm business
34 or in the occupation of locksmith or locksmith apprentice pursuant to
35 the provisions of this act.

36 "Locksmithing services" means the modification, recombination,
37 repair or installation of mechanical locking devices and electronic
38 security systems for any type of compensation and includes the
39 following: repairing, rebuilding, recoding, servicing, adjusting,
40 installing, manipulating or bypassing of a mechanical or electronic
41 locking device, for controlled access or egress to premises, vehicles,
42 safes, vaults, safe doors, lock boxes, automatic teller machines or
43 other devices for safeguarding areas where access is meant to be
44 limited; operating a mechanical or electronic locking device, safe or
45 vault by means other than those intended by the manufacturer of such
46 locking devices, safes or vaults; or consulting and providing technical

1 advice regarding selection of hardware and locking systems of
2 mechanical or electronic locking devices and electronic security
3 systems.

4

5 3. The director shall:

6 a. Administer and enforce the provisions of this act;

7 b. Within 90 days following the effective date of this act, and as
8 necessary thereafter, promulgate, in consultation with the committee,
9 rules and regulations pursuant to the "Administrative Procedure Act,"
10 P.L.1968, c.410 (C.52:14B-1 et seq.), to effectuate the purposes of
11 this act;

12 c. Examine and pass on the qualifications of all applicants for a
13 license under this act and issue a license to each qualified applicant;

14 d. Maintain a record of all applicants for a license, showing for
15 each the date of application, name, age, qualifications, place of
16 business and place of residence, and whether the application was
17 rejected or a license granted, and the date of such action;

18 e. Establish, in consultation with the committee, professional
19 standards for licensees and employees;

20 f. Exercise any investigative powers and impose any of the
21 penalties provided in sections 21 through 27 of this act, as necessary
22 or appropriate;

23 g. Conduct hearings pursuant to the "Administrative Procedure
24 Act," P.L.1968, c.410 (C.52:14B-1 et seq.);

25 h. Conduct proceedings before any court of competent jurisdiction
26 for the enforcement of the provisions of this act;

27 i. Annually publish a list of the names, places of business and
28 residences of all licensees;

29 j. Establish and revise the charges for licenses, license renewals,
30 and other services performed;

31 k. Establish classifications, after consulting with the committee, in
32 order to regulate the different disciplines of work regulated under this
33 act;

34 l. Establish standards, in consultation with the committee, for
35 continuing occupational competency in locksmithing services; and

36 m. Be empowered to do such other things as may be necessary to
37 effectuate the purposes of this act.

38

39 4. In order to advise the director in the administration of the
40 provisions of this act, there is created in the Division of Fire Safety in
41 the Department of Community Affairs, a Burglar, Fire Alarm and
42 Locksmith Advisory Committee. The committee shall be comprised
43 of 13 members to be appointed by the Governor, with the advice and
44 consent of the Senate, for terms of three years, except that of the
45 members first appointed, four shall serve for one year, five shall serve
46 for two years and four shall serve for three years. Two members of

1 the committee shall have been engaged, on a full-time basis, in the
2 alarm business for at least five consecutive years immediately
3 preceding their appointments, shall be members of the New Jersey
4 Burglar and Fire Alarm Association and, except for the members first
5 appointed, shall be licensed under the provisions of this act; one
6 committee member shall be a member of the Division of State Police,
7 one shall be a municipal fire prevention officer, one shall be a
8 municipal crime prevention officer, one shall be a municipal fire
9 sub-code official, one shall be a municipal building inspector, one shall
10 be a member of the Automatic Fire Alarm Association of New Jersey
11 who shall have been engaged, on a full-time basis, in the alarm
12 business for at least five consecutive years immediately preceding
13 appointment and, except for the member first appointed, shall be
14 licensed under the provisions of this act, two shall be members of a
15 duly recognized professional locksmith association in New Jersey who
16 shall have been engaged on a full-time basis, as practicing locksmiths
17 for at least five consecutive years immediately preceding appointment
18 and, except for the members first appointed, shall be licensed under the
19 provisions of this act, one shall be a member of the New Jersey
20 Burglar and Fire Alarm Association and a member of a duly
21 recognized locksmith association in New Jersey who shall have been
22 engaged on a full-time basis in the alarm business for at least five
23 consecutive years immediately preceding appointment and, except for
24 the member first appointed, shall be licensed to engage in the alarm
25 business under the provisions of this act, one shall be a member of a
26 duly recognized locksmith association in New Jersey and a member of
27 the New Jersey Burglar and Fire Alarm Association who shall have
28 been engaged on a full-time basis as a practicing locksmith for at least
29 five consecutive years immediately preceding appointment and, except
30 for the member first appointed, shall be licensed to engage in the
31 occupation of locksmith under the provisions of this act, and one shall
32 be a public member and resident of the State without any association
33 with the alarm business or the occupation of locksmith.

34 Each member shall hold office for the term of appointment and until
35 his successor is appointed and qualified. A member is eligible to be
36 reappointed to the committee. A member appointed to fill a vacancy
37 occurring in the membership of the committee for any reason other
38 than the expiration of the term shall have a term of appointment for the
39 unexpired term only. All vacancies shall be filled in the same manner
40 as the original appointment.

41

42 5. a. No person shall advertise that he is authorized to engage in
43 or engage in the alarm business or otherwise engage in the installation,
44 service or maintenance of burglar alarm, fire alarm or electronic
45 security systems unless he satisfies the requirements of this act.

