

### **Part 3 Licensing**

#### **58-63-301 Licensure required -- License classifications.**

- (1) A license is required to engage in the practice of a contract security company, an armored car company, an armored car security officer, armed private security officer, or unarmed private security officer, except as otherwise provided in Section 58-1-307, 58-63-304, or 58-63-310.
- (2) The division shall issue to a person who qualifies under this chapter a license in the following classifications:
  - (a) contract security company;
  - (b) armored car company;
  - (c) armored car security officer;
  - (d) armed private security officer; or
  - (e) unarmed private security officer.

Amended by Chapter 246, 2008 General Session

***Superseded 7/1/2026***

#### **58-63-302 Qualifications for licensure.**

- (1) Each applicant for licensure as an armored car company or a contract security company shall:
  - (a) submit an application in a form the division approves;
  - (b) pay a fee determined by the department under Section 63J-1-504;
  - (c) have a qualifying agent who:
    - (i) meets with the division and the board and demonstrates that the applicant and the qualifying agent meet the requirements of this section;
    - (ii) is a resident of the state;
    - (iii) is responsible management personnel or a company owner of the applicant;
    - (iv) exercises material day-to-day authority in the conduct of the applicant's business by making substantive technical and administrative decisions and whose primary employment is with the applicant;
    - (v) is not concurrently acting as a qualifying agent or employee of another armored car company or contract security company and is not engaged in any other employment on a regular basis;
    - (vi) is not involved in any activity that would conflict with the qualifying agent's duties and responsibilities under this chapter to ensure that the qualifying agent's and the applicant's performance under this chapter does not jeopardize the health or safety of the general public;
    - (vii) is not an employee of a government agency;
    - (viii) passes an examination component established by rule by the division in collaboration with the board and in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act; and
    - (ix)
      - (A) demonstrates 6,000 hours of compensated experience as a manager, supervisor, or administrator of an armored car company or a contract security company; or
      - (B) demonstrates 6,000 hours of supervisory experience acceptable to the division in collaboration with the board with a federal, United States military, state, county, or municipal law enforcement agency;

- (d) require that each company officer, company owner, company proprietor, company trustee, and responsible management personnel with direct responsibility for managing operations of the applicant within the state:
    - (i) provide name, address, date of birth, social security number, and fingerprints; and
    - (ii)
      - (A) consent to, and complete, a criminal background check, described in Section 58-1-301.5;
      - (B) meet any other standard related to the criminal background check described in Subsection (1)(d)(ii)(A), that the division establishes by rule in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act; and
      - (C) disclose any criminal history the division requests on a form the division approves;
  - (e) have company officers, company owners, company proprietors, company trustees, and responsible management personnel who have not been convicted of:
    - (i) a felony; or
    - (ii) a crime that when considered with the duties and responsibilities of a contract security company or an armored car company by the division and the board indicates that the best interests of the public are not served by granting the applicant a license;
  - (f) document that none of the individuals described in Subsection (1)(e):
    - (i) have been declared by a court of competent jurisdiction incompetent by reason of mental defect or disease and not been restored; or
    - (ii) currently suffer from habitual drunkenness or from drug addiction or dependence;
  - (g) file and maintain with the division evidence of:
    - (i) comprehensive general liability insurance in a form and in amounts established by rule by the division in collaboration with the board and in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act;
    - (ii) workers' compensation insurance that covers employees of the applicant in accordance with applicable Utah law;
    - (iii) registration with the Division of Corporations and Commercial Code; and
    - (iv) registration as required by applicable law with the:
      - (A) Unemployment Insurance Division in the Department of Workforce Services, for purposes of Title 35A, Chapter 4, Employment Security Act;
      - (B) State Tax Commission; and
      - (C) Internal Revenue Service; and
  - (h) meet with the division and board if requested by the division or board.
- (2) Each applicant for licensure as an armed private security officer:
- (a) shall submit an application in a form the division approves;
  - (b) shall pay a fee determined by the department under Section 63J-1-504;
  - (c) may not have been convicted of:
    - (i) a felony; or
    - (ii) a crime that when considered with the duties and responsibilities of an armed private security officer by the division and the board indicates that the best interests of the public are not served by granting the applicant a license;
  - (d) may not be prohibited from possession of a firearm or ammunition under 18 U.S.C. Sec. 922(g);
  - (e) may not have been declared incompetent by a court of competent jurisdiction by reason of mental defect or disease and not been restored;
  - (f) may not be currently suffering from habitual drunkenness or from drug addiction or dependence;

