

HOUSE BILL No. 4381

March 7, 1989, Introduced by Reps. Hoffman, Martin, Barns, Walberg and Van Regenmorter and referred to the Committee on Corrections.

A bill to amend sections 3, 9, 10, 11, 12, and 13 of Act No. 415 of the Public Acts of 1982, entitled "Correctional officers' training act of 1982," section 12 as amended by Act No. 44 of the Public Acts of 1985, being sections 791.503, 791.509, 791.510, 791.511, 791.512, and 791.513 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Sections 3, 9, 10, 11, 12, and 13 of Act No. 415
2 of the Public Acts of 1982, section 12 as amended by Act No. 44
3 of the Public Acts of 1985, being sections 791.503, 791.509,
4 791.510, 791.511, 791.512, and 791.513 of the Michigan Compiled
5 Laws, are amended to read as follows:

6 Sec. 3. The correctional officer's training council is
7 created within the department and shall establish standards
8 regarding training and education as prescribed in this act. The

1 council shall consist of 10 members appointed by the governor.

2 The members shall be appointed as follows:

3 (a) One member shall represent state corrections officers.

4 (b) One member shall represent local corrections officers.

5 (c) One member shall represent local agencies which maintain
6 jails, corrections, or temporary holding facilities.

7 (d) One member shall represent the ~~Michigan commission of~~
8 ~~corrections~~ DIRECTOR OF THE DEPARTMENT.

9 (e) One member shall represent the office of criminal
10 justice.

11 (f) One member shall represent the state personnel
12 director.

13 (g) Two members shall represent the public at large.

14 (h) Two members shall represent the academic community, at
15 least 1 of whom shall represent Michigan community colleges.

16 Sec. 9. Beginning ~~6 months after the effective date of~~
17 ~~this act~~ ON SEPTEMBER 30, 1983, a person shall not be a state
18 correctional officer unless he or she is certified or recertified
19 by the ~~Michigan commission of corrections~~ DEPARTMENT as pro-
20 vided in section 10, 11, or 12. The ~~Michigan commission of~~
21 ~~corrections~~ DEPARTMENT shall certify those persons and recertify
22 on an annual basis those persons who satisfy the criteria set
23 forth in sections 10 to 12.

24 Sec. 10. Beginning ~~6 months after the effective date of~~
25 ~~this act~~ ON SEPTEMBER 30, 1983, a person who ~~is~~ WAS employed
26 as a state correctional officer on ~~the effective date of this~~
27 ~~act~~ MARCH 30, 1983, shall automatically be certified and

1 annually recertified by the ~~Michigan commission of corrections~~
2 DEPARTMENT until December 31, 1985. Beginning January 1, 1986, a
3 person who is employed as a state correctional officer on ~~the~~
4 ~~effective date of this act~~ MARCH 30, 1983, shall not be recerti-
5 fied unless he or she has done both of the following:

6 (a) Completed successfully 320 hours of training with credit
7 for training provided by the department allowed but limited to
8 160 hours of credit for training received prior to July 1, 1982.

9 (b) Fulfilled other minimum standards and requirements for
10 recertification developed pursuant to section 13 by the council
11 and approved by the state civil service commission and
12 ~~corrections commission~~ THE DIRECTOR OF THE DEPARTMENT.

13 Sec. 11. A person who is not employed as a state correc-
14 tional officer on ~~the effective date of this act~~ MARCH 30,
15 1983, but who becomes employed as a state correctional officer
16 before January 1, 1985, shall not be certified or recertified by
17 the ~~Michigan commission of corrections~~ DEPARTMENT unless he or
18 she has done both of the following:

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

22 (b) Fulfilled other minimum standards and requirements
23 developed pursuant to section 13 by the council and approved by
24 the state civil service commission and ~~corrections commission~~
25 THE DIRECTOR OF THE DEPARTMENT for certification and subsequently
26 for recertification.

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

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

10 (b) Successfully completed all of the following:

11 (i) A vocational certificate program earned from an accredi-
12 ted post secondary educational institution, which program shall
13 require a minimum of 15 credit hours ~~or~~ or an equivalent ~~or~~ of
14 courses as determined by the council.

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

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

20 (c) Fulfilled other minimum standards and requirements
21 developed pursuant to section 13 by the council and approved by
22 the state civil service commission and ~~corrections commission~~
23 THE DIRECTOR OF THE DEPARTMENT for certification and subsequently
24 for recertification.

25 (2) A person who ~~is~~ WAS employed as a correctional officer
26 or an immediate supervisor of a correctional officer at the
27 FORMER Detroit house of correction on December 31, 1984 shall

1 automatically be certified and annually recertified by the
2 ~~Michigan commission of corrections~~ DEPARTMENT until
3 December 31, 1985. Beginning January 1, 1986, a person who ~~is~~
4 WAS employed as a correctional officer or an immediate supervisor
5 of a correctional officer at the FORMER Detroit house of correc-
6 tion on December 31, 1984 shall not be recertified unless he or
7 she has done both of the following:

8 (a) Completed successfully a minimum of 160 hours of train-
9 ing provided by the department.

10 (b) Fulfilled other minimum standards and requirements for
11 recertification developed pursuant to section 13 by the council
12 and approved by the state civil service commission and the
13 ~~commission of corrections~~ DIRECTOR OF THE DEPARTMENT.

14 (3) A state employee of a state facility converted to a
15 state correctional facility between January 1, 1985 and
16 December 31, 1986 shall automatically be certified and annually
17 recertified by the ~~commission of corrections~~ DEPARTMENT for
18 3 years following the conversion date of that facility provided
19 he or she has done all of the following:

20 (a) Within 1 year of the conversion date, obtained a high
21 school diploma or attained a passing score on the general educa-
22 tion development test indicating a high school graduation level.

23 (b) Within 1 year of the conversion date, completed success-
24 fully 320 hours of new employee training with a credit up to 160
25 hours of previously acquired training, as approved by the
26 council.

1 (c) Within 3 years of the conversion date, completed a
2 vocational certification program earned from an accredited
3 postsecondary educational institution, which program shall
4 require a minimum of 15 credit hours ~~or~~ or an equivalent ~~or~~ of
5 courses as determined by the council.

6 (d) Fulfilled other minimum standards and requirements
7 developed pursuant to section 13 by the council and approved by
8 the state civil service commission and the ~~commission of~~
9 ~~corrections~~ DIRECTOR OF THE DEPARTMENT for certification and
10 subsequently for recertification.

11 Sec. 13. (1) Not later than ~~3 months after the effective~~
12 ~~date of this act~~ JUNE 30, 1983, and as often as necessary after
13 ~~that 3 month period~~ JUNE 30, 1983, the council shall develop
14 minimum standards and requirements for state correctional offi-
15 cers with respect to the following:

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

20 (b) New employee and continuing training programs.

21 (c) Recertification process.

22 (d) Course content of the vocational certificate program ~~or~~
23 required in section 12, the central training academy, and con-
24 tinuing training programs.

25 (e) Decertification process.

26 (2) Standards and requirements developed by the council
27 under this section shall be effective only if they are approved

1 by the state civil service commission and ~~corrections~~
2 ~~commission~~ THE DIRECTOR OF THE DEPARTMENT.

3 Section 2. This amendatory act shall not take effect unless
4 Senate Bill No. _____ or House Bill No. 4378 (request
5 no. 01893'89) of the 85th Legislature is enacted into law.