

# HOUSE BILL NO. 5133

June 24, 2021, Introduced by Rep. Posthumus and referred to the Committee on Government Operations.

A bill to amend 1965 PA 203, entitled "Michigan commission on law enforcement standards act," by amending sections 9 and 9b (MCL 28.609 and 28.609b), as amended by 2018 PA 552.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1           Sec. 9. (1) This section applies to all law enforcement  
2 officers except individuals to whom sections 9a, 9b, 9c, and 9d  
3 apply. Employment of law enforcement officers to whom this section  
4 applies is subject to the licensing requirements and procedures of

1 this section and section 9e. An individual who seeks admission to a  
2 preservice college basic law enforcement training academy or a  
3 regional basic law enforcement training academy or the recognition  
4 of prior basic law enforcement training and experience program for  
5 purposes of licensure under this section shall submit to  
6 fingerprinting as provided in section 11(3).

7 (2) The commission shall promulgate rules governing licensing  
8 standards and procedures for individuals licensed under this  
9 section. In promulgating the rules, the commission shall give  
10 consideration to the varying factors and special requirements of  
11 law enforcement agencies. Rules promulgated under this subsection  
12 must pertain to the following:

13 (a) Subject to section 9e, training requirements that may be  
14 met by completing either of the following:

15 (i) Preenrollment requirements, courses of study, attendance  
16 requirements, and instructional hours at an agency basic law  
17 enforcement training academy, a preservice college basic law  
18 enforcement training academy, or a regional basic law enforcement  
19 training academy.

20 (ii) The recognition of prior basic law enforcement training  
21 and experience program for granting a waiver from the licensing  
22 standard specified in subparagraph (i).

23 (b) Proficiency on a licensing examination administered after  
24 compliance with the licensing standard specified in subdivision

25 (a).

26 (c) Physical ability.

27 (d) Psychological fitness.

28 (e) Education.

29 (f) Reading and writing proficiency.

1 (g) Minimum age.

2 (h) Whether or not a valid operator's or chauffeur's license  
3 is required for licensure.

4 (i) Character fitness, as determined by a background  
5 investigation supported by a written authorization and release  
6 executed by the individual for whom licensure is sought.

7 (j) Whether or not United States citizenship is required for  
8 licensure.

9 (k) Employment as a law enforcement officer.

10 (l) The form and manner for execution of a written oath of  
11 office by a law enforcement agency with whom the individual is  
12 employed, and the content of the written oath conferring authority  
13 to act with all of the law enforcement authority described in the  
14 laws of this state under which the individual is employed.

15 (m) The ability to be licensed and employed as a law  
16 enforcement officer under this section, without a restriction  
17 otherwise imposed by law.

18 (3) The licensure process under this section must follow the  
19 following procedures:

20 (a) Before executing the oath of office, an employing law  
21 enforcement agency verifies that the individual to whom the oath is  
22 to be administered complies with licensing standards.

23 (b) A law enforcement agency employing an individual licensed  
24 under this section authorizes the individual to exercise the law  
25 enforcement authority described in the laws of this state under  
26 which the individual is employed, by executing a written oath of  
27 office.

28 (c) Not more than 10 calendar days after executing the oath of  
29 office, the employing law enforcement agency shall attest in

1 writing to the commission that the individual to whom the oath was  
2 administered satisfies the licensing standards by submitting an  
3 executed affidavit and a copy of the executed oath of office.

4 (4) If, upon reviewing the executed affidavit and executed  
5 oath of office, the commission determines that the individual  
6 complies with the licensing standards, the commission shall grant  
7 the individual a license.

8 (5) If, upon reviewing the executed affidavit and executed  
9 oath of office, the commission determines that the individual does  
10 not comply with the licensing standards, the commission may do any  
11 of the following:

12 (a) Supervise the remediation of errors or omissions in the  
13 affidavit and oath of office.