- (g) shall successfully complete basic education and training requirements established by rule by the division in collaboration with the board and in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, which shall include a minimum of eight hours of classroom or online curriculum;
  - (h) shall successfully complete firearms training requirements established by rule by the division in collaboration with the board and in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, which shall include a minimum of 12 hours of training;
  - (i) shall pass the examination requirement established by rule by the division in collaboration with the board and in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act;
  - (j) shall:
    - (i) consent to, and complete, a criminal background check, described in Section 58-1-301.5;
    - (ii) meet any other standard related to the criminal background check described in Subsection (1)(j)(i), that the division establishes by rule in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act; and
    - (iii) disclose any criminal history the division requests on a form the division approves; and
  - (k) shall meet with the division and board if requested by the division or the board.
- (3) Each applicant for licensure as an unarmed private security officer:
- (a) shall submit an application in a form the division approves;
  - (b) shall pay a fee determined by the department under Section 63J-1-504;
  - (c) may not have been convicted of:
    - (i) a felony; or
    - (ii) a crime that when considered with the duties and responsibilities of an unarmed private security officer by the division and the board indicates that the best interests of the public are not served by granting the applicant a license;
  - (d) may not have been declared incompetent by a court of competent jurisdiction by reason of mental defect or disease and not been restored;
  - (e) may not be currently suffering from habitual drunkenness or from drug addiction or dependence;
  - (f) shall successfully complete basic education and training requirements established by rule by the division in collaboration with the board and in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, which shall include a minimum of eight hours of classroom or online curriculum;
  - (g) shall pass the examination requirement established by rule by the division in collaboration with the board and in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act;
  - (h) shall:
    - (i) consent to, and complete, a criminal background check, described in Section 58-1-301.5;
    - (ii) meet any other standard related to the criminal background check described in Subsection (1)(h)(i), that the division establishes by rule in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act; and
    - (iii) disclose any criminal history the division requests on a form the division approves; and
  - (i) shall meet with the division and board if requested by the division or board.
- (4) Each applicant for licensure as an armored car security officer:
- (a) shall submit an application in a form the division approves;
  - (b) shall pay a fee determined by the department under Section 63J-1-504;
  - (c) may not have been convicted of:
    - (i) a felony; or

- (ii) a crime that when considered with the duties and responsibilities of an armored car security officer by the division and the board indicates that the best interests of the public are not served by granting the applicant a license;
- (d) may not be prohibited from possession of a firearm or ammunition under 18 U.S.C. Sec. 922(g);
- (e) may not have been declared incompetent by a court of competent jurisdiction by reason of mental defect or disease and not been restored;
- (f) may not be currently suffering from habitual drunkenness or from drug addiction or dependence;
- (g) shall successfully complete basic education and training requirements established by rule by the division in collaboration with the board and in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act;
- (h) shall successfully complete firearms training requirements established by rule by the division in collaboration with the board and in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act;
- (i) shall pass the examination requirements established by rule by the division in collaboration with the board and in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act;
- (j) shall:
  - (i) consent to, and complete, a criminal background check, described in Section 58-1-301.5;
  - (ii) meet any other standard related to the criminal background check described in Subsection (4)(j)(i), that the division establishes by rule in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act; and
  - (iii) disclose any criminal history the division requests on a form the division approves; and
- (k) shall meet with the division and board if requested by the division or the board.
- (5) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the division may make a rule establishing when the division shall request a Federal Bureau of Investigation records' review for an applicant who is applying for licensure or licensure renewal under this chapter.

