

# HOUSE BILL No. 5422

February 21, 2012, Introduced by Reps. Haveman, Franz, Goike, Cotter, MacGregor, Jacobsen and Heise and referred to the Committee on Education.

A bill to amend 1982 PA 415, entitled  
"Correctional officers' training act of 1982,"  
by amending section 12 (MCL 791.512), as amended by 2004 PA 583,  
and by adding section 15a.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1       Sec. 12. (1) Except as provided in subsections (2), (3), and  
2       (4), a person who is not employed as a state correctional officer  
3       on March 30, 1983 and who is not employed as a state correctional  
4       officer until after December 31, 1984, shall not be certified or  
5       recertified by the Michigan commission of corrections unless he or  
6       she has done all of the following:

7       (a) Obtained a high school diploma or attained a passing score  
8       on the general education development test indicating a high school

1 graduation level.

2 (b) Successfully completed all of the following:

3 (i) One of the following:

4 (A) A vocational certificate program as determined by the  
5 council, earned from an accredited postsecondary educational  
6 institution, which program shall require a minimum of 15 semester  
7 credit hours or 23 term credit hours.

8 (B) Equivalent course work to a vocational certificate  
9 program, as determined by the council, earned from an accredited  
10 postsecondary educational institution, which course work shall  
11 require a minimum of 15 semester credit hours or 23 term credit  
12 hours. The credit hours required under this subparagraph may have  
13 been earned at any time.

14 (C) A degree granted by an accredited postsecondary  
15 educational institution in a major discipline of study that is  
16 relevant to the position of state correctional officer, as  
17 determined by the council. A degree required under this  
18 subparagraph may have been earned at any time.

19 (ii) A minimum of 2 months of supervised, paid internship, as  
20 determined by the council, as an intern in a correctional facility.

21 (iii) A minimum of 320 hours of new employee training, as  
22 determined by the council, at the central training academy **OR AT A**  
23 **COLLEGE OR COMMUNITY COLLEGE AS PROVIDED UNDER SECTION 15A.**

24 (c) Fulfilled other minimum standards and requirements  
25 developed ~~pursuant to~~ **UNDER** section 13 by the council and approved  
26 by the department for certification and subsequently for  
27 recertification.

1           (2) A person who was employed as a correctional officer or an  
2 immediate supervisor of a correctional officer at the former  
3 Detroit house of correction on December 31, 1984 shall  
4 automatically be certified and annually recertified by the  
5 department until December 31, 1985. Beginning January 1, 1986, a  
6 person who was employed as a correctional officer or an immediate  
7 supervisor of a correctional officer at the former Detroit house of  
8 correction on December 31, 1984 shall not be recertified unless he  
9 or she has done both of the following:

10           (a) Completed successfully a minimum of 160 hours of training  
11 provided by the department.

12           (b) Fulfilled other minimum standards and requirements for  
13 recertification developed pursuant to section 13 by the council and  
14 approved by the department.

15           (3) A department of mental health direct care employee of a  
16 state facility officially designated for closure or phase-down due  
17 to deinstitutionalization, or a forensic security aide II or III  
18 employed by the department of mental health center for forensic  
19 psychiatry, or a work camp supervisor employed by the department of  
20 corrections shall automatically be certified and annually  
21 recertified by the department for 3 years following the date he or  
22 she became employed as a state correctional officer, if he or she  
23 has done all of the following:

24           (a) Within 1 year of the date he or she became employed as a  
25 state correctional officer, obtained a high school diploma or  
26 attained a passing score on the general education development test  
27 indicating a high school graduation level.

1 (b) Within 1 year of the date he or she became employed as a  
2 state correctional officer, completed successfully 320 hours of new  
3 employee training with a credit up to 160 hours of previously  
4 acquired training, as approved by the council.

5 (c) Within 3 years of the date he or she became employed as a  
6 state correctional officer, completed 1 of the following:

7 (i) A vocational certificate program, as determined by the  
8 council, earned from an accredited postsecondary educational  
9 institution, which program shall require a minimum of 15 semester  
10 credit hours or 23 term credit hours.

11 (ii) Equivalent course work to a vocational certificate  
12 program, as determined by the council, earned from an accredited  
13 postsecondary educational institution. ~~which~~ **THE** course work  
14 shall require a minimum of 15 semester credit hours or 23 term  
15 credit hours. The credit hours required under this subparagraph may  
16 have been earned at any time.

17 (iii) A degree granted by an accredited postsecondary  
18 educational institution in a major discipline of study that is  
19 relevant to the position of state correctional officer, as  
20 determined by the council. A degree required under this  
21 subparagraph may have been earned at any time.

