

SENATE BILL NO. 1099

November 13, 2024, Introduced by Senators ANTHONY, CHANG, SANTANA, MOSS, IRWIN, GEISS, SHINK, MCMORROW, CAMILLERI and BAYER and referred to the Committee on Civil Rights, Judiciary, and Public Safety.

A bill to amend 1965 PA 203, entitled
"Michigan commission on law enforcement standards act,"
by amending sections 9, 9a, 9b, 9c, 9d, and 11 (MCL 28.609,
28.609a, 28.609b, 28.609c, 28.609d, and 28.611), sections 9, 9b,
9c, and 9d as amended by 2018 PA 552, section 9a as amended by 2016
PA 289, and section 11 as amended by 2017 PA 198.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 9. (1) This section applies to all law enforcement
2 officers except individuals to whom sections 9a, 9b, 9c, and 9d
3 apply. Employment of law enforcement officers to whom this section

1 applies is subject to the licensing requirements and procedures of
2 this section and section 9e. An individual who seeks admission to a
3 preservice college basic law enforcement training academy or a
4 regional basic law enforcement training academy or the recognition
5 of prior basic law enforcement training and experience program for
6 purposes of licensure under this section shall submit to
7 fingerprinting as provided in section 11(3).

8 (2) The commission shall promulgate rules governing licensing
9 standards and procedures for individuals licensed under this
10 section. In promulgating the rules, the commission shall give
11 consideration to the varying factors and special requirements of
12 law enforcement agencies. Rules promulgated under this subsection
13 must pertain to the following:

14 (a) Subject to section 9e, training requirements that may be
15 met by completing either of the following:

16 (i) Preenrollment requirements, courses of study, attendance
17 requirements, and instructional hours at an agency basic law
18 enforcement training academy, a preservice college basic law
19 enforcement training academy, or a regional basic law enforcement
20 training academy.

21 (ii) The recognition of prior basic law enforcement training
22 and experience program for granting a waiver from the licensing
23 standard specified in subparagraph (i).

24 (b) Proficiency on a licensing examination administered after
25 compliance with the licensing standard specified in subdivision

26 (a).

27 (c) Physical ability.

28 (d) Psychological fitness.

29 (e) Education.

1 (f) Reading and writing proficiency.

2 (g) Minimum age.

3 (h) Whether or not a valid operator's or chauffeur's license
4 is required for licensure.

5 (i) Character fitness, as determined by a **comprehensive**
6 background investigation supported by a ~~written authorization and~~
7 ~~release-waiver~~ executed by the individual for whom licensure is
8 sought. **The waiver and comprehensive background investigation**
9 **required under this subdivision must contain information required**
10 **by the commission. The waiver must be in a form prescribed by the**
11 **commission.**

12 (j) Whether or not United States citizenship is required for
13 licensure.

14 (k) Employment as a law enforcement officer.

15 (l) The form and manner for execution of a written oath of
16 office by a law enforcement agency with whom the individual is
17 employed, and the content of the written oath conferring authority
18 to act with all of the law enforcement authority described in the
19 laws of this state under which the individual is employed.

20 (m) The ability to be licensed and employed as a law
21 enforcement officer under this section, without a restriction
22 otherwise imposed by law.

23 (3) The licensure process under this section must follow the
24 following procedures:

25 (a) Before executing the oath of office, an employing law
26 enforcement agency ~~verifies~~ **shall do both of the following:**

27 **(i) Verify** that the individual to whom the oath is to be
28 administered complies with licensing standards. **If the individual**
29 **is currently a licensed law enforcement officer who was previously**

1 employed by another law enforcement agency, the employing law
 2 enforcement agency's verification and attestation to compliance
 3 with licensing standards may exclude the licensing standards
 4 described in subsection (2) (a), (b), and (e) to (g).

5 (ii) If applicable, verify in writing that it has reviewed the
 6 law enforcement officer's separation of service record from a
 7 former law enforcement agency as required under the law enforcement
 8 officer separation of service record act, 2017 PA 128, MCL 28.561
 9 to 28.565.

10 (b) A law enforcement agency employing an individual ~~licensed~~
 11 ~~whom the law enforcement agency seeks to license~~ under this section
 12 ~~authorizes the individual to exercise the law enforcement authority~~
 13 ~~described in the laws of this state under which the individual is~~
 14 ~~employed, by executing~~ **shall require the individual to execute** a
 15 written oath of office.

16 (c) ~~Not more than 10 calendar days after executing the oath of~~
 17 ~~office, the~~ **An** employing law enforcement agency shall attest in
 18 writing to the commission that the individual to whom the oath was
 19 administered satisfies the licensing standards by submitting an
 20 executed affidavit, ~~and~~ a copy of the executed oath of office, **and**
 21 **any other documents required by the commission.**

22 (4) ~~If, upon reviewing the executed affidavit and executed~~
 23 ~~oath of office, the commission determines that the individual~~
 24 ~~complies with the licensing standards,~~ **Upon receipt of the**
 25 **documents required under this section from an employing law**
 26 **enforcement agency, the commission shall review the documents to**
 27 **determine whether the individual complies with the licensing**
 28 **standards. The commission may require the employing law enforcement**
 29 **agency to provide physical or electronic copies of the**

1 **comprehensive background investigation obtained under this section**
2 **or any other documents the commission considers necessary. After**
3 **reviewing all the documents required under this section, the**
4 **commission shall grant the individual a license if the commission**
5 **determines that the individual complies with the licensing**
6 **standards.**

7 (5) If ~~, upon reviewing the executed affidavit and executed~~
8 ~~oath of office,~~ the commission determines that the individual does
9 not comply with the licensing standards, the commission may do any
10 of the following:

11 (a) Supervise the remediation of errors or omissions in the
12 affidavit and oath of office.

13 (b) Supervise the remediation of errors or omissions in the
14 **comprehensive background investigation**, screening, procedures,
15 examinations, testing, and other means used to verify compliance
16 with the licensing standards.

17 (c) ~~Supervise~~ **Grant the individual a license if the commission**
18 **determines that the individual can be brought into compliance with**
19 **the licensing standards with** additional screening, procedures,
20 examinations, testing, ~~and or~~ other means ~~used to determine~~
21 ~~compliance with the licensing standards.~~ **of verifying compliance**
22 **with the licensing standards, provided that the individual agrees**
23 **to do both of the following:**

24 (i) Comply with any additional screening, procedures,
25 examination, testing, or other means of verifying compliance with
26 the licensing standards, as determined by the commission as a
27 condition for granting the individual a license.

28 (ii) Voluntarily relinquish the license if the individual fails
29 to comply with the requirements of subparagraph (i).

1 (d) Deny the issuance of a license and inform the employing
2 law enforcement agency.

3 ~~(6) Upon being informed that~~ **An individual is not licensed**
4 **under this section until the commission grants the individual a**
5 **license in accordance with this act. If** the commission ~~has denied~~
6 **denies the** issuance of a license, the employing law enforcement
7 agency shall promptly inform the individual whose licensure was
8 denied.

9 ~~(7) An individual denied a license under this section shall~~
10 ~~not exercise the law enforcement authority described in the laws of~~
11 ~~this state under which the individual is employed. This subsection~~
12 ~~does not divest the individual of that authority until the~~
13 ~~individual has been informed that his or her licensure was denied.~~

14 **(7)** ~~(8)~~ A law enforcement agency that has administered an oath
15 of office to an individual under this section shall do all of the
16 following, with respect to that individual:

17 (a) Report to the commission all personnel transactions
18 affecting employment status in a manner prescribed in rules
19 promulgated by the commission.

20 (b) Report to the commission concerning any action taken by
21 the employing agency that removes the authority conferred by the
22 oath of office, or that restores the individual's authority to that
23 conferred by the oath of office, in a manner prescribed in rules
24 promulgated by the commission.

25 **(c) Report to the commission any determination by a medical**
26 **doctor that the individual is unable to carry out an essential**
27 **function of a police officer, including making an arrest.**

28 **(d) Report all of the following to the commission immediately**
29 **upon being informed by that individual of the imposition of the**

1 charges, order, restriction, or filing of the order in a court of
2 competent jurisdiction, whichever is applicable, in a manner
3 prescribed in rules promulgated by the commission:

4 (i) All criminal charges for offenses for which that
5 individual's license may be revoked.

6 (ii) The imposition of a personal protection order against the
7 individual under section 2950 or 2950a of the revised judicature
8 act of 1961, 1961 PA 236, MCL 600.2950 and 600.2950a, or under the
9 laws of any other jurisdiction.

10 (iii) The imposition of an extreme risk protection order under
11 section 7 of the extreme risk protection order act, 2023 PA 38, MCL
12 691.1807, or the laws of any other states.

13 (iv) A conviction that is subject to the restrictions described
14 under section 224f of the Michigan penal code, 1931 PA 328, MCL
15 750.224f. For purposes of this subparagraph, the law enforcement
16 agency shall specify the conviction, whether the individual is
17 ineligible to possess, use, transport, sell, purchase, carry, ship,
18 receive, or distribute a firearm in this state, and the expiration
19 period for the restriction as described under section 224f of the
20 Michigan penal code, 1931 PA 328, MCL 750.224f.

21 (e) ~~(e)~~ Maintain an employment history record.

22 (f) ~~(d)~~ Collect, verify, and maintain documentation
23 establishing that the individual complies with the licensing
24 standards.

25 (8) ~~(9)~~ An individual licensed under this section shall report
26 all of the following to the commission **immediately upon being**
27 **informed of the imposition of the charges, order, restriction, or**
28 **filing of the order in a court of competent jurisdiction, whichever**
29 **is applicable, in a manner prescribed in rules promulgated by the**

commission:

(a) Criminal charges for offenses for which that individual's license may be revoked as described in this section. ~~, upon being informed of such charges, in a manner prescribed in rules promulgated by the commission.~~

(b) The imposition of a personal protection order against that individual after a judicial hearing under section 2950 or 2950a of the revised judicature act of 1961, 1961 PA 236, MCL 600.2950 and 600.2950a, or under the laws of any other jurisdiction. ~~, upon being informed of the imposition of such an order, in a manner prescribed in rules promulgated by the commission.~~

(c) **The imposition of a personal protection order against the individual under section 2950 or 2950a of the revised judicature act of 1961, 1961 PA 236, MCL 600.2950 and 600.2950a, or the laws of any other states.**

(d) **The imposition of an extreme risk protection order under section 7 of the extreme risk protection order act, 2023 PA 38, MCL 691.1807, or the laws of any other states.**

(e) **A conviction that is subject to the restrictions described under section 224f of the Michigan penal code, 1931 PA 328, MCL 750.224f. For purposes of this subdivision, the individual shall specify the conviction, whether the individual is ineligible to possess, use, transport, sell, purchase, carry, ship, receive, or distribute a firearm in this state, and the expiration period for the restriction as described under section 224f of the Michigan penal code, 1931 PA 328, MCL 750.224f.**

(9) ~~(10)~~A license issued under this section is rendered inactive, and may be reactivated, as follows:

(a) A license is rendered inactive if 1 or more of the

1 following occur:

2 (i) An individual, having been employed as a law enforcement
3 officer for fewer than 2,080 hours in aggregate, is thereafter
4 continuously not employed as a law enforcement officer for less
5 than 1 year.

