

SENATE BILL No. 278

March 6, 2001, Introduced by Senator SCHUETTE and referred to the Committee on Education.

A bill to amend 1976 PA 451, entitled "The revised school code," (MCL 380.1 to 380.1852) by adding section 1523.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 1523. (1) EXCEPT AS OTHERWISE PROVIDED IN THIS SUBSEC-
2 TION, THE BOARD OF A SCHOOL DISTRICT OR LOCAL ACT SCHOOL DISTRICT
3 OR BOARD OF DIRECTORS OF A PUBLIC SCHOOL ACADEMY SHALL REQUIRE
4 EACH PERSON IT EMPLOYS AS A COACH OF AN INTERSCHOLASTIC ATHLETIC
5 ACTIVITY, OR ASSIGNS TO SERVE AS A COACH OF AN INTERSCHOLASTIC
6 ATHLETIC ACTIVITY, TO HOLD VALID CERTIFICATION IN SPORT SAFETY
7 TRAINING. THE CERTIFICATION SHALL BE CURRENT DURING THE ENTIRE
8 INTERSCHOLASTIC SEASON FOR THE ATHLETIC ACTIVITY THE PERSON IS
9 COACHING. CERTIFICATION IN SPORT SAFETY TRAINING MAY BE ACHIEVED
10 BY SUCCESSFUL COMPLETION OF THE SPORT SAFETY TRAINING COURSE
11 OFFERED BY THE AMERICAN RED CROSS OR BY SUCCESSFUL COMPLETION OF

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1 AN EQUIVALENT COURSE APPROVED BY THE STATE BOARD. THIS
2 REQUIREMENT DOES NOT APPLY TO A PERSON WHO DEMONSTRATES THAT HE
3 OR SHE HAS PHYSICAL LIMITATIONS THAT MAKE IT IMPRACTICABLE FOR
4 THE PERSON TO COMPLETE THE COURSE AND OBTAIN THE REQUIRED CERTI-
5 FICATION UNDER THIS SUBSECTION.

6 (2) AFTER A PERSON IS DETERMINED TO MEET THE CERTIFICATION
7 REQUIREMENTS OF SUBSECTION (1), THE BOARD OF THE SCHOOL DISTRICT
8 OR BOARD OF DIRECTORS OF THE PUBLIC SCHOOL ACADEMY SHALL REQUIRE
9 THE PERSON TO PROVIDE DOCUMENTATION AT LEAST EVERY 2 YEARS DEMON-
10 STRATING THAT HE OR SHE CONTINUES TO MEET THE CERTIFICATION
11 REQUIREMENTS OF SUBSECTION (1). IF THE PERSON DOES NOT PROVIDE
12 THIS DOCUMENTATION, THE BOARD OR BOARD OF DIRECTORS SHALL NOT
13 ALLOW THE PERSON TO COACH AN INTERSCHOLASTIC ATHLETIC ACTIVITY.
14 THIS REQUIREMENT DOES NOT APPLY TO A PERSON WHO DEMONSTRATES THAT
15 HE OR SHE HAS PHYSICAL LIMITATIONS THAT MAKE IT IMPRACTICABLE FOR
16 THE PERSON TO COMPLETE THE COURSE AND OBTAIN THE REQUIRED CERTI-
17 FICATION UNDER THIS SUBSECTION.

18 (3) A PERSON WHO MEETS THE SPORT SAFETY CERTIFICATION
19 REQUIREMENTS UNDER THIS SECTION AND WHO PROVIDES PHYSICAL AID TO
20 ANOTHER PERSON IN THE COURSE OF HIS OR HER EMPLOYMENT OR SERVICE
21 AS A COACH IS NOT LIABLE IN A CIVIL ACTION FOR DAMAGES RESULTING
22 FROM AN ACT OR OMISSION OCCURRING IN PROVIDING THAT AID EXCEPT AN
23 ACT OR OMISSION CONSTITUTING GROSS NEGLIGENCE OR WILLFUL AND
24 WANTON MISCONDUCT.