

**SUBSTITUTE FOR
HOUSE BILL NO. 5527**

A bill to amend 1941 PA 207, entitled
"Fire prevention code,"
by amending section 19 (MCL 29.19), as amended by 2014 PA 481, and
by adding section 19b.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 19. (1) The chief administrative officer and the teachers
2 of all schools, including state supported schools, and the owner,
3 or owner's representative, of all school dormitories shall have a
4 fire drill each month and ensure unrestricted emergency egress
5 during school hours and when the school is open to the public. Each
6 teacher in a school, including a state supported school, and the
7 owner or owner's representative of a school dormitory shall comply
8 with these requirements and keep a record of the drills.

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

7 (3) A minimum of 5 fire drills is required for each school
8 year for a school that operates any of grades ~~kindergarten~~**K** to 12.
9 Three of the fire drills ~~shall~~**must** be held by December 1 of the
10 school year, and 2 ~~shall~~**must** be held during the remaining part of
11 the school year, with a reasonable spacing interval between each
12 drill.

13 (4) A minimum of 2 tornado safety drills is required for each
14 school year at the schools and facilities described in subsection
15 (1). At least 1 of the tornado safety drills ~~shall~~**must** be
16 conducted during March of the school year. These drills ~~shall~~**must**
17 be conducted for the purpose of preventing injuries caused by
18 severe weather.

19 (5) A minimum of 3 drills in which the occupants are
20 restricted to the interior of the building and the building secured
21 is required for each school year at a school that operates any of
22 grades ~~kindergarten~~**K** to 12. At least 1 of these drills ~~shall~~**must**
23 be conducted by December 1 of the school year, and at least 1 ~~shall~~
24 **must** be conducted after January 1 of the school year, with a
25 reasonable spacing interval between each drill. A drill conducted
26 under this subsection ~~shall~~**must** include security measures that are
27 appropriate to an emergency such as the release of a hazardous
28 material or the presence of a potentially dangerous individual on
29 or near the premises. The governing body of a school shall seek

1 input from the administration of the school and local public safety
2 officials on the nature of the drills to be conducted under this
3 subsection.

4 (6) A school that operates any of grades ~~kindergarten-K~~ to 12
5 shall conduct at least 1 of the drills required by this section
6 during a lunch or recess period, or at another time when a
7 significant number of the students are gathered but not in the
8 classroom.

9 (7) For a school that operates any of grades ~~kindergarten-K~~ to
10 12, the governing body of the school shall ensure that
11 documentation of a completed school safety drill is posted on its
12 website ~~within~~ **not later than** 30 school days after the drill is
13 completed and is maintained on the website for at least 3 years.
14 For a school operated by a school district or intermediate school
15 district, the documentation may be posted on the district website.
16 The documentation posted on the website ~~shall~~ **must** include at least
17 all of the following:

18 (a) The name of the school.

19 (b) The school year of the drill.

20 (c) The date and time of the drill.

21 (d) The type of drill completed.

22 (e) The number of completed drills for that school year for
23 each type of drill required under subsections (3) to (5).

24 (f) The signature of the school principal or ~~his or her~~ **the**
25 **school principal's** designee acknowledging the completion of the
26 drill.

27 (g) The name of the individual in charge of conducting the
28 drill, if other than the school principal.

29 (8) Not later than September 15 of each school year, the chief

1 administrator of a school that operates any of grades ~~kindergarten~~
2 **K** to 12, or ~~his or her~~ **the chief administrator's** designee, shall
3 provide a list of the scheduled drill days for the school buildings
4 operated by the school, school district, intermediate school
5 district, or public school academy to the county emergency
6 management coordinator appointed under section 9 of the emergency
7 management act, 1976 PA 390, MCL 30.409. A scheduled drill that is
8 not conducted on a scheduled drill day due to conditions not within
9 the control of school authorities, such as severe storms, fires,
10 epidemics, utility power unavailability, water or sewer failure, or
11 health conditions as defined by the city, county, or state health
12 authorities, will not result in a violation of this section ~~as long~~
13 ~~as~~ **if** the school conducts the minimum number of drills required
14 under subsections (3) ~~, (4), and~~ **to** (5), the school reschedules the
15 drill to occur ~~within~~ **not later than** 10 school days after the
16 scheduled date of the canceled drill, and the chief administrator
17 notifies the county emergency management coordinator of the
18 rescheduled date for the drill. The county emergency management
19 coordinator shall provide this information to the appropriate local
20 emergency management coordinator appointed under ~~that section,~~
21 **section 9 of the emergency management act, 1976 PA 390, MCL 30.409,**
22 if any, and, consistent with applicable federal, state, and local
23 emergency operations plans, to the department of state police
24 district coordinator and the county sheriff for the county or the
25 chief of police or fire chief for the municipality where the school
26 is located, or the designee of the sheriff, chief of police, or
27 fire chief. The information provided under this subsection is
28 exempt from disclosure under the freedom of information act, 1976
29 PA 442, MCL 15.231 to 15.246.

1 (9) A public school that operates any of grades ~~kindergarten-K~~
2 to 12 shall not conduct a drill required under this section at a
3 time that would interfere with the conduct of a state-mandated
4 assessment.