Amended by Chapter 443, 2025 General Session

**Effective 7/1/2026**

**58-63-302 Qualifications for licensure.**

- (1) Each applicant for licensure as an armored car company or a contract security company shall:
  - (a) submit an application in a form the division approves;
  - (b) pay a fee the division determines in accordance with Section 63J-1-504;
  - (c) have a qualifying agent who:
    - (i) meets with the division and the board and demonstrates that the applicant and the qualifying agent meet the requirements of this section;
    - (ii) is a resident of the state;
    - (iii) is responsible management personnel or a company owner of the applicant;
    - (iv) exercises material day-to-day authority in the conduct of the applicant's business by making substantive technical and administrative decisions and whose primary employment is with the applicant;
    - (v) is not concurrently acting as a qualifying agent or employee of another armored car company or contract security company and is not engaged in any other employment on a regular basis;

- (vi) is not involved in any activity that would conflict with the qualifying agent's duties and responsibilities under this chapter to ensure that the qualifying agent's and the applicant's performance under this chapter does not jeopardize the health or safety of the general public;
- (vii) is not an employee of a government agency;
- (viii) passes an examination component the division requires by rule the division makes in collaboration with the board, and in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act; and
- (ix)
  - (A) demonstrates 6,000 hours of compensated experience as a manager, supervisor, or administrator of an armored car company or a contract security company; or
  - (B) demonstrates 6,000 hours of supervisory experience acceptable to the division in collaboration with the board with a federal, United States military, state, county, or municipal law enforcement agency;
- (d) require that each company officer, company owner, company proprietor, company trustee, and responsible management personnel with direct responsibility for managing operations of the applicant within the state:
  - (i) provide name, address, date of birth, social security number, and fingerprints; and
  - (ii)
    - (A) consent to, and complete, a criminal background check, described in Section 58-1-301.5;
    - (B) meet any other standard related to the criminal background check described in Subsection (1)(d)(ii)(A), that the division makes by rule in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act; and
    - (C) disclose any criminal history the division requests on a form the division approves;
- (e) have company officers, company owners, company proprietors, company trustees, and responsible management personnel who have not been convicted of:
  - (i) a felony; or
  - (ii) a crime that when considered with the duties and responsibilities of a contract security company or an armored car company by the division and the board indicates that the best interests of the public are not served by granting the applicant a license;
- (f) document that none of the individuals described in Subsection (1)(e):
  - (i) have been declared by a court with jurisdiction incompetent by reason of mental defect or disease and not been restored; or
  - (ii) are currently unable to perform the duties required under this title due to a mental or physical illness or condition, or engagement in any of the behaviors listed in Subsection 58-1-501(2)(a)(v);
- (g) file and maintain with the division evidence of:
  - (i) comprehensive general liability insurance in a form in accordance with Subsection 58-63-102(13)(b);
  - (ii) workers' compensation insurance that covers employees of the applicant in accordance with applicable Utah law;
  - (iii) registration with the Division of Corporations and Commercial Code; and
  - (iv) registration as required by applicable law with the:
    - (A) Unemployment Insurance Division in the Department of Workforce Services, for purposes of Title 35A, Chapter 4, Employment Security Act;
    - (B) State Tax Commission; and
    - (C) Internal Revenue Service; and
- (h) meet with the division or board as the division or board may request.