6 (ii) An individual, having been employed as a law enforcement
7 officer for fewer than 2,080 hours in aggregate, is thereafter
8 continuously subjected to a removal of the authority conferred by
9 the oath of office for less than 1 year.

10 (iii) An individual, having been employed as a law enforcement
11 officer for 2,080 hours or longer in aggregate, is thereafter
12 continuously not employed as a law enforcement officer for less
13 than 2 years.

14 (iv) An individual, having been employed as a law enforcement
15 officer for 2,080 hours or longer in aggregate, is continuously
16 subjected to a removal of the authority conferred by the oath of
17 office for less than 2 years.

18 (v) **An individual, having failed to comply with the continuing**
19 **professional education requirements prescribed in rules by the**
20 **commission, is notified in writing through the individual's**
21 **employing law enforcement agency by the commission that the**
22 **individual's license has been rendered inactive.**

23 (b) An employing law enforcement agency may reactivate a
24 license rendered inactive by complying with the licensure
25 procedures described in ~~subsection~~ **subsections (3) and (4),**
26 excluding verification of and attestation to compliance with the
27 licensing standards described in ~~subsection (2) (a) to (g).~~ **(2) (a),**
28 **(b), and (e) to (g).**

29 (c) A license that has been reactivated under this section is

1 valid for all purposes described in this act.

2 **(10)** ~~(11)~~—A license issued under this section is rendered
3 lapsed, without barring further licensure under this act, if 1 or
4 more of the following occur:

5 (a) An individual, having been employed as a law enforcement
6 officer for fewer than 2,080 hours in aggregate, is thereafter
7 continuously not employed as a law enforcement officer for 1 year.

8 (b) An individual, having been employed as a law enforcement
9 officer for fewer than 2,080 hours in aggregate, is thereafter
10 continuously subjected to a removal of the authority conferred by
11 the oath of office for 1 year.

12 (c) An individual, having been employed as a law enforcement
13 officer for 2,080 hours or longer in aggregate, is thereafter
14 continuously not employed as a law enforcement officer for 2 years.

15 (d) An individual, having been employed as a law enforcement
16 officer for 2,080 hours or longer in aggregate, is continuously
17 subjected to a removal of the authority conferred by the oath of
18 office for 2 years.

19 **(e) An individual, having failed to comply with the continuing**
20 **professional education requirements prescribed in rules by the**
21 **commission for 1 year, is notified in writing through the**
22 **individual's employing law enforcement agency by the commission**
23 **that the individual's license has lapsed.**

24 **(11)** ~~(12)~~—The commission shall revoke a license granted under
25 this section for any of the following circumstances and shall
26 promulgate rules governing revocations under this subsection:

27 (a) The individual obtained the license by making a materially
28 false oral or written statement or committing fraud in an
29 affidavit, disclosure, or application to a law enforcement training

1 academy, the commission, or a law enforcement agency at any stage
2 of recruitment, selection, appointment, enrollment, training, or
3 licensure application.

4 (b) The individual obtained the license because another
5 individual made a materially false oral or written statement or
6 committed fraud in an affidavit, disclosure, or application to a
7 law enforcement training academy, the commission, or a law
8 enforcement agency at any stage of recruitment, selection,
9 appointment, enrollment, training, or licensure application.

10 (c) The individual has been subjected to an adjudication of
11 guilt for a violation or attempted violation of a penal law of this
12 state or another jurisdiction that is punishable by imprisonment
13 for more than 1 year.

14 (d) The individual has been subjected to an adjudication of
15 guilt for violation or attempted violation of 1 or more of the
16 following penal laws of this state or laws of another jurisdiction
17 substantially corresponding to the penal laws of this state:

18 (i) Section 625(1) or (8) of the Michigan vehicle code, 1949 PA
19 300, MCL 257.625, if the individual has a prior conviction, as that
20 term is defined in section 625(25) (b) of the Michigan vehicle code,
21 1949 PA 300, MCL 257.625, that occurred within 7 years of the
22 adjudication as described in section 625(9) (b) of the Michigan
23 vehicle code, 1949 PA 300, MCL 257.625.

24 (ii) Section 7403(2) (c) or 7404(2) (a), (b), or (c) of the
25 public health code, 1978 PA 368, MCL 333.7403 and 333.7404.

26 (iii) Section 81(4) or 81a or a misdemeanor violation of section
27 411h of the Michigan penal code, 1931 PA 328, MCL 750.81, 750.81a,
28 and 750.411h.

29 **(e) The individual is convicted of a misdemeanor involving**

1 domestic violence and is subject to the restrictions described
2 under section 224f(5) of the Michigan penal code, 1931 PA 328, MCL
3 750.224f.

4 (12) The commission may revoke a license granted under this
5 section for any of the following circumstances and shall promulgate
6 rules governing revocations under this subsection:

7 (a) The individual is a law enforcement officer with an active
8 license at another law enforcement agency and both of the following
9 apply:

10 (i) An employing law enforcement agency requests the activation
11 of the individual's law enforcement officer license under this act.

12 (ii) The commission determines that the individual does not
13 meet the licensing standards and denies the request of the
14 employing law enforcement agency to activate the individual's law
15 enforcement officer license.

16 (b) The individual's license was activated by the commission
17 in accordance with this act within 90 days of the commission's
18 initiation of revocation proceedings, and both of the following
19 apply:

20 (i) The commission determines that the individual's license was
21 activated in error, including an erroneous activation before the
22 commission issued a final order determining whether the individual
23 complies with the licensing standards.

24 (ii) The commission determines that the individual does not
25 comply with the licensing standards and would have denied
26 activation of the individual's license under this act but for the
27 error.

28 (c) The individual's license was granted under this act based
29 on the commission's determination that the individual can be

1 brought into compliance with the licensing standards with
2 additional screening, procedures, examinations, testing, or other
3 means of verifying compliance with the licensing standards and the
4 individual failed to comply with the additional screening,
5 procedures, examinations, testing, or other means of verifying
6 compliance with the licensing standards imposed by the commission
7 to verify the individual's compliance with the licensing standards.

8 (d) The individual is not eligible to possess, use, transport,
9 sell, purchase, carry, ship, receive, or distribute a firearm or
10 ammunition under state or federal laws.

11 (13) The following procedures and requirements apply to
12 license revocation under this section:

13 (a) The commission shall initiate license revocation
14 proceedings, including, but not limited to, the issuance of an
15 order of summary suspension and notice of intent to revoke, upon
16 obtaining notice of facts warranting license revocation.

17 (b) A hearing for license revocation must be conducted as a
18 contested case under the administrative procedures act of 1969,
19 1969 PA 306, MCL 24.201 to 24.328.

20 (c) In lieu of participating in a contested case, an
21 individual may voluntarily and permanently relinquish ~~his or her~~
22 **the individual's** law enforcement officer license by executing
23 before a notary public an affidavit of license relinquishment
24 prescribed by the commission.

25 (d) The commission need not delay or abate license revocation
26 proceedings based on an adjudication of guilt if an appeal is taken
27 from the adjudication of guilt.

28 (e) If the commission issues a final decision or order to
29 revoke a license, that decision or order is subject to judicial

review as provided in the administrative procedures act of 1969,
1969 PA 306, MCL 24.201 to 24.328. A summary suspension described
in this section is not a final decision or order for purposes of
judicial review.

(14) ~~An~~ **Only an** individual ~~licensed with an active law~~
enforcement license issued under this section shall ~~not~~ exercise
~~the law enforcement authority described in the laws of this state.~~
~~under which the individual is employed if any of the following~~
~~occur:~~

~~(a) The individual's license is rendered void by a court order~~
~~or other operation of law.~~

~~(b) The individual's license is revoked.~~

~~(c) The individual's license is rendered inactive.~~

~~(d) The individual's license is rendered lapsed.~~

Sec. 9a. (1) This section applies only to individuals elected
or appointed to the office of sheriff in this state. Employment of
law enforcement officers to whom this section applies is subject to
the licensing requirements and procedures of this section.

(2) The licensure process under this section ~~shall~~ **must** comply
with the following procedures:

(a) Not more than 10 calendar days after taking an oath of
office for the office of sheriff in this state, an individual shall
submit to the commission a copy of the executed oath of office.

(b) If, upon reviewing the executed oath of office, the
commission determines that the individual has been elected or
appointed to the office of sheriff in this state, the commission
shall grant the individual a license.

(c) If, upon reviewing the executed oath of office, the
commission determines that the individual has not been elected or

1 appointed to the office of sheriff in this state, the commission
2 may do either of the following:

3 (i) Verify, through other means, election or appointment to the
4 office of sheriff in this state.

5 (ii) Deny the issuance of a license and inform the individual
6 denied.

7 (3) An individual licensed under this section shall report all
8 of the following to the commission **immediately upon being informed**
9 **of the imposition of the charges, order, restriction, or filing of**
10 **the order in a court of competent jurisdiction, whichever is**
11 **applicable, in a manner prescribed in rules promulgated by the**
12 **commission:**

13 (a) Criminal charges for offenses for which that individual's
14 license may be revoked as described in this section. ~~, upon being~~
15 ~~informed of such charges, in a manner prescribed in rules~~
16 ~~promulgated by the commission.~~

17 (b) The imposition of a personal protection order against that
18 individual after a judicial hearing under section 2950 or 2950a of
19 the revised judicature act of 1961, 1961 PA 236, MCL 600.2950 and
20 600.2950a, or under the laws of any other jurisdiction. ~~, upon~~
21 ~~being informed of the imposition of such an order, in a manner~~
22 ~~prescribed in rules promulgated by the commission.~~

23 (c) **The imposition of an extreme risk protection order under**
24 **section 7 of the extreme risk protection order act, 2023 PA 38, MCL**
25 **691.1807, or the laws of any other states.**

26 (d) A conviction that is subject to the restrictions described
27 under section 224f of the Michigan penal code, 1931 PA 328, MCL
28 750.224f. For purposes of this subdivision, the individual shall
29 specify the conviction, whether the individual is ineligible to

1 possess, use, transport, sell, purchase, carry, ship, receive, or
2 distribute a firearm in this state, and the expiration period for
3 the restriction as described under section 224f of the Michigan
4 penal code, 1931 PA 328, MCL 750.224f.

