

**SUBSTITUTE FOR
HOUSE BILL NO. 5055**

A bill to amend 2001 PA 185, entitled
"Legislative sergeant at arms police powers act,"
by amending section 2 (MCL 4.382), as amended by 2016 PA 303.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 2. (1) Each house of the legislature may commission the
2 sergeant at arms and may commission 1 or more assistant sergeants
3 at arms within that respective house as police officers, to enforce
4 rules adopted by that house and the laws of this state as
5 designated by the senate and the house of representatives,
6 respectively. In performing those enforcement activities,
7 commissioned sergeants at arms and assistant sergeants at arms are
8 vested with the powers, privileges, prerogatives, and immunities
9 conferred ~~upon~~ **on** police officers under the laws of this state.



1 (2) Each sergeant at arms and assistant sergeant at arms
2 commissioned by the senate or the house of representatives as a
3 police officer under subsection (1) has the power to enforce rules
4 adopted by that house and the laws of this state in the following
5 places:

6 (a) The capitol building and capitol grounds.

7 (b) Buildings in which the offices of legislative members or
8 staff are located.

9 (c) Locations where either house of the legislature or a
10 committee or subcommittee of either house is holding a session,
11 meeting, or public hearing, including a reasonable time before and
12 after the session, meeting, or hearing.

13 (d) Legislative parking areas.

14 (e) Areas immediately adjacent to the places described in
15 subdivisions (a) to (d).

16 **(f) In other locations in this state only as necessary to**
17 **provide security for and investigate threats toward or crimes**
18 **committed against a legislative member.**

19 (3) A sergeant at arms or assistant sergeant at arms
20 commissioned as a police officer under this act shall exercise his
21 or her authority as a police officer at the locations specified in
22 subsection (2)(c) only while actually engaging in his or her duties
23 as the sergeant at arms or an assistant sergeant at arms under the
24 rules adopted by the senate or the house of representatives
25 respectively.

26 (4) The senate may delegate, pursuant to rules of the senate,
27 the authority to commission the sergeant at arms or assistant
28 sergeants at arms as police officers and delegate their
29 responsibilities under subsection (1) to the senate majority



1 leader, the secretary of the senate, or other officers or employees
2 of the senate.

3 (5) The house of representatives may delegate, pursuant to
4 rules of the house of representatives, the authority to commission
5 the sergeant at arms or assistant sergeants at arms as police
6 officers and delegate their responsibilities under subsection (1)
7 to the speaker of the house of representatives, the clerk of the
8 house of representatives, or other officers or employees of the
9 house of representatives.

10 (6) The office of sergeant at arms of each house of the
11 legislature is a law enforcement agency of this state.

12 (7) A sergeant at arms or an assistant sergeant at arms
13 commissioned as a police officer under this act is subject to the
14 training and licensure ~~or certification~~ requirements under the
15 Michigan commission on law enforcement standards act, 1965 PA 203,
16 MCL 28.601 to 28.615.

17 (8) Not less than once per legislative session, the individual
18 designated to supervise the sergeants at arms under house rules and
19 the individual designated to supervise the sergeants at arms under
20 senate rules, or their designees, shall report to the standing
21 committees of the house of representatives and senate concerned
22 with government operations and oversight respectively on the
23 activities of the sergeants at arms and other matters of interest
24 involving the security and decorum in their respective houses.

