

HOUSE BILL NO. 5907

August 13, 2024, Introduced by Rep. Tyrone Carter and referred to the Committee on Regulatory Reform.

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 2a of chapter IV (MCL 764.2a), as amended by 2016 PA 326.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

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CHAPTER IV

Sec. 2a. (1) A peace officer of a county, city, village, township, public airport authority, **qualified authority**, or university of this state may exercise the authority and powers of a peace officer outside the geographical boundaries of the officer's county, city, village, township, public airport authority,

1 **qualified authority**, or university under any of the following
2 circumstances:

3 (a) If the officer is enforcing the laws of this state in
4 conjunction with the Michigan state police.

5 (b) If the officer is enforcing the laws of this state in
6 conjunction with a peace officer of any other county, city,
7 village, township, public airport authority, **qualified authority**,
8 or university in which the officer may be.

9 (c) If the officer has witnessed an individual violate any of
10 the following within the geographical boundaries of the officer's
11 county, city, village, township, public airport authority,
12 **qualified authority**, or university and immediately pursues the
13 individual outside of the geographical boundaries of the officer's
14 county, city, village, township, public airport authority,
15 **qualified authority**, or university:

16 (i) A state law or administrative rule.

17 (ii) A local ordinance.

18 (iii) A state law, administrative rule, or local ordinance, the
19 violation of which is a civil infraction, municipal civil
20 infraction, or state civil infraction.

21 (d) If a public airport authority officer has witnessed an
22 individual violate any of the following while the individual is
23 outside the geographical boundaries of the public airport authority
24 but the violation committed by the individual occurs within the
25 airspace above the public airport authority and immediately pursues
26 the individual:

27 (i) A state law or administrative rule.

28 (ii) A local ordinance.

29 (iii) A state law, administrative rule, or local ordinance, the

1 violation of which is a civil infraction, municipal civil
2 infraction, or state civil infraction.

3 **(e) If a law enforcement officer of a qualified authority is**
4 **located within the geographical boundaries of the qualified**
5 **authority and has witnessed an individual violate any of the**
6 **following while the individual is outside the geographical**
7 **boundaries of the qualified authority and immediately pursues the**
8 **individual:**

9 **(i) A state law or administrative rule.**

10 **(ii) A local ordinance.**

11 **(iii) A state law, administrative rule, or local ordinance, the**
12 **violation of which is a civil infraction, municipal civil**
13 **infraction, or state civil infraction.**

14 (2) The officer pursuing an individual under subsection
15 (1) (c), ~~or~~ (d), **or (e)** may stop and detain the person outside the
16 geographical boundaries of the officer's county, city, village,
17 township, public airport authority, **qualified authority**, or
18 university for the purpose of enforcing that law, administrative
19 rule, or ordinance or enforcing any other law, administrative rule,
20 or ordinance before, during, or immediately after the detaining of
21 the individual. If the violation or pursuit involves a vessel
22 moving on the waters of this state, the officer pursuing the
23 individual may direct the operator of the vessel to bring the
24 vessel to a stop or maneuver it in a manner that permits the
25 officer to come beside the vessel.

26 **(3) For purposes of this section, the geographic boundaries of**
27 **a qualified authority include the geographic boundaries of the**
28 **qualified authority and the geographic boundaries of each county,**
29 **city, village, or township that contracts with the qualified**

1 authority for the furnishing of water, sewage disposal, or waste
2 management services under section 10 of 1955 PA 233, MCL 124.290.

3 (4) ~~(3)~~As used in this section: ~~,"public~~

4 (a) "Public airport authority" means an authority created
5 under section 110 or a regional authority created under section 139
6 of the aeronautics code of the state of Michigan, 1945 PA 327, MCL
7 259.110 and 259.139, that is a political subdivision and
8 instrumentality of the local government that owns the airport and
9 is considered a public agency of the local government for purposes
10 of state and federal law.

11 (b) "Qualified authority" means that term as defined in
12 section 1 of 1955 PA 233, MCL 124.281.

13 Enacting section 1. This amendatory act does not take effect
14 unless Senate Bill No. ____ or House Bill No. 5909 (request no.
15 05425'24) of the 102nd Legislature is enacted into law.