
**Michigan Commission on Law Enforcement Standards
Commission Meeting Minutes**

February 25, 2009

Bay Valley Resort & Conference Center, Bay City, Michigan

MCOLES MEMBERS PRESENT:

Mr. John Buczek, representing the Fraternal Order of Police
Sheriff James Bosscher, representing the Michigan Sheriffs' Association
Mr. Marty Bandemer, representing the Detroit Police Officers Association
Chief James Barren, Detroit Police Department
Professor Ron Bretz, representing the Criminal Defense Attorneys of Michigan
Mr. Thomas C. Cameron, representing Attorney General Mike Cox
Chief Richard Mattice, representing the Michigan Association of Chiefs of Police
Trooper Michael Moorman, representing the Michigan State Police Troopers Association
Chief Doreen Olko, representing the Michigan Association of Chiefs of Police
Sheriff Robert Pickell, representing the Michigan Sheriffs' Association
Mr. Fred Timpner, representing the Michigan Association of Police
Mr. Rich Weiler, representing the Police Officers Labor Council
Sheriff Gene Wriggelsworth, representing the Michigan Sheriffs' Association
Lt. Colonel Timothy Yungfer, representing Colonel Peter C. Munoz, Michigan State Police
Mr. Raymond Beach, Executive Director
Mr. John Szczubelek, Commission Counsel

COMMISSION MEMBERS EXCUSED:

Mr. Jim DeVries, representing the Police Officers Association of Michigan
Director Kurt Jones, representing the Michigan Association of Chiefs of Police
Mr. David Morse, representing the Prosecuting Attorneys Association of Michigan

COMMISSION STAFF PRESENT:

Ms. Cheryl Hartwell
Ms. Hermina Kramp
Mr. Gary Ruffini

Mr. David King
Mr. Dale Rothenberger
Mr. Patrick Hutting

GUESTS (signing in):

Lt. David LeValley, Detroit Police Department
Director Michael F. Metz, Macomb Community College
Director Mike Wiltse, Delta Community College
Ms. Debra Bayer, Oakland Community College

CALL TO ORDER:

The Commission meeting was called to order at 9:00 am by Chairman John Buczek at the Bay Valley Resort & Conference Center, in Bay City, Michigan.

INTRODUCTIONS:

Chair Buczek welcomed everyone to the meeting. He asked the Commission members to introduce themselves. Chairman Buczek then asked the audience to introduce themselves and the organizations that they were representing.

PUBLIC FORUM/COMMENT:

There was no public comment.

ATTORNEY'S REPORT:

Mr. Szczubelek stated that periodically he advises the Commission on individuals who voluntarily relinquish their law enforcement officer licenses in lieu of going through the revocation proceedings. Mr. Kevin Lockman who was formerly employed as a licensed officer through the Department of Natural Resources has sworn out a voluntary relinquishment affidavit as part of a plea agreement related to a charge of receiving and concealing stolen property in excess of \$20,000, which is a 10 year felony. He brings this matter to inform the Commission, there is no official action that is required on the Commission's part.

Mr. Szczubelek stated that Mr. Brandon McGraw filed suit against the Commission last year related to a color vision case. He filed a motion to dismiss in that matter in October. Oral arguments have taken place and no decision has been rendered as of this date.

ATTORNEY'S REPORT Continued:

An administrative appeal was filed by Mr. Gordon Evilsizor in St. Joseph County late last year. Briefs and a Motion to Dismiss have been filed. There was a hearing that was scheduled for this Friday morning and that is being rescheduled by the court. A decision should be forthcoming in the next couple of months.