5 (4) A license granted under this section is valid until any of
6 the following occur:

7 (a) A court order or other operation of law renders the
8 license void.

9 (b) The individual's term of office as a sheriff in this state
10 expires.

11 (c) The commission revokes the license as provided in this
12 section.

13 (5) The commission shall revoke a license granted under this
14 section for any of the following circumstances and shall promulgate
15 rules governing revocations under this subsection:

16 (a) The individual obtained the license by making a materially
17 false oral or written statement or committing fraud in an
18 affidavit, disclosure, or application to a law enforcement training
19 academy, the commission, or a law enforcement agency at any stage
20 of recruitment, selection, appointment, enrollment, training, or
21 licensure application.

22 (b) The individual obtained the license because another
23 individual made a materially false oral or written statement or
24 committed fraud in an affidavit, disclosure, or application to a
25 law enforcement training academy, the commission, or a law
26 enforcement agency at any stage of recruitment, selection,
27 appointment, enrollment, training, or licensure application.

28 (c) The individual has been subjected to an adjudication of
29 guilt for a violation or attempted violation of a penal law of this

1 state or another jurisdiction that is punishable by imprisonment
2 for more than 1 year.

3 (d) The individual has been subjected to an adjudication of
4 guilt for violation or attempted violation of 1 or more of the
5 following penal laws of this state or laws of another jurisdiction
6 substantially corresponding to the penal laws of this state:

7 (i) Section 625(1) or (8) of the Michigan vehicle code, 1949 PA
8 300, MCL 257.625, if the individual has a prior conviction, as that
9 term is defined in section 625(25)(b) of the Michigan vehicle code,
10 1949 PA 300, MCL 257.625, that occurred within 7 years of the
11 adjudication as described in section 625(9)(b) of the Michigan
12 vehicle code, 1949 PA 300, MCL 257.625.

13 (ii) Sections 7403(2)(c) and 7404(2)(a), (b), and (c) of the
14 public health code, 1978 PA 368, MCL 333.7403 and 333.7404.

15 (iii) Sections 81(4) and 81a and a misdemeanor violation of
16 section 411h of the Michigan penal code, 1931 PA 328, MCL 750.81,
17 750.81a, and 750.411h.

18 **(e) The individual is convicted of a misdemeanor involving**
19 **domestic violence and is subject to the restrictions described**
20 **under section 224f(5) of the Michigan penal code, 1931 PA 328, MCL**
21 **750.224f.**

22 **(6) The commission may revoke a license granted under this**
23 **section and shall promulgate rules governing revocations under this**
24 **subsection if the individual is not eligible to possess, use,**
25 **transport, sell, purchase, carry, ship, receive, or distribute a**
26 **firearm or an ammunition under state or federal laws.**

27 **(7) ~~(6)~~—**The following procedures and requirements apply to
28 license revocation under this section:

29 (a) The commission shall initiate license revocation

1 proceedings, including, but not limited to, the issuance of an
2 order of summary suspension and notice of intent to revoke, upon
3 obtaining notice of facts warranting license revocation.

4 (b) A hearing for license revocation ~~shall~~**must** be conducted
5 as a contested case under the administrative procedures act of
6 1969, 1969 PA 306, MCL 24.201 to 24.328.

7 (c) In lieu of participating in a contested case, an
8 individual may voluntarily and permanently relinquish ~~his or her~~
9 **the individual's** law enforcement officer license by executing
10 before a notary public an affidavit of license relinquishment
11 prescribed by the commission.

12 (d) The commission need not delay or abate license revocation
13 proceedings based on an adjudication of guilt if an appeal is taken
14 from the adjudication of guilt.

15 (e) If the commission issues a final decision or order to
16 revoke a license, that decision or order is subject to judicial
17 review as provided in the administrative procedures act of 1969,
18 1969 PA 306, MCL 24.201 to 24.328. A summary suspension described
19 in this section is not a final decision or order for purposes of
20 judicial review.

21 Sec. 9b. (1) This section applies only to individuals who are
22 employed as Michigan tribal law enforcement officers in this state
23 and are subject to a written instrument authorizing them to enforce
24 the laws of this state. Conferring authority to enforce the laws of
25 this state to law enforcement officers to whom this section applies
26 is subject to the licensing requirements and procedures of this
27 section and section 9e. An individual who seeks admission to a
28 preservice college basic law enforcement training academy or a
29 regional basic law enforcement training academy or the recognition

1 of prior basic law enforcement training and experience program for
2 purposes of licensure under this section shall submit to
3 fingerprinting as provided in section 11(3).

4 (2) The commission shall promulgate rules governing licensing
5 standards and procedures, pertaining to the following:

6 (a) Subject to section 9e, training requirements that may be
7 met by completing either of the following:

8 (i) Preenrollment requirements, courses of study, attendance
9 requirements, and instructional hours at an agency basic law
10 enforcement training academy, a preservice college basic law
11 enforcement training academy, or a regional basic law enforcement
12 training academy.

13 (ii) The recognition of prior basic law enforcement training
14 and experience program for granting a waiver from the licensing
15 standard specified in subparagraph (i).

16 (b) Proficiency on a licensing examination administered after
17 compliance with the licensing standard specified in subdivision

18 (a).

19 (c) Physical ability.

20 (d) Psychological fitness.

21 (e) Education.

22 (f) Reading and writing proficiency.

23 (g) Minimum age.

24 (h) Whether or not a valid operator's or chauffeur's license
25 is required for licensure.

26 (i) Character fitness, as determined by a **comprehensive**
27 background investigation supported by a ~~written authorization and~~
28 ~~release-waiver~~ executed by the individual for whom licensure is
29 sought. **The waiver and comprehensive background investigation**

1 required under this subdivision must contain information required
2 by the commission. The waiver must be in a form prescribed by the
3 commission.

4 (j) Whether or not United States citizenship is required for
5 licensure.

6 (k) Employment as a Michigan tribal law enforcement officer.

7 (l) The form and manner for execution of a written instrument
8 conferring authority upon the individual to enforce the laws of
9 this state, consisting of any of the following:

10 (i) Deputation by a sheriff of this state, conferring authority
11 upon the individual to enforce the laws of this state.

12 (ii) Appointment as a law enforcement officer by a law
13 enforcement agency, conferring authority upon the individual to
14 enforce the laws of this state.

15 (iii) Execution of a written agreement between the Michigan
16 tribal law enforcement agency with whom the individual is employed
17 and a law enforcement agency, conferring authority upon the
18 individual to enforce the laws of this state.

19 (iv) Execution of a written agreement between this state, or a
20 subdivision of this state, and the United States, conferring
21 authority upon the individual to enforce the laws of this state.

22 (m) The ability to be licensed and employed as a law
23 enforcement officer under this section, without a restriction
24 otherwise imposed by law.

25 (3) The licensure process under this section must follow the
26 following procedures:

27 (a) A law enforcement agency or other governmental agency
28 conferring authority upon a Michigan tribal law enforcement officer
29 as provided in this section shall confer the authority to enforce

1 the laws of this state by executing a written instrument as
2 provided in this section.

3 (b) Before executing the written instrument, a law enforcement
4 agency or other governmental agency shall ~~verify~~ **do both of the**
5 **following:**

6 (i) **Verify** that the individual complies with the licensing
7 standards. **If the individual is currently a licensed law**
8 **enforcement officer who was previously employed by another Michigan**
9 **tribal law enforcement agency or other governmental agency, the**
10 **verification and attestation to compliance with licensing standards**
11 **by the law enforcement agency or other governmental agency may**
12 **exclude the licensing standards described in subsection (2) (a),**
13 **(b), and (e) to (g).**

14 (ii) **If applicable, verify in writing that it has reviewed the**
15 **law enforcement officer's separation of service record from a**
16 **former employing Michigan tribal law enforcement agency as required**
17 **under the law enforcement officer separation of service record act,**
18 **2017 PA 128, MCL 28.561 to 28.565.**

19 (c) ~~Not more than 10 calendar days after the effective date of~~
20 ~~the written instrument, the~~ **A** law enforcement agency or other
21 governmental agency executing the written instrument shall attest
22 in writing to the commission that the individual to whom the
23 authority was conferred satisfies the licensing standards, by
24 submitting an executed affidavit, ~~and a copy of the written~~
25 **instrument, and any other documents required by the commission.**

26 (4) ~~If, upon reviewing the executed affidavit and the written~~
27 ~~instrument, the commission determines that the individual complies~~
28 ~~with the licensing standards,~~ **Upon receipt of the documents**
29 **required under this section from a Michigan tribal law enforcement**

1 agency or other governmental agency, the commission shall review
 2 the documents to determine whether the individual complies with the
 3 licensing standards. The commission may require the law enforcement
 4 agency or other governmental agency to provide physical or
 5 electronic copies of the comprehensive background investigation
 6 obtained under this section or any other documents the commission
 7 considers necessary. After reviewing all the documents required
 8 under this section, the commission shall grant the individual a
 9 license if the commission determines that the individual complies
 10 with the licensing standards.

11 (5) If ~~, upon reviewing the executed affidavit and the written~~
 12 ~~instrument,~~ the commission determines that the individual does not
 13 comply with the licensing standards, the commission may do any of
 14 the following:

15 (a) Supervise the remediation of errors or omissions in the
 16 affidavit and oath of office.

17 (b) Supervise the remediation of errors or omissions in the
 18 **comprehensive background investigation**, screening, procedures,
 19 examinations, testing, and other means used to verify compliance
 20 with the licensing standards.

