

# HOUSE BILL No. 5829

September 18, 2014, Introduced by Reps. Stallworth and Hobbs 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

1 1440(1).

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

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

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

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

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

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

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

1           Enacting section 2. This amendatory act does not take effect  
2 unless all of the following bills of the 97th Legislature are  
3 enacted into law:

4           (a) Senate Bill No. \_\_\_\_ or House Bill No. 5828 (request no.  
5 05855'14 \*).

6           (b) Senate Bill No. 983.