

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

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

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

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

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

27 (L) ~~(k)~~ "Security business" means a person ~~or business entity~~

1 engaged in offering, arranging, or providing 1 or more of the
2 following services:

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

5 (ii) Private security guard.

6 (iii) Private security police.

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

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

16 (4) ~~Railroad policemen~~ **A RAILROAD POLICEMAN WHO IS** appointed
17 and commissioned under the railroad code of 1993, 1993 PA 354, MCL
18 462.101 to 462.451, ~~are exempt from~~ **IS NOT SUBJECT TO** this act.

19 (5) **A SYSTEM PROVIDER, AS DEFINED IN SECTION 2 OF THE SECURITY**
20 **ALARM SYSTEMS ACT, THAT IS REGISTERED UNDER THE SECURITY ALARM**
21 **SYSTEMS ACT, IS NOT SUBJECT TO THIS ACT.**

22 Enacting section 1. This amendatory act does not take effect
23 unless Senate Bill No. 1291 of the 96th Legislature is enacted into
24 law.