

SENATE BILL No. 1090

February 13, 2008, Introduced by Senators CHERRY, RICHARDVILLE, OLSHOVE, PRUSI, ANDERSON and SCOTT and referred to the Committee on Education.

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 fire drills is required for each school
7 year for a school that operates any of grades kindergarten to 12.
8 Four of the fire drills shall be held in the fall and 2 shall be
9 held during the remaining part of the school year.

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

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

1 a school shall seek input from the administration of the school on
2 the nature of the drills to be conducted under this subsection.

3 (6) A school that operates any of grades kindergarten to 12
4 shall conduct some of the drills required by this section during
5 lunch and recess periods, or at other times when a significant
6 number of the students are gathered but not in the classroom.

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

14 (8) The department of state police emergency management
15 division shall develop a model to be used by a school in
16 conducting, and by a local emergency management coordinator, county
17 sheriff, chief of police, fire chief, or designee of a sheriff,
18 chief of police, or fire chief in coordinating, a drill under
19 subsection (5).

20 (9) NOT LATER THAN 6 MONTHS AFTER THE EFFECTIVE DATE OF THE
21 AMENDATORY ACT THAT ADDED THIS SUBSECTION, THE STATE FIRE MARSHAL
22 SHALL PROMULGATE RULES TO ESTABLISH AN INSPECTION SYSTEM FOR
23 DORMITORIES IN COLLEGES AND UNIVERSITIES GIVING PRIORITY TO THE
24 CONDUCT OF INSPECTIONS REGARDING DEFICIENCIES NOTED IN PREVIOUS
25 INSPECTION REPORTS AND THE NEED FOR FOLLOW-UP INSPECTIONS.