14 (b) Supervise the remediation of errors or omissions in the  
15 screening, procedures, examinations, testing, and other means used  
16 to verify compliance with the licensing standards.

17 (c) Supervise additional screening, procedures, examinations,  
18 testing, and other means used to determine compliance with the  
19 licensing standards.

20 (d) Deny the issuance of a license and inform the employing  
21 law enforcement agency.

22 (6) Upon being informed that the commission has denied  
23 issuance of a license, the employing law enforcement agency shall  
24 promptly inform the individual whose licensure was denied.

25 (7) An individual denied a license under this section shall  
26 not exercise the law enforcement authority described in the laws of  
27 this state under which the individual is employed. This subsection  
28 does not divest the individual of that authority until the  
29 individual has been informed that his or her licensure was denied.

1           (8) A law enforcement agency that has administered an oath of  
2 office to an individual under this section shall do all of the  
3 following, with respect to that individual:

4           (a) Report to the commission all personnel transactions  
5 affecting employment status in a manner prescribed in rules  
6 promulgated by the commission.

7           (b) Report to the commission concerning any action taken by  
8 the employing agency that removes the authority conferred by the  
9 oath of office, or that restores the individual's authority to that  
10 conferred by the oath of office, in a manner prescribed in rules  
11 promulgated by the commission.

12           (c) Maintain an employment history record.

13           (d) Collect, verify, and maintain documentation establishing  
14 that the individual complies with the licensing standards.

15           (9) An individual licensed under this section shall report all  
16 of the following to the commission:

17           (a) Criminal charges for offenses for which that individual's  
18 license may be revoked as described in this section, upon being  
19 informed of such charges, in a manner prescribed in rules  
20 promulgated by the commission.

21           (b) The imposition of a personal protection order against that  
22 individual after a judicial hearing under section 2950 or 2950a of  
23 the revised judicature act of 1961, 1961 PA 236, MCL 600.2950 and  
24 600.2950a, or under the laws of any other jurisdiction, upon being  
25 informed of the imposition of such an order, in a manner prescribed  
26 in rules promulgated by the commission.

27           (10) A license issued under this section is rendered inactive,  
28 and may be reactivated, as follows:

29           (a) A license is rendered inactive if 1 or more of the

1 following occur:

2 (i) An individual, having been employed as a law enforcement  
3 officer for ~~fewer than 2,080 hours in aggregate,~~ **less than 1 year,**  
4 is thereafter continuously not employed as a law enforcement  
5 officer for less than 1 year.

6 (ii) An individual, having been employed as a law enforcement  
7 officer for ~~fewer than 2,080 hours in aggregate,~~ **less than 1 year,**  
8 is thereafter continuously subjected to a removal of the authority  
9 conferred by the oath of office for less than 1 year.

10 (iii) An individual, having been employed as a law enforcement  
11 officer for ~~2,080 hours or longer in aggregate,~~ **1 year or more but**  
12 **less than 2 years,** is thereafter continuously not employed as a law  
13 enforcement officer for less than 2 years.

14 (iv) An individual, having been employed as a law enforcement  
15 officer for ~~2,080 hours or longer in aggregate,~~ **1 year or more but**  
16 **less than 2 years,** is continuously subjected to a removal of the  
17 authority conferred by the oath of office for less than 2 years.

18 (v) **An individual, having been employed as a law enforcement**  
19 **officer for 2 years or more but less than 10 years, is thereafter**  
20 **continuously not employed as a law enforcement officer for more**  
21 **than 5 years.**

22 (vi) **An individual, having been employed as a law enforcement**  
23 **officer for 2 years or more but less than 10 years, is thereafter**  
24 **continuously subjected to a removal of the authority conferred by**  
25 **the oath of office for more than 5 years.**

26 (b) ~~An~~ **Except as otherwise provided in subdivision (c), an**  
27 **employing law enforcement agency may reactivate a license rendered**  
28 **inactive by complying with the licensure procedures described in**  
29 **subsection (3), excluding verification of and attestation to**

1 compliance with the licensing standards described in subsection  
2 (2)(a) to (g).

