

**SUBSTITUTE FOR
HOUSE BILL NO. 5131**

A bill to create a grant program to provide grants to law enforcement agencies for the purpose of hiring public service assistants; to create the public service assistants fund; and to provide for the powers and duties of certain state and local governmental officers and entities.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1. This act may be cited as the "public service
2 assistants grant program act".

3 Sec. 3. As used in this act:

4 (a) "Commission" means the Michigan commission on law
5 enforcement standards created under section 3 of the Michigan
6 commission on law enforcement standards act, 1965 PA 203, MCL
7 28.603, or by express delegation of the Michigan commission on law

1 enforcement standards, its executive director and staff.

2 (b) "Fund" means the public service assistants fund created in
3 section 7.

4 (c) "Grant program" means the public service assistants grant
5 program created in section 5.

6 (d) "Law enforcement agency" means that term as defined in
7 section 2 of the Michigan commission on law enforcement standards
8 act, 1965 PA 203, MCL 28.602.

9 (e) "Public service assistant" means a full-time or part-time
10 employee who is specially trained by a law enforcement agency and
11 who is unarmed and has no arrest or criminal enforcement powers.

12 Sec. 5. (1) Not later than 180 days after the effective date
13 of this act, the commission shall create, implement, and administer
14 a grant program to award grants to law enforcement agencies for the
15 purpose of hiring public service assistants.

16 (2) Grants awarded pursuant to subsection (1) must be used to
17 establish a new program or expand an existing program operated by a
18 law enforcement agency for the purpose of hiring public service
19 assistants. A grant awarded under the grant program serves as a
20 supplement to, and not a replacement for, funds otherwise budgeted
21 for an existing program operated by a law enforcement agency.

22 (3) Grants awarded pursuant to subsection (1) must not be used
23 to fill previously vacant positions for public service assistants
24 within an existing program previously operated by a law enforcement
25 agency.

26 (4) To be eligible for a grant under this section, a law
27 enforcement agency must comply with the commission's application
28 process.

29 (5) The commission shall provide the grants on a basis

1 determined by the commission to eligible law enforcement agencies
2 for the purpose described in subsection (1). In providing grants
3 under this act, the commission may consider the number of licensed
4 law enforcement officers employed by a law enforcement agency.

5 (6) The commission shall award grants under this act if any of
6 the following exists:

7 (a) Sufficient funds are appropriated by the legislature.

8 (b) There are sufficient funds in the fund.

9 Sec. 7. (1) The public service assistants fund is created as a
10 separate fund in the department of treasury. The commission is the
11 administrator of the fund for auditing purposes.

12 (2) The state treasurer may receive money or other assets from
13 any source for deposit into the fund. The state treasurer shall
14 credit to the fund money appropriated to the fund. The state
15 treasurer shall direct the investment of the fund and shall credit
16 to the fund interest and earnings from fund investments.

17 (3) The commission shall expend money from the fund to carry
18 out the purpose of this act, which includes, but is not limited to,
19 all of the following:

20 (a) Implementing the grant program under this act.

21 (b) Paying the reasonable expenses of providing staff to the
22 commission for administering and enforcing this act.

23 (c) Awarding grants as provided in this act.

24 (4) Money remaining in the fund at the close of the fiscal
25 year remains in the fund and does not lapse to the general fund.

26 Sec. 9. The commission may promulgate rules or procedures to
27 implement this act in accordance with the administrative procedures
28 act of 1969, 1969 PA 306, MCL 24.201 to 24.328. Procedures
29 promulgated pursuant to this section include, but are not limited

- 1 to, procedures governing the grant application and disbursement
- 2 process, and the method for establishing eligibility.