

SUBSTITUTE FOR  
HOUSE BILL NO. 4253

A bill to amend 1980 PA 299, entitled  
"Occupational code,"  
(MCL 339.101 to 339.2677) by adding section 1439.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1        SEC. 1439. A LICENSEE THAT EMPLOYS OR ENGAGES AN INDIVIDUAL TO  
2        PROVIDE SERVICES AS A SECURITY GUARD DIRECTLY TO THE LICENSEE'S  
3        CUSTOMERS SHALL ENSURE THAT ALL OF THE FOLLOWING ARE MET:

4        (A) BEFORE HE OR SHE ACTS AS A SECURITY GUARD WITHOUT DIRECT  
5        SUPERVISION, THE INDIVIDUAL COMPLETES AT LEAST 12 HOURS OF ON-THE-  
6        JOB, SITE-SPECIFIC TRAINING UNDER THE IMMEDIATE SUPERVISION OF AN  
7        EXPERIENCED SUPERVISOR.

8        (B) IN THE FIRST 90 DAYS OF HIS OR HER EMPLOYMENT, THE  
9        INDIVIDUAL COMPLETES AT LEAST 12 HOURS OF CLASSROOM TRAINING,

1 SELECTED BY THE LICENSEE, THAT MEETS THE REQUIREMENTS OF SECTION  
2 1440 (1) .

3 (C) BEFORE HE OR SHE IS AUTHORIZED BY THE LICENSEE TO USE A  
4 WEAPON OR RESTRAINT DEVICE WHILE ON DUTY, HE OR SHE COMPLETES THE  
5 FOLLOWING REQUIRED TRAINING:

6 (i) FOR AN AEROSOL SPRAY OR CONDUCTED ENERGY DEVICE, ANY  
7 MANUFACTURER-AUTHORIZED CERTIFICATION IN THE USE OF THE DEVICE FOR  
8 SECURITY OR LAW ENFORCEMENT PERSONNEL. THE LICENSEE SHALL ENSURE  
9 THAT THE INDIVIDUAL MAINTAINS THAT CERTIFICATION AT ALL TIMES WHILE  
10 HE OR SHE IS EMPLOYED OR ENGAGED BY THE LICENSEE TO PROVIDE  
11 SERVICES AS A SECURITY GUARD.

12 (ii) FOR A TACTICAL BATON, 4 CLASS HOURS OF TRAINING SELECTED  
13 BY THE LICENSEE.

14 (iii) FOR A RESTRAINT DEVICE, 2 CLASS HOURS OF TRAINING  
15 SELECTED BY THE LICENSEE.

16 (iv) FOR A FIREARM, AT LEAST 24 HOURS OF FIREARM RANGE AND  
17 CLASSROOM TRAINING THAT INCLUDES AT LEAST 16 HOURS OF FIREARM RANGE  
18 TRAINING AND AT LEAST 4 HOURS OF FIREARM CLASSROOM TRAINING.

19 HOWEVER, THIS SUBPARAGRAPH DOES NOT APPLY TO AN INDIVIDUAL WHO HAS  
20 COMPLETED EQUIVALENT TRAINING AND WHO SERVED IN THE ARMED FORCES OR  
21 IS A RETIRED LAW ENFORCEMENT OFFICER. AS USED IN THIS SUBPARAGRAPH,  
22 "EQUIVALENT TRAINING" MEANS TRAINING THAT MEETS OR EXCEEDS THE  
23 MINIMUM TRAINING STANDARDS DESCRIBED IN THIS SUBPARAGRAPH WITHIN  
24 THE LAST 2 YEARS.

25 (D) THE INDIVIDUAL ANNUALLY COMPLETES AT LEAST 4 HOURS OF  
26 FIREARMS TRAINING IF THE LICENSEE HAS AUTHORIZED HIM OR HER TO USE  
27 A FIREARM WHILE ON DUTY.

1           (E) EVERY 2 YEARS, THE INDIVIDUAL COMPLETES AT LEAST 4 HOURS  
2 OF CONTINUING CLASSROOM TRAINING IN THE SUBJECTS DESCRIBED IN  
3 SECTION 1440(1)(A) TO (C); IN THE USE OF A TACTICAL BATON IF THE  
4 LICENSEE HAS AUTHORIZED HIM OR HER TO USE A TACTICAL BATON WHILE ON  
5 DUTY; AND IN THE USE OF A RESTRAINT DEVICE IF THE LICENSEE HAS  
6 AUTHORIZED HIM OR HER TO USE A RESTRAINT DEVICE WHILE ON DUTY.

7           (F) BEFORE HE OR SHE IS AUTHORIZED BY THE LICENSEE TO USE A  
8 FIREARM WHILE ON DUTY, HE OR SHE PROVIDES PROOF THAT IS  
9 SATISFACTORY TO THE LICENSEE THAT HE OR SHE POSSESSES A LICENSE TO  
10 CARRY A CONCEALED PISTOL UNDER 1927 PA 372, MCL 28.421 TO 28.435.

11           Enacting section 1. This amendatory act takes effect July 1,  
12 2016.

13           Enacting section 2. This amendatory act does not take effect  
14 unless all of the following bills of the 98th Legislature are  
15 enacted into law:

16           (a) Senate Bill No. 161.

17           (b) Senate Bill No. 162.

18           (c) Senate Bill No. 164.

19           (d) House Bill No. 4254.

20           (e) House Bill No. 4255.