

SENATE BILL No. 205

February 16, 2005, Introduced by Senators HAMMERSTROM, PATTERSON, BERNERO, GEORGE, JACOBS and BARCIA and referred to the Committee on Health Policy.

A bill to amend 1976 PA 451, entitled
"The revised school code,"
(MCL 380.1 to 380.1852) by adding section 1523.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 **SEC. 1523. (1) EXCEPT AS OTHERWISE PROVIDED IN THIS**
2 **SUBSECTION, NOT LATER THAN JULY 1, 2007, THE BOARD OF A SCHOOL**
3 **DISTRICT OR LOCAL ACT SCHOOL DISTRICT OR BOARD OF DIRECTORS OF A**
4 **PUBLIC SCHOOL ACADEMY SHALL REQUIRE EACH PERSON IT EMPLOYS AS A**
5 **COACH OF AN INTERSCHOLASTIC ATHLETIC ACTIVITY, OR ASSIGNS TO SERVE**
6 **AS A COACH OF AN INTERSCHOLASTIC ATHLETIC ACTIVITY, TO HOLD VALID**
7 **CERTIFICATION IN SPORT SAFETY TRAINING. CERTIFICATION IN SPORT**
8 **SAFETY TRAINING MAY BE ACHIEVED BY SUCCESSFUL COMPLETION OF A SPORT**

1 SAFETY TRAINING COURSE APPROVED BY THE STATE BOARD. THE SPORT
2 SAFETY TRAINING COURSE SHALL INCLUDE INSTRUCTION IN AT LEAST
3 CARDIOPULMANARY RESUSCITATION, EMERGENCY PROCEDURES, FIRST AID, AND
4 INJURY PREVENTION. THIS REQUIREMENT DOES NOT APPLY TO ANY OF THE
5 FOLLOWING:

6 (A) A PERSON WHO DEMONSTRATES THAT HE OR SHE HAS PHYSICAL
7 LIMITATIONS THAT MAKE IT IMPRACTICABLE FOR THE PERSON TO COMPLETE
8 THE COURSE AND OBTAIN THE REQUIRED CERTIFICATION UNDER THIS
9 SUBSECTION.

10 (B) A PERSON WHO IS LICENSED UNDER PART 170, 172, 175, OR 209
11 OF THE PUBLIC HEALTH CODE, 1978 PA 368, MCL 333.1101 TO 333.25211.

12 (2) A PERSON WHO HOLDS THE SPORT SAFETY CERTIFICATION
13 DESCRIBED IN THIS SECTION AND WHO IN AN EMERGENCY PROVIDES PHYSICAL
14 AID WITHIN THE SCOPE OF THE SPORT SAFETY TRAINING TO ANOTHER PERSON
15 IN THE COURSE OF HIS OR HER EMPLOYMENT OR SERVICE AS AN
16 INTERSCHOLASTIC ATHLETIC COACH IS NOT LIABLE IN A CIVIL ACTION FOR
17 DAMAGES RESULTING FROM AN ACT OR OMISSION OCCURRING IN PROVIDING
18 THAT AID EXCEPT AN ACT OR OMISSION CONSTITUTING GROSS NEGLIGENCE OR
19 WILLFUL AND WANTON MISCONDUCT.

20 (3) THIS SECTION DOES NOT CREATE A DUTY TO ACT ON THE PART OF
21 A PERSON WHO HOLDS SPORT SAFETY CERTIFICATION.

22 Enacting section 1. This amendatory act takes effect July 1,
23 2005.