

SENATE BILL No. 372

June 4, 2015, Introduced by Senators ZORN, HORN, HANSEN, MARLEAU, JONES, O'BRIEN, SCHMIDT, NOFS, KNEZEK, HUNE and ANANICH and referred to the Committee on Regulatory Reform.

A bill to amend 1966 PA 291, entitled
"Firefighters training council act,"
by amending section 9 (MCL 29.369), as amended by 2013 PA 166.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 9. (1) The state fire marshal, with the approval of the
2 council, shall prepare and publish standards with due consideration
3 to varying factors and special requirements of organized fire
4 departments in the following areas:

5 (a) Advisory standards of physical, educational, mental and
6 moral fitness, which shall govern the recruitment, selection, and
7 appointment of firefighters.

8 (b) The approval by the council of firefighter training
9 schools. The standards shall address, at least, the following
10 issues:

11 (i) The qualification and certification of instructors.

1 (ii) The courses of study, attendance, record-keeping
2 requirements, equipment, and facilities.

3 (iii) The visitation and evaluation of instructors and schools.

4 (c) The establishment of subordinate regional training centers
5 in strategic geographic locations in order to serve the greatest
6 number of organized fire departments that are unable to support
7 their own training programs.

8 (2) Each organized fire department shall file a statement with
9 the council designating at least 1 training officer or training
10 coordinator for the fire department. If a training officer or
11 training coordinator is changed, the organized fire department,
12 within 7 days of the change, shall file a statement notifying the
13 council of the change.

14 (3) The council shall develop and provide to each organized
15 fire department, upon request of the organized fire department and
16 at no charge, ~~a videotape, digital video disc, or other electronic~~
17 ~~form of video display to be used in training firefighters. The~~
18 ~~videotape, digital video disc, or other electronic form of video~~
19 ~~display shall not include training that requires a practical~~
20 ~~demonstration.~~ **AS PROPOSED BY THE STATE FIRE MARSHAL, TRAINING**
21 **MATERIAL IN AN ELECTRONIC FORMAT TO BE USED IN TRAINING**
22 **FIREFIGHTERS.** ~~The videotape, digital video disc, or other~~
23 ~~electronic form of video display~~ **ELECTRONIC TRAINING MATERIAL** shall
24 be based on the standards for fire fighter I and fire fighter II
25 set forth in ~~"standard for fire fighter professional~~
26 ~~qualifications", national fire protection association-~~ **"STANDARD FOR**
27 **FIRE FIGHTER PROFESSIONAL QUALIFICATIONS", NATIONAL FIRE PROTECTION**

1 **ASSOCIATION** standard no. 1001. ~~The council may impose a reasonable~~
2 ~~fee for loss, damage, or late return of a videotape, digital video~~
3 ~~disc, or other electronic form of video display provided to an~~
4 ~~organized fire department under this subsection.~~

5 (4) The state fire marshal, with the approval of the council,
6 shall develop and administer an examination, which shall include a
7 practical demonstration, a written or oral test, or a combination
8 thereof, to determine a person's competency in regard to the
9 knowledge and skill requirements set forth in standards for fire
10 fighter I and fire fighter II set forth in ~~"standard for fire~~
11 ~~fighter professional qualifications", national fire protection~~
12 ~~association~~ **"STANDARD FOR FIRE FIGHTER PROFESSIONAL**

13 **QUALIFICATIONS", NATIONAL FIRE PROTECTION ASSOCIATION** standard no.
14 1001. The council, upon the request of an organized fire
15 department, shall administer the examination in each county at
16 least once every year. The examination shall be administered in 2
17 parts. Part 1 shall test the knowledge and skill requirements set
18 forth in fire fighter I, and part 2 shall test the knowledge and
19 skill requirements set forth in fire fighter II. The examination
20 may be retaken, as necessary, upon request from an organized fire
21 department.

22 (5) Except as provided in ~~subsection~~ **SUBSECTIONS (7) AND (9)**,
23 by 12 months after a person's hiring date as a full-time
24 firefighter, the person must pass both part 1 and part 2 of the
25 examination to be eligible for continued or permanent full-time
26 employment as a firefighter.

27 (6) Except as provided in ~~subsection~~ **SUBSECTIONS (7) AND (9)**,

1 by 24 months after a person's appointment date as a volunteer or
2 paid on-call firefighter, a person must pass part 1 of the
3 examination to be eligible for continued volunteer or paid on-call
4 service as a firefighter.

5 (7) The examination ~~described in~~ **REQUIREMENTS UNDER** this
6 section ~~does~~ **DO** not apply to a person who is employed or under
7 appointment as a firefighter on October 1, 1988, unless the person
8 subsequently changes his or her status from a volunteer or paid on-
9 call firefighter to a full-time firefighter. The state fire marshal
10 may waive the examination requirements ~~in~~ **UNDER** this section for a
11 veteran who served in and is separated from the armed forces and
12 provides a form DD214 or DD215 or any other form that is
13 satisfactory to the department that demonstrates that he or she was
14 separated from service with an honorable character of service or
15 under honorable conditions (general) character of service, upon
16 verification that the veteran completed firefighter training that
17 meets the standards for fire fighter I and fire fighter II set
18 forth in ~~"standard for fire fighter professional qualifications",~~
19 ~~national fire protection association~~ **"STANDARD FOR FIRE FIGHTER**
20 **PROFESSIONAL QUALIFICATIONS", NATIONAL FIRE PROTECTION ASSOCIATION**
21 standard no. 1001, while serving in the armed forces of the United
22 States. As used in this subsection, "armed forces" means that term
23 as defined in section 2 of the veteran right to employment services
24 act, 1994 PA 39, MCL 35.1092.

25 (8) The state fire marshal, with the approval of the council,
26 shall review and monitor the state and federal standards relating
27 to live fire training exercises in structures and make

1 recommendations to the general industry safety standards commission
2 for any new or modified standards necessary for the protection of
3 firefighter trainees.

4 (9) THE STATE FIRE MARSHAL SHALL WAIVE THE EXAMINATION
5 REQUIREMENTS UNDER THIS SECTION AND EXTEND RECIPROCITY
6 CERTIFICATION TO A FIREFIGHTER FROM ANOTHER STATE WHO SEEKS TO WORK
7 AS A FIREFIGHTER IN THIS STATE IF THE FIREFIGHTER WAS CERTIFIED IN
8 THE OTHER STATE AFTER SUCCESSFULLY COMPLETING A PROGRAM THAT MEETS
9 OR EXCEEDS THE STANDARDS FOR FIREFIGHTER I AND II SET FORTH IN
10 "STANDARD FOR FIRE FIGHTER PROFESSIONAL QUALIFICATIONS", NATIONAL
11 FIRE PROTECTION ASSOCIATION STANDARD NO. 1001 BY AN INTERNATIONAL
12 ACCREDITATION FIRE SERVICE ORGANIZATION.

13 (10) THE PRESENTATION OF RECORDS EVIDENCING CERTIFICATION
14 UNDER SUBSECTION (9) SHALL AUTOMATICALLY RESULT IN CERTIFICATION BY
15 THIS STATE.