

SENATE BILL No. 761

October 8, 2003, Introduced by Senator KUIPERS and referred to the Committee on Education.

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 section 1 (MCL 388.851), as amended by 2002 PA 628.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

SENATE BILL No. 761

1 Sec. 1. A school building, public or private, or any
2 additions to a school building, shall not be erected, remodeled,
3 or reconstructed in this state ~~except in conformity with~~ **unless**
4 all of the following ~~provisions~~ **requirements are met:**

5 (a) All plans and specifications for buildings shall be
6 prepared by an architect or professional engineer who is licensed
7 in this state. An architect or professional engineer licensed in

Senate Bill No. 761 as amended October 21, 2003

1 this state or another person qualified to supervise construction
2 shall supervise the construction of a school building. **For**
3 **energy conservation improvements and services under section 1274a**
4 **of the revised school code, 1976 PA 451, MCL 380.1274a, the**
5 **licensed architect or professional engineer may be directly**
6 **affiliated with the qualified provider, as defined under that**
7 **section, that is providing the applicable improvements and**
8 **services. <<However, the specifications for the project shall be generic**
in character and, to the extent possible, shall not include proprietary
equipment or technology developed by the qualified provider or in which
the qualified provider has an interest.>>

9 (b) All walls, floors, partitions, and roofs shall be
10 constructed of fire-resisting materials such as stone, brick,
11 tile, concrete, gypsum, steel, or similar fire-resisting
12 material. All steel members shall be protected by at least 3/4
13 of an inch of fire-resisting material.

14 (c) Wood lath or wood furring shall not be used in the
15 construction. ~~These regulations shall not be construed as~~
16 ~~prohibiting~~ **This requirement does not prohibit** the use of
17 finished wood flooring, wood door and window frames, wood sash,
18 or wood furring and grounds, for the purpose of installing wood
19 trim, panelling, acoustical units, or similar facing materials on
20 masonry walls, structural steel, or concrete ceiling members.

21 (d) Every room enclosing a heating unit shall be enclosed by
22 walls of fire-resisting materials and shall be equipped with
23 automatically closing fire doors. ~~All heating units~~ **A heating**
24 **unit** shall not be located directly beneath any portion of a
25 school building or addition that is constructed or reconstructed
26 after January 1, 2003. This ~~regulation shall not be construed~~
27 ~~to~~ **requirement does not** require the removal of an existing

1 heating plant from beneath an existing building when an addition
2 to the building is constructed unless the department requires
3 ~~such~~ **that** removal in the interests of the public safety. In
4 any school where natural gas or any other kind of gas is used for
5 heating purposes, the gas shall be chemically treated before
6 being used in such a manner as to give a very distinguishable
7 odor if ~~any~~ **a** leak ~~should develop~~ **develops** in the heating
8 system.

9 (e) In ~~gymnasiums~~ **a gymnasium**, fire-proofings may be
10 omitted from the trusses and purlins if they are more than 16
11 feet off the main floor level.

12 (f) The architect or engineer shall provide adequate exits
13 from all parts of **a** school ~~buildings~~ **building**. In all cases,
14 there shall be at least 2 stairways and the distance from the
15 door of any class or assembly room to a stairway or exit shall
16 not exceed 100 feet.

17 (g) ~~Provisions~~ **A requirement** in subdivisions (b) to (f) may
18 be waived in writing by the department.

19 (h) Compliance with section 1b.

20 Enacting section 1. This amendatory act does not take
21 effect unless Senate Bill No. 482 of the 92nd Legislature is
22 enacted into law.