

§§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.

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