



HOUSE BILL No. 5422

February 22, 2000, Introduced by Reps. Baird, Switalski, Lockwood, O'Neil, Dennis, Callahan, Hansen, Wojno, Bob Brown, Jannick, Bogardus, Gielegem, Martinez and Hanley and referred to the Committee on Family and Civil Law.

A bill to amend 1941 PA 207, entitled
"Fire prevention code,"
(MCL 29.1 to 29.34) by adding section 7d.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 7D. (1) BEGINNING 1 YEAR AFTER THE ADOPTION OF THE
2 RULES DESCRIBED IN SUBSECTION (4) BY THE BOARD, ALL NEW SEATING
3 FURNITURE SOLD OR OFFERED FOR SALE BY A FURNITURE MANUFACTURER, A
4 WHOLESALE, OR A RETAILER FOR USE IN THIS STATE, INCLUDING BUT
5 NOT LIMITED TO NEW SEATING FURNITURE SOLD OR OFFERED FOR SALE IN
6 A HOTEL, MOTEL, OR OTHER PLACE OF PUBLIC ACCOMMODATION IN THIS
7 STATE, AND REUPHOLSTERED SEATING FURNITURE TO WHICH FABRIC, FILL-
8 ING MATERIALS, OR BOTH, ARE ADDED SHALL BE FIRE RETARDANT AND
9 SHALL BE LABELED IN A MANNER SPECIFIED IN RULES PROMULGATED BY
10 THE BOARD PURSUANT TO THIS SECTION.

1 (2) BEGINNING 1 YEAR AFTER THE ADOPTION OF THE RULES
2 DESCRIBED IN SUBSECTION (4) BY THE BOARD, ALL FLEXIBLE
3 POLYURETHANE FOAM IN THE FORM OF SLABS, BLOCKS, OR SHEETS, OR
4 THAT IS SHREDDED, EXCEPT POLYURETHANE FOAM SOLD FOR USE AS A
5 CARPET UNDERLAYMENT OR THAT CANNOT REASONABLY BE EXPECTED TO BE
6 USED IN OR AS AN ARTICLE OF FURNITURE, THAT IS OFFERED FOR SALE
7 TO THE GENERAL PUBLIC AT RETAIL OUTLETS IN THIS STATE FOR NONCOM-
8 MERCIAL OR NONMANUFACTURING PURPOSES SHALL BE FIRE RETARDANT.

9 (3) THE STATE FIRE MARSHAL, SUBJECT TO THE APPROVAL OF THE
10 BOARD, MAY IN HIS OR HER DISCRETION EXEMPT FROM THE REQUIREMENTS
11 OF THIS SECTION ITEMS OF NEW OR REUPHOLSTERED SEATING FURNITURE
12 WHICH HE OR SHE CONSIDERS NOT TO POSE A SERIOUS FIRE HAZARD.

13 (4) WITHIN 6 MONTHS AFTER THE EFFECTIVE DATE OF THE AMENDA-
14 TORY ACT THAT ADDED THIS SECTION, THE BOARD SHALL SUBMIT RULES
15 FOR PUBLIC HEARING PURSUANT TO THE ADMINISTRATIVE PROCEDURES ACT
16 OF 1969, 1969 PA 306, MCL 24.201 TO 24.328, TO IMPLEMENT AND
17 ADMINISTER THIS SECTION, INCLUDING BUT NOT LIMITED TO ALL OF THE
18 FOLLOWING:

19 (A) RULES DEFINING OR ESTABLISHING STANDARDS FOR FIRE RETAR-
20 DANT NEW OR REUPHOLSTERED SEATING FURNITURE.

21 (B) RULES ESTABLISHING LABELING REQUIREMENTS FOR SEATING
22 FURNITURE DESCRIBED IN SUBSECTION (1).

23 (C) OTHER RULES THE BOARD FINDS APPROPRIATE FOR THE IMPLE-
24 MENTATION AND ADMINISTRATION OF THIS SECTION.

25 (5) AS USED IN THIS SECTION, "FIRE RETARDANT" MEANS A PRO-
26 DUCT THAT MEETS RULES PROMULGATED BY THE BOARD PURSUANT TO THIS
27 SECTION.