A gentleman named Jeremy Lockwood filed suit against the Commission, the Governor, Chairman Buczek and Mr. Patrick Hutting. Mr. Lockwood swore out the Standards Compliance Verification Affidavit, which is an individual employee's, and agency's, verification to the Commission that an applicant meets all of the medical and non-medical standards for licensure. At the bottom of that form is a verification that is made by the applicant. It reads:

"I certify that the information listed above is true, accurate, and complete and this document constitutes an official statement within the purview of Michigan statutes and is subject to verification by any employing agency and/or the Michigan Commission on Law Enforcement Standards. I understand that a failure by me to fully disclose or correct information contained in this document constitutes misrepresentation or fraud as prohibited by MCL 28.609(b)(1)(d). Any such misrepresentation or fraud shall constitute grounds for a denial for entrance into training, dismissal from training, denial of license or revocation of licensure as a law enforcement officer in Michigan. I recognize that any misrepresentation on my part to obtain law enforcement licensing constitutes fraud and is punishable as a felony under MCL 28.609(b)(1), 750.218 and/or 750.248."

Despite the fact that Mr. Lockwood has never passed a color vision screening test or confirming test, he signed this verification. It was also signed by the Chief of Police at the Corunna Police Department, where he is currently employed. MCOLES found out that Mr. Lockwood did not meet the standard because the doctor who examined him called Mr. Patrick Hutting at MCOLES, otherwise the Commission probably would have not had known at this time. Ten percent of agencies are audited annually based on a random selection. These types of problems are normally identified immediately since the hiring agency or training director is required to advise the MCOLES when the individual failed to pass the test. This then triggers an immediate MCOLES investigation on a case by case basis to make a final determination about whether or not the individual should be licensed or trained.

A meeting was held with Mr. Lockwood last week to give him the opportunity to voluntarily relinquish his license rather than go through revocation. By that time he had retained counsel, and his attorney advised MCOLES that he will not relinquish his license. MCOLES advised the agencies that he works for in Maple Rapids and Corunna that he is

ATTORNEY'S REPORT Continued:

not employable because he does not meet those standards and they responded by filing suit. There is a hearing Friday morning in Clinton County, where he is asking for an injunction from the court to bar the Commission from pursuing license revocation. He is not asking that anyone be enjoined from pursuing criminal sanctions against him. Mr. Szczubelek will advise the Commission on any developments that result from Friday's hearing.

Questions were raised as to whether or not MCOLES should pursue criminal sanctions. Mr. Szczubelek explained that the Commission does not have the authority to do this, but he has an obligation as a member of the Michigan Bar, if he believes that it is warranted, to refer the matter to a prosecutor and in all probability that is what he will have to do. Mr. Szczubelek will confer with Mr. Tom Cameron and others at the Attorney General's Office to determine if this is a matter that they want to pursue.

Mr. Szczubelek stated that as the Commission's legal counsel as these legal matters move forward members may receive calls from these individuals or their legal representatives. Commissioners should advise these individuals to contact Mr. Szczubelek for information regarding any pending legal matters.

ADDITIONS/CHANGES TO THE AGENDA:

There was one addition to the agenda. There will be an Ethics Committee report by Chief Olko as the committee met last night.

CONSENT AGENDA:

There was no consent agenda.

ACCEPTANCE OF THE DECEMBER 10, 2008, COMMISSION MEETING MINUTES:

A **MOTION** was made by Sheriff Wriggelsworth and supported by Sheriff Pickell to accept the December 10, 2008, Commission Meeting minutes as written.

A **VOTE** was taken. The **MOTION** carried.

CHAIRMAN'S REPORT:

Chairman Buczek stated that MCOLES has had a couple of meetings at the Michigan Association of Chiefs of Police conference. He thanked commissioners who attended and participated in these meetings as it is important that the Commission attends these events to provide information to our constituents. Chairman Buczek stated that unfortunately he was unable to attend the meeting held specifically to discuss the 520 hour regular employment standard. Director Beach and staff did meet with individuals, who are opposing the new standard, to provide information and answer questions. Another meeting with the group has been set for March 11th. MCOLES has also been advised that Senator Cameron Brown will be holding a hearing one week prior to the March 11th meeting. In discussions with Senator Brown's office he had agreed to hold a hearing after the March 11th meeting, so the change in hearing dates is somewhat of a surprise and MCOLES will make contact with Senator Brown's office to get more information relative to the hearing. Chairman Buczek and Director Beach will attend the hearing and they have told Senator Brown that they are more than willing to sit down and discuss implementation.

