

Act No. 526
Public Acts of 2012
Approved by the Governor
December 27, 2012
Filed with the Secretary of State
December 28, 2012
EFFECTIVE DATE: December 28, 2012

**STATE OF MICHIGAN
96TH LEGISLATURE
REGULAR SESSION OF 2012**

Introduced by Reps. Haveman, Franz, Goike, Cotter, MacGregor, Jacobsen and Heise

ENROLLED HOUSE BILL No. 5422

AN ACT to amend 1982 PA 415, entitled "An act to improve the training and education of state correctional officers; to provide for the certification of state correctional officers and the development of standards and requirements for state correctional officers; to provide for the creation of a correctional officers' training council and a central training academy; and to prescribe the powers and duties of certain state agencies," 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:

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

(a) Obtained a high school diploma or attained a passing score on the general education development test indicating a high school graduation level.

(b) Successfully completed all of the following:

(i) One of the following:

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

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

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

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

(iii) A minimum of 320 hours of new employee training, as determined by the council, at the central training academy or at a college or community college as provided under section 15a.

(c) Fulfilled other minimum standards and requirements developed under section 13 by the council and approved by the department for certification and subsequently for recertification.

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

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

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

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

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

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

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

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

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

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

(d) Fulfilled other minimum standards and requirements developed under section 13 by the council and approved by the department for certification and subsequently for recertification.

(4) An employee of the department of community health who is employed as a forensic security aide at the Huron valley center of the department of community health or the center for forensic psychiatry of the department of community health, and who is transferred to a position as a state correctional officer employed by the department of corrections, shall be automatically certified and recertified by the department for 3 years after the date on which he or she became employed as a state correctional officer, if he or she meets all of the requirements established by law or by the department for employment as a state correctional officer and does all of the following:

(a) Before February 4, 2005, declares his or her intent to accept the transfer to a position as a state correctional officer.

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

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

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

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

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

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

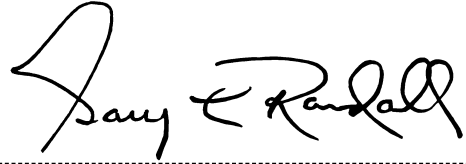
(e) Fulfilled other minimum standards and requirements, except for physical fitness requirements, developed under section 13 by the council and approved by the department for certification and subsequently for recertification.

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

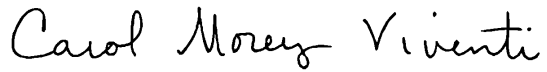
Sec. 15a. (1) Beginning April 1, 2013, and as often as necessary after that, the council shall develop minimum standards and requirements for a certification program for new employee training under section 12(1)(b)(iii) to be offered by community colleges and colleges. Only the council or a community college or college that is approved by the council may provide training or a certificate of completion for new employee training as described in section 12(1)(b)(iii) and this section. The council shall designate the form for a certificate of completion for individuals completing new employee training at community colleges or colleges under this section.

(2) The council may provide for the decertification of programs that fail to meet the standards developed by the council under subsection (1).

This act is ordered to take immediate effect.



Clerk of the House of Representatives



Secretary of the Senate

Approved

Governor