

Chapter 648 of NAC

LCB File No. T019-05

**ADOPTED TEMPORARY REGULATION OF THE PRIVATE
INVESTIGATORS' LICENSING BOARD**

Filed with the Secretary of State on February 11, 2005.

AUTHORITY: NRS 648.030

Section 1. Amending 648 of NAC:

NAC 648.341 Administration; passing score; exemptions; certification in quarterly report. (NRS 648.030, 648.140)

1. As a condition of registration of an unlicensed employee pursuant to NRS 648.140, a private patrolman or security guard who is licensed by the board must administer an examination provided by the board and ensure that the unlicensed person passes the examination with a score of 100 percent before the licensee employs any unlicensed person unless the unlicensed person:

(a) Is a clerical employee; or

(b) Has passed an examination administered by another licensee within the immediately preceding **60 [24]** months with a score of 100 percent.

2. In the quarterly report required pursuant to NRS 648.140, a private patrolman or security guard who is licensed by the board shall certify that each unlicensed employee, except a clerical employee, has passed the examination required by subsection 1 within the immediately preceding **60 [24]** months with a score of 100 percent.

NAC 648.342 Scope. (NRS 648.030, 648.140) The examination provided by the board and administered by the licensee must be designed to ensure that each registered employee has a familiarity with and a thorough understanding of core topics, and must include, without limitation:

1. Recognizing noncompliance with specific laws, including, without limitation, NRS 171.126, 199.310, 199.430, 207.200, 648.013, 648.016, subsection 5 of NRS 648.030, NRS 648.060, 648.063, subsections 1, 2 and 3 of NRS 648.140, NRS 648.160, 648.200 and 648.203;

2. Recognizing noncompliance with specific regulations, including, without limitation, subsection 3 of NAC 648.334, NAC 648.338 and subsection 5 of NAC 648.431;

3. General rights of citizens;

4. Powers of arrest; and

5. Limits of authority.

NAC 648.343 Results. (NRS 648.030, 648.140)

1. A private patrolman or security guard licensed by the board shall complete a form in triplicate provided by the board for each unlicensed employee except a clerical employee. The form must contain the results of the examination. The licensee shall distribute one copy to the ~~unlicensed employee and one copy to the~~ board within 10 days after the date of employment.

2. The licensee shall keep one copy of the form and the original results of the examination on file for ~~60~~ ~~[24]~~ months after the date of the examination. The board may audit the records of the licensee. The licensee shall submit his copy of the form to the board within 10 days after the licensee terminates the employment of an unlicensed employee, except a clerical employee.

3. A licensee may accept the copy of the form that belongs to the unlicensed employee which contains the results of the examination administered by another licensee within the immediately preceding ~~60~~ ~~[24]~~ months as proof that the unlicensed employee has passed the examination with a score of 100 percent if the licensee submits a copy of that form when he registers that employee.

NOTICE OF ADOPTION OF TEMPORARY REGULATION
LCB File No. T019-05

The Private Investigators' Licensing Board adopted regulations assigned LCB File No. T019-05 which pertain to chapter 648 of the Nevada Administrative Code on February 11, 2005.

INFORMATIONAL STATEMENT

1. The need for and the purpose of the proposed regulation or amendment.
 - a. To provide changes of all references regarding the mandatory exam of security guards from 24 months (2 years) reexamining to *60 months (5 years)*.
 - b. To allow licensed Nevada Private Investigators to serve legal process in conjunction with an ongoing investigation without the necessity of a process server license.

2. Either the terms or the substance of the regulations to be adopted, amended, or repealed, or a description of the subjects and issues involved.
 - a. See attached proposed temporary regulations.

3. The estimated economic effect of the regulation on the business which it is to regulate and on the public. These must be stated separately and in each case must include:
 - a. Both adverse and beneficial effects; and
Adverse effects: None
Beneficial effects: Helps the industry run more efficient.
 - b. Both immediate and long term effects:

4. The estimated cost to the agency for enforcement of the proposed regulation.
 - a. None.

5. A description of and citation to any regulations of other state or local governmental agencies which the proposed regulation overlaps or duplicates and a statement explaining why the duplication or overlapping is necessary. If the proposed regulation overlaps or duplicates a federal regulation, the notice must include the name of the regulating federal agency.
 - a. None.

6. If the regulation is required pursuant to federal law, a citation and description of the federal law.
 - a. Not applicable

7. If the regulation includes provisions which are more stringent than a federal regulation that regulates the same activity, a summary of such provisions.
 - a. Not applicable

8. Whether the proposed regulation establishes a new fee or increases an existing fee.
 - a. No.