46 b. No person shall represent himself as qualified to engage in the

1 occupation of locksmith or locksmith apprentice unless he is licensed
2 as a locksmith or locksmith apprentice, as the case may be, in
3 accordance with the provisions of this act.

4

5 6. a. Application for a license to engage in the alarm business or
6 to engage in the occupation of locksmith or locksmith apprentice, as
7 the case may be, shall be made to the director in the manner and on the
8 forms as the director may prescribe.

9 (1) An application to engage in the alarm business shall include the
10 name, age, residence, present and previous occupations of the
11 applicant, and, in the case of a business firm engaged in the alarm
12 business, of each member, officer or director thereof; the name of the
13 municipality and the location therein by street number or other
14 appropriate description of the principal place of business and the
15 location of each branch office.

16 (2) An application to engage in the occupation of locksmith or
17 locksmith apprentice shall include the name, residence and principal
18 business address of the applicant, or in the case of an employee, the
19 principal business address of his employer.

20 b. Every applicant shall submit to the director, together with the
21 application, his photograph, in passport size, a list of all criminal
22 offenses of which he has been convicted, setting forth the date and
23 place of each conviction and the name under which he was convicted,
24 if other than that on the application, and fingerprints of his two hands
25 taken on standard fingerprint cards by a State or municipal law
26 enforcement agency. Before approving an application, the director
27 shall submit the fingerprints of the applicant to the Division of State
28 Police in the Department of Law and Public Safety, for comparative
29 analysis. The director is authorized to exchange fingerprint data with
30 and receive criminal history record information from the Division of
31 State Police and the Federal Bureau of Investigation for use in making
32 the determinations required by this act. The applicant shall bear the
33 cost for the criminal history record check. No license shall be issued
34 to any applicant whose license has been revoked under the provisions
35 of this act within five years of the date of filing of an application.

36 c. If an applicant files with the director fingerprints of a person
37 other than the applicant, he shall be guilty of a crime of the fourth
38 degree and shall have his license application denied or license revoked.

39 d. The director may require other information of the applicant and,
40 if the applicant is proposing to qualify a business firm, of the business
41 firm to determine the professional competence and integrity of the
42 concerned parties.

43

44 7. a. An applicant seeking licensure to engage in the alarm
45 business shall:

46 (1) Be at least 18 years of age;

1 (2) Meet qualifications established by the director regarding
2 experience, financial responsibility and integrity; and

3 (3) Establish his qualifications to perform and supervise various
4 phases of alarm installation, service and maintenance as evidenced by
5 successful completion of an examination to be prescribed by the
6 director, in consultation with the committee, except that any person
7 engaged in the alarm business on the effective date of this act and
8 filing an application within 120 days following the operative date of
9 this act, shall not be required to submit evidence of the successful
10 completion of the examination requirement provided that they show
11 proof of 40 hours of technical training approved by the director upon
12 the advice of the committee. No examination requirement shall apply
13 to any person providing evidence of having been engaged in the alarm
14 business for at least one year prior to the effective date of this act.

15 b. An applicant seeking licensure as a locksmith shall:

16 (1) Be at least 18 years of age;

17 (2) Be of good moral character, and not have been convicted of a
18 crime of the first, second or third degree within 10 years prior to the
19 filing of the application;

20 (3) Present evidence to the director of having successfully
21 completed any training requirements established by the director by
22 regulation; and

23 (4) Successfully complete any written examination administered or
24 approved by the director to determine the applicant's competence to
25 engage in the occupation of locksmith, except that no examination
26 requirement shall apply to any person engaged in the occupation of
27 locksmith who has been engaged in the occupation of locksmith for at
28 least one year prior to the effective date of this act and who files an
29 application within 120 days following the operative date of this act.

30 c. An applicant seeking licensure as a locksmith apprentice shall:

31 (1) Be of good moral character, and not have been convicted of a
32 crime of the first, second or third degree within 10 years prior to the
33 filing of the application;

34 (2) Present evidence to the director of having successfully
35 completed any training requirements established by the director by
36 regulation; and

37 (3) Successfully complete any written examination administered or
38 approved by the director to determine the applicant's competence to
39 engage in the occupation of locksmith apprentice.

40

41 8. The provisions of this act regarding the practice of locksmithing
42 services shall not apply to:

43 a. The activities of any person performing public emergency
44 services for a governmental entity if that person is operating under the
45 direction or control of the organization by which he is employed;

46 b. The activities of any sales representative who is offering a sales

1 demonstration to licensed locksmiths or locksmith apprentices;

2 c. The activities of any automotive service dealer or lock
3 manufacturer, or their agent or employee, while servicing, installing,
4 repairing, or rebuilding locks from a product line utilized by that
5 dealer or lock manufacturer;

6 d. The activities of any member of a trade union hired to install any
7 mechanical locking device as part of a new building construction or
8 renovation project; and

9 e. The activities of any person using any key duplicating machine
10 or key blanks, except for keys marked "do not duplicate" or "master
11 key."

12

13 9. Notwithstanding any other provision of this act to the contrary,
14 the director shall, upon application with submission of satisfactory
15 proof and payment of the prescribed fee, within six months following
16 the effective date of this act, issue a locksmith license to: a. any person
17 who has successfully completed a locksmith apprentice program which
18 has been approved by the Bureau of Apprenticeship and Training of
19 the United States Department of Labor; or b. any person who has
20 been engaged full-time in the occupation of locksmith for at least three
21 years immediately prior to the date of his application for a locksmith
22 license.

