

SENATE BILL NO. 1007

June 25, 2020, Introduced by Senators ANANICH, HOLLIER, WOJNO, IRWIN, CHANG, MOSS, MCMORROW, ALEXANDER, BAYER, SANTANA, MCCANN, GEISS, POLEHANKI and HERTEL and referred to the Committee on Judiciary and Public Safety.

A bill to amend 1965 PA 203, entitled
"Michigan commission on law enforcement standards act,"
by amending section 3 (MCL 28.603), as amended by 2016 PA 289.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

- 1 Sec. 3. (1) The Michigan commission on law enforcement
2 standards is created to carry out the intent of this act.
3 (2) The commission consists of the following members:
4 (a) The attorney general, or his or her designated
5 representative from within the department of attorney general.

1 **(b) The director of the department of civil rights, or his or**
2 **her designated representative within the department of civil**
3 **rights.**

4 **(c) ~~(b)~~—The director of the department of state police, or his**
5 **or her designated representative who is a police officer within the**
6 **department of state police.**

7 **(d) ~~(e)~~—The chief of a police department of a city that has a**
8 **population of more than 600,000, or his or her designee who is a**
9 **command officer within that department.**

10 **(e) ~~(d)~~—The following members appointed by the governor,**
11 **subject to the advice and consent of the senate under section 6 of**
12 **article V of the state constitution of 1963, as follows:**

13 **(i) ~~Three individuals~~—One individual** nominated by the Michigan
14 **Association of Chiefs of Police.**

15 **(ii) ~~Three individuals~~—One individual** nominated by the Michigan
16 **Sheriffs' Association.**

17 **(iii) One individual** nominated by the Prosecuting Attorneys
18 **Association of Michigan.**

19 **(iv) One individual** nominated by the Criminal Defense Attorneys
20 **of Michigan.**

21 **(v) One individual** nominated by the Michigan State Police
22 **Troopers Association.**

23 **(vi) One individual** nominated by the Michigan chapter of the
24 **Fraternal Order of Police.**

25 **(vii) One individual** nominated by the Police Officers
26 **Association of Michigan.**

27 **(viii) One individual** nominated by a police association not
28 **otherwise represented on the commission representing law**
29 **enforcement officers employed by a law enforcement agency employing**

1 more than 10% of the police officers in this state.

2 (ix) One individual nominated by the Police Officers Labor
3 Council of Michigan.

4 (x) One individual nominated by the Michigan Association of
5 Police.

6 (xi) One individual nominated by the Deputy Sheriff's
7 Association of Michigan.

8 ~~(xii) One non-law enforcement individual representing the
9 public.~~

10 (xii) One professor of criminal justice at a university or
11 college located in this state.

12 (xiii) One professor of law at a university or college located
13 in this state.

14 (xiv) One individual nominated by the Mental Health Association
15 in Michigan.

16 (xv) Three non-law enforcement individuals representing the
17 public.

18 (3) The terms of the members of the commission who were
19 previously appointed by the governor and serving on the commission
20 on the ~~effective date of the amendatory act that added this~~
21 ~~subsection July 3, 1998~~ expire on the ~~effective date of the~~
22 ~~amendatory act that added this subsection. July 3, 1998.~~

23 (4) Not more than 90 days after ~~the effective date of the~~
24 ~~amendatory act that added this subsection, July 3, 1998,~~ the
25 governor shall appoint members to the commission as provided in
26 subsection ~~(2) (d).~~ **(2) (e)**.

27 (5) The governor may appoint any individual meeting the
28 membership requirements of the organizations listed in subsection

1 ~~(2) (d) (i) to (xii)~~ **(2) (e) (i) to (xv)** if the organization permitted to
2 nominate an individual to the commission fails to provide a nominee
3 not less than 30 days before a vacancy created by the expiration of
4 a term, or not less than 30 days after the effective date of any
5 other vacancy.

6 (6) An individual selected under subsection ~~(2) (d)~~ **(2) (e)**
7 shall serve as a commission member only while serving as a member
8 of the organization that submitted his or her name to the governor
9 for appointment **or, if the member was not nominated by an**
10 **organization, only while holding the position required for**
11 **appointment.**

12 (7) Members of the commission appointed or reappointed under
13 subsection ~~(2) (d) (i) to (xii)~~ **(2) (e) (i) to (xv)** shall be appointed for
14 a term of 4 years except that, of the members first appointed to
15 the commission, 6 shall serve for 1 year, ~~5-6~~ shall serve for 2
16 years, and 5 shall serve for 3 years.

17 (8) The expiration dates of appointments under subsection
18 ~~(2) (d)~~ shall **(2) (e) must** be December 31 of the calendar year in
19 which they expire.

20 (9) A vacancy on the commission occurring other than by
21 expiration of a term shall ~~shall~~ **must** be filled by the governor in the
22 same manner as the original appointment for the balance of the
23 unexpired term.