- (2) Each applicant for licensure as an armed private security officer:
  - (a) shall submit an application in a form the division approves;
  - (b) shall pay a fee the division determines in accordance with Section 63J-1-504;
  - (c) may not have been convicted of:
    - (i) a felony; or
    - (ii) a crime that when considered with the duties and responsibilities of an armed private security officer by the division and the board indicates that the best interests of the public are not served by granting the applicant a license;
  - (d) may not be prohibited from possession of a firearm or ammunition under 18 U.S.C. Sec. 922(g);
  - (e) may not have been declared incompetent by a court with jurisdiction by reason of mental defect or disease and not been restored;
  - (f) may not be currently unable to perform the duties required under this title due to a mental or physical illness or condition, or engagement in any of the behaviors listed in Subsection 58-1-501(2)(a)(v);
  - (g) shall successfully complete basic education and training requirements established by rule by the division in collaboration with the board and in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, which shall include a minimum of eight hours of classroom or online curriculum;
  - (h) shall successfully complete firearms training requirements the division makes in collaboration with the board and in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, which shall include a minimum of 12 hours of training;
  - (i) shall pass the examination requirement the division makes in collaboration with the board and in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act;
  - (j) shall:
    - (i) consent to, and complete, a criminal background check, described in Section 58-1-301.5;
    - (ii) meet any other standard related to the criminal background check described in Subsection (1)(j)(i), that the division makes by rule in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act; and
    - (iii) disclose any criminal history the division requests on a form the division approves; and
  - (k) shall meet with the division or board as the division or board may request.
- (3) Each applicant for licensure as an unarmed private security officer:
  - (a) shall submit an application in a form the division approves;
  - (b) shall pay a fee the division determines in accordance with Section 63J-1-504;
  - (c) may not have been convicted of:
    - (i) a felony; or
    - (ii) a crime that when considered with the duties and responsibilities of an unarmed private security officer by the division and the board indicates that the best interests of the public are not served by granting the applicant a license;
  - (d) may not have been declared incompetent by a court with jurisdiction by reason of mental defect or disease and not been restored;
  - (e) may not be currently unable to perform the duties required under this title due to a mental or physical illness or condition, or engagement in any of the behaviors listed in Subsection 58-1-501(2)(a)(v);
  - (f) shall successfully complete basic education and training requirements the division makes by rule in collaboration with the board and in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, which shall include a minimum of eight hours of classroom or online curriculum;

- (g) shall pass the examination requirement the division makes by rule in collaboration with the board and in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act;
- (h) shall:
  - (i) consent to, and complete, a criminal background check, described in Section 58-1-301.5;
  - (ii) meet any other standard related to the criminal background check described in Subsection (1)(h)(i), that the division makes by rule in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act; and
  - (iii) disclose any criminal history the division requests on a form the division approves; and
- (i) shall meet with the division or board as the division or board may request.
- (4) Each applicant for licensure as an armored car security officer:
  - (a) shall submit an application in a form the division approves;
  - (b) shall pay a fee the division determines in accordance with Section 63J-1-504;
  - (c) may not have been convicted of:
    - (i) a felony; or
    - (ii) a crime that when considered with the duties and responsibilities of an armored car security officer by the division and the board indicates that the best interests of the public are not served by granting the applicant a license;
  - (d) may not be prohibited from possession of a firearm or ammunition under 18 U.S.C. Sec. 922(g);
  - (e) may not have been declared incompetent by a court with jurisdiction by reason of mental defect or disease and not been restored;
  - (f) may not be currently unable to perform the duties required under this title due to a mental or physical illness or condition, or engagement in any of the behaviors listed in Subsection 58-1-501(2)(a)(v);
  - (g) shall successfully complete basic education and training requirements the division makes by rule in collaboration with the board and in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act;
  - (h) shall successfully complete firearms training requirements the division makes by rule in collaboration with the board and in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act;
  - (i) shall pass the examination requirements the division makes by rule in collaboration with the board and in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act;
  - (j) shall:
    - (i) consent to, and complete, a criminal background check, described in Section 58-1-301.5;
    - (ii) meet any other standard related to the criminal background check described in Subsection (4)(j)(i), that the division makes by rule in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act; and
    - (iii) disclose any criminal history the division requests on a form the division approves; and
  - (k) shall meet with the division and board if requested by the division or the board.
- (5) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the division may make a rule establishing when the division shall request a Federal Bureau of Investigation records' review for an applicant who is applying for licensure or licensure renewal under this chapter.

Amended by Chapter 64, 2026 General Session

**58-63-303 Term of license -- Expiration -- Renewal.**

- (1) The division shall issue each license under this chapter in accordance with a two-year renewal cycle established by rule. The division may by rule extend or shorten a renewal period by as much as one year to stagger the renewal cycles it administers.
- (2) Each license automatically expires on the expiration date shown on the license unless the licensee renews it in accordance with Section 58-1-308.

