



# Ohio Legislative Service Commission

## Bill Analysis

Bethany Boyd

### H.B. 114

131st General Assembly  
(As Introduced)

**Reps.** Roegner and Bishoff, Rogers, Terhar, Hood, Fedor, Becker, Butler, Buchy, Hall Patterson, Retherford, Young, S. O'Brien, Lepore-Hagan

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## BILL SUMMARY

- Requires the Board of Building Standards to adopt rules for a staff member of a school to use a device that prevents both ingress and egress through a door in a school building, for a finite period of time and in an emergency situation.
- Requires each public and private school and educational institution to train its staff members on the use of the barricade device and to maintain a record verifying this training.
- Prohibits the State Fire Code from containing any provision that prohibits the use of a barricade device that is operated in accordance with the Board's rules.

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## CONTENT AND OPERATION

### Rules for use of barricade device in a school building

The bill requires the Board of Building Standards, not later than 180 days after the bill's effective date, to adopt rules for the use of a device by a staff member of a school that prevents both ingress and egress through a door in a school building, for a finite period of time, in an emergency situation. The bill prohibits this barricade device from being permanently mounted to the door.<sup>1</sup>

The rules must provide that the use of a barricade device is permissible only if the device requires minimal steps to remove it after it is engaged. The rules may require that the device be visible from the exterior of the door.

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<sup>1</sup> R.C. 3781.106; Section 3.

The rules apply to both existing and new school buildings. Under the bill, a "school building" means a structure used for the instruction of students by a public or private school or educational institution.

The Board of Building Standards, in consultation with the State Board of Education, must determine and include in the rules a definition of "emergency situation."

The rules must be adopted under the Administrative Procedure Act,<sup>2</sup> which requires agencies to give notice of the intention to adopt a rule, to conduct a public hearing on the proposed rule, and to give notice to persons who are affected by the rule's adoption.<sup>3</sup>

### **School staff member training**

The bill requires each public and private school and educational institution to provide its staff members in-service training on the use of the device and to maintain a record verifying this training on file.<sup>4</sup>

### **State Fire Code cannot conflict with the rules**

The bill prohibits the State Fire Code, which consists of rules adopted by the State Fire Marshal, from containing any provision that prohibits the use of a barricade device that is used in accordance with the rules adopted by the Board of Building Standards. Any provision of the State Fire Code that is in conflict with the bill's barricade device statute is unenforceable.<sup>5</sup>

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## **HISTORY**

<b>ACTION</b>	<b>DATE</b>
Introduced	03-10-15

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<sup>2</sup> R.C. Chapter 119., not in the bill.

<sup>3</sup> R.C. 3781.106.

<sup>4</sup> R.C. 3781.106(C).

<sup>5</sup> R.C. 3737.84; Section 4.