21 (c) ~~Supervise~~ **Grant the individual a license if the commission**
 22 **determines that the individual can be brought into compliance with**
 23 **the licensing standards with** additional screening, procedures,
 24 examinations, testing, ~~and or~~ other means ~~used to determine~~
 25 ~~compliance with the licensing standards.~~ **of verifying compliance**
 26 **with the licensing standards, provided that the individual agrees**
 27 **to do both of the following:**

28 (i) Comply with any additional screening, procedures,
 29 examination, testing, or other means of verifying compliance with

1 the licensing standards, as determined by the commission as a
2 condition for granting the individual a license.

3 (ii) Voluntarily relinquish the license if the individual fails
4 to comply with the requirements of subparagraph (i).

5 (d) Deny the issuance of a license and inform the law
6 enforcement agency or other governmental agency conferring
7 authority to enforce the laws of this state upon an individual to
8 whom this section applies.

9 ~~(6) Upon being informed that~~ **An individual is not licensed**
10 **under this section until the commission grants the individual a**
11 **license in accordance with this act. If** the commission ~~has denied~~
12 **denies the** issuance of a license, a law enforcement agency or other
13 governmental agency conferring authority to enforce the laws of
14 this state upon an individual to whom this section applies shall
15 promptly inform the individual denied.

16 ~~(7) An individual denied a license under this section shall~~
17 ~~not exercise the law enforcement authority described in a written~~
18 ~~instrument conferring authority upon the individual to enforce the~~
19 ~~laws of this state. This subsection does not divest the individual~~
20 ~~of that authority until the individual has been informed that his~~
21 ~~or her license was denied.~~

22 **(7) (8)**—A written instrument conferring authority to enforce
23 the laws of this state upon an individual to whom this section
24 applies must include the following **requirements**:

25 (a) ~~A requirement that~~ **That** the employing Michigan tribal law
26 enforcement agency report to the commission all personnel
27 transactions affecting employment status in a manner prescribed in
28 rules promulgated by the commission.

29 (b) ~~A requirement that~~ **That** the employing Michigan tribal law

1 enforcement agency report to the commission concerning any action
 2 it takes that removes the authority conferred by the written
 3 instrument conferring authority upon the individual to enforce the
 4 laws of this state or that restores the individual's authority to
 5 that conferred by the written instrument, in a manner prescribed in
 6 rules promulgated by the commission.

7 **(c) That the employing Michigan tribal law enforcement agency**
 8 **report to the commission any determination by a medical doctor that**
 9 **the individual is unable to carry out an essential function of a**
 10 **Michigan tribal law enforcement officer, including making an**
 11 **arrest.**

12 ~~(d) (c) A requirement that~~ **That** the employing Michigan tribal
 13 law enforcement agency maintain an employment history record.

14 ~~(e) (d) A requirement that~~ **That** the employing Michigan tribal
 15 law enforcement agency collect, verify, and maintain documentation
 16 establishing that the individual complies with the applicable
 17 licensing standards.

18 **(8) ~~(9)~~ A written instrument conferring authority to enforce**
 19 **the laws of this state upon an individual to whom this section**
 20 **applies must include a requirement that the employing Michigan**
 21 **tribal law enforcement agency report the following regarding an**
 22 **individual licensed under this section *immediately upon being***
 23 **informed by that individual of the imposition of the charges,**
 24 **order, restriction, or filing of the order in a court of competent**
 25 **jurisdiction, whichever is applicable, in a manner prescribed in**
 26 **rules promulgated by the commission:**

27 (a) Criminal charges for offenses for which that individual's
 28 license may be revoked as described in this section. ~~, upon being~~
 29 ~~informed of such charges, in a manner prescribed in rules~~

~~promulgated by the commission.~~

(b) The imposition of a personal protection order against that individual after a judicial hearing under section 2950 or 2950a of the revised judicature act of 1961, 1961 PA 236, MCL 600.2950 and 600.2950a, or under the laws of any other jurisdiction. ~~, upon being informed of the imposition of such an order, in a manner prescribed in rules promulgated by the commission.~~

(c) The imposition of an extreme risk protection order under section 7 of the extreme risk protection order act, 2023 PA 38, MCL 691.1807, or the laws of any other states.

(d) A conviction that is subject to the restrictions described under section 224f of the Michigan penal code, 1931 PA 328, MCL 750.224f. For purposes of this subdivision, the employing Michigan tribal law enforcement agency shall specify the conviction, whether the individual is ineligible to possess, use, transport, sell, purchase, carry, ship, receive, or distribute a firearm in this state, and the expiration period for the restriction as described under section 224f of the Michigan penal code, 1931 PA 328, MCL 750.224f.

(9) ~~(10)~~ A license issued under this section is rendered inactive, and may be reactivated, as follows:

(a) A license is rendered inactive if 1 or more of the following occur:

(i) An individual, having been employed as a law enforcement officer in aggregate for less than 2,080 hours, is thereafter continuously not employed as a law enforcement officer for less than 1 year.

(ii) An individual, having been employed as a law enforcement officer in aggregate for less than 2,080 hours, is thereafter

1 continuously subjected to a removal of the authority conferred by
 2 the written instrument authorizing the individual to enforce the
 3 laws of this state for less than 1 year.

4 (iii) An individual, having been employed as a law enforcement
 5 officer in aggregate for 2,080 hours or longer, is thereafter
 6 continuously not employed as a law enforcement officer for less
 7 than 2 years.

8 (iv) An individual, having been employed as a law enforcement
 9 officer in aggregate for 2,080 hours or longer, is continuously
 10 subjected to a removal of the authority conferred by the written
 11 instrument authorizing the individual to enforce the laws of this
 12 state for less than 2 years.

13 (v) **An individual, having failed to comply with the continuing**
 14 **professional education requirements prescribed in rules by the**
 15 **commission, is notified in writing through the individual's**
 16 **employing law enforcement agency by the commission that the**
 17 **individual's license has been rendered inactive.**

18 (b) A law enforcement agency or other governmental agency
 19 conferring authority to enforce the laws of this state upon an
 20 individual to whom this section applies may reactivate a license
 21 rendered inactive by complying with the licensure procedures
 22 described in ~~subsection~~ **subsections (3) and (4)**, excluding
 23 verification of and attestation to compliance with the licensing
 24 standards described in subsection ~~(2)(a) to (g)~~. **(2) (a), (b), and**
 25 **(e) to (g).**

26 (c) A license that has been reactivated under this section is
 27 valid for all purposes described in this act.

28 **(10)** ~~(11)~~ A license issued under this section is rendered
 29 lapsed, without barring further licensure under this act, if 1 or

1 more of the following occur:

2 (a) An individual, having been employed as a law enforcement
3 officer in aggregate for less than 2,080 hours, is thereafter
4 continuously not employed as a law enforcement officer for 1 year.

5 (b) An individual, having been employed as a law enforcement
6 officer in aggregate for less than 2,080 hours, is thereafter
7 continuously subjected to a removal of the authority conferred by
8 the written instrument authorizing the individual to enforce the
9 laws of this state for 1 year.

10 (c) An individual, having been employed as a law enforcement
11 officer in aggregate for 2,080 hours or longer, is thereafter
12 continuously not employed as a law enforcement officer for 2 years.

13 (d) An individual, having been employed as a law enforcement
14 officer in aggregate for 2,080 hours or longer, is continuously
15 subjected to a removal of the authority conferred by the written
16 instrument authorizing the individual to enforce the laws of this
17 state for 2 years.

18 **(e) An individual, having failed to comply with the continuing**
19 **professional education requirements prescribed in rules by the**
20 **commission for 1 year, is notified in writing through the**
21 **individual's employing Michigan tribal law enforcement agency by**
22 **the commission that the individual's license has lapsed.**

23 **(11) ~~(12)~~**—The commission shall revoke a license granted under
24 this section for any of the following circumstances and shall
25 promulgate rules governing these revocations under this section:

26 (a) The individual obtained the license by making a materially
27 false oral or written statement or committing fraud in an
28 affidavit, disclosure, or application to a law enforcement training
29 academy, the commission, or a law enforcement agency at any stage

1 of recruitment, selection, appointment, enrollment, training, or
2 licensure application.

3 (b) The individual obtained the license because another
4 individual made a materially false oral or written statement or
5 committed fraud in an affidavit, disclosure, or application to a
6 law enforcement training academy, the commission, or a law
7 enforcement agency at any stage of recruitment, selection,
8 appointment, enrollment, training, or licensure application.

9 (c) The individual has been subjected to an adjudication of
10 guilt for a violation or attempted violation of a penal law of this
11 state or another jurisdiction that is punishable by imprisonment
12 for more than 1 year.

13 (d) The individual has been subjected to an adjudication of
14 guilt for violation or attempted violation of 1 or more of the
15 following penal laws of this state or laws of another jurisdiction
16 substantially corresponding to the penal laws of this state:

17 (i) Section 625(1) or (8) of the Michigan vehicle code, 1949 PA
18 300, MCL 257.625, if the individual has a prior conviction, as that
19 term is defined in section 625(25)(b) of the Michigan vehicle code,
20 1949 PA 300, MCL 257.625, that occurred within 7 years of the
21 adjudication as described in section 625(9)(b) of the Michigan
22 vehicle code, 1949 PA 300, MCL 257.625.

23 (ii) Section 7403(2)(c) or 7404(2)(a), (b), or (c) of the
24 public health code, 1978 PA 368, MCL 333.7403 and 333.7404.

25 (iii) Section 81(4) or 81a or a misdemeanor violation of section
26 411h of the Michigan penal code, 1931 PA 328, MCL 750.81, 750.81a,
27 and 750.411h.

28 **(e) The individual is convicted of a misdemeanor involving**
29 **domestic violence and is subject to the restrictions described**

1 under section 224f(5) of the Michigan penal code, 1931 PA 328, MCL
2 750.224f.

3 (12) The commission may revoke a license granted under this
4 section for any of the following circumstances and shall promulgate
5 rules governing revocations under this subsection:

6 (a) The individual is a law enforcement officer with an active
7 license at another Michigan tribal law enforcement agency and both
8 of the following apply:

9 (i) An employing Michigan tribal law enforcement agency
10 requests the activation of the individual's law enforcement officer
11 license under this act.

12 (ii) The commission determines that the individual does not
13 meet the licensing standards and denies the request of the
14 employing Michigan tribal law enforcement agency to activate the
15 individual's law enforcement officer license.

16 (b) The individual's license was activated by the commission
17 in accordance with this act within 90 days of the commission's
18 initiation of revocation proceedings, and both of the following
19 apply:

20 (i) The commission determines that the individual's license was
21 activated in error, including an erroneous activation before the
22 commission issued a final order determining whether the individual
23 complies with the licensing standards.