23

24 10. a. When an individual seeking licensure to engage in the alarm
25 business or the occupation of locksmith proposes to do business in his
26 own name, he shall so state on the license application, and the license,
27 if granted, shall be issued only to that individual.

28 b. If the applicant is proposing to qualify a business firm, the
29 application shall also state the name or names of the partnership and
30 its partners, or of the corporation and its officers and directors, or of
31 such other business firm and its members. The application shall show
32 that the person applying for the license is legally qualified to act for
33 the business firm in all matters connected with its alarm business or its
34 locksmithing services, as the case may be, and that he has authority
35 to supervise the work undertaken by the business firm. The license,
36 when issued upon application to qualify a business firm, shall be in the
37 name of the business firm, with the name of the qualified individual
38 noted thereon.

39 c. (1) In the case of a business firm, at least one individual legally
40 qualified to act for and supervise the work performed by the business
41 firm in matters connected with the alarm business or locksmithing
42 services, as the case may be, shall be licensed under this act in order
43 for the business firm to continue in the alarm business or in providing
44 locksmithing services. If that individual so qualified and licensed
45 ceases to be affiliated with the business firm in that capacity, the
46 business firm shall, in writing, so inform the director within 30 days of

1 the termination of affiliation, and shall within 45 days following
2 termination, requalify for a license pursuant to subsection b. of this
3 section. No business firm shall continue in the alarm business or in
4 providing locksmithing services after expiration of the 45 day period,
5 unless a new license has been issued.

6 (2) When a licensee qualified as a business firm proposes to
7 affiliate with another licensee qualified as the same type of business
8 firm, the licensee shall so inform the director and submit his license
9 thereto, and shall apply for a new license in accordance with
10 subsection b. of this section. A license issued pursuant to this act shall
11 not be transferable.

12 d. Licenses shall be issued to qualified applicants seeking licensure
13 to engage in the alarm business or as a locksmith or locksmith
14 apprentice for a three-year period, upon payment of a filing fee.
15 License renewals shall be issued for a three-year period upon the
16 payment of a renewal fee. A renewal application shall be filed with the
17 director at least 45 days prior to expiration of a license.

18
19 11. a. Licenses shall be in a form prescribed by the director.

20 b. In addition to any other information required by the director, a
21 license shall set forth the full name of the applicant, the alarm or
22 locksmithing services business name under which the applicant is
23 authorized to operate, the location of the principal office of the alarm
24 or locksmithing services business and the location of each branch
25 office for which the license is issued, the issuance and expiration dates
26 of the license, and any other information required by the director. In
27 the event of any change in the partners, officers, directors or members
28 of the business firm, any change in the address of any branch office or
29 principal office of the business, or if the licensee ceases to be affiliated
30 with the business firm, the director shall be notified in writing of the
31 change within 30 days thereafter. Failure to give proper notification
32 shall be sufficient cause for revocation of the license.

33
34 12. Except in the case of an employee licensed as a locksmith or
35 locksmith apprentice, before a licensee exercises any rights under the
36 license issued to him, the license, or a certified copy thereof, shall be
37 posted and, at all times thereafter while the license is in force, be
38 displayed in a conspicuous place in the principal office and in each
39 branch office for which it is issued. In the event that any license or
40 certified copy thereof issued by the director is lost or destroyed, notice
41 of the loss or destruction shall be given to the director immediately,
42 and the director may issue a duplicate or certified copy thereof. Upon
43 written application to the director setting forth a change in the location
44 of any branch office or principal place of business of the licensee as set
45 forth in the license, the director may authorize the change, in which
46 case the licensee shall surrender to the director his license and all

1 copies thereof, and the director may either endorse thereon the change
2 or issue a new license as of the same date as the original license in lieu
3 of the license so surrendered. Appropriate fees therefor shall be
4 established by the director.

5
6 13. a. No licensee qualified under the provisions of this act shall
7 engage in the alarm business or in the practice of locksmithing
8 services, unless the licensee:

9 (1) Maintains at least one business office within the State or files
10 in the office of the director a statement, duly executed and sworn to
11 before a person authorized by the laws of this State to administer
12 oaths, containing a power of attorney constituting the director the true
13 and lawful attorney of the licensee upon whom all original process in
14 an action or legal proceeding against the licensee may be served and
15 in which the licensee agrees that the original process that may be
16 served upon the director shall be of the same force and validity as if
17 served upon the licensee and that the authority thereof shall continue
18 in force so long as the licensee engages in the alarm business or in the
19 practice of locksmithing services, as the case may be, in this State;

20 (2) Clearly marks the outside of each installation and service
21 vehicle to be used in conjunction with the alarm business with the
22 alarm business name or the outside of each installation and service
23 vehicle to be used in conjunction with locksmithing services with the
24 locksmithing services name;

25 (3) Maintains an emergency service number attended to on a
26 24-hour basis and responds appropriately to emergencies on a 24-hour
27 basis when engaged in the alarm business; and

28 (4) Retains at all times general liability insurance in an amount
29 determined by the director and insurance coverage or a surety bond in
30 favor of the State of New Jersey in the sum of \$1,000, executed by a
31 surety company authorized to transact business in the State of New
32 Jersey and which is approved by the Department of Insurance, and
33 which is to be conditioned on the faithful performance of the
34 provisions of this act. The director shall by rule or regulation provide
35 who shall be eligible to receive the financial protection afforded by
36 such bond and the bond shall be in full force and effect for the term of
37 the license issued.