3       **(c) Notwithstanding subdivision (b), if an individual**  
4 **described under subdivision (a) (iii) to (vi) submits a written request**  
5 **to an employing law enforcement agency to waive compliance with the**  
6 **licensure procedures described in subsection (3), excluding**  
7 **verification of and attestation to compliance with the licensing**  
8 **standards described in subsection (2)(a) to (g), the employing law**  
9 **enforcement agency may grant the request and reactivate the**  
10 **individual's license.**

11       **(d) ~~(e)~~—**A license that has been reactivated under this section  
12 is valid for all purposes described in this act.

13       (11) A license issued under this section is rendered lapsed,  
14 without barring further licensure under this act, if 1 or more of  
15 the following occur:

16       (a) An individual, having been employed as a law enforcement  
17 officer for fewer than 2,080 hours in aggregate, is thereafter  
18 continuously not employed as a law enforcement officer for 1 year.

19       (b) An individual, having been employed as a law enforcement  
20 officer for fewer than 2,080 hours in aggregate, is thereafter  
21 continuously subjected to a removal of the authority conferred by  
22 the oath of office for 1 year.

23       (c) An individual, having been employed as a law enforcement  
24 officer for 2,080 hours or longer in aggregate, is thereafter  
25 continuously not employed as a law enforcement officer for 2 years.

26       (d) An individual, having been employed as a law enforcement  
27 officer for 2,080 hours or longer in aggregate, is continuously  
28 subjected to a removal of the authority conferred by the oath of  
29 office for 2 years.

1           (12) The commission shall revoke a license granted under this  
2 section for any of the following circumstances and shall promulgate  
3 rules governing revocations under this subsection:

4           (a) The individual obtained the license by making a materially  
5 false oral or written statement or committing fraud in an  
6 affidavit, disclosure, or application to a law enforcement training  
7 academy, the commission, or a law enforcement agency at any stage  
8 of recruitment, selection, appointment, enrollment, training, or  
9 licensure application.

10           (b) The individual obtained the license because another  
11 individual made a materially false oral or written statement or  
12 committed fraud in an affidavit, disclosure, or application to a  
13 law enforcement training academy, the commission, or a law  
14 enforcement agency at any stage of recruitment, selection,  
15 appointment, enrollment, training, or licensure application.

16           (c) The individual has been subjected to an adjudication of  
17 guilt for a violation or attempted violation of a penal law of this  
18 state or another jurisdiction that is punishable by imprisonment  
19 for more than 1 year.

20           (d) The individual has been subjected to an adjudication of  
21 guilt for violation or attempted violation of 1 or more of the  
22 following penal laws of this state or laws of another jurisdiction  
23 substantially corresponding to the penal laws of this state:

24           (i) Section 625(1) or (8) of the Michigan vehicle code, 1949 PA  
25 300, MCL 257.625, if the individual has a prior conviction, as that  
26 term is defined in section 625(25)(b) of the Michigan vehicle code,  
27 1949 PA 300, MCL 257.625, that occurred within 7 years of the  
28 adjudication as described in section 625(9)(b) of the Michigan  
29 vehicle code, 1949 PA 300, MCL 257.625.



1           (ii) Section 7403(2)(c) or 7404(2)(a), (b), or (c) of the  
2 public health code, 1978 PA 368, MCL 333.7403 and 333.7404.

3           (iii) Section 81(4) or 81a or a misdemeanor violation of section  
4 411h of the Michigan penal code, 1931 PA 328, MCL 750.81, 750.81a,  
5 and 750.411h.

6           (13) The following procedures and requirements apply to  
7 license revocation under this section:

8           (a) The commission shall initiate license revocation  
9 proceedings, including, but not limited to, the issuance of an  
10 order of summary suspension and notice of intent to revoke, upon  
11 obtaining notice of facts warranting license revocation.

