

**SUBSTITUTE FOR
HOUSE BILL NO. 4731**

A bill to amend 1966 PA 291, entitled
"Firefighters training council act,"
by amending section 9 (MCL 29.369), as amended by 2006 PA 213.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 9. (1) The state fire marshal, with the approval of the
2 council, shall prepare and publish standards with due consideration
3 to varying factors and special requirements of organized fire
4 departments in the following areas:

5 (a) Advisory standards of physical, educational, mental and
6 moral fitness, which shall govern the recruitment, selection, and
7 appointment of firefighters.

8 (b) The approval by the council of firefighter training
9 schools. The standards shall address, at least, the following

1 issues:

2 (i) The qualification and certification of instructors.

3 (ii) The courses of study, attendance, record-keeping
4 requirements, equipment, and facilities.

5 (iii) The visitation and evaluation of instructors and schools.

6 (c) The establishment of subordinate regional training centers
7 in strategic geographic locations in order to serve the greatest
8 number of organized fire departments that are unable to support
9 their own training programs.

10 (2) Each organized fire department shall file a statement with
11 the council designating at least 1 training officer or training
12 coordinator for the fire department. If a training officer or
13 training coordinator is changed, the organized fire department,
14 within 7 days of the change, shall file a statement notifying the
15 council of the change.

16 (3) The council shall develop and provide to each organized
17 fire department, upon request of the organized fire department and
18 at no charge, a videotape, digital video disc, or other electronic
19 form of video display to be used in training firefighters. The
20 videotape, digital video disc, or other electronic form of video
21 display shall not include training that requires a practical
22 demonstration. The videotape, digital video disc, or other
23 electronic form of video display shall be based on the standards
24 for fire fighter I and fire fighter II set forth in "standard for
25 fire fighter professional qualifications", national fire protection
26 association standard no. 1001, 2002 edition. The council may impose
27 a reasonable fee for loss, damage, or late return of a videotape,

1 digital video disc, or other electronic form of video display
2 provided to an organized fire department under this subsection.

3 (4) The state fire marshal, with the approval of the council,
4 shall develop and administer an examination, which shall include a
5 practical demonstration, a written or oral test, or a combination
6 thereof, to determine a person's competency in regard to the
7 knowledge and skill requirements set forth in standards for fire
8 fighter I and fire fighter II set forth in "standard for fire
9 fighter professional qualifications", national fire protection
10 association standard no. 1001. ~~, 2002 edition.~~ The council, upon
11 the request of an organized fire department, shall administer the
12 examination in each county at least once every year. The
13 examination shall be administered in 2 parts. Part 1 shall test the
14 knowledge and skill requirements set forth in fire fighter I, and
15 part 2 shall test the knowledge and skill requirements set forth in
16 fire fighter II. The examination may be retaken, as necessary, upon
17 request from an organized fire department.

18 (5) ~~Within~~ **EXCEPT AS PROVIDED IN SUBSECTION (7), BY** 12 months
19 after a person's hiring date as a full-time firefighter, the person
20 must pass both part 1 and part 2 of the examination to be eligible
21 for continued or permanent full-time employment as a firefighter.

22 (6) ~~Within~~ **EXCEPT AS PROVIDED IN SUBSECTION (7), BY** 24 months
23 after a person's appointment date as a volunteer or paid on-call
24 firefighter, a person must pass part 1 of the examination to be
25 eligible for continued volunteer or paid on-call service as a
26 firefighter.

27 (7) The examination described in this section ~~shall~~ **DOES** not

1 apply to a person who is employed or under appointment as a
2 firefighter on October 1, 1988, unless the person subsequently
3 changes his or her status from a volunteer or paid on-call
4 firefighter to a full-time firefighter. **THE STATE FIRE MARSHAL MAY**
5 **WAIVE THE EXAMINATION REQUIREMENTS IN THIS SECTION FOR A VETERAN**
6 **WHO WAS NOT DISHONORABLY DISCHARGED UPON VERIFICATION THAT THE**
7 **VETERAN COMPLETED FIREFIGHTER TRAINING THAT MEETS THE STANDARDS FOR**
8 **FIRE FIGHTER I AND FIRE FIGHTER II SET FORTH IN "STANDARD FOR FIRE**
9 **FIGHTER PROFESSIONAL QUALIFICATIONS", NATIONAL FIRE PROTECTION**
10 **ASSOCIATION STANDARD NO. 1001, WHILE SERVING IN THE ARMED FORCES OF**
11 **THE UNITED STATES. AS USED IN THIS SUBSECTION, "ARMED FORCES" MEANS**
12 **THAT TERM AS DEFINED IN SECTION 2 OF THE VETERAN RIGHT TO**
13 **EMPLOYMENT SERVICES ACT, 1994 PA 39, MCL 35.1092.**

14 (8) The state fire marshal, with the approval of the council,
15 shall review and monitor the state and federal standards relating
16 to live fire training exercises in structures and make
17 recommendations to the general industry safety standards commission
18 for any new or modified standards necessary for the protection of
19 firefighter trainees.

20 Enacting section 1. This amendatory act takes effect upon the
21 expiration of 90 days after the date it is enacted into law.