

REQUIRE DISTRIBUTION OF INFORMATION ON SAFE STORAGE OF FIREARMS THROUGH SCHOOLS

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<http://www.house.mi.gov/hfa>

House Bill 5450 as introduced
Sponsor: Rep. Sharon MacDonell

Analysis available at
<http://www.legislature.mi.gov>

House Bill 5451 as introduced
Sponsor: Rep. Julie Brixie

Committee: Education
Revised 4-30-24

SUMMARY:

House Bills 5450 and 5451 would amend the Revised School Code by adding new sections that would require public schools in Michigan to distribute certain information on safe storage of firearms to students.

House Bill 5450 would require the Department of Health and Human Services (DHHS) to develop and provide to the Michigan Department of Education (MDE), no later than June 1, 2025, an informational notice containing information and best practices regarding the storage of firearms. The notice would then have to be provided to all public schools in Michigan, as well as to nonpublic schools if the nonpublic school's governing body requests a copy from MDE.

The notice would have to include at least all of the following:

- An overview of the requirements under section 9 of 1927 PA 372.¹
- Answers to frequently asked questions about firearm storage requirements.
- Guidance on where a parent or legal guardian can obtain gun locks and gun safes, including free or low-cost options.

Finally, beginning July 1, 2025, and by every following July 1, DHHS would have to provide MDE an annual update of the notice to account for any changes in law.

Proposed MCL 380.1313a

House Bill 5451 would require that, starting October 1, 2025, and annually on each following October 1, the school board or board of directors of each public school ensure that the informational notice created under HB 5450 is distributed, electronically or by mail, to the parents or legal guardians of each student enrolled in each school under their jurisdiction.

By October 1, 2025, the informational notice developed under HB 5450 would have to be posted on MDE's website in English, Spanish, and Arabic. Also starting on that date, the board of a school district or intermediate school district, the board of directors of a public school academy (PSA), and the governing body of a nonpublic school, as applicable, would be

¹ <https://www.legislature.mi.gov/Laws/MCL?objectName=mcl-28-429> This section, which prescribes certain storage requirements for firearms when minors are, or are likely to be, present on the premises, was added by 2023 PA 17: <https://www.legislature.mi.gov/Bills/Bill?ObjectName=2023-SB-0079>.

required to post links to MDE's webpage that contains the informational notice on their own respective websites.

Finally, House Bill 5451 would make MDE, DHHS, a school district or intermediate school district, a PSA, a nonpublic school, and any officers, board members, or employees of those institutions immune from civil liability, both personally and professionally, for any damages allegedly caused by, arising out of, or relating to the informational notice developed under House Bill 5140.

House Bill 5451 is tie-barred to HB 5450, meaning it could not take effect unless HB 5450 is enacted into law.

Proposed MCL 380.1313b

FISCAL IMPACT:

House Bill 5450 would have a likely minimal fiscal impact on the state and no fiscal impact on local school districts, intermediate districts (ISDs), and public school academies (PSAs).

The bill would minimally increase state expenditures for DHHS and MDE. Any fiscal impact would be dependent on the cost of the development of an informational notice on the safe storage of firearms and current firearm safety laws and the cost of distributing this information to districts, ISDs, and PSAs.

House Bill 5451 could have a minimal fiscal impact on the state and would create indeterminate costs for districts, ISDs, and PSAs.

The bill could minimally increase state expenditures for MDE through the requirement to translate the informational notice into English, Spanish, and Arabic and post on the department's website.

The bill would create indeterminate costs for districts, ISDs, and PSAs through the requirements to annually distribute the informational notice either electronically or by mail to parents or legal guardians of enrolled students and post links to the notice on the department website. The cost for districts to distribute by mail would be higher than to distribute electronically.

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■ This analysis was prepared by nonpartisan House Fiscal Agency staff for use by House members in their deliberations and does not constitute an official statement of legislative intent.