



## Deputy Sheriffs Association of Michigan

March 17, 2006

DSAM Members and All Local Corrections Officers:

During the past few months, DSAM has worked with issues involving training monies that the book-in fee generates for the Local Corrections Officers Training Fund within the State Treasury. During the February 2006 Executive Board Meeting, the full board gave us authority to pursue efforts to stop the unauthorized granting of monies by the Sheriffs Coordinating and Training Council, including court action. Internal efforts to solve these matters with the Training Council were to no avail.

On March 16, 2006, DSAM filed a lawsuit against the State of Michigan and the Sheriffs Coordinating and Training Council. As you know, it was through our Association's efforts that the Legislature enacted legislation in 2003 to create the Sheriffs Coordinating and Training Council; DSAM has two members seated on that Council. The legislation provides that each inmate booked into a county jail is to pay a \$12.00 book-in fee.

The funds derived from this \$12.00 book in fee are to be used by the local Sheriffs' Departments primarily for training purposes. A Sheriff's Department can elect to keep \$10.00 of the \$12.00 for training local corrections officers; the remaining \$2.00 must be sent to the Training Council to be deposited in the State Treasury and used for local training grants. The legislation specifies that those Sheriff's Departments that elect to keep \$10.00 from each book-in fee are not eligible for a training grant from the Training Council Fund.

DSAM Officers learned that the Michigan Sheriffs Association, which controls the Sheriffs Coordinating and Training Council, was about to spend the training funds for activities not authorized by the legislation. Further, as a quasi-state agency, the Sheriffs Coordinating and Training Council was required to adopt administrative rules in accordance with the State Administrative Procedure Act. This they refused to do because, as stated by Training Council Executive Secretary James Reed, "Administrative Laws can only be implemented by following procedures established by the State and usually take years to accomplish." The Sheriffs Coordinating and Training Council wanted to release the training funds on March 23, 2006, in violation of State Law. DSAM brought this action to ensure that our hard work in getting the training council created and local funding for training purposes was not misused or misspent by the Sheriffs Coordinating and Training Council.

At 2:30 p.m. on March 16, 2006, Ingham County Circuit Court Judge Giddings issued a temporary injunction preventing the release of funds to the local Sheriffs' Departments. A hearing will be held at 2:30 p.m. on Friday, April 7, 2006, as to whether the injunction will be continued. The Sheriffs were represented by the State Attorney General's Office; the Attorney General who represents the Sheriffs Coordinating and Training Council is also the attorney who represents MCOLES. We will keep you posted as the case develops. The Court pleadings in this case will be posted on our web site as soon as possible; [www.dsam.org](http://www.dsam.org).

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