24 (ii) The commission determines that the individual does not
25 comply with the licensing standards and would have denied
26 activation of the individual's license under this act but for the
27 error.

28 (c) The individual's license was granted under this act based
29 on the commission's determination that the individual can be

1 brought into compliance with the licensing standards with
2 additional screening, procedures, examinations, testing, or other
3 means of verifying compliance with the licensing standards and the
4 individual failed to comply with the additional screening,
5 procedures, examinations, testing, or other means of verifying
6 compliance with the licensing standards imposed by the commission
7 to verify the individual's compliance with the licensing standards.

8 (d) The individual is not eligible to possess, use, transport,
9 sell, purchase, carry, ship, receive, or distribute a firearm or
10 ammunition under state or federal laws.

11 (13) The following procedures and requirements apply to
12 license revocation under this section:

13 (a) The commission shall initiate license revocation
14 proceedings, including, but not limited to, the issuance of an
15 order of summary suspension and notice of intent to revoke, upon
16 obtaining notice of facts warranting license revocation.

17 (b) A hearing for license revocation must be conducted as a
18 contested case under the administrative procedures act of 1969,
19 1969 PA 306, MCL 24.201 to 24.328.

20 (c) In lieu of participating in a contested case, an
21 individual may voluntarily and permanently relinquish ~~his or her~~
22 **the individual's** law enforcement officer license by executing
23 before a notary public an affidavit of license relinquishment
24 prescribed by the commission.

25 (d) The commission need not delay or abate license revocation
26 proceedings based on an adjudication of guilt if an appeal is taken
27 from the adjudication of guilt.

28 (e) If the commission issues a final decision or order to
29 revoke a license, that decision or order is subject to judicial

1 review as provided in the administrative procedures act of 1969,
 2 1969 PA 306, MCL 24.201 to 24.328. A summary suspension described
 3 in this section is not a final decision or order for purposes of
 4 judicial review.

5 (14) ~~An~~ **Only an individual licensed with an active law**
 6 **enforcement license issued** under this section shall ~~not~~ exercise
 7 ~~the law enforcement authority described in a written instrument~~
 8 ~~conferring authority upon the individual to enforce the laws of~~
 9 ~~this state. if any of the following occur:~~

10 ~~(a) The individual's license is rendered void by a court order~~
 11 ~~or other operation of law.~~

12 ~~(b) The individual's license is revoked.~~

13 ~~(c) The individual's license is rendered inactive.~~

14 ~~(d) The individual's license is rendered lapsed.~~

15 Sec. 9c. (1) This section applies only to individuals who are
 16 employed as fire arson investigators from fire departments within
 17 villages, cities, townships, or counties in this state, who are
 18 sworn and fully empowered by the chiefs of police of those
 19 villages, cities, townships, or counties. Conferring authority to
 20 enforce the laws of this state to law enforcement officers to whom
 21 this section applies is subject to the licensing requirements and
 22 procedures of this section and section 9e. An individual who seeks
 23 admission to a preservice college basic law enforcement training
 24 academy or a regional basic law enforcement training academy or the
 25 recognition of prior basic law enforcement training and experience
 26 program for purposes of licensure under this section shall submit
 27 to fingerprinting as provided in section 11(3).

28 (2) The commission shall promulgate rules governing licensing
 29 standards and procedures, pertaining to the following:

1 (a) Subject to section 9e, training requirements that may be
2 met by completing either of the following:

3 (i) Preenrollment requirements, courses of study, attendance
4 requirements, and instructional hours at an agency basic law
5 enforcement training academy, a preservice college basic law
6 enforcement training academy, or a regional basic law enforcement
7 training academy.

8 (ii) The recognition of prior basic law enforcement training
9 and experience program for granting a waiver from the licensing
10 standard specified in subparagraph (i).

11 (b) Proficiency on a licensing examination administered after
12 compliance with the licensing standard specified in subdivision
13 (a).

14 (c) Physical ability.

15 (d) Psychological fitness.

16 (e) Education.

17 (f) Reading and writing proficiency.

18 (g) Minimum age.

19 (h) Whether or not a valid operator's or chauffeur's license
20 is required for licensure.

21 (i) Character fitness, as determined by a **comprehensive**
22 background investigation supported by a ~~written authorization and~~
23 ~~release-waiver~~ executed by the individual for whom licensure is
24 sought. **The waiver and comprehensive background investigation**
25 **required under this subdivision must contain information required**
26 **by the commission. The waiver must be in a form prescribed by the**
27 **commission.**

28 (j) Whether or not United States citizenship is required for
29 licensure.

(k) Employment as a fire arson investigator from a fire department within a village, city, township, or county in this state, who is sworn and fully empowered by the chief of police of that village, city, township, or county.

(l) The form and manner for execution of a written oath of office by the chief of police of a village, city, township, or county law enforcement agency, and the content of the written oath conferring authority to enforce the laws of this state.

(m) The ability to be licensed and employed as a law enforcement officer under this section, without a restriction otherwise imposed by law.

(3) The licensure process under this section must follow the following procedures:

(a) Before executing the oath of office, the chief of police shall ~~verify~~ **do both of the following:**

(i) **Verify** that the individual to whom the oath is to be administered complies with the licensing standards. **If the individual is currently a licensed fire arson investigator who was previously employed by another fire department, the employing chief of police's verification and attestation to compliance with licensing standards may exclude the licensing standards described in subsection (2) (a), (b), and (e) to (g).**

(ii) **If applicable, verify in writing that it has reviewed the individual's separation of service record from a former fire department as required under the law enforcement officer separation of service record act, 2017 PA 128, MCL 28.561 to 28.565.**

(b) The chief of police shall **require the individual to** execute ~~an a written~~ oath of office. ~~authorizing the individual to enforce the laws of this state.~~

1 ~~(c) Not more than 10 calendar days after executing the oath of~~
2 ~~office, the~~ **The** chief of police shall attest in writing to the
3 commission that the individual to whom the oath was administered
4 satisfies the licensing standards by submitting an executed
5 affidavit, ~~and a copy of the executed oath of office, and any other~~
6 **documents required by the commission.**

7 ~~(4) If, upon reviewing the executed affidavit and executed~~
8 ~~oath of office, the commission determines that the individual~~
9 ~~complies with the licensing standards,~~ **Upon receipt of the**
10 **documents required under this section from an employing fire**
11 **department, the commission shall review the documents to determine**
12 **whether the individual complies with the licensing standards. The**
13 **commission may require the employing fire department to provide**
14 **physical or electronic copies of the comprehensive background**
15 **investigation obtained under this section or any other documents**
16 **the commission considers necessary. After reviewing all the**
17 **documents required under this section, the commission shall grant**
18 **the individual a license, if the commission determines that the**
19 **individual complies with the licensing standards.**

20 ~~(5) If , upon reviewing the executed affidavit and executed~~
21 ~~oath of office, the commission determines that the individual does~~
22 ~~not comply with the licensing standards, the commission may do any~~
23 ~~of the following:~~

24 (a) Supervise the remediation of errors or omissions in the
25 affidavit and oath of office.

26 (b) Supervise the remediation of errors or omissions in the
27 **comprehensive background investigation, screening, procedures,**
28 **examinations, testing, and other means used to verify compliance**
29 **with the licensing standards.**

1 (c) ~~Supervise~~ **Grant the individual a license if the commission**
 2 **determines that the individual can be brought into compliance with**
 3 **the licensing standards with** additional screening, procedures,
 4 examinations, testing, and ~~or other means used to determine~~
 5 ~~compliance with the licensing standards.~~ **of verifying compliance**
 6 **with the licensing standards, provided that the individual agrees**
 7 **to do both of the following:**

8 (i) **Comply with any additional screening, procedures,**
 9 **examination, testing, or other means of verifying compliance with**
 10 **the licensing standards, as determined by the commission as a**
 11 **condition for granting the individual a license.**

12 (ii) **Voluntarily relinquish the license if the individual fails**
 13 **to comply with the requirements of subparagraph (i).**

14 (d) **Deny the issuance of a license and inform the chief of**
 15 **police.**

16 (6) ~~Upon being informed that~~ **An individual is not licensed**
 17 **under this section until the commission grants the individual a**
 18 **license in accordance with this act. If** the commission ~~has denied~~
 19 **denies the** issuance of a license, the chief of police shall
 20 promptly inform the individual whose licensure was denied.

21 ~~(7) An individual denied a license under this section shall~~
 22 ~~not exercise the law enforcement authority described in the oath of~~
 23 ~~office. This subsection does not divest the individual of that~~
 24 ~~authority until the individual has been informed that his or her~~
 25 ~~license was denied.~~

26 (7) ~~(8)~~ **A chief of police who has administered an oath of**
 27 **office to an individual under this section shall do all of the**
 28 **following, with respect to that individual:**

29 (a) **Report to the commission all personnel transactions**

1 affecting employment status in a manner prescribed in rules
2 promulgated by the commission.

3 (b) Report to the commission concerning any action taken by
4 the chief of police that removes the authority conferred by the
5 oath of office, or that restores the individual's authority to that
6 conferred by the oath of office, in a manner prescribed in rules
7 promulgated by the commission.

8 (c) Report to the commission any determination by a medical
9 doctor that the individual is unable to carry out an essential
10 function of a fire arson investigator, including making an arrest.

11 (d) Report all of the following to the commission immediately
12 upon being informed by that individual of the imposition of the
13 charges, order, restriction, or filing of the order in a court of
14 competent jurisdiction, whichever is applicable, in a manner
15 prescribed in rules promulgated by the commission:

16 (i) All criminal charges for offenses for which that
17 individual's license may be revoked.

18 (ii) The imposition of a personal protection order against the
19 individual under section 2950 or 2950a of the revised judicature
20 act of 1961, 1961 PA 236, MCL 600.2950 and 600.2950a, or under the
21 laws of any other jurisdiction.

22 (iii) The imposition of an extreme risk protection order under
23 section 7 of the extreme risk protection order act, 2023 PA 38, MCL
24 691.1807, or the laws of any other states.

25 (iv) A conviction that is subject to the restrictions described
26 under section 224f of the Michigan penal code, 1931 PA 328, MCL
27 750.224f. For purposes of this subparagraph, the law enforcement
28 agency shall specify the conviction, whether the individual is
29 ineligible to possess, use, transport, sell, purchase, carry, ship,

1 receive, or distribute a firearm in this state, and the expiration
 2 period for the restriction as described under section 224f of the
 3 Michigan penal code, 1931 PA 328, MCL 750.224f.

