

SUBSTITUTE FOR  
SENATE BILL NO. 1292

A bill to amend 1968 PA 330, entitled  
"Private security business and security alarm act,"  
by amending section 2 (MCL 338.1052), as amended by 2010 PA 68.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1           Sec. 2. (1) As used in this act:

2           (a) "Commission" means the commission on law enforcement  
3 standards created under section 3 of the commission on law  
4 enforcement standards act, 1965 PA 203, MCL 28.603.

5           (b) "Department" means the department of ~~energy, labor, and~~  
6 ~~economic growth~~ **LICENSING AND REGULATORY AFFAIRS**, except that in  
7 reference to the regulation of private security police and private  
8 college security forces, department means the department of state  
9 police.

10           (c) "Governing board" means a board of regents, board of

1 trustees, board of governors, board of control, or other governing  
2 body of an institution of higher education.

3 (d) "Licensee" means a ~~sole proprietorship, firm, company,~~  
4 ~~partnership, limited liability company, or corporation~~ **PERSON**  
5 licensed under this act.

6 (E) **"PERSON" MEANS AN INDIVIDUAL, LIMITED LIABILITY COMPANY,**  
7 **CORPORATION, OR OTHER LEGAL ENTITY.**

8 (F) ~~(e)~~ "Private college security force" means a security  
9 force ~~created~~ **AUTHORIZED** under section 37.

10 (G) ~~(f)~~ "Private security guard" means an individual or an  
11 employee of an employer who offers, for hire, to provide protection  
12 of property on the premises of another, and includes an employee of  
13 a private college security force.

14 (H) ~~(g)~~ "Private security police" means that part of a  
15 business organization or educational institution primarily  
16 responsible for the protection of property on the premises of the  
17 business organization, but does not include a private college  
18 security force.

19 (I) ~~(h)~~ "Security alarm system" means a detection device or an  
20 assembly of equipment and devices **THAT IS** arranged to signal the  
21 presence of a hazard ~~requiring~~ **THAT REQUIRES** urgent attention ~~or to~~  
22 ~~which police are expected to respond~~ **AND IS REMOTELY MONITORED BY A**  
23 **CENTRAL MONITORING SYSTEM.** Security alarm system includes any  
24 system that can electronically cause an expected response by a law  
25 enforcement agency to a premises by means of the activation of an  
26 audible signal, visible signal, electronic notification, or video  
27 signal, or any combination of these signals, to a remote monitoring

1 location on or off the premises. Security alarm system does not  
2 include ~~a~~**ANY OF THE FOLLOWING:**

3 (A) A video signal that is not transmitted over a public  
4 communication system. ~~or a~~

5 (B) A fire alarm system. ~~or an~~

6 (C) AN alarm system that monitors temperature, humidity, or  
7 other condition **THAT IS** not directly related to the detection of an  
8 unauthorized intrusion into a premises or an attempted robbery at a  
9 premises.

10 (D) A SYSTEM THAT IS NOT MONITORED BY A CENTRAL MONITORING  
11 STATION AND DOES NOT SET OFF AN AUDIBLE ALARM.

12 (E) AN IP-ENABLED SYSTEM AS DEFINED IN SECTION 2 OF THE  
13 INTERNET PROTOCOL-ENABLED PREMISES, SECURITY, MONITORING, AND  
14 CONTROL ACT.

15 (J) ~~(i)~~"Security alarm system agent" means ~~a person~~**AN**  
16 **INDIVIDUAL** employed by a security alarm system contractor whose  
17 duties include the altering, installing, maintaining, moving,  
18 repairing, replacing, selling, servicing, monitoring, responding  
19 to, or causing others to respond to a security alarm system.

20 (K) ~~(j)~~"Security alarm system contractor" means a ~~sole~~  
21 ~~proprietorship, firm, company, partnership, limited liability~~  
22 ~~company, or corporation~~**PERSON** engaged in the installation,  
23 maintenance, alteration, monitoring, or servicing of security alarm  
24 systems or who responds to a security alarm system. Security alarm  
25 system contractor does not include a business that only sells or  
26 manufactures security alarm systems unless the business services  
27 security alarm systems, installs security alarm systems, monitors

1 or arranges for the monitoring of a security alarm system, or  
 2 responds to security alarm systems at ~~the~~**A** protected premises.

3 ~~(l) (k)~~-"Security business" means a person ~~or business entity~~  
 4 engaged in offering, arranging, or providing 1 or more of the  
 5 following services:

6 (i) Security alarm system installation, service, maintenance,  
 7 alteration, or monitoring.

8 (ii) Private security guard.

9 (iii) Private security police.

10 (2) All businesses ~~furnishing~~**THAT PROVIDE** security alarm  
 11 systems for the protection of persons and property ~~,~~**AND** whose  
 12 employees and security technicians travel on public property and  
 13 thoroughfares in the pursuit of their duties ~~,~~are subject to this  
 14 act.

15 (3) A communications common carrier ~~providing~~**THAT PROVIDES**  
 16 communications channels under tariffs for the transmission of  
 17 signals in connection with an alarm system is not subject to this  
 18 act.

19 ~~Railroad policemen~~**A RAILROAD POLICEMAN WHO IS** appointed  
 20 and commissioned under the railroad code of 1993, 1993 PA 354, MCL  
 21 462.101 to 462.451, ~~are exempt from~~**IS NOT SUBJECT TO** this act.

22 **(5) A SYSTEM PROVIDER, AS DEFINED IN SECTION 2 OF THE INTERNET**  
 23 **PROTOCOL-ENABLED PREMISES SECURITY, MONITORING, AND CONTROL ACT,**  
 24 **THAT IS REGISTERED UNDER THE INTERNET PROTOCOL-ENABLED PREMISES**  
 25 **SECURITY, MONITORING, AND CONTROL ACT IS NOT SUBJECT TO THIS ACT.**

26 Enacting section 1. This amendatory act does not take effect  
 27 unless Senate Bill No. 1291 or House Bill No.\_\_\_\_ (request no.

1 06432'12) of the 96th Legislature is enacted into law.