

# HOUSE BILL No. 5940

June 11, 1992, Introduced by Reps. Olshove, Scott, Gire, Bartnik, DeBeaussaert, Porreca and Hollister and referred to the Committee on Social Services and Youth.

A bill to amend section 10 of Act No. 330 of the Public Acts of 1968, entitled as amended

"Private security guard act of 1968,"

being section 338.1060 of the Michigan Compiled Laws.

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

1       Section 1. Section 10 of Act No. 330 of the Public Acts of  
2 1968, being section 338.1060 of the Michigan Compiled Laws, is  
3 amended to read as follows:

4       Sec. 10. (1) The department may revoke any license issued  
5 under this act if it determines, upon good cause shown, that the  
6 licensee or his OR HER manager, if an individual, or if the  
7 licensee is a person other than an individual, that any of its  
8 officers, directors, partners, or its manager, has DONE 1 OR MORE  
9 OF THE FOLLOWING:

1 (a) Made any false statements or given any false information  
2 in connection with an application for a license or a renewal or  
3 reinstatement of a license.

4 (b) Violated ~~any provision of~~ this act.

5 (c) ~~Been while~~ WHILE licensed or employed by a licensee,  
6 BEEN convicted of, or ~~has~~ knowingly continued the employment of  
7 any individual convicted of, a felony, ~~high~~ misdemeanor  
8 PUNISHABLE BY NOT MORE THAN 2 YEARS, or any crime ~~or crimes~~  
9 involving moral turpitude; ~~—~~ dishonesty or fraud; ~~—~~ unautho-  
10 rized divulging or selling of information or evidence; ~~—~~ imper-  
11 sonation of a law enforcement officer or employee of the United  
12 States or any state or political subdivision ~~thereof,~~ OF THE  
13 STATE; illegally using, carrying, or possessing a dangerous  
14 weapon; ~~—~~ habitual drunkenness; ~~—~~ using, selling, or possess-  
15 ing narcotics; ~~—~~ or ~~illegally~~ using an excessive and unneces-  
16 sary degree of force.

17 (2) SUBJECT TO SUBSECTION (3), UPON RECEIPT OF A NOTICE FROM  
18 THE OFFICE OF THE FRIEND OF THE COURT STATING THAT AN INDIVIDUAL  
19 LICENSEE IS AT LEAST 6 MONTHS IN ARREARS OF SUPPORT, THE DEPART-  
20 MENT SHALL SUSPEND THE LICENSE OF AN INDIVIDUAL AFTER ALL OF THE  
21 FOLLOWING OCCUR:

22 (A) THE DEPARTMENT SENDS A NOTICE FOR A HEARING TO BE SCHED-  
23 ULED NOT LESS THAN 30 DAYS AFTER THE DATE THE NOTICE IS SENT TO  
24 THE INDIVIDUAL'S ADDRESS AS INDICATED IN THE DEPARTMENT'S  
25 RECORDS.

26 (B) THE LICENSEE FAILS TO PRESENT PROOF ACCEPTABLE TO THE  
27 DEPARTMENT THAT THE ARREARAGE HAS BEEN PAID.

1 (3) IF AT THE HEARING THE DEPARTMENT DETERMINES THAT EXTREME  
2 HARDSHIP TO THE INDIVIDUAL OR PERSONS THE INDIVIDUAL SERVES WOULD  
3 BE CREATED BY THE SUSPENSION, THE DEPARTMENT SHALL NOT SUSPEND  
4 THE LICENSE AND SHALL CONDITION THE HOLDING OF THE LICENSE UPON  
5 COMPLIANCE WITH THE SUPPORT ORDER.

6 (4) THE ONLY ISSUES TO BE CONSIDERED BY THE DEPARTMENT ARE  
7 WHETHER THE INDIVIDUAL IS THE HOLDER OF A LICENSE AND WHETHER THE  
8 INDIVIDUAL HAS PRESENTED PROOF ACCEPTABLE TO THE DEPARTMENT THAT  
9 ARREARAGE HAS BEEN PAID.

10 (5) ~~-(2)-~~ Upon notification from the department of the revo-  
11 cation of the license, the licensee, within 48 hours, shall sur-  
12 render to the department the certificate of license and his OR  
13 HER identification card. Failure to comply with the directions  
14 CONTAINED IN THE NOTIFICATION of the department shall be a  
15 misdemeanor.