38 b. Except in the case of an employee licensed as a locksmith or
39 locksmith apprentice, no licensed locksmith or locksmith apprentice
40 shall engage in locksmithing services unless that licensee maintains at
41 least one business office within the State.

42
43 14. No person shall be employed by a licensee to install, service or
44 maintain a burglar alarm, fire alarm or electronic security system or,
45 except in the case of a licensee, shall otherwise engage in the
46 installation, service or maintenance thereof;

1 a. Unless the person is of good moral character; and
2 b. Where the work is to be performed other than under the field
3 supervision of a licensee or a person qualified pursuant to the
4 provisions of this section, unless the person shall have at least three
5 years of practical experience and shall have successfully completed a
6 course of study or a competency examination prescribed by the
7 director, in consultation with the committee; except that an employee
8 employed in the installation, servicing or maintenance of burglar alarm,
9 fire alarm or electronic security systems by a license applicant filing an
10 application within 120 days of the operative date of this act and
11 identified as an employee on the application, shall not be required to
12 satisfy the competency requirements of this subsection, until the first
13 renewal of the employee's identification card.

14
15 15. Within 14 days of employing a person in connection with an
16 alarm business or as a locksmith or locksmith apprentice, a licensee
17 shall notify the director and shall provide him with the employee's
18 photograph, in passport size, fingerprints of the employee's two hands
19 taken on standard fingerprint cards by a State or municipal law
20 enforcement agency, a list of all criminal offenses, supplied by the
21 employee, of which the employee has been convicted, setting forth the
22 date and place of each conviction, and the name under which the
23 employee was convicted, if other than that given in the written
24 notification to the director, and, if the work of the employee is not to
25 be directly supervised, evidence of practical experience and
26 professional competence in accordance with the requirements of
27 subsection b. of section 14 of this act.

28 If a licensee knowingly falsifies any information required by the
29 director, the licensee shall be guilty of a crime of the fourth degree and
30 shall have his license revoked therefor by the director.

31 After confirming the information provided on an employee with the
32 Division of State Police in the Department of Law and Public Safety
33 and conducting such other investigations as may be necessary, the
34 director shall, if he determines that an employee who is subject to the
35 requirements of section 14 of this act and who fails to satisfy those
36 requirements, advise the licensee forthwith of the employee's unfitness
37 and require immediate termination of employment. The director is
38 authorized to exchange fingerprint data with and receive criminal
39 history record information from the Division of State Police and the
40 Federal Bureau of Investigation for use in making the determinations
41 required by this act. The employer shall bear the cost for the criminal
42 history record check pursuant to this section. Employees hired by an
43 alarm business through a recognized trade union on a temporary basis
44 not to exceed six months or one project, whichever is greater, are
45 exempt from the requirements of this section.

1 16. Every licensee and every employee or other person engaged in
2 the unsupervised installation, servicing or maintenance of burglar
3 alarm, fire alarm or electronic security systems shall, at all times
4 during working hours, display an identification card issued by the
5 director. The identification card shall contain the following
6 information:

7 a. The name, photograph and signature of the person to whom the
8 card has been issued;

9 b. The business name and address and license number of the
10 licensee;

11 c. The expiration date of the card; and

12 d. Such other information as the director deems appropriate for
13 identification purposes.

14
15 17. Identification cards shall be issued for a three-year period
16 which, in the case of a licensee, shall correspond to the term of the
17 license period of the licensee. Application for renewal of an
18 identification card for other than a licensee shall be made by the person
19 named on the card at least 45 days prior to the expiration date of the
20 card. The information provided on the identification card shall at all
21 times be current, and the named holder of the card shall advise the
22 director of any changes and file for issuance of an updated card within
23 five days following occurrence of a change, which card shall be issued
24 for the unexpired term of the original card.

25 Identification cards shall not be transferable in the event of a change
26 in employment.

27 The director shall prescribe the manner of, and the forms and fees
28 for filing for identification cards.

29
30 18. A licensee shall be responsible for any unlawful or
31 unprofessional conduct by an employee, except that the conduct shall
32 not be a cause for suspension or revocation of a license, unless the
33 director determines that the licensee had knowledge thereof, or there
34 is shown to have existed a pattern of unlawful or unprofessional
35 conduct.

36
37 19. A licensee engaged in the alarm business shall maintain, on a
38 form prescribed by the director, a record of the name and address of
39 each purchaser of a burglar alarm, fire alarm or electronic security
40 system that was installed by the licensee, where it was installed, the
41 name and business address of the licensee, and other information
42 required by the director. These records shall be maintained by the
43 licensee for a period of time determined by the director by regulation.
44

45 20. a. Any licensed locksmith who knowingly and willfully opens
46 any locking or security devices for another by any method, whether or

1 not for compensation, shall obtain the street address of the residence
2 or commercial establishment, and the signature of the person for whom
3 the residence or commercial establishment was opened, on a work
4 order form, and shall include the following information regarding the
5 person requesting entry to the residence or commercial property:
6 name, address, telephone number, date of birth, and driver's license
7 number or other identification. A copy of each work order shall be
8 retained by the locksmith, or in the case that the locksmith is an
9 employee, by the business firm employing the locksmith, for three
10 years, and shall include the name and permit number of the licensed
11 locksmith performing the service, and shall be available for inspection
12 by any law enforcement officer or by the director during business
13 hours, or submitted to the Division of Fire Safety upon request.