4 (e) ~~(e)~~ Maintain an employment history record.

5 (f) ~~(d)~~ Collect, verify, and maintain documentation
 6 establishing that the individual complies with the applicable
 7 licensing standards.

8 (8) ~~(9)~~ An individual licensed under this section shall report
 9 all of the following to the commission **immediately upon being**
 10 **informed of the imposition of the charges, order, restriction, or**
 11 **filing of the order in a court of competent jurisdiction, whichever**
 12 **is applicable, in a manner prescribed in rules promulgated by the**
 13 **commission:**

14 (a) Criminal charges for offenses for which that individual's
 15 license may be revoked as described in this section. ~~, upon being~~
 16 ~~informed of such charges, in a manner prescribed in rules~~
 17 ~~promulgated by the commission.~~

18 (b) Imposition of a personal protection order against that
 19 individual after a judicial hearing under section 2950 or 2950a of
 20 the revised judicature act of 1961, 1961 PA 236, MCL 600.2950 and
 21 600.2950a, or under the laws of any other jurisdiction. ~~, upon~~
 22 ~~being informed of the imposition of such an order, in a manner~~
 23 ~~prescribed in rules promulgated by the commission.~~

24 (c) **The imposition of an extreme risk protection order under**
 25 **section 7 of the extreme risk protection order act, 2023 PA 38, MCL**
 26 **691.1807, or the laws of any other states.**

27 (d) **A conviction that is subject to the restrictions described**
 28 **under section 224f of the Michigan penal code, 1931 PA 328, MCL**
 29 **750.224f. For purposes of this subdivision, the individual shall**

1 specify the conviction, whether the individual is ineligible to
2 possess, use, transport, sell, purchase, carry, ship, receive, or
3 distribute a firearm in this state, and the expiration period for
4 the restriction as described under section 224f of the Michigan
5 penal code, 1931 PA 328, MCL 750.224f.

6 (9) ~~(10)~~—A license issued under this section is rendered
7 lapsed, without barring further licensure under this act, if 1 or
8 both of the following occur:

9 (a) The individual is no longer employed as a fire arson
10 investigator from a fire department within a village, city,
11 township, or county in this state, who is sworn and fully empowered
12 by the chief of police of that village, city, township, or county,
13 rendering the license lapsed.

14 (b) The individual is subjected to a removal of the authority
15 conferred by the oath of office, rendering the license lapsed.

16 (c) **The individual failed to comply with the continuing**
17 **professional education requirements prescribed in rules by the**
18 **commission for 1 year after being notified by the commission**
19 **through the individual's employing fire department that the**
20 **individual's license has lapsed.**

21 (10) ~~(11)~~—The commission shall revoke a license granted under
22 this section for any of the following circumstances and shall
23 promulgate rules governing these revocations under this subsection:

24 (a) The individual obtained the license by making a materially
25 false oral or written statement or committing fraud in an
26 affidavit, disclosure, or application to a law enforcement training
27 academy, the commission, or a law enforcement agency at any stage
28 of recruitment, selection, appointment, enrollment, training, or
29 licensure application.

1 (b) The individual obtained the license because another
2 individual made a materially false oral or written statement or
3 committed fraud in an affidavit, disclosure, or application to a
4 law enforcement training academy, the commission, or a law
5 enforcement agency at any stage of recruitment, selection,
6 appointment, enrollment, training, or licensure application.

7 (c) The individual has been subjected to an adjudication of
8 guilt for a violation or attempted violation of a penal law of this
9 state or another jurisdiction that is punishable by imprisonment
10 for more than 1 year.

11 (d) The individual has been subjected to an adjudication of
12 guilt for violation or attempted violation of 1 or more of the
13 following penal laws of this state or laws of another jurisdiction
14 substantially corresponding to the penal laws of this state:

15 (i) Section 625(1) or (8) of the Michigan vehicle code, 1949 PA
16 300, MCL 257.625, if the individual has a prior conviction, as that
17 term is defined in section 625(25)(b) of the Michigan vehicle code,
18 1949 PA 300, MCL 257.625, that occurred within 7 years of the
19 adjudication as described in section 625(9)(b) of the Michigan
20 vehicle code, 1949 PA 300, MCL 257.625.

21 (ii) Section 7403(2)(c) or 7404(2)(a), (b), or (c) of the
22 public health code, 1978 PA 368, MCL 333.7403 and 333.7404.

23 (iii) Section 81(4) or 81a or a misdemeanor violation of section
24 411h of the Michigan penal code, 1931 PA 328, MCL 750.81, 750.81a,
25 and 750.411h.

26 **(e) The individual is convicted of a misdemeanor involving**
27 **domestic violence and is subject to the restrictions described**
28 **under section 224f(5) of the Michigan penal code, 1931 PA 328, MCL**
29 **750.224f.**

1 (11) The commission may revoke a license granted under this
2 section for any of the following circumstances and shall promulgate
3 rules governing revocations under this subsection:

4 (a) The individual is a fire arson investigator with an active
5 license at another fire department and both of the following apply:

6 (i) An employing fire department requests the activation of the
7 individual's law enforcement officer license under this act.

8 (ii) The commission determines that the individual does not
9 meet the licensing standards and denies the request of the
10 employing fire department to activate the individual's law
11 enforcement officer license.

12 (b) The individual's license was activated by the commission
13 in accordance with this act within 90 days of the commission's
14 initiation of revocation proceedings, and both of the following
15 apply:

16 (i) The commission determines that the individual's license was
17 activated in error, including an erroneous activation before the
18 commission issued a final order determining whether the individual
19 complies with the licensing standards.

20 (ii) The commission determines that the individual does not
21 comply with the licensing standards and would have denied
22 activation of the individual's license under this act but for the
23 error.

24 (c) The individual's license was granted under this act based
25 on the commission's determination that the individual can be
26 brought into compliance with the licensing standards with
27 additional screening, procedures, examinations, testing, or other
28 means of verifying compliance with the licensing standards and the
29 individual failed to comply with the additional screening,

1 procedures, examinations, testing, or other means of verifying
2 compliance with the licensing standards imposed by the commission
3 to verify the individual's compliance with the licensing standards.

4 (d) The individual is not eligible to possess, use, transport,
5 sell, purchase, carry, ship, receive, or distribute a firearm or
6 ammunition under state or federal laws.

7 (12) The following procedures and requirements apply to
8 license revocation under this section:

9 (a) The commission shall initiate license revocation
10 proceedings, including, but not limited to, issuance of an order of
11 summary suspension and notice of intent to revoke, upon obtaining
12 notice of facts warranting license revocation.

13 (b) A hearing for license revocation must be conducted as a
14 contested case under the administrative procedures act of 1969,
15 1969 PA 306, MCL 24.201 to 24.328.

16 (c) In lieu of participating in a contested case, an
17 individual may voluntarily and permanently relinquish ~~his or her~~
18 **the individual's** law enforcement officer license by executing
19 before a notary public an affidavit of license relinquishment
20 prescribed by the commission.

21 (d) The commission need not delay or abate license revocation
22 proceedings based on an adjudication of guilt if an appeal is taken
23 from the adjudication of guilt.

24 (e) If the commission issues a final decision or order to
25 revoke a license, that decision or order is subject to judicial
26 review as provided in the administrative procedures act of 1969,
27 1969 PA 306, MCL 24.201 to 24.328. A summary suspension described
28 in this section is not a final decision or order for purposes of
29 judicial review.

(13) ~~An~~ **Only an** individual ~~licensed with an active law enforcement license issued~~ under this section shall ~~not~~ exercise the law enforcement authority ~~described in the oath of office if any of the following occur:~~ **this state.**

~~(a) The individual's license is rendered void by a court order or other operation of law.~~

~~(b) The individual's license is revoked.~~

~~(c) The individual's license is rendered lapsed.~~

Sec. 9d. (1) This section applies only to individuals who meet all of the following conditions:

(a) Are employed as private college security officers under section 37 of the private security business and security alarm act, 1968 PA 330, MCL 338.1087.

(b) Seek licensure under this act.

(c) Are sworn and fully empowered by a chief of police of a village, city, or township law enforcement agency, or are deputized by a county sheriff as a deputy sheriff, excluding deputation as a special deputy.

(2) The authority to enforce the laws of this state of private college security officers to whom this section applies is subject to the licensing requirements and procedures of this section and section 9e. An individual who seeks admission to a preservice college basic law enforcement training academy or a regional basic law enforcement training academy or the recognition of prior basic law enforcement training and experience program for purposes of licensure under this section shall submit to fingerprinting as provided in section 11(3).

(3) The commission shall promulgate rules governing licensing standards and procedures, pertaining to the following:

1 (a) Subject to section 9e, training requirements that may be
2 met by completing either of the following:

3 (i) Preenrollment requirements, courses of study, attendance
4 requirements, and instructional hours at an agency basic law
5 enforcement training academy, a preservice college basic law
6 enforcement training academy, or a regional basic law enforcement
7 training academy.

8 (ii) The recognition of prior basic law enforcement training
9 and experience program for granting a waiver from the licensing
10 standard specified in subparagraph (i).

11 (b) Proficiency on a licensing examination administered after
12 compliance with the licensing standard specified in subdivision
13 (a).

14 (c) Physical ability.

15 (d) Psychological fitness.

16 (e) Education.

17 (f) Reading and writing proficiency.

18 (g) Minimum age.

19 (h) Whether or not a valid operator's or chauffeur's license
20 is required for licensure.

21 (i) Character fitness, as determined by a **comprehensive**
22 background investigation supported by a ~~written authorization and~~
23 ~~release-waiver~~ executed by the individual for whom licensure is
24 sought. **The waiver and comprehensive background investigation**
25 **required under this subdivision must contain information required**
26 **by the commission. The waiver must be in a form prescribed by the**
27 **commission.**

28 (j) Whether or not United States citizenship is required for
29 licensure.

1 (k) Employment as a private college security officer as
2 defined in section 37 of the private security business and security
3 alarm act, 1968 PA 330, MCL 338.1087, who is sworn and fully
4 empowered by the chief of police of a village, city, or township
5 law enforcement agency, or deputized by a county sheriff as a
6 deputy sheriff, excluding deputation as a special deputy.

7 (l) The form and manner for execution of a written oath of
8 office by the chief of police of a village, city, or township law
9 enforcement agency, or by a county sheriff, and the content of the
10 written oath conferring the authority to enforce the general
11 criminal laws of this state.