Chairman Buczek stated that he has distributed a new committee assignment sheet to the membership. There are three committees that, upon completion of their work, will be dissolved once the Commission receives their recommendations. These committees are the Regular Employment Committee completed its work with the approval of the 520 hour regular employment standard; the Training Delivery System Review Committee, which will schedule a meeting prior to the next Commission meeting; and the Ethics Committee which will meet to discuss the proposed ethics language for the codification of Public Act 203/302 effort.

A new standing committee is being created to be chaired by Commissioner Olko. The committee will be responsible for providing guidance to the staff on development and implementation of the Commission's directives and initiatives. This committee will be a standing committee and the first issue they will be working with is the implementation of the 520 hour regular employment standard.

Chairman Buczek stated that MCOLES has received some information on the federal stimulus package. There is money available, exactly how much money and how to apply for the funds is still developing. Unfortunately, the application process has not been completed yet by the federal government. Chairman Buczek asked the Commissioners to advise their disciplines to watch this developing information very closely so that they may apply for funding when the application process is complete in the very near future.

CHAIRMAN'S REPORT Continued:

Chairman Buczek stated that there have been changes to the COPS program. Retention of police officers was added. The first language prohibited using the funds for new hires, but you can now use it to retain officers. The 25% match requirement was removed; unfortunately agencies will have to pick up the funding for the fourth year at 100%. However, this may still be a way to get more officers back on the job.

Mr. Beach stated that MCOLES is monitoring the stimulus package and copies of two documents that refer to the stimulus package have been provided to the Commission. He stated that current information is that the grants will be filed electronically in a competitive fashion. Information also indicates that decisions should be made sometime in March. Staff will continue to monitor this process and will keep members updated as things progress.

Chairman Buczek stated that as of Monday, February 23rd, Michigan has lost another 38 positions since the last Commission meeting report. We are currently down 1836 law enforcement positions in the state of Michigan since September 11, 2001.

EXECUTIVE DIRECTOR'S REPORT:

Mr. Beach stated that he would be reporting on just a few matters as follow-up to his bi-weekly Executive Briefings that he has been providing to the Commission.

Commission Appointments – As of yesterday, notice was received from the Governor's office announcing the new appointments and reappointments to the Commission have been filed. Of special note is that the appointments go this way: Mr. Timpner is appointed to a term of one year, his term will expire in November of 2009; Mr. Weiler's term will expire in November 2010. These terms were built into the Executive Order so that each year the Commission will have five positions being reappointed each year. The re-appointments are for 4 year terms and involve members: Mr. Jim DeVries, Director Kurt Jones, Sheriff Robert Pickell, and Mr. Marty Bandemer. Each of their terms will expire in November 2012. The 2009 reappointments to the Commission involve members: Mr. Fred Timpner, Chief Richard Mattice, Trooper Mike Moorman, Sheriff Gene Wriggelsworth, and Mr. John Buczek.

Michigan Justice Training Competitive Grant Award Update – On December 10th the Commission awarded \$3,258,912 to 52 successful grant applicants. There were 52 grant contracts issued with 37 of these contracts having been executed to date. There are 15 contracts from five grantees remaining to be executed involving \$432,927 of the December awards. The 2009 grant contracts must be returned to the Commission by no later than March 2nd for execution.

EXECUTIVE DIRECTOR'S REPORT Continued:

National Highway Traffic Safety Administration (NHTSA) Instructor Training - MCOLES recently hosted a federal instructor training course for all primary emergency vehicle operations instructors from our training delivery system. This initiative is in partnership with the National Highway Traffic Safety Administration, the National Sheriffs Association, the International Association of Chiefs of Police, the National Fraternal Order of Police, the National Organization of Black Law Enforcement Executives, and the International Association of Directors of Law Enforcement Standards and Training. There were 45 instructors from our delivery system who were trained in the train-the-trainer type program. In March, Michigan will host a meeting of the NHTSA Steering Committee for this project, after which MCOLES will bring together the Michigan instructors to develop the program specifically for Michigan. The plan is to make pursuit workshops available throughout Michigan to bring a better awareness to the area of emergency vehicle operations, specifically pursuit.

