

# HOUSE BILL No. 5684

March 6, 2018, Introduced by Reps. Cochran, Lucido, Lasinski, Yancey, Elder, Sabo, Hertel, Chirkun, Singh, Gay-Dagnogo, Yaroach, Pagan and Green and referred to the Committee on Appropriations.

A bill to amend 1966 PA 291, entitled  
"Firefighters training council act,"  
by amending sections 13 and 14 (MCL 29.373 and 29.374), as amended  
by 2017 PA 144.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1       Sec. 13. (1) ~~Firefighter training provided under this act~~ **THE**  
2 **FOLLOWING** must be funded by the money collected from fireworks  
3 safety fees imposed under section 8 of the Michigan fireworks  
4 safety act, 2011 PA 256, MCL 28.458, and the fees collected under  
5 section 11 of this act and deposited in the fireworks safety fund  
6 created in section 11 of the Michigan fireworks safety act, 2011 PA  
7 256, MCL 28.461: —

8       **(A) FIREFIGHTER TRAINING PROVIDED UNDER THIS ACT.**

9       **(B) COMPENSATION, INCLUDING OVERTIME COMPENSATION, THAT AN**

1 ORGANIZED FIRE DEPARTMENT MUST PAY TO MAINTAIN THE MINIMUM STAFFING  
2 LEVEL REQUIRED OF THAT DEPARTMENT WHILE A FIREFIGHTER OF THAT  
3 DEPARTMENT ATTENDS TRAINING DESCRIBED UNDER SUBDIVISION (A) .

4 (2) The fund must be distributed to fund firefighter training  
5 programs as provided in section 11 of the Michigan fireworks safety  
6 act, 2011 PA 256, MCL 28.461.

7 (3) ~~(2)~~ Firefighter training provided under this act may also  
8 be funded by any additional funding sources identified by the  
9 council or state fire marshal.

10 Sec. 14. (1) From the amount annually deposited in and  
11 appropriated to the fireworks safety fund for firefighter training  
12 under section 11 of the Michigan fireworks safety act, 2011 PA 256,  
13 MCL 28.461, the council may request and the state fire marshal may  
14 approve annual training expenditures for the purposes of payments  
15 to the designated fiduciary of each county's training committee to  
16 fund firefighter training **AND OVERTIME COMPENSATION UNDER SECTION**  
17 **13**, and provide for firefighter training equipment and other  
18 related activities required under this act. The state fire marshal  
19 may deny requests not meeting the requirements of this act.

20 (2) The money approved under subsection (1) must be disbursed  
21 to county training committees using a formula composed 70% of  
22 county population and 30% of square miles within the county. A  
23 minimum disbursement to each county training committee may be  
24 requested by the council and approved by the state fire marshal.

25 (3) The chairperson of a firefighter training committee  
26 established in each county shall survey the training needs of  
27 organized fire departments and public safety departments in the

1 county and shall expend money for firefighter training,  
2 **COMPENSATION**, firefighter training equipment, or other activities  
3 required under this act as prioritized by the organized fire  
4 departments or public safety departments in the county. If money  
5 distributed to a county under this section for a fiscal year is not  
6 designated by the chairperson for expenditure as provided in this  
7 subsection by the county by January 1 of the fiscal year, the  
8 undesignated money must be returned to the council and may be  
9 redistributed by the council through the application process under  
10 section 15. The state fire marshal may deny requests for  
11 redistribution that do not meet the requirements of this act. The  
12 council shall deposit undesignated money that is not redistributed  
13 through an application under section 15 into the fireworks safety  
14 fund created in section 11 of the Michigan fireworks safety act,  
15 2011 PA 256, MCL 28.461.

16 (4) Money must be distributed under this section only to  
17 support training for personnel from an organized fire department or  
18 public safety department that has adhered to the standards  
19 established under this act for personnel recruited or trained by  
20 the organized fire department or public safety department during  
21 the current and prior fiscal years and that has complied with the  
22 incident reporting requirements under section 4 of the fire  
23 prevention code, 1941 PA 207, MCL 29.4, during the 12 months  
24 preceding an application made under this act.

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

27 Enacting section 2. This amendatory act does not take effect

- 1 unless Senate Bill No. \_\_\_\_\_ or House Bill No. 5685 (request no.
- 2 04668'17 a) of the 99th Legislature is enacted into law.