

**Michigan Office of Administrative Hearings and Rules
Administrative Rules Division (ARD)**

MOAHR-Rules@michigan.gov

REQUEST FOR RULEMAKING (RFR)

1. Department:

State Police

2. Bureau:

Michigan Commission on Law Enforcement Standards (MCOLES)

3. Promulgation type:

Full Process

4. Title of proposed rule set:

Law Enforcement Standards and Training

5. Rule numbers or rule set range of numbers:

R 28.14101 - R 28.14702

6. Estimated time frame:

12 months

Name of person filling out RFR:

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7. Describe the general purpose of these rules, including any problems the changes are intended to address.

The general purpose of this proposed amendment to R 28.14210 is to set minimum standards for active violence response training.

8. Please cite the specific promulgation authority for the rules (i.e. department director, commission, board, etc.).

The Commission is required to promulgate this rule under §9e(2) of the Michigan commission on law enforcement standards act, as amended, MCL 28.609e(2).

A. Please list all applicable statutory references (MCLs, Executive Orders, etc.).

The Commission is required to promulgate this rule under §9e(2) of the Michigan commission on law enforcement standards act, as amended, MCL 28.609e(2).

B. Are the rules mandated by any applicable constitutional or statutory provision? If so, please explain.

The Commission is required promulgate this rule under §9e(2) of the Michigan commission on law enforcement standards act, as amended, MCL 28.609e(2), to set the minimum standards for the active violence response training.

9. Please describe the extent to which the rules conflict with or duplicate similar rules, compliance requirements, or other standards adopted at the state, regional, or federal level.

The rules do not conflict with or duplicate similar rules, compliance requirements, or other standards adopted at the state, regional, or federal level.

10. Is the subject matter of the rules currently contained in any guideline, handbook, manual, instructional bulletin, form with instructions, or operational memoranda?

The subject matter of these rules is not contained in any guideline, handbook, manual, instructional bulletin, form with instructions or operational memoranda.

11. Are the rules listed on the department's annual regulatory plan as rules to be processed for the current year?

Yes, this rule is on the department's annual regulatory plan.

12. Will the proposed rules be promulgated under Section 44 of the Administrative Procedures Act, 1969 PA 306, MCL 24.244, or under the full rulemaking process?

Full Process

13. Please describe the extent to which the rules exceed similar regulations, compliance requirements, or other standards adopted at the state, regional, or federal level.

This rule does not exceed similar regulations, compliance requirements, or other standards adopted at the state, regional, or federal level.

14. Do the rules incorporate the recommendations received from the public regarding any complaints or comments regarding the rules? If yes, please explain.

No recommendations have been received from the public regarding any complaints or comments regarding the rules.

15. If amending an existing rule set, please provide the date of the last evaluation of the rules and the degree, if any, to which technology, economic conditions, or other factors have changed the regulatory activity covered by the rules since the last evaluation.

The existing ruleset was last evaluated as part of the department's annual regulatory plan submitted on July 1, 2022, and technology, economic conditions, or other factors have not changed the regulatory activity covered by the rules since the last evaluation.

16. Are there any changes or developments since implementation that demonstrate there is no continued need for the rules, or any portion of the rules?

There is a continued need for these rules as they set forth the law enforcement standards and training for all persons seeking a license or who are licensed under the Michigan commission on law enforcement standards act.

17. Is there an applicable decision record (as defined in MCL 24.203(6) and required by MCL 24.239(2))? If so, please attach the decision record.

No