14 b. Any licensed locksmith who opens a motor vehicle or personal
15 property registered under the vehicle code for another by any method,
16 whether or not for compensation, shall obtain the name, address,
17 telephone number, if any, and driver's license number or other
18 identification of the person requesting entrance, and the registration
19 number of the vehicle or personal property, registered under the
20 vehicle code for which entrance is requested. This information, along
21 with the date the service was performed, and the signature of the
22 person requesting entrance, shall be set forth on a work order. A copy
23 of each work order form shall be retained for three years by the
24 locksmith, or by the business firm employing the locksmith if the
25 locksmith is an employee. The work order form shall include the name
26 and permit number of the licensed locksmith performing the service,
27 and shall be available for inspection by any law enforcement officer or
28 by the director upon request.

29

30 21. The director may refuse to admit a person to examination, or
31 may refuse to issue, or may suspend or revoke any license or
32 employee's identification card issued under this act, or may impose
33 alternative penalties or pursue any civil remedy, if the applicant,
34 licensee, or holder of an employee's identification card:

35 a. Has obtained a license or employee's identification card, or
36 authorization to sit for an examination, as the case may be, through
37 fraud, deception or misrepresentation;

38 b. Has engaged in the use or employment of dishonesty, fraud,
39 deception, misrepresentation, false promise or false pretense;

40 c. Has engaged in gross negligence, gross malpractice or gross
41 incompetence;

42 d. Has engaged in repeated acts of negligence, malpractice or
43 incompetence;

44 e. Has engaged in occupational misconduct as defined in
45 regulations promulgated pursuant to this act;

46 f. Has been convicted of any crime relating adversely to his

1 activities in an alarm business or as a locksmith or locksmith
2 apprentice. For the purpose of this subsection a plea of guilty, non
3 vult, nolo contendere or any similar disposition of alleged criminal
4 activity is deemed a conviction;

5 g. Has had his authority to engage in the activities of an alarm
6 business or as a locksmith or locksmith apprentice revoked or
7 suspended by any other state, agency or authority for reasons
8 consistent with this section;

9 h. Has violated or failed to comply with the provisions of any act
10 or regulation administered by the director;

11 i. Is incapable, for medical or any other good cause, of discharging
12 the functions of a licensee or holder of any employee's identification
13 card in a manner consistent with the public health, safety and welfare;
14 or

15 j. Has violated any of the provisions of this act, including
16 permitting a license or identification card to be used by another
17 person.

18

19 22. Whenever it shall appear to the director that a person has
20 engaged in, or is engaging in any act or practice declared unlawful by
21 this act or a regulation promulgated pursuant to this act, or when the
22 director shall deem it to be in the public interest to inquire whether any
23 violation may exist, the director may exercise any of the following
24 investigative powers:

25 a. Require any person to file on such form as may be prescribed, a
26 statement or report in writing under oath, or otherwise, as to the facts
27 and circumstances concerning the rendition of any service or conduct,
28 or to the discharge of any act or practice subject to this act or a
29 regulation promulgated pursuant to it by the director;

30 b. Examine under oath any person in connection with any act or
31 practice subject to this act or a regulation promulgated pursuant to it
32 by the director;

33 c. Inspect any premises from which an alarm business or
34 locksmithing services is conducted;

35 d. Examine any goods, ware or item used in the rendition of an
36 alarm business or in the practice of locksmithing services;

37 e. Examine any record, book, document, account or paper
38 maintained by or for an alarm or locksmithing services business or
39 licensee regulated under this act in the regular course of that business;

40 f. For the purpose of preserving evidence of an unlawful act or
41 practice, pursuant to an order of the Superior Court, Law Division,
42 impound any record, book, document, account, paper, goods, ware,
43 or item used or maintained by or for any licensee regulated under this
44 act or alarm or locksmithing services business in the regular course of
45 that business. In such cases as may be necessary, the Superior Court,
46 Law Division may, on application of the director, issue an order

1 sealing items or materials subject to this subsection.

2 In order to accomplish the objectives of this act or any regulation
3 promulgated pursuant to this act, the director may hold such
4 investigative hearings as may be necessary and may issue subpoenas to
5 compel the attendance of any person or the production of books,
6 records or papers of any person, or the production of books, records
7 or papers at any hearing or inquiry.

8

9 23. If any person fails or refuses to file any statement or report or
10 refuses access to premises from which an alarm business or
11 locksmithing services is conducted in any lawfully conducted
12 investigative matter or fails to obey a subpoena issued pursuant to this
13 act, the director may apply to the Superior Court, Law Division and
14 obtain an order:

- 15 a. Adjudging the person in contempt of court;
16 b. Granting other relief as may be required; or
17 c. Suspending the license or identification card of the person until
18 compliance with the subpoena or investigative demand is affected.

19

20 24. If any person refuses to testify or produce any book, paper, or
21 other document in any proceeding under this act for the reason that the
22 testimony or evidence, documentary or otherwise, required of him may
23 tend to incriminate him, convict him of a crime, or subject him to a
24 penalty or forfeiture, and shall, notwithstanding, be directed to testify
25 or to produce the book, paper or document by the director, he shall
26 comply with the direction. No action shall be taken by the director
27 pursuant to this section without the approval of the Attorney General.

28 A person who is entitled by law to, and does assert his privilege not
29 to testify or respond, and who complies with the direction of the
30 director shall not thereafter be prosecuted or subjected to any penalty
31 or forfeiture in any criminal proceeding which arises out of and relates
32 to the subject matter of the proceeding. No person so testifying is
33 exempt from prosecution or punishment for perjury or false swearing
34 committed by him in giving testimony or from any civil or
35 administrative action arising from the testimony.

