

HOUSE SUBSTITUTE FOR
SENATE BILL NO. 1108

A bill to amend 1941 PA 207, entitled
"Fire prevention code,"
by amending the title and section 19 (MCL 29.19), as amended by
2006 PA 187.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

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TITLE

An act to provide for the prevention of fires and the
protection of persons and property from exposure to the dangers of
fire or explosion; to authorize the investigation of fires and the
discovery of crime or other offenses in relation thereto; to
require the razing, repair, or alteration of buildings, and the
clearing and improvement of premises which constitute a fire hazard
or a menace to the peace, security, or safety of persons or

1 property; to control the construction, use, and occupancy of
2 buildings and premises in relation to safety, including fire
3 safety; to provide for the certification of fire inspectors and the
4 delegation of certain powers to those certified fire inspectors; to
5 provide for the regulation of the storage and transportation of
6 hazardous material; to provide for the issuance of certificates; to
7 prohibit the use of certain fire extinguishers and fire
8 extinguishing agents; to provide immunity from liability for
9 certain persons; to provide for the administration **AND ENFORCEMENT**
10 of this act; ~~and prescribe procedure for the enforcement of its~~
11 ~~provisions; to fix~~ **TO PRESCRIBE** penalties; ~~for violation of this~~
12 ~~act;~~ to provide for the promulgation of rules; to provide for the
13 assessment of fees; and to repeal acts and parts of acts.

14 Sec. 19. (1) The chief administrative officer and the teachers
15 of all schools, including state supported schools, colleges, and
16 universities and the owner, or owner's representative, of all
17 school dormitories shall have a fire drill each month and ensure
18 unrestricted emergency egress during school hours and when the
19 school is open to the public. Each teacher in a school, including a
20 state supported school, college, or university and the owner or
21 owner's representative of a dormitory shall comply with these
22 requirements and keep a record of the drills.

23 (2) Except as provided in subsection (3), a minimum of 8 fire
24 drills is required for each school year. If weather conditions do
25 not permit fire drills to be held at least once a month, then at
26 least 5 fire drills shall be held in the fall of each year and 3
27 fire drills shall be held during the remaining part of the school

1 year.

2 (3) A minimum of 6 fire drills is required for each school
3 year for a school that operates any of grades kindergarten to 12.
4 Four of the fire drills shall be held in the fall and 2 shall be
5 held during the remaining part of the school year.

6 (4) A minimum of 2 tornado safety drills is required for each
7 school year at the schools and facilities described in subsection
8 (1). These drills shall be conducted for the purpose of preventing
9 fires and related hazards and injuries caused by severe weather.

10 (5) A minimum of 2 drills in which the occupants are
11 restricted to the interior of the building and the building secured
12 is required for each school year at a school that operates any of
13 grades kindergarten to 12. A drill conducted under this subsection
14 shall include security measures that are appropriate to an
15 emergency such as the release of a hazardous material or the
16 presence of an armed individual on or near the premises. The drill
17 shall be conducted in coordination with the local emergency
18 management coordinator appointed under section 9 of the emergency
19 management act, 1976 PA 390, MCL 30.409, the county sheriff for the
20 county or the chief of police or fire chief for the municipality
21 where the school is located, or the designee of the sheriff, chief
22 of police, or fire chief and consistently with applicable federal,
23 state, and local emergency operations plans. The governing body of
24 a school shall seek input from the administration of the school on
25 the nature of the drills to be conducted under this subsection.

26 (6) A SCHOOL THAT OPERATES ANY OF GRADES KINDERGARTEN TO 12
27 SHALL CONDUCT SOME OF THE DRILLS REQUIRED BY THIS SECTION DURING

1 LUNCH AND RECESS PERIODS, OR AT OTHER TIMES WHEN A SIGNIFICANT
2 NUMBER OF THE STUDENTS ARE GATHERED BUT NOT IN THE CLASSROOM.

3 (7) ~~—(6)—~~ The state fire marshal, a fire chief, or a
4 firefighter in uniform acting under orders and directions of the
5 fire chief may cause fire drills to be held in school houses,
6 school dormitories, and other public buildings as the state fire
7 marshal considers advisable. The state fire marshal may order the
8 installation of other protective apparatus or equipment that
9 conforms to recognized and approved modern practices.

10 (8) ~~—(7)—~~ The department of state police emergency management
11 division shall develop a model to be used by a school in
12 conducting, and by a local emergency management coordinator, county
13 sheriff, chief of police, fire chief, or designee of a sheriff,
14 chief of police, or fire chief in coordinating, a drill under
15 subsection (5).