Active Duty Firearms Standard – The Active Duty Firearms Standard is in full implementation for 2009. MCOLES staff continues to work with agencies around the state in an educational effort on how to implement the MCOLES Active Duty Firearms Standard. Training sessions are currently scheduled for Kirtland Community College on March 19th with 50 attendees from 25 agencies from the northern Michigan area. Another training session is planned with investigators from the Attorney General's Office on March 24th. MCOLES is working to have the standard and the resource documents that accompany the standard developed into a concise single document for distribution similar to the document containing PA 203 and the MCOLES Rules.

Academy Openings and Advisory Board Activities – The spring academy sessions are now beginning. All academies have opened with reduced numbers. MCOLES has five programs that will not be running an academy, they are: the Department of Natural Resources, Michigan State Police, Wayne County Sheriff, Flint Police Department and the Detroit Police Department. A few programs are looking at canceling their fall programs due to the reduced demand. MCOLES is working with the academy delivery system to try to coordinate the offerings to coincide with hiring needs of the field.

Revised Commission Meeting Schedule – A revised Commission meeting schedule has been provided to the membership. The new schedule reflects that the April meeting has been moved to Gaylord from Marquette due to budget considerations. The meeting will be co-hosted by Training Director Jerry Boerema at Kirtland Community College and the Chief of Police at Gaylord who has just opened a new building that he is allowing us to use. The balance of the schedule remains the same.

EXECUTIVE DIRECTOR'S REPORT Continued:

Grant Contract Adjustments and Special Use Requests – Director Beach explained that the Commissioners were provided with the listing of Grant Contract Adjustments and Special Use Requests submitted to the Commission since his last report. If there are any questions or concerns, he would be happy to address them.

COMMITTEE REPORTS:

Ethics Committee – Chief Olko stated that the committee met last night along with the new Commission members to discuss the ethics language for the codification of Public Acts 203 and 302. After lengthy discussion, it became clear that the new members had not had enough time to review the language. Therefore, the committee has decided to postpone any potential action on the ethics language until the committee meets again in the very near future and the new members have an opportunity to discuss any issues that they may have.

Legislative Committee – Sheriff Bosscher stated that the Legislative Committee met yesterday. The MCOLES 2009 Legislative Priorities were reviewed and approved to be forwarded to the Commission. Sheriff Bosscher stated that the recommended Commission Legislative Priorities for 2009 are: dedicated funding, codification of Public Acts 203 and 302, and modernization of the public safety death and education benefit programs. He further explained that changes involving Public Act 330 were originally on the list; however, after discussions in the committee, it looks like the Department of State Police will pursue the possibility of transferring this responsibility to another state agency. The Legislative Committee approved the 2009 Legislative Priorities for presentation to the Commission for formal adoption.

A **MOTION** was made by Sheriff Bosscher and supported by Lt. Colonel Yungfer to adopt the 2009 legislative priorities as presented by the Legislative Committee.

A **VOTE** was taken. The **MOTION** carried.

Sheriff Bosscher stated that the committee also discussed ethics language and he understands that this item is being moved back to the Ethics Committee for further consideration. Mr. King also gave a presentation on the implementation of the Law Enforcement Officer Safety Act.

NEW BUSINESS:

Recognition of Mr. William Dennis – Chairman Buczek stated that it is his pleasure to recognize Mr. William Dennis from the Attorney General's Office for his 23 years of service to the Commission and the law enforcement discipline. A resolution recognizing his 23 years of service to the Commission was read and presented to Mr. William Dennis.

A **MOTION** was made by Sheriff Wriggelsworth and supported by Mr. Cameron to adopt the resolution recognizing Mr. William Dennis' 23 years of service to the Michigan Commission on Law Enforcement Standards and the criminal justice community.