36

37 25. In addition or as an alternative, as the case may be, to
38 revoking, suspending or refusing to renew any license or employee's
39 identification card, the director may, after affording an opportunity to
40 be heard:

- 41 a. Issue a letter of warning, reprimand or censure with regard to
42 any act, conduct or practice which in the judgment of the director does
43 not warrant the initiation of formal action;
44 b. Assess civil penalties in accordance with this act;
45 c. Order any person violating any provision of this act or a
46 regulation promulgated pursuant to it, to cease and desist from future

1 violations thereof or to take such affirmative corrective action as may
2 be necessary with regard to any act or practice found unlawful by the
3 director;

4 d. Order any person found to have violated any provision of this
5 act or a regulation promulgated pursuant to it, to restore to any person
6 aggrieved by an unlawful act or practice, any moneys or property, real
7 or personal, acquired by means of that act or practice; except that no
8 restoration shall be ordered in a dollar amount greater than those
9 moneys received by a licensee, alarm business, or its agent or any
10 other person violating this act or regulation promulgated pursuant to
11 it;

12 e. Order any person, as a condition of continued, reinstated or
13 renewed licensure or use of an identification card, to secure medical
14 or other professional treatment which may be necessary to properly
15 discharge the functions of a licensee or holder of an identification card.

16 The director may, upon a duly verified complaint alleging an act or
17 practice violating any provision of this act or a regulation promulgated
18 pursuant to it, enter a temporary order suspending or limiting any
19 license or identification card pending a plenary hearing on an
20 administrative complaint; except that no temporary order may be
21 entered unless the complaint demonstrates a clear and imminent danger
22 to the public health, safety and welfare and notice of the complaint is
23 given to the licensee or holder of the identification card affected by the
24 order.

25 In any administrative proceeding commenced on a complaint
26 alleging a violation of this act or a regulation promulgated pursuant to
27 it, the director may issue subpoenas to compel the attendance of
28 witnesses or the production of books, records or documents at the
29 hearing on the complaint.

30

31 26. Any person violating any provision of this act or a regulation
32 administered pursuant to it, in addition to any other sanctions provided
33 in this act, is liable to a civil penalty of not more than \$2,500 for the
34 first offense and not more than \$5,000 for each subsequent offense.
35 For the purpose of construing this section, each transaction or
36 statutory violation shall constitute a separate offense; except that a
37 second or subsequent offense is not deemed to exist unless an
38 administrative or court order has been entered in a prior, separate, and
39 independent proceeding. In lieu of an administrative proceeding or an
40 action in Superior Court, Law Division, the director may bring an
41 action for the collection or enforcement of civil penalties for the
42 violation of any provisions of this act or a regulation promulgated
43 pursuant to it. The action may be brought in summary manner
44 pursuant to "the penalty enforcement law," N.J.S.2A:58-1 et seq. and
45 the rules of court governing actions for the collection of civil penalties
46 in the municipal court or the Superior Court where the offense

1 occurred. Process in the action may be by summons or warrant and if
2 the defendant in the action fails to answer the action, the court shall,
3 upon finding an unlawful act or practice to have been committed by
4 the defendant, issue a warrant for the defendant's arrest in order to
5 bring the person before the court to satisfy the civil penalties imposed.
6 In any action commenced pursuant to this section, the court may order
7 restored to any person in interest any moneys or property acquired by
8 means of an unlawful act or practice. In any action brought pursuant
9 to this act, the director or the court, as appropriate, may order the
10 payment of costs for the use of the State.

11

12 27. A licensee or holder of an employee's identification card shall
13 surrender a suspended or revoked license or card to the director within
14 72 hours following receipt of a written or personal notice to do so.

15

16 28. The director, after consultation with the committee, shall
17 require each person licensed as a locksmith, as a condition of triennial
18 registration pursuant to subsection d. of section 10 of this act, to
19 complete 40 credits of continuing locksmith education during each
20 triennial registration period.

21

22 29. a. The director, after consultation with the committee, shall:

23 (1) Establish standards for continuing locksmith education,
24 including the subject matter and content of courses of study;

25 (2) Approve educational programs offering credit for continuing
26 locksmith education; and

27 (3) Approve other equivalent educational programs, including, but
28 not limited to, components offered by appropriate professional
29 locksmith organizations and manufacturers of locksmith products
30 recognized by the director, and shall establish procedures for the
31 issuance of credit upon satisfactory proof of the completion of these
32 programs.

33 b. In the case of education courses and programs, each hour of
34 instruction shall be equivalent to one credit.

35

36 30. The director, after consultation with the advisory committee,
37 shall:

38 a. Establish procedures for monitoring compliance with the
39 continuing locksmith education requirements provided in this act; and

40 b. Establish procedures to evaluate and grant approval to providers
41 of continuing locksmith education.

42

43 31. No municipality or county shall enact an ordinance or
44 resolution or promulgate any rules or regulations relating to the
45 licensing or registration of alarm businesses. The provisions of any
46 ordinance or resolution or rules or regulations of any municipality or

1 county relating to the licensing or registration of an alarm business are
2 superseded by the provisions of this act. Nothing in this section shall
3 be construed, however, to prohibit municipal regulation of
4 door-to-door vendors or sales persons of burglar alarm, fire alarm or
5 electronic security systems nor shall anything in this section be
6 construed to prohibit or restrict municipal consideration of alarm
7 business service proposals in consent proceedings under the "Cable
8 Television Act," P.L.1972, c.186 (C.48:5A-1 et seq.).

