

**SENATE  
STATE OF MINNESOTA  
NINETY-FIRST SESSION**

**S.F. No. 4242**

(SENATE AUTHORS: CLAUSEN)

DATE  
03/11/2020

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OFFICIAL STATUS  
Introduction and first reading  
Referred to Judiciary and Public Safety Finance and Policy

1.1 A bill for an act  
1.2 relating to public safety; requiring background checks for employees of security  
1.3 system companies; proposing coding for new law in Minnesota Statutes, chapter  
1.4 326.

1.5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.6 Section 1. **326.522 SECURITY SYSTEM COMPANIES.**

1.7 Subdivision 1. **Definitions.** (a) For the purposes of this section, the terms defined in this  
1.8 subdivision have the meanings given.

1.9 (b) "Security system" means an aggregation of devices, equipment, or services designed  
1.10 to signal the presence of intrusion, break-in, theft, movement, or sound.

1.11 (c) "Security system company" means a person engaged in the sale, installation,  
1.12 maintenance, alteration, repair, replacement, servicing, or monitoring of a security system.

1.13 Security system company does not include:

1.14 (1) a person engaged in the manufacture and sale of security systems when that person  
1.15 is not engaged in the installation, maintenance, alteration, repair, replacement, servicing,  
1.16 or monitoring of security systems and the manufacture or sale occurs only at a place of  
1.17 business established by the person engaged in the manufacture or sale and does not involve  
1.18 site visits at the place or intended place of installation of a security system; or

1.19 (2) an owner of a security system, or an employee of the owner of a security system,  
1.20 who is engaged in installation, maintenance, alteration, repair, replacement, servicing, or  
1.21 monitoring of a security system.

2.1 (d) "Security system installation" means the placing and connection of equipment and  
2.2 devices such as control panels; batteries, excluding battery-operated smoke alarms; motion  
2.3 detectors; switches; annunciators; sensors; sirens; horns; bells; networks; microprocessors;  
2.4 other communication equipment; and similar devices. Installation includes programming  
2.5 the client's control panel to include programming or reprogramming for access codes, system  
2.6 protocol, bypass features, and hours of operation.

2.7 (e) "Sensitive security system information" means any information that would permit a  
2.8 person to compromise, bypass, deactivate, or disable any part of a security system. Sensitive  
2.9 security system information does not include knowledge of what is installed in the home  
2.10 nor the location, by general description, of the equipment installed unless the knowledge  
2.11 would permit a person to compromise, bypass, deactivate, or disable any part of an alarm  
2.12 system.

2.13 **Subd. 2. Employees of security system company; background checks.** (a) A security  
2.14 system company is accountable for the good conduct of every person employed by the  
2.15 security system company. When a security system company hires a person to be employed  
2.16 by the security system company, the company shall conduct a background check of the  
2.17 employee.

2.18 (b) The security system company shall submit to the Bureau of Criminal Apprehension  
2.19 a full set of fingerprints of the employee and the written consent of the employee to enable  
2.20 the bureau to determine whether that person has a criminal record.

2.21 (c) The employee is a conditional employee until the employer receives a report from  
2.22 the bureau that, based on a check of the criminal records maintained by the bureau, the  
2.23 prospective employee has not been convicted in Minnesota of a felony or any offense listed  
2.24 in section 326.3381, subdivision 3, other than a misdemeanor or gross misdemeanor assault.  
2.25 During the period of conditional employment, the person may not have access to sensitive  
2.26 security system information, but may be otherwise trained by the security system company.

2.27 (d) The bureau shall immediately forward the fingerprints to the Federal Bureau of  
2.28 Investigation and request the Federal Bureau of Investigation to conduct a criminal history  
2.29 check of each conditional employee. The bureau shall determine if the Federal Bureau of  
2.30 Investigation report indicates that the employee was convicted of a disqualifying offense  
2.31 and shall notify the employer accordingly. The security system company shall immediately  
2.32 dismiss an employee who has been convicted of a disqualifying offense.

2.33 **EFFECTIVE DATE.** This section is effective January 1, 2021.