

HOUSE BILL No. 5181

December 17, 2015, Introduced by Reps. Heise, Hughes, Santana, Plawecki, Darany, Yanez and Liberati and referred to the Committee on Criminal Justice.

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 2a of chapter IV (MCL 764.2a), as amended by 2002 PA 483.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

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CHAPTER IV

Sec. 2a. (1) A peace officer of a county, city, village, township, **PUBLIC AIRPORT AUTHORITY**, or university of this state may exercise the authority and powers of a peace officer outside the geographical boundaries of the officer's county, city, village, township, **PUBLIC AIRPORT AUTHORITY**, or university under any of the following circumstances:

(a) If the officer is enforcing the laws of this state in conjunction with the Michigan state police.

(b) If the officer is enforcing the laws of this state in

1 conjunction with a peace officer of any other county, city,
 2 village, township, **PUBLIC AIRPORT AUTHORITY**, or university in which
 3 the officer may be.

4 (c) If the officer has witnessed an individual violate any of
 5 the following within the geographical boundaries of the officer's
 6 county, city, village, township, **PUBLIC AIRPORT AUTHORITY**, or
 7 university and immediately pursues the individual outside of the
 8 geographical boundaries of the officer's county, city, village,
 9 township, **PUBLIC AIRPORT AUTHORITY**, or university:

10 (i) A state law or administrative rule.

11 (ii) A local ordinance.

12 (iii) A state law, administrative rule, or local ordinance,
 13 the violation of which is a civil infraction, municipal civil
 14 infraction, or state civil infraction.

15 **(D) IF A PUBLIC AIRPORT AUTHORITY OFFICER HAS WITNESSED AN**
 16 **INDIVIDUAL VIOLATE ANY OF THE FOLLOWING WHILE THE INDIVIDUAL IS**
 17 **OUTSIDE THE GEOGRAPHICAL BOUNDARIES OF THE PUBLIC AIRPORT AUTHORITY**
 18 **BUT THE VIOLATION COMMITTED BY THE INDIVIDUAL OCCURS WITHIN THE**
 19 **AIRSPACE ABOVE THE PUBLIC AIRPORT AUTHORITY AND IMMEDIATELY PURSUES**
 20 **THE INDIVIDUAL:**

21 (i) A STATE LAW OR ADMINISTRATIVE RULE.

22 (ii) A LOCAL ORDINANCE.

23 (iii) A STATE LAW, ADMINISTRATIVE RULE, OR LOCAL ORDINANCE,
 24 THE VIOLATION OF WHICH IS A CIVIL INFRACTION, MUNICIPAL CIVIL
 25 INFRACTION, OR STATE CIVIL INFRACTION.

26 (2) The officer pursuing an individual under subsection (1)(c)
 27 **OR (D)** may stop and detain the person outside the geographical

1 boundaries of the officer's county, city, village, township, **PUBLIC**
2 **AIRPORT AUTHORITY**, or university for the purpose of enforcing that
3 law, administrative rule, or ordinance or enforcing any other law,
4 administrative rule, or ordinance before, during, or immediately
5 after the detaining of the individual. If the violation or pursuit
6 involves a vessel moving on the waters of this state, the officer
7 pursuing the individual may direct the operator of the vessel to
8 bring the vessel to a stop or maneuver it in a manner that permits
9 the officer to come beside the vessel.

10 (3) AS USED IN THIS SECTION, "PUBLIC AIRPORT AUTHORITY" MEANS
11 AN AUTHORITY CREATED UNDER SECTION 110 OF THE AERONAUTICS CODE OF
12 THE STATE OF MICHIGAN, 1945 PA 327, MCL 259.110, THAT IS A
13 POLITICAL SUBDIVISION AND INSTRUMENTALITY OF THE LOCAL GOVERNMENT
14 THAT OWNS THE AIRPORT AND IS CONSIDERED A PUBLIC AGENCY OF THE
15 LOCAL GOVERNMENT FOR PURPOSES OF STATE AND FEDERAL LAW.

16 Enacting section 1. This amendatory act takes effect 90 days
17 after the date it is enacted into law.