



# HOUSE BILL No. 5859

May 8, 1996, Introduced by Reps. Curtis, Clack, Yokich, Harder, Owen, Brewer, Murphy, Leland, Anthony, LaForge, Cherry, Hanley, Freeman, Emerson, Gire, Wetters, Goschka, Parks, Vaughn, Scott, Pitoniak, Martinez and Brater and referred to the Committee on Appropriations.

A bill to create an advisory council on drug abuse resistance education; to provide for the appointment and compensation of council members; and to prescribe the powers and duties of the department of state police.

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

1       Sec. 1. This act shall be known and may be cited as the  
2 "D.A.R.E. advisory council act".

3       Sec. 2. As used in this act:

4       (a) "D.A.R.E." means drug abuse resistance education.

5       (b) "Council" means the drug abuse resistance education  
6 council.

7       (c) "Department" means the department of state police.

8       (d) "Director" means the director of the department of state  
9 police.

1 (e) "Peace officer" means a member of the police force or  
2 other organization certified under the Michigan law enforcement  
3 officers training council act of 1965, Act No. 203 of the Public  
4 Acts of 1965, being sections 28.601 to 28.616 of the Michigan  
5 Compiled Laws.

6 Sec. 3. There is created the D.A.R.E. policy council. The  
7 council shall be within the department and shall exercise its  
8 prescribed statutory powers, duties, and functions independently  
9 of the director of the department. The budgeting, procurement,  
10 and related management functions of the council shall be per-  
11 formed under the direction and supervision of the director of the  
12 department. The council shall be comprised of the following  
13 members:

14 (a) The attorney general, or his or her designated  
15 representative.

16 (b) The director of the department, or his or her designated  
17 representative.

18 (c) The governor, or his or her designated representative.

19 (d) A representative of the D.A.R.E. officers' association  
20 of Michigan, to be appointed by that organization.

21 (e) A representative of the prosecuting attorneys associa-  
22 tion of Michigan, to be appointed by that association.

23 (f) A representative of the Michigan association of chiefs  
24 of police, to be appointed by that association.

25 (g) A representative of the Michigan sheriffs' association,  
26 to be appointed by that association.

1 (h) Four representatives to be appointed by the governor who  
2 represent educational concerns in this state.

3 (i) One representative to be appointed by the governor who  
4 represents substance abuse concerns in this state.

5 (j) Up to 5 additional members to be appointed by majority  
6 vote of the statutory members identified in subdivisions (a) to  
7 (i).

8 Sec. 4. (1) The drug abuse resistance education program  
9 assists law enforcement agencies or school districts by providing  
10 grants to enable peace officers to undergo the training described  
11 in subsection (3). Grants may be used to cover the cost of the  
12 training as well as reimbursement for actual, reasonable travel  
13 and living expenses incurred in connection with the training.  
14 The director shall administer the program, shall promote it  
15 throughout the state, and is authorized to receive money from  
16 public and private sources for use in carrying it out.

17 (2) A law enforcement agency or a school district may apply  
18 to the director for a grant under this section.

19 (3) The department shall develop a program to train peace  
20 officers to teach a curriculum on drug abuse resistance in  
21 schools. The training program must be approved by the director.

22 (4) The training program described in subsection (3) is  
23 available on a voluntary basis to local law enforcement agencies  
24 and school districts.

25 (5) If the director receives grant requests from more than 1  
26 applicant for programs to be conducted in a single school

1 district, the director shall require the applicants to submit a  
2 plan for coordination of their training and programs.

3 (6) The director may require grant recipients to account at  
4 reasonable time intervals regarding the use of the grants and the  
5 training and programs provided.

6 Sec. 5. (1) The council shall, at its first regular meet-  
7 ing, elect from its membership a chairperson who shall serve for  
8 1 year. Elections thereafter shall be held annually. A chair-  
9 person may, if reelected, succeed himself or herself. The coun-  
10 cil shall meet quarterly, during the months of January, April,  
11 July, and October, and at other times the chairperson considers  
12 necessary. A majority of the council members shall be a quorum  
13 for conducting the business of the council.

14 (2) The council chairperson shall appoint committee chair-  
15 persons with the approval of the council. A committee chair-  
16 person may succeed himself or herself if reappointed.

17 (3) Council members or their representatives shall serve  
18 without compensation, but shall be entitled to actual expenses  
19 incurred during attendance at a regular or special council meet-  
20 ing and in traveling to and from a meeting.

21 (4) A council member shall serve a 2-year term and may suc-  
22 ceed himself or herself if reappointed or reelected as a member.

23 Sec. 6. The council shall do all of the following:

24 (a) Advise the department in establishing a drug abuse  
25 resistance education training program for peace officers.

26 (b) Promote the drug abuse resistance education program  
27 throughout the state.

1 (c) Monitor the drug abuse resistance education officer  
2 training program in conjunction with the department.

3 (d) Provide coordination and assistance to local communities  
4 who wish to implement drug abuse resistance education programs in  
5 their local school systems.

6 (e) Encourage parental and community involvement in drug  
7 abuse resistance education programs.

8 (f) Develop a private and public partnership to provide for  
9 continuation and funding for the drug abuse resistance education  
10 program.

11 (g) Receive money from public and private sources for use in  
12 the drug abuse resistance education program.