12 (m) The ability to be licensed and employed as a law
13 enforcement officer under this section, without a restriction
14 otherwise imposed by law.

15 (4) The licensure process under this section must follow the
16 following procedures:

17 (a) Before executing the oath of office, the chief of police
18 of a village, city, or township law enforcement agency or the
19 county sheriff shall ~~verify~~ **do both of the following:**

20 **(i) Verify** that the private college security officer to whom
21 the oath is administered complies with the licensing standards. **If**
22 **the individual is currently a licensed law enforcement officer who**
23 **was previously employed by another chief of police of a village,**
24 **city, or township law enforcement agency, or by a county sheriff,**
25 **the verification and attestation to compliance with licensing**
26 **standards of the chief of police of a village, city, or township**
27 **law enforcement agency, or by a county sheriff, may exclude the**
28 **licensing standards described in subsection (3) (a), (b), and (e) to**
29 **(g) .**

1 (ii) If applicable, verify in writing that it has reviewed the
2 individual's separation of service record as required under the law
3 enforcement officer separation of service record act, 2017 PA 128,
4 MCL 28.561 to 28.565.

5 (b) The chief of police of a village, city, or township law
6 enforcement agency or the county sheriff shall **require the private**
7 **college security officer to** execute ~~an a written~~ oath of office.
8 ~~authorizing the private college security officer to enforce the~~
9 ~~general criminal laws of this state.~~

10 (c) ~~Not more than 10 calendar days after executing the oath of~~
11 ~~office, the~~ **The** chief of police of a village, city, or township law
12 enforcement agency or the county sheriff shall attest in writing to
13 the commission that the private college security officer to whom
14 the oath was administered satisfies the licensing standards by
15 submitting an executed affidavit, ~~and a copy of the executed oath~~
16 of office, **and any other documents required by the commission.**

17 (5) ~~If upon reviewing the executed affidavit and oath of~~
18 ~~office the commission determines that the private college security~~
19 ~~officer complies with the licensing standards, Upon receipt of the~~
20 **documents required under this section from the chief of police of a**
21 **village, city, or township law enforcement agency or the county**
22 **sheriff, the commission shall review the documents to determine**
23 **whether the individual complies with the licensing standards. The**
24 **commission may require the chief of police of a village, city, or**
25 **township law enforcement agency or the county sheriff to provide**
26 **physical or electronic copies of the comprehensive background**
27 **investigation obtained under this section or any other documents**
28 **the commission considers necessary. After reviewing all the**
29 **documents required under this section, the commission shall grant**

1 the private college security officer a license, **if the commission**
2 **determines that the individual complies with the licensing**
3 **standards.**

4 ~~(6) If upon reviewing the executed affidavit and oath of~~
5 ~~office~~ the commission determines that the private college security
6 officer does not comply with the licensing standards, the
7 commission may do any of the following:

8 (a) Supervise remediation of errors or omissions in the
9 affidavit or oath of office.

10 (b) Supervise the remediation of errors or omissions in the
11 **comprehensive background investigation**, screening, procedures,
12 examinations, testing, and other means used to verify compliance
13 with the licensing standards.

14 ~~(c) Supervise~~ **Grant the private college security officer a**
15 **license if the commission determines that the individual can be**
16 **brought into compliance with the licensing standards with**
17 additional screening, procedures, examinations, testing, and other
18 ~~means used to determine compliance with the licensing standards of~~
19 **verifying compliance with the licensing standards, provided that**
20 **the private college security officer agrees to do both of the**
21 **following:**

22 (i) Comply with any additional screening, procedures,
23 examination, testing, or other means of verifying compliance with
24 the licensing standards, as determined by the commission as a
25 condition for granting the private college security officer a
26 license.

27 (ii) Voluntarily relinquish the license if the private college
28 security officer fails to comply with the requirements of
29 subparagraph (i) .

(d) Deny the issuance of a license and inform the chief of police of a village, city, or township law enforcement agency or the county sheriff of the denial.

(7) ~~Upon being informed that~~ **An individual is not licensed under this section until the commission grants the individual a license in accordance with this act.** If the commission ~~has denied~~ **denies the** issuance of a license, the chief of police of a village, city, or township law enforcement agency or the county sheriff shall promptly inform the private college security officer seeking licensure that ~~he or she~~ **the private college security officer** has been denied issuance of a license under this section.

~~(8) A private college security officer denied a license under this section may not exercise the law enforcement authority described in the oath of office. This subsection does not divest the private college security officer of that authority until the private college security officer has been informed that his or her licensure was denied.~~

(8) ~~(9)~~ A chief of police of a village, city, or township law enforcement agency or a county sheriff who has administered an oath of office to a private college security officer under this section shall, with respect to that private college security officer, do all of the following:

(a) Report to the commission concerning all personnel transactions affecting employment status, in a manner prescribed in rules promulgated by the commission.

(b) Report to the commission concerning any action taken by the chief of police of a village, city, or township law enforcement agency or the county sheriff that removes the authority conferred by the oath of office or that restores the private college security

1 officer's authority conferred by the oath of office, in a manner
2 prescribed in rules promulgated by the commission.

3 (c) Report to the commission any determination by a medical
4 doctor that the individual is unable to carry out an essential
5 function of a private college security, including making an arrest.

6 (d) Report all of the following to the commission immediately
7 upon being informed by that private college security officer of the
8 imposition of the charges, order, restriction, or filing of the
9 order in a court of competent jurisdiction, whichever is
10 applicable, in a manner prescribed in rules promulgated by the
11 commission:

12 (i) All criminal charges for offenses for which that private
13 college security officer's license may be revoked.

14 (ii) The imposition of a personal protection order against the
15 private college security officer under section 2950 or 2950a of the
16 revised judicature act of 1961, 1961 PA 236, MCL 600.2950 and
17 600.2950a, or under the laws of any other jurisdiction.

18 (iii) The imposition of an extreme risk protection order under
19 section 7 of the extreme risk protection order act, 2023 PA 38, MCL
20 691.1807, or the laws of any other states.

21 (iv) A conviction that is subject to the restrictions described
22 under section 224f of the Michigan penal code, 1931 PA 328, MCL
23 750.224f. For purposes of this subparagraph, the law enforcement
24 agency shall specify the conviction, whether the private college
25 security officer is ineligible to possess, use, transport, sell,
26 purchase, carry, ship, receive, or distribute a firearm in this
27 state, and the expiration period for the restriction as described
28 under section 224f of the Michigan penal code, 1931 PA 328, MCL
29 750.224f.

1 **(e)** ~~(e)~~ Maintain an employment history record.

2 **(f)** ~~(d)~~ Collect, verify, and maintain documentation
3 establishing that the private college security officer complies
4 with the applicable licensing standards.

5 **(9)** ~~(10)~~ If a private college or university appoints an
6 individual as a private college security officer under section 37
7 of the private security business and security alarm act, 1968 PA
8 330, MCL 338.1087, and the private college security officer is
9 licensed under this section, the private college or university,
10 with respect to the private college security officer, shall do all
11 of the following:

12 (a) Report to the commission all personnel transactions
13 affecting employment status in a manner prescribed in rules
14 promulgated by the commission.

15 (b) Report to the chief of police of a village, city, or
16 township law enforcement agency or the county sheriff who
17 administered the oath of office to that private college security
18 officer all personnel transactions affecting employment status, in
19 a manner prescribed in rules promulgated by the commission.

20 **(10)** ~~(11)~~ A private college security officer licensed under
21 this section shall report all of the following to the commission
22 **immediately upon being informed of the imposition of the charges,**
23 **order, restriction, or filing of the order in a court of competent**
24 **jurisdiction, whichever is applicable, in a manner prescribed in**
25 **rules promulgated by the commission:**

26 (a) Criminal charges for offenses for which the private
27 college security officer's license may be revoked as described in
28 this section. ~~upon being informed of such charges and in a manner~~
29 ~~prescribed in rules promulgated by the commission.~~

1 (b) The imposition of a personal protection order against the
 2 private college security officer after a judicial hearing under
 3 section 2950 or 2950a of the revised judicature act of 1961, 1961
 4 PA 236, MCL 600.2950 and 600.2950a, or under the law of any other
 5 jurisdiction. ~~7 upon being informed of the imposition of such an~~
 6 ~~order, in a manner prescribed in rules promulgated by the~~
 7 ~~commission.~~

8 (c) The imposition of an extreme risk protection order under
 9 section 7 of the extreme risk protection order act, 2023 PA 38, MCL
 10 691.1807, or the laws of any other states.

11 (d) A conviction that is subject to the restrictions described
 12 under section 224f of the Michigan penal code, 1931 PA 328, MCL
 13 750.224f. For purposes of this subdivision, the private college
 14 security officer shall specify the conviction, whether the private
 15 college security officer is ineligible to possess, use, transport,
 16 sell, purchase, carry, ship, receive, or distribute a firearm in
 17 this state, and the expiration period for the restriction as
 18 described under section 224f of the Michigan penal code, 1931 PA
 19 328, MCL 750.224f.

20 (11) ~~(12)~~ A license granted under this section is rendered
 21 lapsed, without barring further licensure under this act, if 1 or
 22 both of the following occur:

23 (a) The private college security officer is no longer employed
 24 as a private college security officer appointed under section 37 of
 25 the private security business and security alarm act, 1968 PA 330,
 26 MCL 338.1087, who is sworn and fully empowered by the chief of
 27 police of a village, city, or township law enforcement agency, or
 28 deputized by a county sheriff as a deputy sheriff, excluding
 29 deputation as a special deputy, rendering the license lapsed.

1 (b) The private college security officer is subjected to a
2 removal of the authority conferred by the oath of office, rendering
3 the license lapsed.

4 (c) **The private college security officer failed to comply with**
5 **the continuing professional education requirements prescribed in**
6 **rules by the commission for 1 year after being notified by the**
7 **commission through the private college security officer's employer**
8 **that the private college security officer's license has lapsed.**

9 (12) ~~(13)~~—The commission shall revoke a license granted under
10 this section for any of the following and shall promulgate rules
11 governing these revocations:

12 (a) The private college security officer obtained the license
13 by making a materially false oral or written statement or
14 committing fraud in the affidavit, disclosure, or application to a
15 law enforcement training academy, the commission, or a law
16 enforcement agency at any stage of recruitment, selection,
17 appointment, enrollment, training, or licensure application.