A **VOTE** was taken. The **MOTION** carried unanimously.

On behalf of the Commission and staff, Mr. Beach presented Mr. Dennis with a plaque in honor of his outstanding service and leadership.

Mr. Dennis stated that it is amazing how time flies when you are having fun. Although there were times when it was very challenging, his service was always very rewarding. He thanked the Attorney Generals who had enough faith in him to appoint him as their designee. Mr. Dennis thanked Director Beach and his professional staff, without them this Commission could not operate as it has. Their work has been exemplary. He thanked everyone for their support.

Public Safety Officer Benefit Resolution for Officer Samborski – Chairman Buczek read a resolution recognizing the law enforcement service of fallen Officer Mason J. Samborski of the Oak Park Department of Public Safety.

A **MOTION** was made by Trooper Moorman and supported by Mr. Weiler to adopt the resolution recognizing Officer Mason J. Samborski's four years of service to the law enforcement community.

A **VOTE** was taken. The **MOTION** carried unanimously.

Public Safety Officer Benefit Resolution for Firefighter Harris – Chairman Buczek read a resolution to honor the service of fallen Firefighter Walter P. Harris of the Detroit Fire Department.

A **MOTION** was made by Mr. Bandemer and supported by Trooper Moorman to adopt the resolution recognizing the 17 years of firefighting service of Walter P. Harris.

A **VOTE** was taken. The **MOTION** carried unanimously.

NEW BUSINESS Continued:

Revocations – Mr. Szczubelek presented the following case recommending the Commission consider the proofs, finding of facts, and conclusions of law found in the “Proposal for Decision” issued by Administrative Law Judge Michael Zimmer.

Jennifer Nicole Reynolds – Ms. Reynolds was convicted by a jury of one (1) count of Insurance Fraud – Conspiracies (MCL 500.4511(2)) and one count of Insurance Fraud Acts (MCL 500.4511(1)). Ms. Reynolds’ conviction was issued and entered on January 15, 2008.

A **MOTION** was made by Mr. Bretz and supported by Sheriff Bosscher to accept the Proposal for Decision of the Administrative Law Judge and revoke the law enforcement license of Ms. Jennifer Nicole Reynolds.

A **VOTE** was taken. The **MOTION** carried.

Fiscal Year 2010 Governor’s Recommended Budget – Mr. Beach explained that while the budget does involve cuts to the MCOLES budget, for the most part the MCOLES proposed budget remains a maintenance budget. Mr. Beach stated that since Ms. Kramp will be taking responsibility for MCOLES budget development and tracking upon Dale’s retirement, he asked that she provide the Commission with more detail.

Ms. Kramp outlined the Governor’s Executive Budget that was presented on February 12th by State Budget Director Emerson. There is a reduction in the Commission’s general fund (GF) line. There is \$157,300 reduction in payroll and a \$92,700 reduction in the non-payroll GF line. There is also a small increase in the general fund for economics, which would cover a one percent salary increase should it go into effect on October 1, 2009. The MCOLES position strength as outlined on page 2 remains the same, however the funding that was taken was from the MCOLES GF line cut the funding of the three vacant positions that MCOLES has at this time. The \$100,000 that MCOLES has been receiving as an interdepartmental grant from the Department of Corrections remains in the Governor’s recommended budget for the mental health training. In addition, the \$175,000 from the Department of Justice to support the STOP grant training also remains. Ms. Kramp stated that this is just the first stage of the budget development process. The first hearing on the proposed FY 2010 budget was held last week in the Senate Appropriations Committee. Ms. Kramp said that she will continue to keep the Commission updated as the budget development progresses.

Revision to Commission Bylaws – Mr. Szczubelek explained that in the last year or so, MCOLES has had two Executive Orders that changed the composition of the Commission

NEW BUSINESS Continued:

and this has had some impact on the bylaws language concerning the composition of the standing and special committees. The changes that are being proposed would revise the language in the provision dealing with the Executive Committee, establishing the Chair, Vice Chair and immediate past Chair as permanent members and authorizing the Chair of the Commission to appoint additional members with a maximum of seven.

