

**SUBSTITUTE FOR  
HOUSE BILL NO. 4739**

A bill to amend 1976 PA 451, entitled  
"The revised school code,"  
(MCL 380.1 to 380.1852) by adding section 1263a.

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

1           **Sec. 1263a. (1) Not later than August 15, 2021, and not later**  
2 **than August 15 of each subsequent year, all of the following**  
3 **requirements must be met, as applicable:**

4           **(a) A board member of an intermediate school district or his**  
5 **or her designee shall inspect each school building operated by the**  
6 **intermediate school district and each school building operated by a**  
7 **school district that is a constituent district of the intermediate**  
8 **school district for health and safety violations, in accordance**  
9 **with guidelines developed and published by the department of health**



1 and human services under subsection (2).

2 (b) An individual designated by the board of directors of a  
3 public school academy shall inspect each school building operated  
4 by the public school academy for health and safety violations, in  
5 accordance with guidelines developed and published by the  
6 department of health and human services under subsection (2).

7 (c) An individual designated by the governing body of a  
8 nonpublic school shall inspect each school building operated by the  
9 nonpublic school for health and safety violations, in accordance  
10 with guidelines developed and published by the department of health  
11 and human services under subsection (2).

12 (2) Not later than March 1, 2021, the department of health and  
13 human services shall develop and publish guidelines regarding the  
14 inspection of school buildings for health and safety violations for  
15 the purposes under subsection (1).

16 (3) Not later than 14 days after an inspection under  
17 subsection (1), the individual who conducted the inspection under  
18 subsection (1) shall, in a form and manner prescribed by the  
19 department of health and human services, submit an inspection  
20 report to the department of health and human services. An  
21 inspection report submitted under this subsection must include at  
22 least both of the following, as applicable:

23 (a) Notice of any health and safety violations found in any of  
24 the school buildings that were inspected.

25 (b) If a health and safety violation was found in any school  
26 building that was inspected, a statement detailing the modification  
27 that will be made or remedial measure that will be taken to address  
28 the violation.

29 (4) Not later than 14 days after an inspection report is



1 submitted under subsection (3), all of the following must be met,  
2 as applicable:

3 (a) Except as otherwise provided in subdivisions (b), (c), and  
4 (d), if an inspection report submitted under subsection (3)  
5 includes a statement detailing a modification or remedial measure  
6 as described under subsection (3)(b), the individual who submitted  
7 the inspection report under subsection (3) shall submit proof, in a  
8 form and manner prescribed by the department of health and human  
9 services, that the modification or remedial measure has been  
10 completed.

11 (b) If an intermediate school district or school district  
12 contracts for the completion of a modification or remedial measure  
13 detailed in an inspection report submitted under subsection (3),  
14 the individual who submitted the inspection report under subsection  
15 (3) is not required to submit proof as required under subdivision  
16 (a), but shall submit proof, in a form and manner prescribed by the  
17 department of health and human services, of the steps taken by the  
18 intermediate school district or school district to ensure that the  
19 modification or remedial measure will be completed.

20 (c) If a public school academy contracts for the completion of  
21 a modification or remedial measure detailed in an inspection report  
22 submitted under subsection (3), the individual who submitted the  
23 inspection report under subsection (3) is not required to submit  
24 proof as required under subdivision (a), but shall submit proof, in  
25 a form and manner prescribed by the department of health and human  
26 services, of the steps taken by the public school academy to ensure  
27 that the modification or remedial measure will be completed.

28 (d) If a nonpublic school contracts for the completion of a  
29 modification or remedial measure detailed in an inspection report



1 submitted under subsection (3), the individual who submitted the  
2 inspection report under subsection (3) is not required to submit  
3 proof as required under subdivision (a), but shall submit proof, in  
4 a form and manner prescribed by the department of health and human  
5 services, of the steps taken by the nonpublic school to ensure that  
6 the modification or remedial measure will be completed.

7 (5) If an intermediate school district or school district  
8 contracts for the completion of a modification or remedial measure  
9 as described under subsection (4) (b), upon completion of the  
10 modification or remedial measure, the individual who made the  
11 submission to the department of health and human services under  
12 subsection (4) (b) shall submit proof, in a form and manner  
13 prescribed by the department of health and human services, of the  
14 completion. If a public school academy contracts for the completion  
15 of a modification or remedial measure as described under subsection  
16 (4) (c), upon completion of the modification or remedial measure,  
17 the individual who made the submission to the department of health  
18 and human services under subsection (4) (c) shall submit proof, in a  
19 form and manner prescribed by the department of health and human  
20 services, of the completion. If a nonpublic school contracts for  
21 the completion of a modification or remedial measure as described  
22 under subsection (4) (d), upon completion of the modification or  
23 remedial measure, the individual who made the submission to the  
24 department of health and human services under subsection (4) (d)  
25 shall submit proof, in a form and manner prescribed by the  
26 department of health and human services, of the completion.

27 (6) Subject to state and federal privacy laws, the board of an  
28 intermediate school district, the board of directors of a public  
29 school academy, or the governing body of a nonpublic school shall



1 ensure that each inspection report submitted under subsection (3)  
2 is posted on the intermediate school district's, public school  
3 academy's, or nonpublic school's website.

4 (7) As used in this section, "school building" means either of  
5 the following:

6 (a) A building used primarily to provide instruction to  
7 pupils.

8 (b) A recreational or athletic structure or field intended to  
9 be used by pupils.

10 (8) This section shall be known as "Lilliana's law".

11 Enacting section 1. This amendatory act takes effect 90 days  
12 after the date it is enacted into law.

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