

HOUSE BILL NO. 4536

April 30, 2019, Introduced by Reps. Hood, Lasinski, Pohutsky, Camilleri, Stone, Rabhi, Kennedy, Kuppa, Elder, Clemente, Cynthia Johnson, Pagan, Brann, Brixie, Gay-Dagnogo and Whitsett and referred to the Committee on Regulatory 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.



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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~~, **and monitoring systems** of certain public or private school buildings or additions to ~~such those~~ buildings, ~~and~~ by regulating the construction, reconstruction, ~~and remodeling~~, **and monitoring systems** 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.

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

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

(a) "Addition" means added space that results in additional cubic contents to an existing building.

(b) "Carbon monoxide device" means a device that detects carbon monoxide, alerts occupants via a distinct and audible signal that is either self-contained in the unit or activated via a system connection, and is certified by a nationally recognized testing laboratory to conform to the latest standards of the Underwriters Laboratories standards.

(c) "Operational" means working and in service.

(d) ~~(b)~~ "Remodeling" ~~shall mean~~ **means** the alteration, construction, or remodeling of partitions, hallways, stairways, and means of egress ~~or~~ the replacement, relocation, or reconstruction



1 of heating, ventilating, and sanitary equipment.

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

4 (e) "School building" includes all buildings used for school
5 purposes.

6 (f) "Source point" means an area where a mechanism is present
7 that provides a common source of heat from a fossil-fuel-burning
8 furnace, boiler, or water heater. Source point does not include an
9 area where only a wood or fossil-fuel-burning fireplace or a wood
10 or fossil-fuel-burning space heater is present.

11 (g) ~~(d)~~ "Total cost" ~~shall be interpreted to mean~~ **means** the
12 monetary worth of the building when ready for occupancy, regardless
13 of the source of funds, labor, or material and ~~shall include~~
14 **includes** the cost of general construction, plumbing, heating and
15 ventilation, electrical work, **and** all fixed equipment, together
16 with the cost of architects, engineers, and building superintending
17 services.

18 (2) ~~(c)~~ A building having a basement ~~shall be~~ **is** considered to
19 be a ~~2-story~~ **2-story** building for the purposes of this act.

20 **Sec. 1c. (1) Beginning October 1, 2019, a school district**
21 **shall have installed not less than 1 operational carbon monoxide**
22 **device at each source point in each school building within the**
23 **school district. Notwithstanding section 5a(1), this section**
24 **applies to all school buildings and additions to school buildings,**
25 **and to the construction, reconstruction, or remodeling of a school**
26 **building.**

27 (2) The carbon monoxide device described in subsection (1) may
28 be battery-powered, plug-in with or without battery backup, wired
29 into the building's AC power line with secondary battery backup, or

1 connected to a system by means of a control panel. The carbon
2 monoxide device required under subsection (1) must have an alarm
3 that is audible.

4 (3) A person who installs, in accordance with the
5 manufacturer's published instructions in existence at the time of
6 installation, a carbon monoxide device under this section shall
7 have no liability, directly or indirectly, to any person with
8 respect to the operation, maintenance, or effectiveness of the
9 carbon monoxide device.

