

**SENATE SUBSTITUTE FOR
HOUSE BILL NO. 4713**

A bill to amend 1941 PA 207, entitled
"Fire prevention code,"
by amending section 19 (MCL 29.19), as amended by 2006 PA 337.

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, colleges, and
3 universities and the owner, or owner's representative, of all
4 school dormitories shall have a fire drill each month and ensure
5 unrestricted emergency egress during school hours and when the
6 school is open to the public. Each teacher in a school, including a
7 state supported school, college, or university and the owner or
8 owner's representative of a dormitory shall comply with these
9 requirements and keep a record of the drills.

10 (2) Except as provided in subsection (3), a minimum of 8 fire

1 drills is required for each school year. If weather conditions do
2 not permit fire drills to be held at least once a month, then at
3 least 5 fire drills shall be held in the fall of each year and 3
4 fire drills shall be held during the remaining part of the school
5 year.

6 (3) A minimum of ~~6~~5 fire drills is required for each school
7 year for a school that operates any of grades kindergarten to 12.
8 ~~Four~~**THREE** of the fire drills shall be held ~~in the fall~~**BY DECEMBER**
9 **1 OF THE SCHOOL YEAR**, and 2 shall be held during the remaining part
10 of the school year, **WITH A REASONABLE SPACING INTERVAL BETWEEN EACH**
11 **DRILL**.

12 (4) A minimum of 2 tornado safety drills is required for each
13 school year at the schools and facilities described in subsection
14 (1). **AT LEAST 1 OF THE TORNADO SAFETY DRILLS SHALL BE CONDUCTED**
15 **DURING MARCH OF THE SCHOOL YEAR**. These drills shall be conducted
16 for the purpose of preventing ~~fires and related hazards and~~
17 injuries caused by severe weather.

18 (5) A minimum of ~~2~~3 drills in which the occupants are
19 restricted to the interior of the building and the building secured
20 is required for each school year at a school that operates any of
21 grades kindergarten to 12. **AT LEAST 1 OF THESE DRILLS SHALL BE**
22 **CONDUCTED BY DECEMBER 1 OF THE SCHOOL YEAR, AND AT LEAST 1 SHALL BE**
23 **CONDUCTED AFTER JANUARY 1 OF THE SCHOOL YEAR, WITH A REASONABLE**
24 **SPACING INTERVAL BETWEEN EACH DRILL**. A drill conducted under this
25 subsection shall include security measures that are appropriate to
26 an emergency such as the release of a hazardous material or the
27 presence of an ~~armed~~**A POTENTIALLY DANGEROUS** individual on or near

1 the premises. ~~The drill shall be conducted in coordination with the~~
2 ~~local emergency management coordinator appointed under section 9 of~~
3 ~~the emergency management act, 1976 PA 390, MCL 30.409, the county~~
4 ~~sheriff for the county or the chief of police or fire chief for the~~
5 ~~municipality where the school is located, or the designee of the~~
6 ~~sheriff, chief of police, or fire chief and consistently with~~
7 ~~applicable federal, state, and local emergency operations plans.~~
8 The governing body of a school shall seek input from the
9 administration of the school **AND LOCAL PUBLIC SAFETY OFFICIALS** on
10 the nature of the drills to be conducted under this subsection.

11 (6) A school that operates any of grades kindergarten to 12
12 shall conduct ~~some~~ **AT LEAST 1** of the drills required by this
13 section during ~~A lunch and OR recess periods, or at other times~~
14 **PERIOD, OR AT ANOTHER TIME** when a significant number of the
15 students are gathered but not in the classroom.