The recommended changes would also correct an error that gave ad hoc committee members who are not members of the Commission Commissioner voting rights. As formerly written the bylaws authorized people who were not Commission members to participate in these ad hoc committees and have the same authority as a Commissioner. People who are not members of the Commission can still participate, but would not have the same full voting privileges to move things out of committee.

A **MOTION** was made by Sheriff Pickell and supported by Chief Olko to amend the Commission's bylaws to incorporate the changes outlined by Mr. Szczubelek.

A **VOTE** was taken. The **MOTION** carried.

Doing Business with MCOLES Workshops – Ms. Kramp stated that staff is planning workshops to outline to the field a number of MCOLES programs and initiatives. MCOLES has made a number of changes recently and has not gone back into the field to provide detailed information on these changes. MCOLES has received requests from the field asking for these workshops due to agency personnel changes in a number of MCOLES areas. It is anticipated that the morning session will be geared toward administrators to enable Commissioners to interact with agency leadership. The second part of the morning session will also consist of a number of specific educational components for new administrators and executive personnel on programs such as the Law Enforcement Distribution Annual Registration, Active Duty Firearms Standard, and other services provided by MCOLES. MCOLES will also provide an afternoon training with respect to the MCOLES Information and Tracking Network for new operators in areas where it is requested. There has been a good amount of turnover of personnel in MCOLES network operators. Staff is looking at planning workshops around the state and will develop handout materials. It is anticipated that these workshops will take place in late spring. If there are additional topics that Commissioners would like to see included in these workshops, members should contact Ms. Kramp.

NEW BUSINESS Continued:

LEOSA/HB4611 – Mr. Rothenberger stated that in 2004 the Law Enforcement Officer Safety Act became law at the federal level and requires that officers who want to carry a concealed weapon across state lines must meet the active duty firearms standard of their resident state. In order to implement this requirement, the Commission adopted the Active Duty Firearms Standard, which is now mandatory for all active duty officers. Public Act 537 of 2008, (formerly known as HB4611) has been passed and will take effect on March 31, 2009. Commissioners have been provided with all the information outlining the process a retired officer will have to complete to meet the requirements of the Michigan law.

A retiree would have to submit an application to MCOLES. All the application information and documentation will be available on the MCOLES web site. They will have to attest that they have retired in good standing, not due to a mental instability, and have an aggregate of 15 years of service as a licensed law enforcement officer, and that the agency authorizes MCOLES to distribute the retirement identification. A complete set of instructions and background information will also be available on the web site which will include a standard letter outlining the individual's employment with the respective agency. Applicants will have to have a live scan fingerprinting completed in order to submit a complete application package. The information on the live scan results will be emailed to MCOLES and will be matched with their application. MCOLES will then notify test sites when all application requirements have been met that the individual meets all the requirements. The individuals will then be completing the MCOLES Active Duty Firearms Standard and complete a written test upon completion of the training. The test centers will provide MCOLES with testing results and MCOLES will then issue the identification. Mr. Rothenberger provided a sample of the identification card for review.

Mr. Rothenberger explained the differences between Michigan's Concealed Pistol License and the LEOSA certification, including the right to carry in a pistol free zone as well as differences in the training requirements and re-qualification requirements. MCOLES is unsure as to how many retired officers will want to participate in this program. Mr. Rothenberger explained that a Michigan law enforcement agency can administer this program to their retirees if they choose to do so. He further stated that this is not a simple process and it has expenses related to its completion. MCOLES has worked with potential training/testing administration sites in an attempt to keep costs as low as possible. This effort is also being coordinated with LEIN Field Services.

A **MOTION** was made by Sheriff Bosscher and supported by Sheriff Pickell to adopt the implementation process, and fees for implementation of PA 537 of 2008.

A **VOTE** was taken. The **MOTION** carried.

