

**MICHIGAN DEPARTMENT OF STATE POLICE**  
**MICHIGAN COMMISSION ON LAW ENFORCEMENT STANDARDS**  
**LAW ENFORCEMENT STANDARDS AND TRAINING**

**\*\*\*\* Draft - New \*\*\*\***

Filed with the Secretary of State on  
These rules take effect 15 days after filing with the Secretary of State

(By authority conferred on the Michigan commission on law enforcement standards by section 9 of Act No. 203 of the Public Acts of 1965, as amended, by section 9 of Act No. 380 of the Public Acts of 1965, as amended, being §§28.609 and 16.109 of the Michigan compiled laws and by Executive Reorganization Order 2001-2, being §28.621 of the Michigan compiled laws)

**PART 1. DEFINITIONS**

**R 28.14101 Definitions; A to D.**

Rule 101. (1) As used in these rules:

(a) "Act" means Act No. 203 of the Public Acts of 1965, as amended, being §28.601 et seq. of the Michigan Compiled Laws.

(b) "Activate as a licensed law enforcement officer" means a recognized law enforcement agency complies with all of the requirements in R 28.14204.

(c) "Applicant" means a person seeking employment as a licensed law enforcement officer empowered to enforce all of the general criminal laws of this state.

(d) "Basic law enforcement training academy" means a city, county, township, village, corporation, college, community college, university, or state agency that is approved by the commission to offer the basic law enforcement training program.

(e) "Basic law enforcement training program" means the entire commission approved process by which a person is screened, trained, and qualified for activation as a law enforcement officer.

(f) "Commission" means the 15 member Michigan commission on law enforcement standards or, by express delegation, its executive director and staff, unless context prohibits such delegation.

(g) "Contested case" means the same as the term is defined in section 3 of the Administrative Procedures Act of 1969, as amended, being MCL 24.203.

(h) "Course of study" means the total instruction that a basic law enforcement training academy is approved to offer a recruit before qualifying the recruit for licensing.

**R 28.14102 Definitions; E to L.**

Rule 102. (1) As used in these rules:

(a) "Employed recruit" means a law enforcement officer candidate who is employed by a recognized law enforcement agency and who is enrolled in an approved basic law enforcement training academy for the purpose of training in order to become eligible to be licensed as a law enforcement officer employed by the law enforcement agency.

(b) "Employing agency" means police departments, sheriff offices, the Michigan department of state police, or any law enforcement agency authorized and established pursuant to state statute.

(c) "Employment" means performing a service or labor as a law enforcement officer to a recognized law enforcement agency in exchange for monetary compensation at not less than the federal minimum wage established in the Fair Labor Standards Act of 1938, as amended; 29 U.S.C. §206.

(d) "Fully empowered law enforcement officer" means a law enforcement officer employed by a recognized law enforcement agency, who has full authority to enforce the general criminal laws of this state conferred by a sworn oath of office, and who is licensed by the commission.

(e) "General criminal laws" means laws that classify an action as a misdemeanor or felony punishable by fine or imprisonment and have general applicability as opposed to regulation of a particular class.

(f) "Law enforcement agency" or "agency" means an entity authorized and established pursuant to a state statute that conveys police authority of the state of Michigan to the entity. Police authority includes the responsibility for the prevention and detection of crime and the enforcement of the general criminal laws.

(g) "License" means the numbered certificate issued by the commission to an individual who has received certification as a law enforcement officer under the act, as provided in MCL 28.602.

(h) "Licensing examination" means the examination administered by the commission at the completion of the basic law enforcement training academy and the recognition of prior training and experience program to determine whether an individual has attained the minimum competencies required for licensing.

**R 28.14103 Definitions; M to Z.**

Rule 103. (1) As used in these rules:

(a) "MCOLES" means the Michigan commission on law enforcement standards.

(b) "MCOLES information and tracking network" means the commission's web-enabled information system for the licensing, reporting, and tracking of personnel and training records for Michigan law enforcement officers.

(c) "Other organization" means an agency which is not a political subdivision of the state and which operates a RECOGNIZED law enforcement agency ~~as a result of legislative authorization~~ AUTHORIZED AND ESTABLISHED PURSUANT TO STATE STATUTE.

(d) "Preservice recruit" means an individual who complies with the requirements of R 28.14315 and enrolls at his or her own expense in an approved regional basic law enforcement training academy and who is not employed by a law enforcement agency.

(e) "Preservice college recruit" means a person who is enrolled in a preservice college basic law enforcement training academy.

(f) "Recognized law enforcement agency" means a law enforcement agency, as verified by the commission, that may activate a person as a law enforcement officer under the act.

(g) "Recruit" means a student or trainee who is enrolled in a basic law enforcement training academy.

(2) The terms defined in the act have the same meanings when used in these rules.