9
10 32. a. Telephone utilities and cable television companies regulated
11 by the Board of Regulatory Commissioners pursuant to Title 48 of the
12 Revised Statutes and persons in their employ while performing the
13 duties of their employment are exempt from the requirement of
14 obtaining a license to engage in the alarm business pursuant to this act.

15 b. Electrical contractors regulated by the Board of Examiners of
16 Electrical Contractors pursuant to P.L.1962, c.162 (C.45:5A-1 et seq.)
17 and persons in their employ while performing the duties of their
18 employment are exempt from the requirement of obtaining a license to
19 engage in the alarm business pursuant to this act.

20
21 33. If the director, after consultation with the committee,
22 determines that an applicant holds a valid license from another
23 jurisdiction which requires equal or greater experience and knowledge
24 requirements, the director may accept evidence of that license as
25 meeting the experience and knowledge requirements of this act for a
26 person engaged in the alarm business or in the practice of locksmithing
27 services.

28
29 34. There is appropriated from the General Fund the sum of
30 \$25,000 to the Division of Fire Safety of the Department of
31 Community Affairs to implement the provisions of this act.

32
33 35. This act shall take effect immediately but shall remain
34 inoperative for 120 days following enactment.

35
36
37 STATEMENT

38
39 This bill provides for the licensing and regulation of locksmiths,
40 burglar and fire alarm, and electronic security businesses by the
41 Director of the Division of Fire Safety in the Department of
42 Community Affairs and appropriates \$25,000 from the General Fund
43 to the division for that purpose.

1



2

3 Provides for regulation of locksmiths, and burglar, fire alarm and
4 electronic security businesses; appropriates \$25,000.

ASSEMBLY CONSUMER AFFAIRS AND REGULATED
PROFESSIONS COMMITTEE

STATEMENT TO

ASSEMBLY COMMITTEE SUBSTITUTE FOR
ASSEMBLY, No. 994

STATE OF NEW JERSEY

DATED: NOVEMBER 17, 1997

The Assembly Consumer Affairs and Regulated Professions Committee reports favorably the Assembly Committee Substitute for Assembly Bill No. 994.

This bill provides for the licensing and regulation of locksmiths, burglar alarm, fire alarm, and electronic security businesses by the Board of Examiners of Electrical Contractors and a fifteen-member "Fire Alarm, Burglar Alarm and Locksmith Advisory Committee" under the board's jurisdiction. Under the bill, the board is given certain powers and duties to regulate licensees, based upon the committee's recommendations; or, the board may delegate these powers to the committee. These powers include setting standards for examinations; determining requirements for licensure; adopting a code of ethics and continuing education standards and requirements; disciplining licensees pursuant to the uniform enforcement act, P.L.1978, c.73 (C.45:1-14 et seq.); and developing regulations regarding license and examination fees, record keeping and the form and content of applications, licenses and identification cards.

Licensees and their employees are required to submit their fingerprints and photographs to the Division of State Police for the purpose of obtaining criminal history background checks. Electrical contractors, telephone utility and cable television companies are exempt from licensure.

ASSEMBLY APPROPRIATIONS COMMITTEE

STATEMENT TO

ASSEMBLY COMMITTEE SUBSTITUTE FOR **ASSEMBLY, No. 994**

with Assembly committee amendments

STATE OF NEW JERSEY

DATED: DECEMBER 11, 1997

The Assembly Appropriations Committee reports favorably Assembly Bill No. 994 ACS, with committee amendments.

Assembly Bill No. 994 (ACS), as amended, provides for the licensing and regulation of locksmiths, burglar alarm, fire alarm, and electronic security businesses by the Board of Examiners of Electrical Contractors and a fifteen-member "Fire Alarm, Burglar Alarm and Locksmith Advisory Committee" under the board's jurisdiction. Under the bill, the board is given certain powers and duties to regulate licensees, based upon the committee's recommendations; or, the board may delegate these powers to the committee. These powers include setting standards for examinations; determining requirements for licensure; adopting a code of ethics and continuing education standards and requirements; disciplining licensees pursuant to the uniform enforcement act, P.L.1978, c.73 (C.45:1-14 et seq.); and developing regulations regarding license and examination fees, record keeping and the form and content of applications, licenses and identification cards.

Licensees and their employees are required to submit their fingerprints and photographs to the Division of State Police for the purpose of obtaining criminal history background checks. Electrical contractors, telephone utility and cable television companies are exempt from licensure.

FISCAL IMPACT:

Sources have indicated that there are approximately 400 to 500 businesses which may be eligible under the bill. On average, these businesses are small with only one or two employees. The examination and licensing fees should be able to absorb any administrative costs arising from the regulatory function.

COMMITTEE AMENDMENTS:

The amendment exempts from "locksmithing services" the routine installation of a prefabricated door lock set to allow the public to purchase and install a lock and doorknobs set.

FISCAL NOTE TO
ASSEMBLY, No. 994
STATE OF NEW JERSEY

DATED: MAY 28, 1997

Assembly Bill No. 994 of 1996 provides for the licensing and regulation of locksmiths, burglar and fire alarm, and electronic security businesses by the Director of the Division of Fire Safety in the Department of Community Affairs. The bill also sets forth training, experience and record keeping requirements for licensees and creates a new class of licensee, the locksmith apprentice. Licensees and their employees are required to submit their fingerprints and photographs to the Director of the Division of Fire Safety. Licensees are required to carry insurance. Electrical contractors, telephone utility and cable television companies are exempt from licensure. The bill also specifies the grounds upon which the director can refuse to issue, suspend, and revoke licenses, as well as measures the director can take to punish violators. Finally, the bill appropriates \$25,000 from the General Fund to the division to implement its provisions.