NEW BUSINESS Continued:

Southeastern Michigan Educational Consortium Presentation – Director Mike Metz, Macomb Community College Public Service Institute and Ms. Deborah Bayer, Director of the Oakland Community College Crest Center provided a presentation to the Commission on the structure and resources of the Southeastern Michigan Educational Consortium.

There are eight community colleges that make up the consortium. Of these colleges, five have police academies, five have fire academies, and a couple of them have major Emergency Medical Services programs, some with physical sites, and others with advanced programs. A certificate was created that identifies all entities involved in the consortium and these certificates are given to all trainees completing training through the consortium. The consortium has hired a coordinator who works for all eight colleges. The first training courses began in 2007. Director Bayer provided a detailed PowerPoint presentation that outlined how the consortium began and the trainings that have taken place to date. At the conclusion of the presentation, Commissioners who have not visited the various training locations of the consortium were invited to make a visit.

Director Beach commended Directors Metz and Bayer for their outstanding efforts in the area of first responder training. He stated that the sharing and consistency of information and training is critical and is the future for first responders.

OLD BUSINESS:

2009 Annual Registration Update – Mr. Ruffini stated that the 2009 Annual Registration is underway and 409 departments have registered, which is approximately seventy percent. The window for registration will be open for another week and notices have been sent to agencies that have not yet registered. He further stated that updated information will be provided at the April meeting.

MCOLES 2008-2013 Strategic Plan Update – Mr. Rothenberger provide all Commissioners with the final printed copy of the MCOLES 2009-2013 Strategic Plan. He explained the document outlines the Commission's plan for the next five years. Mr. Rothenberger explained each of the Commission's goals that can be found on page six of the document.

Mr. Rothenberger stated this would be his last presentation to the Commission as he will be retiring from MCOLES effective Friday, March 27, 2009. He thanked the Commission for the opportunity to work with them over the years toward the goal of increasing the level of professionalism in law enforcement.

OLD BUSINESS Continued:

Revision of Public Acts 203/302 – Mr. Szczubelek stated there are 30 different sections which have proposed revisions to the MCOLES act as it has been consolidated through Executive Order from 2001 to present. Of those 30, there is a very solid consensus as to 25 sections. Ones for which there remains the need for discussion are in relation to section 609(b) dealing with revocation and suspension along with the four new sections dealing with background investigations and disclosure of background information. These matters are continuing to be discussed in the Ethics Committee and it is the Chair's wish rather than moving the 25 sections out first to the next step, to wait until we have some resolution on the remaining five sections.

Chairman Buczek stated that he did not see a need to proceed with this effort in a piece-meal fashion. He would like to see the package move forward as a complete package, hopefully at the April meeting.

Mr. Szczubelek stated that the next step is to refer it to the Governor's Office, where it will be reviewed for budgetary and policy considerations and if it makes it through that step it will be referred to Representative Mark Meadows, who is now Chair of the House Judiciary Committee. After review by the Legislative Services Bureau he would introduce the package in the legislature.

Chairman Buczek stated that there have been a number of discussions with Representative Meadows to date relative to this effort.

MISCELLANEOUS:

There were no miscellaneous items.

PUBLIC COMMENT:

There was no public comment.

NEXT MEETING:

Date: Wednesday, April 22, 2009 – Commission Meeting


Location: Gaylord, Michigan - Co-hosted by the Gaylord Police Department and
Kirtland Community College

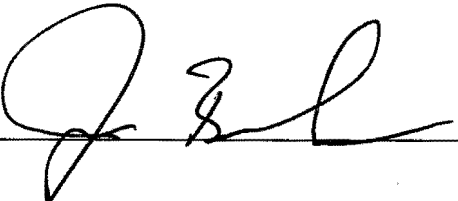
ADJOURNMENT:

A **MOTION** was made by Lt. Colonel Yungfer and supported by Chief Mattice to adjourn the meeting.

A **VOTE** was taken. The **MOTION** carried.

The meeting was adjourned at 12:12 pm.

APPROVED BY  ON 4/22/09

WITNESSED BY  ON 4-22-09