Enacted by Chapter 215, 1995 General Session

**58-63-304 Exemptions from licensure.**

- (1) In addition to the exemptions from licensure in Section 58-1-307, an individual may engage in acts regulated under this chapter without being licensed under this chapter if the individual is:
  - (a) a peace officer employed by a contract security company as provided in Subsection (2); or
  - (b) employed by a contract security company for the sole purpose of operating or staffing security apparatus, including a magnetometer, magnetometer wand, x-ray viewing device, or other device approved by rule of the division.
- (2) A peace officer may only engage in off-duty employment as a security officer if:
  - (a) the law enforcement agency employing the peace officer has a written policy regarding peace officer employees working while off duty as a security officer and the written policy addresses the issue of financial responsibility;
  - (b) the agency's chief administrative officer, or that officer's designee, provides written authorization for an off-duty peace officer to work as a security officer; and
  - (c) the business or entity employing the off-duty peace officer to work as a security officer complies with state and federal income reporting and withholding requirements regarding the off-duty officer's wages.
- (3) In addition to the exemptions from licensure in Section 58-1-307, an individual holding a valid license as an armed private security officer under this chapter may also function as an unarmed private security officer without the additional license.
- (4) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the division may make rules approving security apparatus under Subsection (1)(b).

Amended by Chapter 197, 2017 General Session

**58-63-305 Status of licenses held on the effective date of this chapter.**

An individual holding a valid Utah license as a contract security company, armed private security officer, or unarmed private security officer under Title 53, Chapter 5, Part 4, Security Personnel Licensing and Regulation Act, on July 1, 1995, is:

- (1) on or after July 1, 1995, considered to hold a current license under this chapter in the comparable classification of contract security company, armed private security officer, or unarmed private security officer; and
- (2) subject to this chapter.

Amended by Chapter 271, 2001 General Session

**58-63-306 Replacement of qualifying agent.**

If the qualifying agent of an armored car company or a contract security company ceases to perform the agent's duties on a regular basis, the licensee shall:

- (1) notify the division in writing within 15 days; and
- (2) replace the qualifying agent within 60 days after the time required for notification to the division.

Amended by Chapter 339, 2020 General Session

**58-63-307 Use of firearms.**

- (1) An individual licensed as an armored car security officer or an armed private security officer may carry a firearm only while acting as an armored car security officer or an armed private security officer in accordance with this chapter and rules made under this chapter.
- (2) An individual licensed as an armored car security officer or an armed private security officer is exempt from the provisions of Title 53, Chapter 5a, Part 3, Concealed Firearm Permits, while acting as an armored car security officer or an armed private security officer in accordance with this chapter and rules made under this chapter.

Amended by Chapter 173, 2025 General Session

Amended by Chapter 208, 2025 General Session

**58-63-308 Evidence of licensure.**

An individual licensed as an armed private security officer, armored car security officer, or unarmed private security officer shall:

- (1) carry a copy of the individual's license on the individual's person at all times while acting as a licensee; and
- (2) display the license upon the request of a peace officer, a representative of the division, or a member of the public.

Amended by Chapter 246, 2008 General Session

**58-63-309 Operating standards -- Rulemaking.**

The division in collaboration with the board shall establish by rule operating standards that shall apply to the conduct of licensees under this chapter, including rules relating to use of uniforms, badges, insignia, designations, and representations used by or associated with a licensee's practice under this chapter.

Enacted by Chapter 215, 1995 General Session

**58-63-310 Interim permits.**

- (1) The division may issue an interim permit to an applicant for licensure as an armed private security officer, armored car security officer, or unarmed private security officer upon receipt of a complete application for licensure in accordance with Section 58-63-302.
- (2)
  - (a) Each interim permit expires 90 days after it is issued or on the date on which the applicant is issued a license, whichever is earlier.
  - (b) The division may reissue an interim permit if the delay in approving a license is beyond the control or influence of the interim permit holder.
- (3) An interim permit holder may engage in the scope of practice defined for the license classification that the interim permit holder is seeking.

Amended by Chapter 246, 2008 General Session