

Act No. 4  
Public Acts of 1989  
Approved by the Governor  
April 14, 1989  
Filed with the Secretary of State  
April 14, 1989

**STATE OF MICHIGAN  
85TH LEGISLATURE  
REGULAR SESSION OF 1989**

Introduced by Senators Dillingham, Carl, Cherry, Posthumus, Nichols, DiNello, Welborn, Binsfeld, Cropsey and Geake

# **ENROLLED SENATE BILL No. 35**

AN ACT to amend sections 10, 11, 12, and 13 of Act No. 415 of the Public Acts of 1982, entitled "An act to improve the training and education of state and local correctional officers; to provide for the certification of state correctional officers and the development of standards and requirements for state and local correctional officers; to provide for the creation of a correctional officers' training council and a central training academy; and to prescribe the powers and duties of certain state agencies," section 12 as amended by Act No. 44 of the Public Acts of 1985, being sections 791.510, 791.511, 791.512, and 791.513 of the Michigan Compiled Laws.

*The People of the State of Michigan enact:*

Section 1. Sections 10, 11, 12, and 13 of Act No. 415 the Public Acts of 1982, section 12 as amended by Act No. 44 of the Public Acts of 1985, being sections 791.510, 791.511, 791.512, and 791.513 of the Michigan Compiled Laws, are amended to read as follows:

Sec. 10. (1) Beginning September 30, 1983, a person who is employed as a state correctional officer on March 30, 1983, shall automatically be certified and annually recertified by the commission of corrections until December 31, 1985. Beginning January 1, 1986, a person who is employed as a state correctional officer on March 30, 1983, shall not be recertified unless he or she has done both of the following:

(a) Completed successfully 320 hours of training with credit for training provided by the department allowed but limited to 160 hours of credit for training received prior to July 1, 1982.

(b) Fulfilled other minimum standards and requirements for recertification developed pursuant to section 13 by the council and approved by the commission of corrections.

(2) All minimum standards and requirements for recertification of persons under this section shall be subject to approval by the state civil service commission.

Sec. 11. (1) A person who is not employed as a state correctional officer on March 30, 1983, but who becomes employed as a state correctional officer before January 1, 1985, shall not be certified or recertified by the commission of corrections unless he or she has done both of the following:

(a) Obtained a high school diploma or attained a passing score on the general education development test indicating a high school graduation level.

(b) Fulfilled other minimum standards and requirements developed pursuant to section 13 by the council and approved by the commission of corrections for certification and subsequently for recertification.

(2) All minimum standards and requirements for certification and subsequently for recertification of persons under this section shall be subject to approval by the state civil service commission.

Sec. 12. (1) Except as provided for in subsections (2) and (3), a person who is not employed as a state correctional officer on March 30, 1983 and who is not employed as a state correctional officer until after December 31, 1984, shall not be certified or recertified by the Michigan commission of corrections unless he or she has done all of the following:

(a) Obtained a high school diploma or attained a passing score on the general education development test indicating a high school graduation level.

(b) Successfully completed all of the following:

(i) One of the following:

(A) A vocational certificate program as determined by the council, earned from an accredited postsecondary educational institution, which program shall require a minimum of 15 semester credit hours or 23 term credit hours.

(B) Equivalent course work to a vocational certificate program, as determined by the council, earned from an accredited postsecondary educational institution, which course work shall require a minimum of 15 semester credit hours or 23 term credit hours. The credit hours required under this subparagraph may be earned before or after the effective date of the amendatory act that added this subparagraph.

(C) A degree granted by an accredited postsecondary educational institution in a major discipline of study that is relevant to the position of state correctional officer, as determined by the council. A degree required under this subparagraph may be earned before or after the effective date of the amendatory act that added this subparagraph.

(ii) A minimum of 2 months of supervised, paid internship, as determined by the council, as an intern in a correctional facility.

(iii) A minimum of 320 hours of new employee training, as determined by the council, at the central training academy.

(c) Fulfilled other minimum standards and requirements developed pursuant to section 13 by the council and approved by the commission of corrections for certification and subsequently for recertification.

(2) A person who is employed as a correctional officer or an immediate supervisor of a correctional officer at the former Detroit house of correction on December 31, 1984 shall automatically be certified and annually recertified by the Michigan commission of corrections until December 31, 1985. Beginning January 1, 1986, a person who is employed as a correctional officer or an immediate supervisor of a correctional officer at the former Detroit house of correction on December 31, 1984 shall not be recertified unless he or she has done both of the following:

(a) Completed successfully a minimum of 160 hours of training provided by the department.

(b) Fulfilled other minimum standards and requirements for recertification developed pursuant to section 13 by the council and approved by the commission of corrections.

(3) A department of mental health direct care employee of a state facility officially designated for closure or phase-down due to deinstitutionalization, or a forensic security aide II or III employed by the department of mental health center for forensic psychiatry, or a work camp supervisor employed by the department of corrections shall automatically be certified and annually recertified by the commission of corrections for 3 years following the date he or she became employed as a state correctional officer provided he or she has done all of the following:

(a) Within 1 year of the date he or she became employed as a state correctional officer, obtained a high school diploma or attained a passing score on the general education development test indicating a high school graduation level.

(b) Within 1 year of the date he or she became employed as a state correctional officer, completed successfully 320 hours of new employee training with a credit up to 160 hours of previously acquired training, as approved by the council.

(c) Within 3 years of the date he or she became employed as a state correctional officer, completed 1 of the following:

(i) A vocational certificate program, as determined by the council, earned from an accredited postsecondary educational institution, which program shall require a minimum of 15 semester credit hours or 23 term credit hours.

(ii) Equivalent course work to a vocational certificate program, as determined by the council, earned from an accredited postsecondary educational institution which course work shall require a minimum of 15 semester credit hours or 23 term credit hours. The credit hours required under this subparagraph may be earned before or after the effective date of the amendatory act that added this subparagraph.

(iii) A degree granted by an accredited postsecondary educational institution in a major discipline of study that is relevant to the position of state correctional officer, as determined by the council. A degree required

under this subparagraph may be earned before or after the effective date of the amendatory act that added this subparagraph.

(d) Fulfilled other minimum standards and requirements developed pursuant to section 13 by the council and approved by the commission of corrections for certification and subsequently for recertification.

(4) All minimum standards and requirements for certification and subsequently for recertification of persons under subsections (1), (2), and (3) shall be subject to approval by the state civil service commission.

Sec. 13. (1) Not later than June 30, 1983, and as often as necessary after that, the council shall develop minimum standards and requirements for state correctional officers with respect to the following:

(a) Recruitment, selection, and certification of new state correctional officers based upon at least, but not limited to, work experience, educational achievement, and physical and mental fitness.

(b) New employee and continuing training programs.

(c) Recertification process.

(d) Course content of the vocational certificate program, required in section 12, the central training academy, and continuing training programs.

(e) Decertification process.

(2) Standards and requirements developed by the council under this section shall be effective only if they are approved by the commission of corrections.

(3) Standards and requirements approved by the commission of corrections under this section shall be subject to approval by the state civil service commission.

Section 2. This amendatory act shall take effect upon the expiration of 60 days after the date of its enactment.

This act is ordered to take immediate effect.

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Secretary of the Senate.

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Clerk of the House of Representatives.

Approved.....

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Governor.