

# HOUSE BILL No. 6241

June 12, 2018, Introduced by Reps. Chirkun, Howell, Love, Cambensy, Dianda, Geiss, Greimel, Gay-Dagnogo and Yanez and referred to the Committee on Law and Justice.

A bill to create the campus crime investigation act; to create the campus crime commission; to prescribe its powers and duties; to prescribe the powers and duties of certain state agencies and offices; and to make certain appropriations.

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

1           Sec. 1. This act shall be known and may be cited as the  
2 "campus crime investigation act".

3           Sec. 3. As used in this act:

4           (a) "Campus" means the property owned or leased by an  
5 institution of higher education.

6           (b) "Commission" means the campus crime commission created in  
7 section 5.

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

9           (d) "Domestic violence" means a violation of section 81(2),

1 (3), (4), or (5) of the Michigan penal code, 1931 PA 328, MCL  
2 750.81.

3 (e) "Institution of higher education" means a public or  
4 private community college, college, or university.

5 (f) "Public safety officer" means a law enforcement officer  
6 described under section 2(f) (i) (Z) to (BB) and (LL) of the Michigan  
7 commission on law enforcement standards act, 1965 PA 203, MCL  
8 28.602.

9 Sec. 5. (1) The campus crime commission is created in the  
10 department.

11 (2) The governor shall appoint members to the commission in  
12 consultation with the department. Members of the commission must  
13 have a valid license issued under the Michigan commission on law  
14 enforcement standards act, 1965 PA 203, MCL 28.601 to 28.615, and  
15 must include all of the following individuals:

16 (a) Five individuals who are department investigators or  
17 detectives.

18 (b) Five individuals who are investigators or detectives  
19 employed by a county sheriff.

20 (c) Two individuals who are municipal law enforcement officers  
21 and are investigators or detectives.

22 (3) The members first appointed to the commission must be  
23 appointed within 180 days after the effective date of this act.

24 (4) Members of the commission shall serve for terms of 4 years  
25 or until a successor is appointed, whichever is later.

26 (5) If a vacancy occurs on the commission, the governor shall  
27 make an appointment for the unexpired term in the same manner as

1 the original appointment.

2 (6) The governor may remove a member of the commission for  
3 incompetence, dereliction of duty, malfeasance, misfeasance, or  
4 nonfeasance in office, or any other good cause.

5 (7) The commission shall do 1 or both of the following after  
6 receiving notice of allegations that first or second degree murder,  
7 domestic violence, or a crime involving sexual violence or contact,  
8 or assault with a weapon, occurred on a campus:

9 (a) Accept or reject the transfer of that criminal  
10 investigation.

11 (b) If the commission accepts the transfer of a criminal  
12 investigation under subdivision (a), oversee the criminal  
13 investigation and provide direction to the public safety officers  
14 of that campus to facilitate the transfer.

15 (8) The highest commanding officer appointed under section  
16 5(2)(a) will be the officer in charge of the commission. The  
17 officer in charge shall assign a criminal investigation accepted by  
18 the commission to a member of the commission.

19 (9) A member of the commission may decline an assignment under  
20 subsection (8) for any reason. If an assignment is declined under  
21 this subsection, the officer in charge shall assign the criminal  
22 investigation to another member.

23 Sec. 7. (1) The department shall promulgate rules to implement  
24 this act pursuant to the administrative procedures act of 1969,  
25 1969 PA 306, MCL 24.201 to 24.328.

26 (2) Beginning with the 2018-2019 fiscal year and each fiscal  
27 year after that, the department shall provide not less than 2 full-

1 time employees to provide administrative support to the commission  
2 and shall reimburse a law enforcement agency that employs a  
3 commission member described in section 5(2)(b) and (c) for the  
4 compensation paid to that member for the time that member conducted  
5 a criminal investigation under this act.

6 (3) For the 2018-2019 fiscal year, \$1,500,000.00 is  
7 appropriated from the general fund to the department to implement  
8 this act.

9 (4) It is the intent of the legislature that beginning with  
10 the 2019-2020 fiscal year, and each fiscal year after that,  
11 \$1,500,000.00 must be appropriated to the department to implement  
12 this act.

13 Enacting section 1. This act takes effect 90 days after the  
14 date it is enacted into law.

15 Enacting section 2. This act does not take effect unless all  
16 of the following bills of the 99th Legislature are enacted into  
17 law:

18 (a) Senate Bill No. \_\_\_\_\_ or House Bill No. \_\_\_\_\_ (request no.  
19 05654'18 a \*).

20 (b) Senate Bill No. \_\_\_\_\_ or House Bill No. \_\_\_\_\_ (request no.  
21 05654'18 b \*).

22 (c) Senate Bill No. \_\_\_\_\_ or House Bill No. \_\_\_\_\_ (request no.  
23 05654'18 c \*).

24 (d) Senate Bill No. \_\_\_\_\_ or House Bill No. 6240 (request no.  
25 05654'18 d \*).