

Legislative Analysis



SCHOOL SAFETY INSPECTIONS

Phone: (517) 373-8080
<http://www.house.mi.gov/hfa>

House Bill 5984 as introduced
Sponsor: Rep. Klint Kesto
Committee: Education Reform
Complete to 11-28-18

Analysis available at
<http://www.legislature.mi.gov>

SUMMARY:

House Bill 5984 would amend the Revised School Code to require the Michigan Department of Health and Human Services (DHHS) to conduct yearly safety inspections of school buildings and provide notice of violations.

Under the bill, before August 15, 2019 and yearly thereafter, DHHS would have to inspect each *school building* operated by a public or nonpublic school for health and safety violations.

School building would include a building used primarily to provide instruction to pupils and a recreational or athletic structure or field intended to be used by pupils.

DHHS would have to provide notice of any health or safety violations to the school's governing body within 14 days after the inspection, with any required or recommended modifications or remedial measures noted.

Within 14 days after receiving the notice, a school's governing body would have to submit proof of any remedial measures taken to correct violations.

Proposed MCL 380.1264

FISCAL IMPACT:

STATE

House Bill 5984 would have an estimated cost of \$3.3 million for the Department of Health and Human Services (DHHS) to annually inspect for health and safety violations in each public or nonpublic school building used primarily to provide instruction to pupils, including a recreational or athletic structure or field intended to be used for pupils. DHHS would also be required to provide notice of violations to the school governing body and indicate modifications needed.

DHHS costs for this new program would include rule promulgation, staff, training, information technology systems, travel, inspections, follow-up notifications, and reporting. Over 4,500 buildings fall under the requirements of this bill. (This number does not yet include athletic structures/fields that must be inspected under the bill.) If the average building inspection and all related activity requires two days of staff time, the DHHS program would employ about 37 staff to accomplish the requirements of the bill annually,

at an estimated cost of \$3.3 million. Information technology costs may be higher in the initial year.

The actual DHHS program costs would be dependent on the rules promulgated to implement the bill, including the extensiveness of the health and safety inspection checklist, and the structure of the inspection program, including possible use of school self-evaluation and reporting, and/or inspection by local or contractual entities or by the Department of Licensing and Regulatory Affairs (LARA).

LARA currently conducts several types of inspections on schools, though none are completed on a regularly scheduled basis. The Bureau of Construction Codes conducts inspections related to construction permits obtained by schools, the Bureau of Community and Health Systems inspects schools containing licensed child care facilities, and the Bureau of Fire Services conducts necessary inspections pursuant to the Fire Prevention Code. Generally speaking, LARA defrays the costs that it incurs to conduct the inspections through the imposition of various fees on facilities undergoing said inspections.

LOCAL

School districts, intermediate school districts (ISDs), public school academies (PSAs), and nonpublic schools would incur cost increases if DHHS inspections determined that there was a health and safety violation in one of their buildings, which would require submitted proof to DHHS within 14 days of remedial measures taken. This cost is indeterminate, as it would depend on the type and extent of repair and remediation necessary.

Legislative Analyst: Jenny McInerney
Fiscal Analysts: Samuel Christensen
Marcus Coffin
Susan Frey

■ This analysis was prepared by nonpartisan House Fiscal Agency staff for use by House members in their deliberations, and does not constitute an official statement of legislative intent.