

# HOUSE BILL No. 6547

December 3, 2002, Introduced by Rep. Richardville and referred to the Committee on Criminal Justice.

A bill to amend 1982 PA 415, entitled "Correctional officers' training act of 1982," by amending sections 2, 3, 4, 5, 14, and 15 (MCL 791.502, 791.503, 791.504, 791.505, 791.514, and 791.515).

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

1       Sec. 2. As used in this act:

2       (a) "Central training academy" means the central training  
3 academy established pursuant to section 15.

4       (b) "Correctional facility" means ~~either of the following:~~

5 ~~(i) A~~ A facility or institution which houses an inmate popula-  
6 tion under the jurisdiction of the department of corrections.

7 ~~(ii) A municipal or county jail, work camp, lockup, holding~~  
8 ~~center, halfway house, community corrections center, or any other~~

9 ~~facility maintained by a municipality or county which houses~~  
10 ~~adult prisoners.~~

1 (c) "Council" means the correctional officers' training  
2 council created under section 3.

3 (d) "Department" means the state department of corrections.

4 (e) "Executive secretary" means the executive secretary of  
5 the council.

6 (f) "Local correctional officer" means any person employed  
7 by a unit of local government in a correctional facility as a  
8 correctional officer, or that person's immediate supervisor.

9 (g) "State correctional officer" means any person employed  
10 by the department in a correctional facility as a correctional  
11 officer or a corrections medical aide, or that person's immediate  
12 supervisor.

13 Sec. 3. The correctional officer's training council is cre-  
14 ated within the department and shall establish standards regard-  
15 ing training and education as prescribed in this act. The coun-  
16 cil shall consist of ~~10~~ 11 members appointed by the governor.  
17 The members shall be appointed as follows:

18 (a) One member shall represent state corrections officers.

19 (b) ~~One member~~ 2 MEMBERS shall represent ~~local correc-~~  
20 ~~tions officers~~ DEPUTY SHERIFFS IN THIS STATE AND SHALL BE MEM-  
21 BERS OF THE DEPUTY SHERIFFS ASSOCIATION.

22 (c) One member shall represent ~~local agencies which main-~~  
23 ~~tain jails, corrections, or temporary holding facilities~~  
24 SHERIFFS IN THIS STATE AND SHALL BE MEMBERS OF THE MICHIGAN SHER-  
25 IFFS ASSOCIATION.

26 (d) One member shall represent the ~~Michigan commission of~~  
27 ~~corrections~~ DEPARTMENT.

1 (e) One member shall represent the ~~office of criminal~~  
2 ~~justice~~ DEPARTMENT OF MANAGEMENT AND BUDGET.

3 (f) One member shall represent the state personnel  
4 director.

5 (g) Two members shall represent the public at large.

6 (h) Two members shall represent the academic community, at  
7 least 1 of whom shall represent Michigan community colleges.

8 Sec. 4. (1) All members of the council shall hold office  
9 for a term of 3 years. ~~, except that of the members first~~  
10 ~~appointed 3 shall have a term of 1 year, 4 shall have a term of~~  
11 ~~2 years, and 3 shall have a term of 3 years.~~ Successors shall be  
12 appointed in the same manner as the original appointment.

13 (2) A person appointed as a member to fill a vacancy created  
14 other than by expiration of a term shall be appointed in the same  
15 manner as the original appointment for the remainder of the unex-  
16 pired term of the member whom the person is to succeed.

17 (3) Any member may be reappointed for additional terms.

18 Sec. 5. (1) The council shall designate from among its mem-  
19 bers a chairperson and a vice-chairperson who shall serve for  
20 1-year terms and who may be reelected.

21 (2) The council shall meet at least 4 times in each year at  
22 Lansing. The council shall hold special meetings when called by  
23 the chairperson or, in the absence of the chairperson, by the  
24 vice-chairperson, or when called by the chairperson upon the  
25 written request of ~~5~~ 6 members of the council. The council  
26 shall establish its own procedures and requirements with respect  
27 to quorum, place, and conduct of its meeting and other matters.

1           (3) The business which the council may perform shall be  
2 conducted at a public meeting of the council held in compliance  
3 with the open meetings act, ~~Act No. 267 of the Public Acts of~~  
4 ~~1976, as amended, being sections 15.261 to 15.275 of the Michigan~~  
5 ~~Compiled Laws~~ 1976 PA 267, MCL 15.261 TO 15.275. Public notice  
6 of the time, date, and place of the meeting shall be given in the  
7 manner required by ~~Act No. 267 of the Public Acts of 1976, as~~  
8 ~~amended~~ THE OPEN MEETINGS ACT, 1976 PA 267, MCL 15.261 TO  
9 15.275.

10           (4) The members of the council shall serve without compensa-  
11 tion but shall be entitled to their actual expenses in attending  
12 meetings and in the performance of their duties under this act.

13           Sec. 14. ~~Not later than 3 years after the effective date~~  
14 ~~of this act, the~~ THE council shall ~~develop minimum standards~~  
15 ~~and requirements for~~ PERFORM DUTIES RELATING TO THE certifica-  
16 tion, recertification, and decertification of local correctional  
17 officers AND THE OPERATION OF THE LOCAL CORRECTIONS OFFICERS  
18 ADVISORY COUNCIL, AS PRESCRIBED IN THE LOCAL CORRECTIONS  
19 OFFICERS' TRAINING ACT.

20           Sec. 15. The department shall establish a central training  
21 academy for use as an employee training center for state ~~and~~  
22 ~~local~~ correctional officers. Funds necessary for the establish-  
23 ment and use of the training academy shall be provided by the  
24 department and supported by separate appropriation.

25           Enacting section 1. This amendatory act does not take  
26 effect unless House Bill No. 5977 of the 91st Legislature is  
27 enacted into law.