

# HOUSE BILL No. 6054

November 29, 2016, Introduced by Reps. Chang and Pagan and referred to the Committee on Local Government.

A bill to amend 1976 PA 451, entitled  
"The revised school code,"  
(MCL 380.1 to 380.1852) by adding section 1275.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1           SEC. 1275. (1) NOT LATER THAN OCTOBER 1, 2017, IF PERMITTED  
2 UNDER FEDERAL LAW, THE STATE BOARD SHALL REVISE ITS MODEL LOCAL  
3 WELLNESS POLICY FOR LOCAL EDUCATION AGENCIES TO INCLUDE A PLAN FOR  
4 TESTING THE WATER IN EVERY SCHOOL FOR LEAD AND OTHER CONTAMINANTS,  
5 AS DETERMINED BY THE STATE BOARD, AND A PLAN FOR TESTING INDOOR AIR  
6 QUALITY IN EVERY SCHOOL FOR CARBON DIOXIDE, PARTICULATE MATTER,  
7 FORMALDEHYDE, VOCs, AND ANY OTHER SUBSTANCES AS DETERMINED BY THE  
8 STATE BOARD. THE MODEL LOCAL WELLNESS POLICY SHALL INCLUDE A  
9 DESCRIPTION OF THE VARIOUS SOURCES, CONTAMINANTS, OR FACTORS THAT

1 COULD POTENTIALLY CONTRIBUTE TO POOR INDOOR AIR OR WATER QUALITY AT  
2 A SCHOOL.

3 (2) NOT LATER THAN 1 YEAR AFTER THE REVISION OF THE STATE  
4 BOARD MODEL LOCAL WELLNESS POLICY UNDER SUBSECTION (1), THE  
5 GOVERNING BOARD OF A LOCAL EDUCATION AGENCY SHALL SUBMIT TO THE  
6 DEPARTMENT A REVISION OF ITS LOCAL WELLNESS POLICY THAT INCLUDES A  
7 PLAN FOR TESTING THE WATER AND AIR IN EVERY SCHOOL FOR THE  
8 CONTAMINANTS SPECIFIED BY THE STATE BOARD. A LOCAL WELLNESS POLICY  
9 SHALL BE CONSISTENT WITH THE STATE BOARD MODEL LOCAL WELLNESS  
10 POLICY.

11 (3) THE DEPARTMENT SHALL REQUIRE EACH LOCAL EDUCATION AGENCY  
12 TO SUBMIT ITS LOCAL WELLNESS POLICY TO THE DEPARTMENT FOR REVIEW AT  
13 LEAST EVERY 5 YEARS, OR MORE FREQUENTLY IF REQUIRED UNDER FEDERAL  
14 LAW.

15 (4) NOT LATER THAN 1 YEAR AFTER THE EFFECTIVE DATE OF THIS  
16 SECTION, THE DEPARTMENT, IN CONJUNCTION WITH THE DEPARTMENT OF  
17 ENVIRONMENTAL QUALITY, SHALL PROMULGATE RULES SETTING FORTH  
18 REQUIREMENTS FOR ACTION TO BE TAKEN BY A LOCAL EDUCATION AGENCY  
19 WHEN TESTING DISCLOSES CONTAMINATION ABOVE ACCEPTABLE LEVELS.

20 (5) AS USED IN THIS SECTION, "LOCAL EDUCATION AGENCY" MEANS  
21 THAT TERM AS DEFINED IN 34 CFR 303.23.