12           (b) A hearing for license revocation must be conducted as a  
13 contested case under the administrative procedures act of 1969,  
14 1969 PA 306, MCL 24.201 to 24.328.

15           (c) In lieu of participating in a contested case, an  
16 individual may voluntarily and permanently relinquish his or her  
17 law enforcement officer license by executing before a notary public  
18 an affidavit of license relinquishment prescribed by the  
19 commission.

20           (d) The commission need not delay or abate license revocation  
21 proceedings based on an adjudication of guilt if an appeal is taken  
22 from the adjudication of guilt.

23           (e) If the commission issues a final decision or order to  
24 revoke a license, that decision or order is subject to judicial  
25 review as provided in the administrative procedures act of 1969,  
26 1969 PA 306, MCL 24.201 to 24.328. A summary suspension described  
27 in this section is not a final decision or order for purposes of  
28 judicial review.

29           (14) An individual licensed under this section shall not

1 exercise the law enforcement authority described in the laws of  
2 this state under which the individual is employed if any of the  
3 following occur:

4 (a) The individual's license is rendered void by a court order  
5 or other operation of law.

6 (b) The individual's license is revoked.

7 (c) The individual's license is rendered inactive.

8 (d) The individual's license is rendered lapsed.

9 Sec. 9b. (1) This section applies only to individuals who are  
10 employed as Michigan tribal law enforcement officers in this state  
11 and are subject to a written instrument authorizing them to enforce  
12 the laws of this state. Conferring authority to enforce the laws of  
13 this state to law enforcement officers to whom this section applies  
14 is subject to the licensing requirements and procedures of this  
15 section and section 9e. An individual who seeks admission to a  
16 preservice college basic law enforcement training academy or a  
17 regional basic law enforcement training academy or the recognition  
18 of prior basic law enforcement training and experience program for  
19 purposes of licensure under this section shall submit to  
20 fingerprinting as provided in section 11(3).

21 (2) The commission shall promulgate rules governing licensing  
22 standards and procedures, pertaining to the following:

23 (a) Subject to section 9e, training requirements that may be  
24 met by completing either of the following:

25 (i) Preenrollment requirements, courses of study, attendance  
26 requirements, and instructional hours at an agency basic law  
27 enforcement training academy, a preservice college basic law  
28 enforcement training academy, or a regional basic law enforcement  
29 training academy.

1           (ii) The recognition of prior basic law enforcement training  
2 and experience program for granting a waiver from the licensing  
3 standard specified in subparagraph (i).

4           (b) Proficiency on a licensing examination administered after  
5 compliance with the licensing standard specified in subdivision  
6 (a).

7           (c) Physical ability.

8           (d) Psychological fitness.

9           (e) Education.

10          (f) Reading and writing proficiency.

11          (g) Minimum age.

12          (h) Whether or not a valid operator's or chauffeur's license  
13 is required for licensure.

14          (i) Character fitness, as determined by a background  
15 investigation supported by a written authorization and release  
16 executed by the individual for whom licensure is sought.

17          (j) Whether or not United States citizenship is required for  
18 licensure.

19          (k) Employment as a Michigan tribal law enforcement officer.

20          (l) The form and manner for execution of a written instrument  
21 conferring authority upon the individual to enforce the laws of  
22 this state, consisting of any of the following:

23           (i) Deputation by a sheriff of this state, conferring authority  
24 upon the individual to enforce the laws of this state.

25           (ii) Appointment as a law enforcement officer by a law  
26 enforcement agency, conferring authority upon the individual to  
27 enforce the laws of this state.

28           (iii) Execution of a written agreement between the Michigan  
29 tribal law enforcement agency with whom the individual is employed

1 and a law enforcement agency, conferring authority upon the  
2 individual to enforce the laws of this state.

3 (iv) Execution of a written agreement between this state, or a  
4 subdivision of this state, and the United States, conferring  
5 authority upon the individual to enforce the laws of this state.