16 (7) **FOR A SCHOOL THAT OPERATES ANY OF GRADES KINDERGARTEN TO**
17 **12, THE GOVERNING BODY OF THE SCHOOL SHALL ENSURE THAT**
18 **DOCUMENTATION OF A COMPLETED SCHOOL SAFETY DRILL IS POSTED ON ITS**
19 **WEBSITE WITHIN 30 SCHOOL DAYS AFTER THE DRILL IS COMPLETED AND IS**
20 **MAINTAINED ON THE WEBSITE FOR AT LEAST 3 YEARS. FOR A SCHOOL**
21 **OPERATED BY A SCHOOL DISTRICT OR INTERMEDIATE SCHOOL DISTRICT, THE**
22 **DOCUMENTATION MAY BE POSTED ON THE DISTRICT WEBSITE. THE**
23 **DOCUMENTATION POSTED ON THE WEBSITE SHALL INCLUDE AT LEAST ALL OF**
24 **THE FOLLOWING:**

- 25 (A) **THE NAME OF THE SCHOOL.**
26 (B) **THE SCHOOL YEAR OF THE DRILL.**
27 (C) **THE DATE AND TIME OF THE DRILL.**

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as amended February 5, 2014

1 (D) THE TYPE OF DRILL COMPLETED.

2 (E) THE NUMBER OF COMPLETED DRILLS FOR THAT SCHOOL YEAR FOR
3 EACH TYPE OF DRILL REQUIRED UNDER SUBSECTIONS (3) TO (5).

4 (F) THE SIGNATURE OF THE SCHOOL PRINCIPAL OR HIS OR HER
5 DESIGNEE ACKNOWLEDGING THE COMPLETION OF THE DRILL.

6 (G) THE NAME OF THE INDIVIDUAL IN CHARGE OF CONDUCTING THE
7 DRILL, IF OTHER THAN THE SCHOOL PRINCIPAL.

8 (8) NOT LATER THAN SEPTEMBER 15 OF EACH SCHOOL YEAR, THE CHIEF
9 ADMINISTRATOR OF A SCHOOL THAT OPERATES ANY OF GRADES KINDERGARTEN
10 TO 12, OR HIS OR HER DESIGNEE, SHALL PROVIDE A LIST OF THE
11 SCHEDULED DRILL DAYS FOR THE SCHOOL BUILDINGS OPERATED BY THE
12 SCHOOL, SCHOOL DISTRICT, INTERMEDIATE SCHOOL DISTRICT, OR PUBLIC
13 SCHOOL ACADEMY TO THE COUNTY EMERGENCY MANAGEMENT COORDINATOR
14 APPOINTED UNDER SECTION 9 OF THE EMERGENCY MANAGEMENT ACT, 1976 PA
15 390, MCL 30.409. <<A SCHEDULED DRILL THAT IS NOT CONDUCTED ON A
SCHEDULED DRILL DAY DUE TO CONDITIONS NOT WITHIN THE CONTROL OF
SCHOOL AUTHORITIES, SUCH AS SEVERE STORMS, FIRES, EPIDEMICS, UTILITY
POWER UNAVAILABILITY, WATER OR SEWER FAILURE, OR HEALTH CONDITIONS
AS DEFINED BY THE CITY, COUNTY, OR STATE HEALTH AUTHORITIES, WILL NOT
RESULT IN A VIOLATION OF THIS SECTION AS LONG AS THE SCHOOL CONDUCTS
THE MINIMUM NUMBER OF DRILLS REQUIRED UNDER SUBSECTIONS (3), (4), AND
(5), THE SCHOOL RESCHEDULES THE DRILL TO OCCUR WITHIN 10 SCHOOL DAYS
AFTER THE SCHEDULED DATE OF THE CANCELED DRILL, AND THE CHIEF
ADMINISTRATOR NOTIFIES THE COUNTY EMERGENCY MANAGEMENT COORDINATOR OF
THE RESCHEDULED DATE FOR THE DRILL.>> THE COUNTY EMERGENCY MANAGEMENT
COORDINATOR SHALL
16 PROVIDE THIS INFORMATION TO THE APPROPRIATE LOCAL EMERGENCY
17 MANAGEMENT COORDINATOR APPOINTED UNDER THAT SECTION, IF ANY, AND,
18 CONSISTENT WITH APPLICABLE FEDERAL, STATE, AND LOCAL EMERGENCY
19 OPERATIONS PLANS, TO THE DEPARTMENT OF STATE POLICE DISTRICT
20 COORDINATOR AND THE COUNTY SHERIFF FOR THE COUNTY OR THE CHIEF OF
21 POLICE OR FIRE CHIEF FOR THE MUNICIPALITY WHERE THE SCHOOL IS
22 LOCATED, OR THE DESIGNEE OF THE SHERIFF, CHIEF OF POLICE, OR FIRE
23 CHIEF. THE INFORMATION PROVIDED UNDER THIS SUBSECTION IS EXEMPT
24 FROM DISCLOSURE UNDER THE FREEDOM OF INFORMATION ACT, 1976 PA 442,
25 MCL 15.231 TO 15.246.

