ASSIST Texas
October 20, 2014

Greetings!

The ASSIST Board of Directors met in Austin Thursday, October 16 and attended the Private Security Bureau Board Meeting on Friday, October 17, 2014.

Important Information covered at Department of Public Safety/ Private Security Board Meeting

The Texas Private Security Board of Directors met and heard testimony from the owner of a licensed security company who voiced concerns about some of the staff's lack of knowledge for onboarding new personnel, cutting into his ability to start new jobs in a timely manner. The speaker was also complimentary of most of the staff who went above and beyond when he voiced concerns and asked for assistance.

Chairman John Chism read Item V regarding Licensed Corporations operating under both the corporate name and DBA name with a single license. Discussion ensued and a recommendation was made by Board Member Mark Smith to have the Rules Committee review this statute.

DPS Staff assured ASSIST that the main concern is to protect the public. They requested that ASSIST spread the word about using more than one company name or location without full approval of DPS/PSB.

ASSIST recommends that all Members read the full Laws and Regulations on the DPS/PSB website. Posted below are the sections pertinent to discussion at the Board Meeting.

Sec. 1702.110. APPLICATION FOR LICENSE. (a) An application for a license under this chapter must be in the form prescribed by the board and include:

(1) the full name and business address of the applicant;

(2) the name under which the applicant intends to do business;

(3) a statement as to the general nature of the business in which the applicant intends to engage;

(4) a statement as to the classification for which the applicant requests qualification;

(5) if the applicant is an entity other than an individual, the full name and residence address of each partner, officer who oversees the security-related
aspects of the business, and director of the applicant, and of the applicant's manager;

(6) if the applicant is an individual, the fingerprints of the applicant or, if the applicant is an entity other than an individual, of each officer who oversees the security-related aspects of the business and of each partner or shareholder who owns at least a 25 percent

(7) a verified statement of the applicant's experience qualifications in the particular classification in which the applicant is applying;

(8) a report from the department stating the applicant's record of any convictions for a Class B misdemeanor or equivalent offense or a greater offense;

(9) the social security number of the individual making the application; and

(10) other information, evidence, statements, or documents required by the board.

(b) An applicant for a license as a security services contractor shall maintain a physical address within this state and provide that address to the board. The board shall adopt rules to enable an out-of-state license holder to comply with this subsection.

(c) The department may return an application as incomplete if the applicant submits payment of a fee that is returned for insufficient funds and the applicant has received notice and an opportunity to provide payment in full.

Sec. 1702.111. ISSUANCE OF BRANCH OFFICE LICENSE.
(a) A license holder, in accordance with Section 1702.129, shall notify the board in writing of the establishment of a branch office and file in writing with the board the address of the branch office.

(b) On application by a license holder, the board shall issue a branch office license.

Sec. 1702.112. FORM OF LICENSE. The board shall prescribe the form of a license, including a branch office license. The license must include:

(1) the name of the license holder;

(2) the name under which the license holder is to operate;

Sec. 1702.129. NOTICE OF CERTAIN CHANGES; BRANCH
OFFICES. (a) A license holder shall notify the board not later than the 14th day after the date of:

(1) a change of address for the license holder's principal place of business;
(2) a change of a name under which the license holder does business; or
(3) a change in the license holder's officers or partners.

(b) A license holder shall notify the board in writing not later than the 14th day after the date a branch office:

(1) is established;
(2) is closed; or
(3) changes address or location.

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ASSIST Texas