22 (d) Fulfilled other minimum standards and requirements  
23 developed ~~pursuant to~~ **UNDER** section 13 by the council and approved  
24 by the department for certification and subsequently for  
25 recertification.

26 (4) An employee of the department of community health who is  
27 employed as a forensic security aide at the Huron valley center of

1 the department of community health or the center for forensic  
2 psychiatry of the department of community health, and who is  
3 transferred to a position as a state correctional officer employed  
4 by the department of corrections, shall be automatically certified  
5 and recertified by the department for 3 years after the date on  
6 which he or she became employed as a state correctional officer, if  
7 he or she meets all of the requirements established by law or by  
8 the department for employment as a state correctional officer and  
9 does all of the following:

10 (a) ~~Within 30 days after the effective date of the 2004~~  
11 ~~amendatory act that amended this section, BEFORE FEBRUARY 4, 2005,~~  
12 declares his or her intent to accept the transfer to a position as  
13 a state correctional officer.

14 (b) Within 1 year of the date he or she became employed as a  
15 state correctional officer, obtained a high school diploma or  
16 attained a passing score on the general education development test  
17 indicating a high school graduation level.

18 (c) Within 3 years of the date he or she became employed as a  
19 state correctional officer, completed 1 of the following:

20 (i) A vocational certificate program, as determined by the  
21 council, earned from an accredited postsecondary educational  
22 institution, which program shall require a minimum of 15 semester  
23 credit hours or 23 term credit hours.

24 (ii) Equivalent course work to a vocational certificate  
25 program, as determined by the council, earned from an accredited  
26 postsecondary educational institution, which course work shall  
27 require a minimum of 15 semester credit hours or 23 term credit

1 hours. The credit hours required under this subparagraph may have  
2 been earned at any time.

3 (iii) A degree granted by an accredited postsecondary  
4 educational institution in a major discipline of study that is  
5 relevant to the position of state correctional officer, as  
6 determined by the council. A degree required under this  
7 subparagraph may have been earned at any time.

8 (d) Within 1 year of the date he or she became employed as a  
9 state correctional officer, completed successfully 320 hours of new  
10 employee training with a credit up to 160 hours of previously  
11 acquired training, as approved by the council.

12 (e) Fulfilled other minimum standards and requirements, except  
13 for physical fitness requirements, developed ~~pursuant to~~ **UNDER**  
14 section 13 by the council and approved by the department for  
15 certification and subsequently for recertification.

16 (5) All minimum standards and requirements for certification  
17 and subsequently for recertification of persons under subsections  
18 (1), (2), (3), and (4) are subject to approval by the state civil  
19 service commission.

20 **SEC. 15A. (1) BEGINNING AUGUST 1, 2012, AND AS OFTEN AS**  
21 **NECESSARY AFTER THAT, THE COUNCIL SHALL DEVELOP MINIMUM STANDARDS**  
22 **AND REQUIREMENTS FOR A CERTIFICATION PROGRAM FOR NEW EMPLOYEE**  
23 **TRAINING UNDER SECTION 12(1)(B) (iii) TO BE OFFERED BY COMMUNITY**  
24 **COLLEGES AND COLLEGES. THE CERTIFICATION STANDARDS AND REQUIREMENTS**  
25 **SHALL, AT A MINIMUM, ADDRESS THE QUALIFICATIONS FOR INSTRUCTORS AT**  
26 **APPROVED SCHOOLS, THE FACILITIES AND EQUIPMENT REQUIRED AT THOSE**  
27 **SCHOOLS, AND PROGRAM CONTENT. ONLY THE COUNCIL OR A COMMUNITY**

1 COLLEGE OR COLLEGE THAT IS APPROVED BY THE COUNCIL MAY PROVIDE  
2 TRAINING OR A CERTIFICATE OF COMPLETION FOR NEW EMPLOYEE TRAINING  
3 AS DESCRIBED IN SECTION 12(1)(B) *(iii)* AND THIS SECTION. THE COUNCIL  
4 SHALL DESIGNATE THE FORM FOR A CERTIFICATE OF COMPLETION FOR  
5 INDIVIDUALS COMPLETING NEW EMPLOYEE TRAINING AT COMMUNITY COLLEGES  
6 OR COLLEGES UNDER THIS SECTION.

7 (2) THE COUNCIL MAY PROVIDE FOR THE DECERTIFICATION OF  
8 PROGRAMS THAT FAIL TO MEET THE STANDARDS DEVELOPED BY THE COUNCIL  
9 UNDER SUBSECTION (1).