

Senate Fiscal Agency
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SFA**BILL ANALYSIS**

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House Bill 5314 (Substitute H-1 as passed by the House)
Sponsor: Representative Jennifer Faunce
House Committee: Employment Relations, Training and Safety
Senate Committee: Human Resources and Labor

Date Completed: 5-15-02

CONTENT

The bill would amend the Employee Right To Know Act to provide that if an employer were a criminal justice agency and if the employee were a police officer (a peace officer trained and certified under the Commission on Law Enforcement Standards Act), then statements made by the employee under threat of discharge for remaining silent would create a privilege held by the employee making the statements and would be privileged. Further, those statements could not be released or divulged to a third party without the employee's written consent.

Under the Act, an employer or former employer may not divulge a disciplinary report, letter of reprimand, or other disciplinary action to a third party, to a party who is not a part of the employer's organization, or to a party who is not a part of a labor organization representing the employee, without written notice to the employee.

Proposed MCL 423.509a.

Legislative Analyst: Nobuko Nagata

FISCAL IMPACT

The bill would have no fiscal impact on State or local government.

Fiscal Analyst: Bruce Baker

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This analysis was prepared by nonpartisan Senate staff for use by the Senate in its deliberations and does not constitute an official statement of legislative intent.