

HOUSE BILL No. 4253

February 26, 2015, Introduced by Rep. Wittenberg and referred to the Committee on Regulatory Reform.

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 16 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 16 HOURS OF CLASSROOM TRAINING,**
10 **SELECTED BY THE LICENSEE, THAT MEETS THE REQUIREMENTS OF SECTION**
11 **1440(1).**

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

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

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

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

14 (iv) FOR A FIREARM, 4 HOURS OF SPECIALIZED TRAINING IN THE USE
15 OF A FIREARM FOR SECURITY OR LAW ENFORCEMENT PERSONNEL SELECTED BY
16 THE LICENSEE. IN ADDITION, THE LICENSEE SHALL ENSURE THAT THE
17 INDIVIDUAL COMPLETES AN ADDITIONAL 4 HOURS OF THAT SPECIALIZED
18 TRAINING ANNUALLY.

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

25 Enacting section 1. This amendatory act takes effect 90 days
26 after the date it is enacted into law.

27 Enacting section 2. This amendatory act does not take effect

1 unless all of the following bills of the 98th Legislature are
2 enacted into law:

3 (a) Senate Bill No. ____ or House Bill No. ____ (request no.
4 00992'15).

5 (b) Senate Bill No. ____ or House Bill No. 4254 (request no.
6 01548'15).