6 (m) The ability to be licensed and employed as a law  
7 enforcement officer under this section, without a restriction  
8 otherwise imposed by law.

9 (3) The licensure process under this section must follow the  
10 following procedures:

11 (a) A law enforcement agency or other governmental agency  
12 conferring authority upon a Michigan tribal law enforcement officer  
13 as provided in this section shall confer the authority to enforce  
14 the laws of this state by executing a written instrument as  
15 provided in this section.

16 (b) Before executing the written instrument, a law enforcement  
17 agency or other governmental agency shall verify that the  
18 individual complies with the licensing standards.

19 (c) Not more than 10 calendar days after the effective date of  
20 the written instrument, the law enforcement agency or other  
21 governmental agency executing the written instrument shall attest  
22 in writing to the commission that the individual to whom the  
23 authority was conferred satisfies the licensing standards, by  
24 submitting an executed affidavit and a copy of the written  
25 instrument.

26 (4) If, upon reviewing the executed affidavit and the written  
27 instrument, the commission determines that the individual complies  
28 with the licensing standards, the commission shall grant the  
29 individual a license.

1 (5) If, upon reviewing the executed affidavit and the written  
2 instrument, the commission determines that the individual does not  
3 comply with the licensing standards, the commission may do any of  
4 the following:

5 (a) Supervise the remediation of errors or omissions in the  
6 affidavit and oath of office.

7 (b) Supervise the remediation of errors or omissions in the  
8 screening, procedures, examinations, testing, and other means used  
9 to verify compliance with the licensing standards.

10 (c) Supervise additional screening, procedures, examinations,  
11 testing, and other means used to determine compliance with the  
12 licensing standards.

13 (d) Deny the issuance of a license and inform the law  
14 enforcement agency or other governmental agency conferring  
15 authority to enforce the laws of this state upon an individual to  
16 whom this section applies.

17 (6) Upon being informed that the commission has denied  
18 issuance of a license, a law enforcement agency or other  
19 governmental agency conferring authority to enforce the laws of  
20 this state upon an individual to whom this section applies shall  
21 promptly inform the individual denied.

22 (7) An individual denied a license under this section shall  
23 not exercise the law enforcement authority described in a written  
24 instrument conferring authority upon the individual to enforce the  
25 laws of this state. This subsection does not divest the individual  
26 of that authority until the individual has been informed that his  
27 or her license was denied.

28 (8) A written instrument conferring authority to enforce the  
29 laws of this state upon an individual to whom this section applies

1 must include the following:

2 (a) A requirement that the employing Michigan tribal law  
3 enforcement agency report to the commission all personnel  
4 transactions affecting employment status in a manner prescribed in  
5 rules promulgated by the commission.

6 (b) A requirement that the employing Michigan tribal law  
7 enforcement agency report to the commission concerning any action  
8 it takes that removes the authority conferred by the written  
9 instrument conferring authority upon the individual to enforce the  
10 laws of this state or that restores the individual's authority to  
11 that conferred by the written instrument, in a manner prescribed in  
12 rules promulgated by the commission.

13 (c) A requirement that the employing Michigan tribal law  
14 enforcement agency maintain an employment history record.

15 (d) A requirement that the employing Michigan tribal law  
16 enforcement agency collect, verify, and maintain documentation  
17 establishing that the individual complies with the applicable  
18 licensing standards.

19 (9) A written instrument conferring authority to enforce the  
20 laws of this state upon an individual to whom this section applies  
21 must include a requirement that the employing Michigan tribal law  
22 enforcement agency report the following regarding an individual  
23 licensed under this section:

24 (a) Criminal charges for offenses for which that individual's  
25 license may be revoked as described in this section, upon being  
26 informed of such charges, in a manner prescribed in rules  
27 promulgated by the commission.

