

# HOUSE BILL No. 4758

June 14, 2017, Introduced by Rep. Kosowski and referred to the Committee on Education Reform.

A bill to amend 1937 PA 306, entitled

"An act to promote the safety, welfare, and educational interests of the people of the state of Michigan by regulating the construction, reconstruction, and remodeling of certain public or private school buildings or additions to such buildings, by regulating the construction, reconstruction, and remodeling of buildings leased or acquired for school purposes, and to define the class of buildings affected by this act; to prescribe the powers and duties of certain state agencies and officials; to prescribe penalties for the violation of this act; and to repeal acts and parts of acts,"

by amending the title and section 1a (MCL 388.851a), the title as amended by 2002 PA 628, and by adding section 1c.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

### TITLE

An act to promote the safety, welfare, and educational interests of the people of the state of Michigan by regulating the construction, reconstruction, and remodeling of certain public or private school buildings or additions to ~~such~~ **THOSE** buildings, by

1 regulating the construction, reconstruction, **MONITORING SYSTEMS**,  
2 and remodeling of buildings leased or acquired for school purposes,  
3 and to define the class of buildings affected by this act; to  
4 prescribe the powers and duties of certain state agencies and  
5 officials; to prescribe penalties for the violation of this act;  
6 and to repeal acts and parts of acts.

7 Sec. 1a. ~~(1) Words and phrases~~ **AS** used in this act: ~~shall be~~  
8 ~~defined as follows:~~

9 ~~— (a) "School buildings" shall include all buildings used for~~  
10 ~~school purposes.~~

11 **(A) "ADDITION" MEANS ADDED SPACE WHICH RESULTS IN ADDITIONAL**  
12 **CUBIC CONTENTS TO EXISTING BUILDING.**

13 **(B) "CARBON MONOXIDE DEVICE" MEANS A DEVICE THAT DETECTS**  
14 **CARBON MONOXIDE, ALERTS OCCUPANTS VIA A DISTINCT AND AUDIBLE SIGNAL**  
15 **THAT IS EITHER SELF-CONTAINED IN THE UNIT OR ACTIVATED VIA A SYSTEM**  
16 **CONNECTION, AND IS CERTIFIED BY A NATIONALLY RECOGNIZED TESTING**  
17 **LABORATORY TO CONFORM TO THE LATEST STANDARDS OF THE UNDERWRITERS**  
18 **LABORATORIES STANDARDS.**

19 **(C) "OPERATIONAL" MEANS WORKING AND IN SERVICE.**

20 **(D) ~~(b)~~ "Remodeling" shall mean** **MEANS** the alteration,  
21 construction, or remodeling of partitions, hallways, stairways, and  
22 means of egress ~~, OR~~ the replacement, relocation, or reconstruction  
23 of heating, ventilating, and sanitary equipment.

24 ~~— (c) "Addition" shall mean added space which results in~~  
25 ~~additional cubic contents to existing building.~~

26 **(E) "SCHOOL BUILDINGS" INCLUDES ALL BUILDINGS USED FOR SCHOOL**  
27 **PURPOSES.**

1           (F) "SOURCE POINT" MEANS AN AREA WHERE A MECHANISM IS PRESENT  
2 THAT PROVIDES A COMMON SOURCE OF HEAT FROM A FOSSIL-FUEL-BURNING  
3 FURNACE, BOILER, OR WATER HEATER, BUT DOES NOT INCLUDE ONLY THE  
4 PRESENCE OF A WOOD OR FOSSIL-FUEL-BURNING FIREPLACE OR A WOOD OR  
5 FOSSIL-FUEL-BURNING SPACE HEATER.

6           (G) ~~(d)~~-"Total cost" ~~shall be interpreted to mean~~ **MEANS** the  
7 monetary worth of the building when ready for occupancy, regardless  
8 of the source of funds, labor, or material and ~~shall include~~  
9 **INCLUDES** the cost of general construction, plumbing, heating and  
10 ventilation, electrical work, **AND** all fixed equipment, together  
11 with the cost of architects, engineers, and building superintending  
12 services.

13           (2) ~~(e)~~-A building having a basement ~~shall be~~ **IS** considered to  
14 be a ~~2-story~~ **2-STORY** building for the purposes of this act.

15           SEC. 1C. (1) BEGINNING OCTOBER 1, 2017, A SCHOOL DISTRICT  
16 SHALL HAVE INSTALLED NOT LESS THAN 1 OPERATIONAL CARBON MONOXIDE  
17 DEVICE AT EACH SOURCE POINT IN EACH SCHOOL BUILDING WITHIN THE  
18 SCHOOL DISTRICT.

19           (2) THE CARBON MONOXIDE DEVICE DESCRIBED IN SUBSECTION (1) MAY  
20 BE BATTERY-POWERED, PLUG-IN WITH OR WITHOUT BATTERY BACKUP, WIRED  
21 INTO THE DWELLING'S AC POWER LINE WITH SECONDARY BATTERY BACKUP, OR  
22 CONNECTED TO A SYSTEM BY MEANS OF A CONTROL PANEL. THE CARBON  
23 MONOXIDE DEVICE REQUIRED UNDER SUBSECTION (1) SHALL HAVE AN ALARM  
24 THAT IS AUDIBLE.

25           (3) A PERSON WHO INSTALLS, IN ACCORDANCE WITH THE  
26 MANUFACTURER'S PUBLISHED INSTRUCTIONS IN EXISTENCE AT THE TIME OF  
27 INSTALLATION, A CARBON MONOXIDE DEVICE SHALL HAVE NO LIABILITY,

1 DIRECTLY OR INDIRECTLY, TO ANY PERSON WITH RESPECT TO THE  
2 OPERATION, MAINTENANCE, OR EFFECTIVENESS OF THE CARBON MONOXIDE  
3 DEVICE.