

S 1743

Private Security Officer Employment Authorization Act of 2003

Congress: 108 (2003–2005, Ended)

Chamber: Senate

Policy Area: Crime and Law Enforcement

Introduced: Oct 16, 2003

Current Status: Subcommittee Hearings Held.

Latest Action: Subcommittee Hearings Held. (Mar 30, 2004)

Official Text: <https://www.congress.gov/bill/108th-congress/senate-bill/1743>

Sponsor

Name: Sen. Levin, Carl [D-MI]

Party: Democratic • State: MI • Chamber: Senate

Cosponsors (4 total)

Cosponsor	Party / State	Role	Date Joined
Sen. Alexander, Lamar [R-TN]	R · TN		Oct 16, 2003
Sen. Lieberman, Joseph I. [D-CT]	D · CT		Oct 16, 2003
Sen. McConnell, Mitch [R-KY]	R · KY		Oct 16, 2003
Sen. Schumer, Charles E. [D-NY]	D · NY		Oct 16, 2003

Committee Activity

Committee	Chamber	Activity	Date
Education and Workforce Committee	House	Referred to	Dec 1, 2003
Judiciary Committee	Senate	Reported By	Oct 24, 2003
Judiciary Committee	House	Hearings By (subcommittee)	Mar 30, 2004

Subjects & Policy Tags

Policy Area:

Crime and Law Enforcement

Related Bills

No related bills are listed.

(This measure has not been amended since it was introduced. The expanded summary of the Senate reported version is repeated here.)

Private Security Officer Employment Authorization Act of 2003 - Permits an authorized employer of private security officers to submit to a participating State's identification bureau fingerprints or other means of positive identification (as determined by the Attorney General) of an employee for purposes of a criminal history record information search. Requires the employer to: (1) obtain an employee's written consent; and (2) provide to the employee confidential access to any information received.

Directs the Attorney General, upon receipt of such a request submitted through a State identification bureau, to search the appropriate records of the Criminal Justice Information Services Division of the Federal Bureau of Investigation (FBI) and to provide any resulting identification and criminal history information.

Provides that, upon receipt of the criminal history record information from the Attorney General by the State identification bureau: (1) a participating State that has no private security officer qualification standards shall notify an authorized employer of whether an employee has been convicted of a felony, an offense involving dishonesty or a false statement if the conviction occurred during the previous 10 years, or an offense involving the use or attempted use of physical force against another person if the conviction occurred during the previous 10 years, or has been charged with a criminal felony for which there has been no resolution during the preceding 365 days; and (2) a participating State that has private security officer qualification standards shall use the information received pursuant to this Act in applying the standards and shall only notify the employer of the results.

Allows an authorized employer to request a criminal history record information search for an employee only once every 12 months unless the employer has good cause to submit additional requests.

Directs the Attorney General to issue regulations to carry out this Act, including: (1) measures relating to the security, confidentiality, accuracy, use, and destruction of information and audits; (2) standards for qualification as an authorized employer; and (3) the imposition of reasonable fees necessary for conducting the background checks.

Prescribes criminal penalties for intentionally using information obtained for purposes other than determining suitability for employment as a private security officer.

Authorizes: (1) the FBI Director to collect fees to process such background checks; (2) a State to assess a fee on an employer for the costs of administering this Act; and (3) a State to opt out from participation in such background check system.

Actions Timeline

- **Mar 30, 2004:** Subcommittee Hearings Held.
- **Dec 10, 2003:** Referred to the Subcommittee on Crime, Terrorism, and Homeland Security.
- **Dec 1, 2003:** Referred to the Subcommittee on Employer-Employee Relations.
- **Nov 18, 2003:** Message on Senate action sent to the House.
- **Nov 18, 2003:** Received in the House.
- **Nov 18, 2003:** Referred to the Committee on Education and the Workforce, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.
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- **Nov 17, 2003:** Passed/agreed to in Senate: Passed Senate without amendment by Unanimous Consent.(consideration: CR S14969-14970; text as passed Senate: CR S14970)
- **Nov 17, 2003:** Passed Senate without amendment by Unanimous Consent. (consideration: CR S14969-14970; text as passed Senate: CR S14970)
- **Oct 23, 2003:** Committee on the Judiciary. Ordered to be reported without amendment favorably.
- **Oct 23, 2003:** Committee on the Judiciary. Reported by Senator Hatch without amendment. Without written report.
- **Oct 23, 2003:** Committee on the Judiciary. Reported by Senator Hatch without amendment. Without written report.
- **Oct 23, 2003:** Placed on Senate Legislative Calendar under General Orders. Calendar No. 322.
- **Oct 16, 2003:** Introduced in Senate
- **Oct 16, 2003:** Read twice and referred to the Committee on the Judiciary.