28 (b) The imposition of a personal protection order against that  
29 individual after a judicial hearing under section 2950 or 2950a of

1 the revised judicature act of 1961, 1961 PA 236, MCL 600.2950 and  
2 600.2950a, or under the laws of any other jurisdiction, upon being  
3 informed of the imposition of such an order, in a manner prescribed  
4 in rules promulgated by the commission.

5 (10) A license issued under this section is rendered inactive,  
6 and may be reactivated, as follows:

7 (a) A license is rendered inactive if 1 or more of the  
8 following occur:

9 (i) An individual, having been employed as a law enforcement  
10 officer ~~in aggregate for less than 2,080 hours, 1 year,~~ is  
11 thereafter continuously not employed as a law enforcement officer  
12 for less than 1 year.

13 (ii) An individual, having been employed as a law enforcement  
14 officer ~~in aggregate for less than 2,080 hours, 1 year,~~ is  
15 thereafter continuously subjected to a removal of the authority  
16 conferred by the written instrument authorizing the individual to  
17 enforce the laws of this state for less than 1 year.

18 (iii) An individual, having been employed as a law enforcement  
19 officer ~~in aggregate for 2,080 hours or longer, for 1 year or more~~  
20 **but less than 2 years,** is thereafter continuously not employed as a  
21 law enforcement officer for less than 2 years.

22 (iv) An individual, having been employed as a law enforcement  
23 officer ~~in aggregate for 2,080 hours or longer, for 1 year or more~~  
24 **but less than 2 years,** is continuously subjected to a removal of  
25 the authority conferred by the written instrument authorizing the  
26 individual to enforce the laws of this state for less than 2 years.

27 (v) **An individual, having been employed as a law enforcement**  
28 **officer for 2 years or more but less than 10 years, is thereafter**  
29 **continuously not employed as a law enforcement officer for more**

1 than 5 years.

2 (vi) An individual, having been employed as a law enforcement  
3 officer for 2 years or more but less than 10 years, is continuously  
4 subjected to a removal of the authority conferred by the written  
5 instrument authorizing the individual to enforce the laws of this  
6 state for more than 5 years.

7 (b) ~~A~~ Except as otherwise provided in subdivision (c), a law  
8 enforcement agency or other governmental agency conferring  
9 authority to enforce the laws of this state upon an individual to  
10 whom this section applies may reactivate a license rendered  
11 inactive by complying with the licensure procedures described in  
12 subsection (3), excluding verification of and attestation to  
13 compliance with the licensing standards described in subsection  
14 (2)(a) to (g).

15 (c) Notwithstanding subdivision (b), if an individual  
16 described under subdivision (a)(iii) to (vi) submits a written request  
17 to a law enforcement agency or other governmental agency conferring  
18 authority to enforce the laws of this state upon an individual to  
19 whom this section applies to waive compliance with the licensure  
20 procedures described in subsection (3), excluding verification of  
21 and attestation to compliance with the licensing standards  
22 described in subsection (2)(a) to (g), the law enforcement agency  
23 or other governmental agency conferring authority to enforce the  
24 laws of this state upon an individual to whom this section applies  
25 may grant the request and reactivate the individual's license.

26 (d) ~~(e)~~ A license that has been reactivated under this section  
27 is valid for all purposes described in this act.

28 (11) A license issued under this section is rendered lapsed,  
29 without barring further licensure under this act, if 1 or more of



1 the following occur:

2 (a) An individual, having been employed as a law enforcement  
3 officer in aggregate for less than 2,080 hours, is thereafter  
4 continuously not employed as a law enforcement officer for 1 year.

5 (b) An individual, having been employed as a law enforcement  
6 officer in aggregate for less than 2,080 hours, is thereafter  
7 continuously subjected to a removal of the authority conferred by  
8 the written instrument authorizing the individual to enforce the  
9 laws of this state for 1 year.

10 (c) An individual, having been employed as a law enforcement  
11 officer in aggregate for 2,080 hours or longer, is thereafter  
12 continuously not employed as a law enforcement officer for 2 years.

