



MCOLES

Michigan Commission on Law Enforcement Standards

Commission Resolution 2016-07
Resolution to Suspend the By-Laws Provisions Governing
Election of Chairperson and Vice-Chairperson

WHEREAS, § 6(2) of the MCOLES Act authorizes the Commission to establish its own procedures and requirements with respect to quorum, place and conduct of its meetings, and other matters; and,

WHEREAS, the Commission has adopted Article III, Section A. of its By-laws, requiring election of a Chairperson and Vice-Chairperson at a meeting in December of each year; and,

WHEREAS, the officer terms of the current Chairperson and Vice-chairperson will expire on December 31, 2016, creating vacancies in both offices, as provided in Article III, Section A. of the By-laws; and,

WHEREAS, Article III, Section A. 2. of the By-laws provides that the immediate past Chairperson can serve as Chairperson when the offices of Chairperson and Vice-chairperson are vacant; and,

WHEREAS, the Governor recently appointed new members to the Commission and 2016 PA 289 further requires that the Governor appoint additional members no later than 90 days after January 2, 2017 when the Act takes effect; and,

WHEREAS, the Commission may suspend operation of provisions of its By-laws under the authority of § 6(2) of the MCOLES Act; therefore:

BE IT RESOLVED that;

1. The Commission suspends operation of Article III, Section A. 1. of the By-laws requiring election of a Chairperson and Vice-chairperson in December 2016; and,
2. The Commission recognizes that, by operation of Article III, Section A. 2. of the By-laws, after December 31, 2016 current Chairperson Jerry Clayton in his capacity as the Immediate Past Chairperson shall continue to serve as Chairperson until such time as the entire newly-constituted Commission is appointed and serving and elects a new Chairperson and Vice-chairperson.

Unanimously adopted by the Michigan Commission on Law Enforcement Standards on November 2, 2016

Jerry Clayton, Chairperson