

# HOUSE BILL No. 6104

June 5, 2018, Introduced by Reps. Garrett, Geiss, Love, Byrd and Yancey and referred to the Committee on Education Reform.

A bill to amend 2004 PA 378, entitled "Public body law enforcement agency act," by amending sections 2 and 9 (MCL 28.582 and 28.589).

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

1           Sec. 2. As used in this act:

2           (a) "Governing entity" means ~~either of the following, as~~  
3 ~~applicable:~~

4           ~~—— (i) For any public body except a public body described in~~  
5 ~~subparagraph (ii),~~ the governing board **OR GOVERNING BODY** of the  
6 public body.

7           ~~—— (ii) In the case of a public body that is a qualifying school~~  
8 ~~district under part 5a of the revised school code, 1976 PA 451, MCL~~  
9 ~~380.371 to 380.376, the chief executive officer of the school~~  
10 ~~district, subject to the concurrence of the school reform board of~~

1 ~~the school district.~~

2 (b) "INTERMEDIATE SCHOOL DISTRICT" MEANS THAT TERM AS DEFINED  
3 IN SECTION 4 OF THE REVISED SCHOOL CODE, 1976 PA 451, MCL 380.4.

4 (c) "Public body" means ~~either ANY~~ of the following, within  
5 this state:

6 (i) A multicounty metropolitan district authorized and  
7 established pursuant to state law by 2 or more counties with a  
8 combined population of not less than 3,000,000, for the purpose of  
9 cooperative planning, promoting, acquiring, constructing, owning,  
10 developing, maintaining, or operating parks.

11 (ii) A school district in this state that has a membership of  
12 at least 20,000 pupils and that includes in its territory a city  
13 with a population of at least 180,000 as of the most recent federal  
14 decennial census.

15 (iii) **AN INTERMEDIATE SCHOOL DISTRICT.**

16 Sec. 9. (1) Except as provided in subsection (2), the  
17 jurisdiction of law enforcement officers appointed under section 3  
18 is limited to property owned or leased by the public body, wherever  
19 situated in this state, and ~~shall extend~~ **EXTENDS** to any public  
20 right-of-way traversing or immediately contiguous to the property.  
21 The jurisdiction of those law enforcement officers may be extended  
22 by state law governing peace officers or through deputization by a  
23 county sheriff if authorized by the governing entity.

24 (2) Notwithstanding subsection (1), the jurisdiction of law  
25 enforcement officers who are granted powers and authority under  
26 section 3 and are employed by a school district **OR AN INTERMEDIATE**  
27 **SCHOOL DISTRICT** shall include all territory within the boundaries

1 of the ~~school~~-district and all property outside the boundaries of  
2 the ~~school~~-district that is owned, leased, or rented by or is  
3 otherwise under the legal control of the school district **OR**  
4 **INTERMEDIATE SCHOOL DISTRICT** that employs the public safety  
5 officers.

6 (3) A public law enforcement agency established under section  
7 3 and each local law enforcement agency with which it has  
8 overlapping jurisdiction shall enter into a memorandum of  
9 understanding that establishes reasonable communication and  
10 coordination efforts between those law enforcement agencies. If the  
11 public law enforcement agency is a ~~qualifying~~-school district ~~under~~  
12 ~~section 2(b)(ii)~~-**OR AN INTERMEDIATE SCHOOL DISTRICT**, the memorandum  
13 of understanding shall ~~shall~~**MUST** also establish jurisdiction of the  
14 public law enforcement agency.

15 (4) This act does not limit the jurisdiction of state, county,  
16 or municipal peace officers.

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

19 Enacting section 2. This amendatory act does not take effect  
20 unless Senate Bill No. \_\_\_\_ or House Bill No. 6105 (request no.  
21 06318'18 a) of the 99th Legislature is enacted into law.