

HOUSE SUBSTITUTE FOR
SENATE BILL NO. 833

A bill to amend 1966 PA 291, entitled
"Firefighters training council act,"
by amending sections 2, 13, and 14 (MCL 29.362, 29.373, and
29.374), as amended by 2006 PA 213.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 2. As used in this act:

2 (a) "Council" means the firefighters training council.

3 (b) "Executive secretary" means the executive secretary of the
4 council.

5 (c) "Firefighter" means a member, including volunteer members
6 and members paid on call, of an organized fire department who is
7 responsible for, or is in a capacity that includes responsibility
8 for, the extinguishment of fires, the directing of the
9 extinguishment of fires, the prevention and detection of fires, and

1 the enforcement of the general fire laws of this state. Firefighter
2 does not include a person whose job description, duties, or
3 responsibilities do not include direct involvement in fire
4 suppression.

5 (d) "Organized fire department" means that term as defined in
6 section 1 of the fire prevention code, 1941 PA 207, MCL 29.1.

7 (e) "Firefighter training" means **AN** education or training
8 **PROGRAM ELIGIBLE TO RECEIVE GRANTS FOR FIREFIGHTER TRAINING FROM**
9 **THE FIREWORKS SAFETY FUND CREATED IN SECTION 11 OF THE MICHIGAN**
10 **FIREWORKS SAFETY ACT, 256 PA 2011, MCL 28.461,** designed and
11 intended to enhance the ability of an organized fire department or
12 the personnel of an organized fire department to safeguard life and
13 property from damage from explosion, fire, or disaster, and to
14 deliver fire suppression, **EMERGENCY MEDICAL SERVICE, HAZARDOUS**
15 **MATERIAL RESPONSE, TECHNICAL RESCUE, AIRPORT RESCUE AND**
16 **FIREFIGHTING, FIRE INSPECTION, FIRE INVESTIGATION, FIRE SAFETY**
17 **EDUCATION,** and other related fire services. **FIREFIGHTER TRAINING**
18 **INCLUDES, BUT IS NOT LIMITED TO, THE TRAINING REQUIRED FOR FIRE**
19 **FIGHTER I AND FIRE FIGHTER II STANDARDS UNDER "STANDARD FOR FIRE**
20 **FIGHTER PROFESSIONAL QUALIFICATIONS", NATIONAL FIRE PROTECTION**
21 **ASSOCIATION STANDARD NO. 1001.**

22 ~~Sec. 13. There is created in the state treasury the~~
23 ~~firefighters training fund from which the legislature shall~~
24 ~~appropriate an amount of money deemed necessary for the purposes of~~
25 ~~this act but appropriations from the firefighters training fund~~
26 ~~shall not exceed 75% of money paid into the fund.~~**FIREFIGHTER**
27 **TRAINING PROVIDED UNDER THIS ACT SHALL BE FUNDED BY THE MONEY**

1 COLLECTED FROM FIREWORKS SAFETY FEES IMPOSED UNDER SECTION 8 OF THE
2 MICHIGAN FIREWORKS SAFETY ACT, 256 PA 2011, MCL 28.458, AND
3 DEPOSITED IN THE FIREWORKS SAFETY FUND CREATED IN SECTION 11 OF THE
4 MICHIGAN FIREWORKS SAFETY ACT, 256 PA 2011, MCL 28.461. THE FUND
5 SHALL BE DISTRIBUTED TO FUND FIREFIGHTER TRAINING PROGRAMS AS
6 PROVIDED IN SECTION 11 OF THE MICHIGAN FIREWORKS SAFETY ACT, 256 PA
7 2011, MCL 28.461.

8 Sec. 14. (1) From the amount annually ~~appropriated by law for~~
9 ~~the council~~ **DEPOSITED IN AND APPROPRIATED TO THE FIREWORKS SAFETY**
10 **FUND FOR FIREFIGHTER TRAINING UNDER SECTION 11 OF THE MICHIGAN**
11 **FIREWORKS SAFETY ACT, 2011 PA 356, MCL 28.461,** the council may
12 request and the state fire marshal may approve annual training
13 expenditures for the purposes of payments to counties to reimburse
14 organized fire departments for firefighter training and other
15 activities required under this act. **THE STATE FIRE MARSHAL MAY DENY**
16 **REQUESTS NOT MEETING THE REQUIREMENTS OF THIS ACT.**

17 (2) The money approved under subsection (1) shall be disbursed
18 to counties using a formula composed 70% of county population and
19 30% of square miles within the county. A minimum disbursement to
20 each county may be requested by the council and approved by the
21 state fire marshal.

22 (3) The chairperson of a firefighter training committee
23 established in each county shall survey the training needs of
24 organized fire departments in the county and shall distribute the
25 money received by the county under this section as prioritized by
26 the organized fire departments in the county. If money distributed
27 to a county under this section for a fiscal year is not designated

1 by the chairperson for distribution to organized fire departments
2 in the county by January 1 of the fiscal year, the undesignated
3 money shall be returned to the council ~~for redistribution using the~~
4 ~~formula under subsection (2).~~ **AND MAY BE REDISTRIBUTED BY THE**
5 **COUNCIL THROUGH THE APPLICATION PROCESS UNDER SECTION 15. THE STATE**
6 **FIRE MARSHAL MAY DENY REQUESTS FOR REDISTRIBUTION THAT DO NOT MEET**
7 **THE REQUIREMENTS OF THIS ACT. THE COUNCIL SHALL DEPOSIT**
8 **UNDESIGNATED MONEY THAT IS NOT REDISTRIBUTED THROUGH AN APPLICATION**
9 **UNDER SECTION 15 INTO THE FIREWORKS SAFETY FUND CREATED IN SECTION**
10 **11 OF THE MICHIGAN FIREWORKS SAFETY ACT, 2011 PA 356, MCL 28.461.**

11 (4) Money shall be distributed under this section only to an
12 organized fire department that has adhered to the standards
13 established under this act for personnel recruited or trained by
14 the organized fire department during the current and prior fiscal
15 years.

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