

# HOUSE BILL No. 6271

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

A bill to amend 1968 PA 330, entitled  
"Private security business and security alarm act,"  
by amending sections 17a and 37a (MCL 338.1067a and 338.1087a),  
section 17a as added by 2012 PA 591 and section 37a as added by  
2016 PA 324.

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

1           Sec. 17a. (1) ~~If~~**EXCEPT AS PROVIDED IN SUBSECTION (2), IF** a  
2 private security guard, private security police officer, or private  
3 college security ~~force~~ officer acting in the course of his or her  
4 employment reasonably suspects that any of the following crimes  
5 have occurred, he or she shall immediately notify a law enforcement  
6 agency of that suspected crime:

1 (a) An assaultive crime, as defined in section 9a of chapter X  
2 of the code of criminal procedure, 1927 PA 175, MCL 770.9a.

3 (b) A violation of section 145c or 539j of the Michigan penal  
4 code, 1931 PA 328, MCL 750.145c and 750.539j.

5 (2) A PRIVATE COLLEGE SECURITY OFFICER SWORN AND FULLY  
6 EMPOWERED UNDER SECTION 37A SHALL NOTIFY THE CAMPUS CRIME  
7 COMMISSION IF IN THE COURSE OF HIS OR HER EMPLOYMENT THE PRIVATE  
8 COLLEGE SECURITY OFFICER RECEIVES INFORMATION THAT FIRST OR SECOND  
9 DEGREE MURDER, DOMESTIC VIOLENCE, OR A CRIME INVOLVING SEXUAL  
10 VIOLENCE OR CONTACT, OR ASSAULT WITH A WEAPON, HAS OCCURRED ON  
11 PROPERTY OWNED OR LEASED BY THE PRIVATE COLLEGE OR UNIVERSITY. IF  
12 OTHERWISE GRANTED THE AUTHORITY UNDER THIS ACT, A PRIVATE COLLEGE  
13 SECURITY OFFICER MAY CONDUCT A PRELIMINARY INVESTIGATION AND TAKE  
14 ACTION ON THE INFORMATION BEFORE PROVIDING THE NOTICE REQUIRED  
15 UNDER THIS SUBSECTION.

16 (3) A PRIVATE COLLEGE SECURITY OFFICER WHO WILLFULLY NEGLECTS  
17 TO PERFORM THE DUTY REQUIRED UNDER SUBSECTION (2) IS GUILTY OF A  
18 MISDEMEANOR PUNISHABLE BY IMPRISONMENT FOR NOT MORE THAN 90 DAYS OR  
19 A FINE OF NOT MORE THAN \$1,000.00, OR BOTH.

20 (4) AS USED IN THIS SECTION AND SECTION 37A, "DOMESTIC  
21 VIOLENCE" MEANS A VIOLATION OF SECTION 81(2), (3), (4), OR (5) OF  
22 THE MICHIGAN PENAL CODE, 1931 PA 328, MCL 750.81.

23 Sec. 37a. (1) A private college security officer appointed  
24 under section 37 may be sworn and fully empowered by the chief of  
25 police of a village, city, or township law enforcement agency, or  
26 deputized by a sheriff as a deputy sheriff, excluding deputation as  
27 a special deputy, ~~as provided in~~ UNDER section 9d of the MICHIGAN

1 commission on law enforcement standards act, 1965 PA 203, MCL  
2 28.609d.

3 (2) ~~A-EXCEPT AS PROVIDED IN SUBSECTION (3), A~~ private college  
4 security officer sworn and fully empowered as provided in this  
5 section may exercise the authority and power of a peace officer as  
6 prescribed in an oath of office administered by a chief of police  
7 of a village, city, or township law enforcement agency, or county  
8 sheriff, ~~as provided in~~ **UNDER** section 9d of the **MICHIGAN** commission  
9 on law enforcement standards act, 1965 PA 203, MCL 28.609d.

10 (3) **EXCEPT FOR THE INVESTIGATION AND ACTION DESCRIBED IN**  
11 **SECTION 17A(2), A PRIVATE COLLEGE SECURITY OFFICER DESCRIBED IN**  
12 **SUBSECTION (2) MAY ONLY INVESTIGATE FIRST OR SECOND DEGREE MURDER,**  
13 **DOMESTIC VIOLENCE, OR CRIMES INVOLVING SEXUAL VIOLENCE OR CONTACT,**  
14 **OR ASSAULT WITH A WEAPON, IN CONSULTATION WITH THE CAMPUS CRIME**  
15 **COMMISSION AS PROVIDED IN THE CAMPUS CRIME INVESTIGATION ACT.**

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

18 Enacting section 2. This amendatory act does not take effect  
19 unless Senate Bill No.\_\_\_\_ or House Bill No.\_\_\_\_ (request no.  
20 05654'18 \*) of the 99th Legislature is enacted into law.