

Act No. 154
Public Acts of 2020
Approved by the Governor
September 17, 2020
Filed with the Secretary of State
September 17, 2020
EFFECTIVE DATE: September 17, 2020

**STATE OF MICHIGAN
100TH LEGISLATURE
REGULAR SESSION OF 2020**

Introduced by Rep. VanSingel

ENROLLED HOUSE BILL No. 5502

AN ACT to amend 1941 PA 207, entitled “An act to provide for the prevention of fires and the protection of persons and property from exposure to the dangers of fire or explosion; to authorize the investigation of fires and the discovery of crime or other offenses in relation thereto; to require the razing, repair, or alteration of buildings, and the clearing and improvement of premises which constitute a fire hazard or a menace to the peace, security, or safety of persons or property; to control the construction, use, and occupancy of buildings and premises in relation to safety, including fire safety; to provide for the certification of fire inspectors and the delegation of certain powers to those certified fire inspectors; to provide for the regulation of the storage and transportation of hazardous material; to provide for the issuance of certificates; to prohibit the use of certain fire extinguishers and fire extinguishing agents; to provide immunity from liability for certain persons; to provide for the administration and enforcement of this act; to prescribe penalties; to provide for the promulgation of rules; to provide for the assessment of fees; and to repeal acts and parts of acts,” by amending section 22 (MCL 29.22), as amended by 1980 PA 247.

The People of the State of Michigan enact:

Sec. 22. (1) Except as otherwise provided in this act, a person who violates this act, or who maintains a fire hazard in violation of this act, or rule promulgated pursuant to this act, is guilty of a misdemeanor. In addition, the owner of a firm or vehicle operated in this state which is operated in violation of this act or the rules promulgated under this act shall pay a civil fine of \$200.00, if the violation creates a fire hazard or a likelihood that hazardous material will be released. Each civil fine collected must be deposited in the general fund of this state.

(2) A member of the board who intentionally violates section 3b(6) shall be subject to the penalties prescribed in the open meetings act, 1976 PA 267, MCL 15.261 to 15.275.

(3) If the board arbitrarily and capriciously violates section 3b(9) the board shall be subject to the penalties prescribed in the freedom of information act, 1976 PA 442, MCL 15.231 to 15.246.

(4) A labelled fire door assembly with a temporary door locking device or system that is installed under section 1d of 1937 PA 306, MCL 388.851d, does not violate this act.

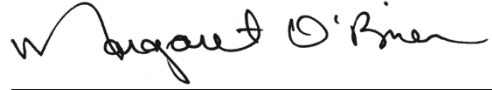
Enacting section 1. This amendatory act does not take effect unless all of the following bills of the 100th Legislature are enacted into law:

- (a) House Bill No. 4689.
- (b) House Bill No. 5503.

This act is ordered to take immediate effect.



Clerk of the House of Representatives



Secretary of the Senate

Approved _____

Governor

Compiler's note: House Bill No. 4689, referred to in enacting section 1, was filed with the Secretary of State March 3, 2020, and became 2020 PA 45, Imd. Eff. March 3, 2020.

House Bill No. 5503, also referred to in enacting section 1, was filed with the Secretary of State September 17, 2020, and became 2020 PA 155, Imd. Eff. Sept. 17, 2020.