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:

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

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

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

(c) "Governing board" means a board of regents, board of
trustees, board of governors, board of control, or other governing
body of an institution of higher education.

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

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

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

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

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

(I) (h) "Security alarm system" means a detection device or an
assembly of equipment and devices THAT IS arranged to signal the
presence of a hazard requiring urgent attention or to which police are expected to respond AND IS REMOTELY MONITORED BY A
CENTRAL MONITORING SYSTEM. Security alarm system includes any
system that can electronically cause an expected response by a law
enforcement agency to a premises by means of the activation of an
audible signal, visible signal, electronic notification, or video
signal, or any combination of these signals, to a remote monitoring
location on or off the premises. Security alarm system does not include a—ANY OF THE FOLLOWING:

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

(B) A fire alarm system. or an

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

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

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

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

(K) (j) "Security alarm system contractor" means a sole proprietorship, firm, company, partnership, limited liability company, or corporation PERSON engaged in the installation, maintenance, alteration, monitoring, or servicing of security alarm systems or who responds to a security alarm system. Security alarm system contractor does not include a business that only sells or manufactures security alarm systems unless the business services security alarm systems, installs security alarm systems, monitors
or arranges for the monitoring of a security alarm system, or responds to security alarm systems at the A protected premises.

(1) "Security business" means a person or business entity engaged in offering, arranging, or providing 1 or more of the following services:

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

(ii) Private security guard.

(iii) Private security police.

(2) All businesses furnishing security alarm systems for the protection of persons and property AND whose employees and security technicians travel on public property and thoroughfares in the pursuit of their duties are subject to this act.

(3) A communications common carrier providing communications channels under tariffs for the transmission of signals in connection with an alarm system is not subject to this act.

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

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

Enacting section 1. This amendatory act does not take effect unless Senate Bill No. 1291 or House Bill No.____ (request no.
of the 96th Legislature is enacted into law.