18 (b) The private college security officer obtained the license
19 because another person made a materially false oral or written
20 statement or committed fraud in the affidavit, disclosure, or
21 application to a law enforcement training academy, the commission,
22 or a law enforcement agency at any stage of recruitment, selection,
23 appointment, enrollment, training, or licensure application.

24 (c) The private college security officer has been subjected to
25 an adjudication of guilt for a violation or attempted violation of
26 a penal law of this state or another jurisdiction that is
27 punishable by imprisonment for more than 1 year.

28 (d) The private college security officer has been subjected to
29 an adjudication of guilt for a violation or attempted violation of

1 1 or more of the following penal laws of this state or another
2 jurisdiction substantially corresponding to the penal laws of this
3 state:

4 (i) Section 625(1) or (8) of the Michigan vehicle code, 1949 PA
5 300, MCL 257.625, if the individual has a prior conviction, as that
6 term is defined in section 625(25)(b) of the Michigan vehicle code,
7 1949 PA 300, MCL 257.625, that occurred within 7 years of the
8 adjudication as described in section 625(9)(b) of the Michigan
9 vehicle code, 1949 PA 300, MCL 257.625.

10 (ii) Section 7403(2)(c) or 7404(2)(a), (b), or (c) of the
11 public health code, 1978 PA 368, MCL 333.7403 and 333.7404.

12 (iii) Section 81(4) or 81a or a misdemeanor violation of section
13 411h of the Michigan penal code, 1931 PA 328, MCL 750.81, 750.81a,
14 and 750.411h.

15 (e) **The private college security officer is convicted of a**
16 **misdemeanor involving domestic violence and is subject to the**
17 **restrictions described under section 224f(5) of the Michigan penal**
18 **code, 1931 PA 328, MCL 750.224f.**

19 (13) **The commission may revoke a license granted under this**
20 **section for any of the following circumstances and shall promulgate**
21 **rules governing revocations under this subsection:**

22 (a) **The private college security officer is a law enforcement**
23 **officer with an active license and both of the following apply:**

24 (i) **A chief of police of a village, city, or township law**
25 **enforcement agency or a county sheriff who has administered an oath**
26 **of office to a private college security officer under this section**
27 **requests the activation of the private college security officer's**
28 **law enforcement officer license under this act.**

29 (ii) **The commission determines that the private college**

1 security officer does not meet the licensing standards and denies
2 the request of the chief of police of a village, city, or township
3 law enforcement agency or a county sheriff who has administered an
4 oath of office to a private college security officer under this
5 section to activate the private college security officer's law
6 enforcement officer license.

7 (b) The private college security officer's license was
8 activated by the commission in accordance with this act within 90
9 days of the commission's initiation of revocation proceedings, and
10 both of the following apply:

11 (i) The commission determines that the private college security
12 officer's license was activated in error, including an erroneous
13 activation before the commission issued a final order determining
14 whether the private college security officer complies with the
15 licensing standards.

16 (ii) The commission determines that the private college
17 security officer does not comply with the licensing standards and
18 would have denied activation of the private college security
19 officer's license under this act but for the error.

20 (c) The private college security officer's license was granted
21 under this act based on the commission's determination that the
22 private college security officer can be brought into compliance
23 with the licensing standards with additional screening, procedures,
24 examinations, testing, or other means of verifying compliance with
25 the licensing standards and the private college security officer
26 failed to comply with the additional screening, procedures,
27 examinations, testing, or other means of verifying compliance with
28 the licensing standards imposed by the commission to verify the
29 private college security officer's compliance with the licensing

1 standards.

2 (d) The private college security officer is not eligible to
3 possess, use, transport, sell, purchase, carry, ship, receive, or
4 distribute a firearm or ammunition under state or federal laws.

5 (14) The following procedures and requirements apply to
6 license revocation under this section:

7 (a) The commission shall initiate license revocation
8 proceedings, including, but not limited to, the issuance of an
9 order for summary suspension and notice of intent to revoke a
10 license upon obtaining notice of facts warranting license
11 revocation.

12 (b) A hearing for license revocation must be conducted as a
13 contested case under the administrative procedures act of 1969,
14 1969 PA 306, MCL 24.201 to 24.328.

15 (c) In lieu of participating in a contested case, a private
16 ~~security-college~~ **security** officer may voluntarily and permanently
17 relinquish ~~his or her~~ **the private college security officer's** law
18 enforcement officer license under this section by executing before
19 a notary public an affidavit of license relinquishment as
20 prescribed by the commission.

21 (d) The commission need not delay or abate license revocation
22 proceedings based on an adjudication of guilt if an appeal is taken
23 from the adjudication of guilt.

24 (e) If the commission issues a final decision or order to
25 revoke a license, that decision or order is subject to judicial
26 review as provided in the administrative procedures act of 1969,
27 1969 PA 306, MCL 24.201 to 24.328. A summary suspension described
28 in this section is not a final decision or order for purposes of
29 judicial review.

1 (15) ~~A~~ **Only a** private college security officer ~~licensed with~~
 2 **an active license issued** under this section shall ~~not exercise the~~
 3 law enforcement authority ~~described in the oath of office he or she~~
 4 ~~executed if any of the following occur:~~ **in this state.**

5 ~~(a) The private college security officer's license is rendered~~
 6 ~~void by a court order or other operation of law.~~

7 ~~(b) The private college security officer's license is revoked.~~

8 ~~(c) The private college security officer's license is rendered~~
 9 ~~lapsed.~~

10 Sec. 11. (1) The commission may do 1 or more of the following:

11 (a) Enter into agreements with colleges, universities,
 12 governmental agencies, and private entities to carry out the intent
 13 of this act.

14 (b) Issue certificates of approval to agency basic law
 15 enforcement training academies, preservice college basic law
 16 enforcement training academies, and regional basic law enforcement
 17 training academies.

18 (c) Authorize issuance of certificates of graduation or
 19 diplomas by agency basic law enforcement training academies,
 20 preservice college basic law enforcement training academies, and
 21 regional basic law enforcement training academies to students who
 22 have satisfactorily completed minimum courses of study.

23 (d) Cooperate with state, federal, and local agencies to
 24 approve **continuing professional education** programs of ~~in-service~~
 25 ~~instruction and training of~~ law enforcement officers of this state
 26 and of cities, counties, townships, and villages.

27 (e) Make recommendations to the legislature on matters
 28 pertaining to qualification and training of law enforcement
 29 officers.

1 (f) Require a licensing examination.

2 (g) Establish a recognition of prior basic law enforcement
3 training and experience program.

4 (h) Establish and charge a fee to recover the cost of
5 screening, enrolling, evaluating, and testing individuals who are
6 not employed by a law enforcement agency, which must be deposited
7 in the law enforcement officers training fund created in this
8 section.

9 (i) Establish and charge a fee to recover the cost of issuing
10 licenses to persons licensed under this act, which must be
11 deposited in the law enforcement officers training fund created in
12 this section.

13 (2) The commission may promulgate rules with respect to any of
14 the following:

15 (a) ~~In-service training~~ **Continuing professional education**
16 programs and ~~minimum~~ courses of study and attendance requirements
17 for licensed law enforcement officers.

18 (b) The establishment and approval of agency basic law
19 enforcement training academies, preservice college basic law
20 enforcement training academies, and regional basic law enforcement
21 training academies.

22 (c) The ~~minimum~~ qualifications for instructors for approved
23 agency basic law enforcement training academies, preservice college
24 basic law enforcement training academies, and regional basic law
25 enforcement training academies.

26 (d) The ~~minimum~~ facilities and equipment for agency basic law
27 enforcement training academies, preservice college basic law
28 enforcement training academies, and regional basic law enforcement
29 training academies.

1 (e) ~~Minimum standards~~ **Standards** and procedures for reserve
2 officers.

3 (3) The commission shall require an individual seeking
4 admission to a preservice college basic law enforcement training
5 academy or a regional basic law enforcement training academy or the
6 recognition of prior basic law enforcement training and experience
7 program to submit his or her fingerprints to the department of
8 state police for the purpose of conducting a criminal history
9 record information check. The department of state police may charge
10 a fee for conducting a criminal history record information check.
11 The individual shall submit his or her fingerprints to the
12 department of state police in a manner prescribed by the department
13 of state police.

14 (4) The department of state police shall conduct a criminal
15 history record information check on each individual described under
16 subsection (3) through its own records and through the Federal
17 Bureau of Investigation. After the completion of each criminal
18 history record information check, the department of state police
19 shall provide the criminal history record information to the
20 commission.

21 (5) The department of state police shall store and retain
22 fingerprints submitted under this section in an automated
23 fingerprint identification system that provides for an automatic
24 notification if subsequent criminal history record information
25 matches fingerprints previously submitted under this section. Upon
26 receiving a notification under this subsection, the department of
27 state police shall forward that notification to the commission.

28 (6) The department of state police shall forward the
29 fingerprints submitted under this section to the Federal Bureau of

1 Investigation to be retained in the Federal Bureau of
2 Investigation's next generation identification system and
3 integrated automated fingerprint identification system that
4 provides for automatic notification if subsequent criminal history
5 record information matches fingerprints previously submitted to the
6 Federal Bureau of Investigation under this subsection. Upon
7 receiving a notification from the Federal Bureau of Investigation
8 under this subsection, the department of state police shall forward
9 that notification to the commission. The fingerprints retained
10 under this subsection may be searched by using future submissions
11 to those systems, including, but not limited to, latent fingerprint
12 searches, with appropriate responses sent to the submitting and
13 subscribing entities. This subsection does not apply unless the
14 department of state police is capable of participating in the
15 Federal Bureau of Investigation's next generation identification
16 system and integrated automated fingerprint identification system.

17 (7) The law enforcement officers training fund is created
18 within the state treasury.

19 (8) The state treasurer may receive money or other assets from
20 any source for deposit into the fund. The state treasurer shall
21 direct investment of the fund. The state treasurer shall credit to
22 the fund interest and earnings from fund investments.

23 (9) Money in the fund at the close of the fiscal year ~~shall~~
24 **must** remain in the fund, ~~shall~~~~must~~ not lapse into the general
25 fund, and may be used by the commission, upon appropriation, in
26 future fiscal years as prescribed in this section.

27 (10) The commission ~~shall be~~~~is~~ the administrator of the fund
28 for auditing purposes.

29 (11) The commission shall expend money from the fund, upon

1 appropriation, to carry out its responsibilities under this act.