13 (d) An individual, having been employed as a law enforcement  
14 officer in aggregate for 2,080 hours or longer, is continuously  
15 subjected to a removal of the authority conferred by the written  
16 instrument authorizing the individual to enforce the laws of this  
17 state for 2 years.

18 (12) The commission shall revoke a license granted under this  
19 section for any of the following circumstances and shall promulgate  
20 rules governing these revocations under this section:

21 (a) The individual obtained the license by making a materially  
22 false oral or written statement or committing fraud in an  
23 affidavit, disclosure, or application to a law enforcement training  
24 academy, the commission, or a law enforcement agency at any stage  
25 of recruitment, selection, appointment, enrollment, training, or  
26 licensure application.

27 (b) The individual obtained the license because another  
28 individual made a materially false oral or written statement or  
29 committed fraud in an affidavit, disclosure, or application to a

1 law enforcement training academy, the commission, or a law  
2 enforcement agency at any stage of recruitment, selection,  
3 appointment, enrollment, training, or licensure application.

4 (c) The individual has been subjected to an adjudication of  
5 guilt for a violation or attempted violation of a penal law of this  
6 state or another jurisdiction that is punishable by imprisonment  
7 for more than 1 year.

8 (d) The individual has been subjected to an adjudication of  
9 guilt for violation or attempted violation of 1 or more of the  
10 following penal laws of this state or laws of another jurisdiction  
11 substantially corresponding to the penal laws of this state:

12 (i) Section 625(1) or (8) of the Michigan vehicle code, 1949 PA  
13 300, MCL 257.625, if the individual has a prior conviction, as that  
14 term is defined in section 625(25)(b) of the Michigan vehicle code,  
15 1949 PA 300, MCL 257.625, that occurred within 7 years of the  
16 adjudication as described in section 625(9)(b) of the Michigan  
17 vehicle code, 1949 PA 300, MCL 257.625.

18 (ii) Section 7403(2)(c) or 7404(2)(a), (b), or (c) of the  
19 public health code, 1978 PA 368, MCL 333.7403 and 333.7404.

20 (iii) Section 81(4) or 81a or a misdemeanor violation of section  
21 411h of the Michigan penal code, 1931 PA 328, MCL 750.81, 750.81a,  
22 and 750.411h.

23 (13) The following procedures and requirements apply to  
24 license revocation under this section:

25 (a) The commission shall initiate license revocation  
26 proceedings, including, but not limited to, the issuance of an  
27 order of summary suspension and notice of intent to revoke, upon  
28 obtaining notice of facts warranting license revocation.

29 (b) A hearing for license revocation must be conducted as a

1 contested case under the administrative procedures act of 1969,  
2 1969 PA 306, MCL 24.201 to 24.328.

3 (c) In lieu of participating in a contested case, an  
4 individual may voluntarily and permanently relinquish his or her  
5 law enforcement officer license by executing before a notary public  
6 an affidavit of license relinquishment prescribed by the  
7 commission.

8 (d) The commission need not delay or abate license revocation  
9 proceedings based on an adjudication of guilt if an appeal is taken  
10 from the adjudication of guilt.

11 (e) If the commission issues a final decision or order to  
12 revoke a license, that decision or order is subject to judicial  
13 review as provided in the administrative procedures act of 1969,  
14 1969 PA 306, MCL 24.201 to 24.328. A summary suspension described  
15 in this section is not a final decision or order for purposes of  
16 judicial review.

17 (14) An individual licensed under this section shall not  
18 exercise the law enforcement authority described in a written  
19 instrument conferring authority upon the individual to enforce the  
20 laws of this state if any of the following occur:

21 (a) The individual's license is rendered void by a court order  
22 or other operation of law.

23 (b) The individual's license is revoked.

24 (c) The individual's license is rendered inactive.

25 (d) The individual's license is rendered lapsed.