<<(9) A PUBLIC SCHOOL THAT OPERATES ANY OF GRADES KINDERGARTEN
TO 12 SHALL NOT CONDUCT A DRILL REQUIRED UNDER THIS SECTION AT A TIME
THAT WOULD INTERFERE WITH THE CONDUCT OF A STATE-MANDATED ASSESSMENT.

26 (10)>> ~~(7)~~The state fire marshal, a fire chief, or a firefighter
27 in uniform acting under orders and directions of the fire chief may

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1 cause fire drills to be held in school houses, school dormitories,
 2 and other public buildings as the state fire marshal considers
 3 advisable. The state fire marshal may order the installation of
 4 other protective apparatus or equipment that conforms to recognized
 5 and approved modern practices.

6 **<<(11)>>** ~~(8)~~The department of state police emergency management
 7 **AND HOMELAND SECURITY** division shall develop a model to be used by
 8 a school in conducting ~~, and by a local emergency management~~
 9 ~~coordinator, county sheriff, chief of police, fire chief, or~~
 10 ~~designee of a sheriff, chief of police, or fire chief in~~
 11 ~~coordinating,~~ a drill under subsection (5).

12 **<<(12)>>** THE GOVERNING BODY OF A SCHOOL THAT OPERATES ANY OF
 13 GRADES KINDERGARTEN TO 12 SHALL ADOPT AND IMPLEMENT A CARDIAC
 14 EMERGENCY RESPONSE PLAN FOR THE SCHOOL. THE CARDIAC EMERGENCY
 15 RESPONSE PLAN SHALL ADDRESS AND PROVIDE FOR AT LEAST ALL OF THE
 16 FOLLOWING:

17 (A) USE AND REGULAR MAINTENANCE OF AUTOMATED EXTERNAL
 18 DEFIBRILLATORS, IF AVAILABLE.

19 (B) ACTIVATION OF A CARDIAC EMERGENCY RESPONSE TEAM DURING AN
 20 IDENTIFIED CARDIAC EMERGENCY.

21 (C) A PLAN FOR EFFECTIVE AND EFFICIENT COMMUNICATION
 22 THROUGHOUT THE SCHOOL CAMPUS.

23 (D) IF THE SCHOOL INCLUDES GRADES 9 TO 12, A TRAINING PLAN FOR
 24 THE USE OF AN AUTOMATED EXTERNAL DEFIBRILLATOR AND IN
 25 CARDIOPULMONARY RESUSCITATION TECHNIQUES.

26 (E) INCORPORATION AND INTEGRATION OF THE LOCAL EMERGENCY
 27 RESPONSE SYSTEM AND EMERGENCY RESPONSE AGENCIES WITH THE SCHOOL'S

1 PLAN.

2 (F) AN ANNUAL REVIEW AND EVALUATION OF THE CARDIAC EMERGENCY
3 RESPONSE PLAN.

4 Enacting section 1. This amendatory act takes effect July 1,
5 2014.