



MCOLES
Michigan Commission on Law Enforcement Standards

***Commission Resolution 2012-06
Resolution to Seek Rescission of MCOLES Rule 28.14965***

WHEREAS, MCOLES Administrative Rule 28.14965 and other rules were adopted in 2005 for the purpose of effectuating the Public Safety Officers Benefit Act, MCL 28.631 et seq.; and

WHEREAS, Rule 28.14965 grants an evidentiary hearing to PSOB claimants who have been advised they are not eligible for an award; and

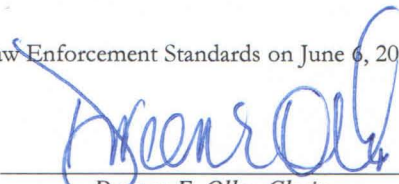
WHEREAS, considerations of due process do not, as a matter of law, require the Commission to grant an evidentiary hearing to PSOB claimants who have been advised they are not eligible for an award; and

WHEREAS, PSOB claimants who have been advised they are not eligible for an award may avail themselves of other avenues of due process; and

WHEREAS, the Commission incurs substantial costs associated with evidentiary hearings, then

THEREFORE, BE IT RESOLVED, that the Michigan Commission on Law Enforcement Standards directs the Executive Director, Staff, and Commission Legal Counsel to seek rescission of MCOLES Administrative Rule 28.14965.

Adopted by the Michigan Commission on Law Enforcement Standards on June 6, 2012.



Doreen E. Olko, Chair