The Department of Community Affairs (DCA) has advised the Office of Legislative Services (OLS) that the \$25,000 appropriation will be used to pay start-up costs in the initial year of the program. The DCA also states that, since the bill authorizes DCA to establish fees for licensing, ID cards and the warranty program, and authorizes the Division of State Police to assess fees to cover the costs of criminal background checks, the program should be revenue-neutral, after the \$25,000 start-up appropriation. The department states that the fees it sets will pay the costs of the program, and it anticipates that those fees for three-year licenses will be \$375 for a contractor and \$105 for employees requiring ID cards.

The department also advises OLS that the licensing and ID fees it establishes will result in a surplus during the first year of the initial three-year licensing cycle. As the department's costs will be constant, the initial anticipated surplus should be applied to the second and third years, in which a deficit will be anticipated. The department expects that applications for the first year will be heavier than in each succeeding year.

The department anticipates that the following numbers of licenses will be granted under this bill in the first three years:

	<u>Year 1</u>	<u>Year 2</u>	<u>Year 3</u>
Alarm contractors			
(including electrical contractors)	530	260	260
Installation personnel	<u>2,700</u>	<u>1,375</u>	<u>1,375</u>
TOTAL	3,230	1,635	1,635

The department anticipates its costs for the first three years of the program to be as follows:

	<u>Year 1</u>	<u>Year 2</u>	<u>Year 3</u>
Additional personnel - salary & benefits (one program development specialist, one principal clerk typist, two program development specialist II, two fire safety inspectors)	\$251,048	\$270,430	\$288,028
Materials & supplies (including 3 computers)	15,000	15,000	15,000
Services other than personnel	15,000	15,000	15,000
Data processing (OTIS Programming)	25,000	11,000	11,000
Mail & ID cards	<u>30,000</u>	<u>15,000</u>	<u>15,000</u>
Total Gross Operating Expenditures	\$336,048	\$326,430	\$344,028

The OLS does not have any information that would indicate costs and results other than those anticipated by the DCA.

This fiscal note has been prepared pursuant to P.L.1980, c.67.

LEGISLATIVE FISCAL ESTIMATE TO
ASSEMBLY COMMITTEE SUBSTITUTE FOR
ASSEMBLY, No. 994

STATE OF NEW JERSEY

DATED: JANUARY 2, 1998

Assembly Committee Substitute for Assembly No. 994 of 1996 provides for the licensing and regulation of locksmiths and burglar alarm, fire alarm and electronic security businesses by establishing a 15-member Fire Alarm, Burglar Alarm and Locksmith Advisory Committee under the Board of Examiners of Electrical Contractors in the Division of Consumer Affairs in the Department of Law and Public Safety. Members of the committee would be compensated for expenses and provided with office and meeting facilities and any personnel required to carry out the committee's responsibilities.

The bill authorizes the committee, with the approval of the board, to set standards for and regulate fire alarm, burglar alarm or locksmith licensees, to adopt a code of ethics for licensees and to maintain and annually publish a record of licensees. The committee is further required to set continuing education standards for, review advertising by and take disciplinary action against licensees. Under the bill, the committee would establish fees for licenses, renewals, applications, identification cards, examinations and other services sufficient to fund administration of the licensing program.

The bill requires licensees and their employees to pass a criminal history background check, the cost of which would be borne by the licensee. Licenses would be valid for three years, and licensees would be required to carry liability insurance and post a \$10,000 surety bond. In addition, every employee of a licensee would be required to maintain a three-year identification card. Electrical contractors and telephone and cable television companies are exempt from licensure.

An estimate provided by the Department of Community Affairs (DCA) on S-1617, an earlier version of this bill, places the cost of implementation at \$336,048, \$326,430, and \$344,028 in the first three years, respectively. However, in drafting this committee substitute, the Assembly Consumer Affairs and Regulated Professions Committee shifted the locus of regulatory authority from the DCA to the Division of Consumer Affairs. It also removed investigative powers that the committee would have exercised over licensees, including the ability to inspect premises, examine documents and accounts and conduct investigative hearings.

After accounting for these changes, and reducing the DCA's estimated fringe benefit rate, the Office of Legislative Services (OLS) estimates this bill will cost \$246,000, in the first year after enactment. This figure includes \$161,000 for the salary and fringe benefits of an

executive director, one clerk and two program development specialists; \$15,000 for materials and supplies; \$15,000 for services other than personal and \$55,000 for data processing and equipment. After adjusting for inflation at four percent and certain one-time costs, OLS estimates the cost of this bill at \$223,000, and \$230,000, in the second and third years after enactment, respectively.

Approximately 300 burglar alarm, fire alarm and electronic security businesses and 800 locksmiths would be subject to licensure under the bill, according to information provided by the New Jersey Burglar and Fire Alarm Association and the New Jersey chapter of the Association of Locksmiths of America. In addition, an estimated 2,200 burglar alarm, fire alarm and electronic security personnel and 1,000 locksmiths would require identification cards. OLS estimates there will be no significant change annually in the number of licensees in either field, based on information provided by the respective associations.

Therefore, OLS estimates the cost of administering the provisions of this bill over the first three years could be defrayed by a \$425 examination and license fee for three-year licensees and a \$75 examination and identification card fee for employees requiring three-year identification cards.

This fiscal estimate has been prepared pursuant to P.L.1980, c.67.