

SENATE BILL No. 133

February 9, 1989, Introduced by Senators N. SMITH, SHINKLE, CROPSEY and WELBORN and referred to the Committee on State Affairs, Tourism and Transportation.

A bill to amend section 9 of Act No. 203 of the Public Acts of 1965, entitled "Michigan law enforcement officers training council act of 1965," as amended by Act No. 15 of the Public Acts of 1985, being section 28.609 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 9 of Act No. 203 of the Public Acts of
2 1965, as amended by Act No. 15 of the Public Acts of 1985, being
3 section 28.609 of the Michigan Compiled Laws, is amended to read
4 as follows:

5 Sec. 9. (1) The council shall prepare and publish minimum
6 employment standards, with due consideration to varying factors
7 and special requirements of local police agencies, relative to:

8 (a) Minimum standards of physical, educational, mental, and
9 moral fitness which shall govern the recruitment, selection, and

1 appointment of police officers. THE STANDARDS OF EDUCATIONAL
2 FITNESS UNDER THIS SUBDIVISION SHALL INCLUDE A MINIMUM REQUIRE-
3 MENT OF 15 INSTRUCTIONAL HOURS OF CREDIT, AT A COLLEGE OR UNIVER-
4 SITY APPROVED BY THE COUNCIL, FOR ALL STATE POLICE TROOPERS
5 EMPLOYED OR REEMPLOYED AFTER THE EFFECTIVE DATE OF THE 1989 AMEN-
6 DATORY ACT THAT AMENDED THIS SUBDIVISION.

7 (b) The approval of police training schools administered by
8 a city, county, township, village, or corporation.

9 (c) Minimum courses of study, attendance requirements of at
10 least 240 instructional hours, equipment, and facilities required
11 at approved city, county, township, village, or corporation
12 police training schools. ~~(d)~~ The requirements ~~in~~ UNDER THIS
13 subdivision ~~(e)~~ shall be waived if any of the following occur:

14 (i) The person has previously completed the mandatory train-
15 ing requirements and less than 1 year of police service, has vol-
16 untarily or involuntarily discontinued his or her work as a law
17 enforcement officer, and is again employed within 1 year after
18 discontinuing work as a police officer.

19 (ii) The person has served more than 1 year and less than 5
20 years, has completed the mandatory training requirements, and
21 takes employment with another police agency within 18 months of
22 discontinued service.

23 (iii) The person has served 5 years or more and takes
24 employment with another police agency within 2 years of discon-
25 tinued service.

1 (iv) The person is a member of a sheriff's posse or police
2 auxiliary temporarily engaged in the performance of his or her
3 duties under the direction of the sheriff or police department.

4 (D) ~~(e)~~ Minimum qualifications for instructors at approved
5 police training schools.

6 (E) ~~(f)~~ Minimum basic training requirements which regu-
7 larly employed police officers excluding sheriffs shall complete
8 before being eligible for employment.

9 (F) ~~(g)~~ Categories or classifications of advanced
10 in-service training programs and minimum courses of study and
11 attendance requirements for these categories or classifications.

12 (G) ~~(h)~~ The establishment of subordinate regional training
13 centers in strategic geographic locations in order to serve the
14 greatest number of police agencies that are unable to support
15 their own training programs.

16 (H) ~~(i)~~ Acceptance of certified basic police training and
17 experience received in states other than Michigan in fulfillment
18 in whole or in part of the minimum employment standards prepared
19 and published by the council.

20 (2) Except as otherwise provided in this act, a regularly
21 employed person employed on or after January 1, 1977 ~~—~~ as a
22 member of a police force having a full-time officer shall not be
23 empowered to exercise all the authority of a peace officer in
24 this state, or employed in a position which is granted the
25 authority of a peace officer by statute, unless the person has
26 complied with the minimum employment standards prepared and
27 published by the council pursuant to this section. Law

1 enforcement officers employed before January 1, 1977 ~~—~~ may
2 continue their employment and participate in training programs on
3 a voluntary or assigned basis but failure to meet standards shall
4 not be grounds for dismissal of or termination of employment. A
5 law enforcement officer employed before January 1, 1977 who fails
6 to meet the minimum employment standards established pursuant to
7 this section and who voluntarily or involuntarily discontinues
8 his or her work as a law enforcement officer may be employed with
9 a law enforcement agency if that officer meets the requirements
10 of subsection ~~(1)(d)(iii)~~ (1)(C)(iii).

11 (3) The council may establish an evaluation or testing pro-
12 cess, or both, for the purpose of granting a waiver of the manda-
13 tory training requirements to those law enforcement officers who
14 have been certified under this act and who discontinue employment
15 as a law enforcement officer for a period of time exceeding the
16 time prescribed in subsection ~~(1)(d)(i)~~ (1)(C)(i), (ii), or
17 (iii).