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

12 (11) The department of state police emergency management and
13 homeland security division shall develop a model to be used by a
14 school in conducting a drill under subsection (5).

15 (12) ~~The~~ **Until the beginning of the 2025-2026 school year, the**
16 governing body of a school that operates any of grades kindergarten
17 to 12 shall adopt and implement a cardiac emergency response plan
18 for the school. The cardiac emergency response plan shall address
19 and provide for at least all of the following:

20 (a) Use and regular maintenance of automated external
21 defibrillators, if available.

22 (b) Activation of a cardiac emergency response team during an
23 identified cardiac emergency.

24 (c) A plan for effective and efficient communication
25 throughout the school campus.

26 (d) If the school includes grades 9 to 12, a training plan for
27 the use of an automated external defibrillator and in
28 cardiopulmonary resuscitation techniques.

29 (e) Incorporation and integration of the local emergency

1 response system and emergency response agencies with the school's
2 plan.

3 (f) An annual review and evaluation of the cardiac emergency
4 response plan.

5 (13) As used in this section:

6 (a) "School" does not include a postsecondary educational
7 institution as **that term is** defined in section 19a.

8 (b) "School dormitory" does not include a postsecondary
9 educational institution dormitory as **that term is** defined in
10 section 19a.

11 **Sec. 19b. (1) Beginning with the 2025-2026 school year, the**
12 **governing body of a public school shall develop a cardiac emergency**
13 **response plan that includes the use of school personnel to respond**
14 **to a sudden cardiac arrest, or another similar life-threatening**
15 **emergency, on the school's campus.**

16 (2) If a public school has an athletic department or organized
17 athletic program, the cardiac emergency response plan described in
18 subsection (1) must include implementation at school-sponsored
19 athletic events.

20 (3) A cardiac emergency response plan required under this
21 section must be based on American Heart Association guidelines or
22 other nationally recognized and evidence-based guidelines. The
23 cardiac emergency response plan must provide for, but is not
24 limited to, all of the following:

25 (a) The establishment of a cardiac emergency response team.

26 (b) The activation of the cardiac emergency response team
27 during a sudden cardiac arrest or another similar life-threatening
28 emergency.

29 (c) The placement of automated external defibrillators in

1 accessible locations throughout the school's campus and athletic
2 facilities that are easily retrievable and not locked or otherwise
3 secured against public access. The automated external
4 defibrillators must be clearly marked with appropriate identifying
5 signage. It is recommended, to the extent possible and as funding
6 allows, that the governing body of a public school make the best
7 effort possible to ensure that the automated external
8 defibrillators described in this subdivision are accessible within
9 1 to 3 minutes of a cardiac emergency.

10 (d) The routine maintenance of the school's automated external
11 defibrillators.

12 (e) The dissemination of the cardiac emergency response plan
13 throughout the school's campus.

14 (f) The ongoing training of school personnel as described in
15 subsection (4).

16 (g) The use of annual exercise simulations to practice the
17 steps established in the cardiac emergency response plan. The
18 annual exercise simulations described in this subdivision must
19 require the participation of the members of the cardiac emergency
20 response team.

21 (h) The integration of the cardiac emergency response plan
22 with the local emergency response system and emergency response
23 agencies.

24 (i) The ongoing and triennial review of the cardiac emergency
25 response plan.

26 (4) Public school personnel who are included in a cardiac
27 emergency response plan required under this section must be trained
28 in all of the following:

29 (a) Cardiopulmonary resuscitation.

1 (b) First aid.

2 (c) The use of an automated external defibrillator, in
3 accordance with American Heart Association guidelines.

4 (5) Public school personnel who are included in the cardiac
5 emergency response plan described in this section and who perform
6 cardiopulmonary resuscitation or use an automated external
7 defibrillator as part of the cardiac emergency response plan are
8 not liable in a civil action for damages resulting from an act or
9 omission occurring in that performance except an act or omission
10 constituting gross negligence or willful or wanton misconduct.

11 (6) The governing body of a public school and the local
12 emergency response system and emergency response agencies shall
13 integrate the school's cardiac emergency response plan or plans
14 into the protocols of the local emergency response system and
15 emergency response agencies.

16 (7) The legislature shall annually appropriate to the
17 department of education an amount sufficient to administer and
18 comply with this section. Public schools are not required to comply
19 with this section unless the legislature has appropriated
20 sufficient funds to implement the requirements of this section.

21 (8) As used in this section:

22 (a) "Automated external defibrillator" means a lightweight,
23 portable device that analyzes an individual's heart through the
24 individual's chest for a shockable rhythm, such as an irregular or
25 abnormal rhythm, and can deliver an electric shock to the
26 individual's heart that may restore its normal rhythm.

27 (b) "Cardiac emergency response plan" means a written document
28 that establishes specific steps to reduce the chance of death from
29 sudden cardiac arrest or another similar life-threatening

1 emergency.

2 (c) "Public school" means that term as defined in section 5 of
3 the revised school code, 1976 PA 451, MCL 380.5.

4 (d) "Sudden cardiac arrest" means a life-threatening emergency
5 in which an individual's heart suddenly stops beating.