

Fifty-fifth
Legislative Assembly
of North Dakota

ENGROSSED SENATE BILL NO. 2032

Introduced by

Legislative Council

(Education Finance Committee)

1 A BILL for an Act to create and enact a new section to chapter 15-35 of the North Dakota
2 Century Code, relating to the inspection of schools by the state fire marshal or the state fire
3 marshal's designee; and to amend and reenact section 18-01-02 of the North Dakota Century
4 Code, relating to the duties of the state fire marshal.

5 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

6 **SECTION 1.** A new section to chapter 15-35 of the North Dakota Century Code is
7 created and enacted as follows:

8 **Inspection of schools - Submission of inspection report - Correction of**
9 **deficiencies.**

- 10 1. The state fire marshal or the state fire marshal's designee shall inspect each public
11 and private elementary and secondary school in this state at least once every
12 three years, prepare an inspection report, and provide copies of the report to the
13 superintendent of the school district and the superintendent of public instruction.
- 14 2. a. If a deficiency is noted, the superintendent of the school district shall submit a
15 plan of correction to the state fire marshal or the state fire marshal's designee
16 and shall remedy the deficiency within a time period acceptable to the state
17 fire marshal or the state fire marshal's designee.
- 18 b. If the report discloses an imminent fire hazard, the state fire marshal or the
19 state fire marshal's designee shall immediately notify the school district board,
20 the superintendent of the school district, and the superintendent of public
21 instruction of the hazard. Upon the recommendation by the superintendent of
22 public instruction for immediate closure, the school district board and the
23 superintendent of the school district may immediately close some or all of the
24 school, until the fire hazard is eliminated. In the case of a closure, the

1 superintendent of the school district in which the public school is located, or
2 the administrator of the private school shall cooperate with the superintendent
3 of public instruction to make adequate arrangements for the interim education
4 of all affected students.

5 **SECTION 2. AMENDMENT.** Section 18-01-02 of the 1995 Supplement to the North
6 Dakota Century Code is amended and reenacted as follows:

7 **18-01-02. Duties of state fire marshal and deputy state fire marshals.** The state
8 fire marshal and deputy state fire marshals may enforce all the laws of the state providing for:

- 9 1. The prevention of fires.
- 10 2. The storage, sale, and use of combustibles and explosives.
- 11 3. The installation and maintenance of automatic or other fire alarms and fire
12 extinguishing equipment.
- 13 4. The means and adequacy of exits in case of fires from all public and private
14 elementary and secondary schools, from all public places, and from all other
15 places in which fifty or more persons congregate from time to time for any purpose.
- 16 5. The suppression of arson and the investigation of the cause and origin of fires.
- 17 6. The education of the citizens of North Dakota on the hazards of fire, through
18 organized programs.