

HOUSE BILL NO. 3135

103RD GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE PLANK.

6696H.011

JOSEPH ENGLER, Chief Clerk

AN ACT

To amend chapter 160, RSMo, by adding thereto one new section relating to inspection of doors in school buildings.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Chapter 160, RSMo, is amended by adding thereto one new section, to be known as section 160.674, to read as follows:

160.674. 1. As used in this section, the following terms shall mean:

- (1) "Authority having jurisdiction", an organization, office, agency, or individual responsible for enforcing the requirements under this section;**
- (2) "NFPA 101", the Life Safety Code published by the National Fire Protection Association, which includes the NFPA 80 Standards for Fire Doors and Other Opening Protectives;**
- (3) "Protective door assembly" or "protective door assemblies", any of the following:**
 - (a) Doors with panic hardware or fire exit hardware;**
 - (b) Door assemblies in exit enclosures;**
 - (c) Electricity controlled egress doors; and**
 - (d) Door assemblies with special locking arrangements, such as delayed egress, sensor release egress doors, and elevator lobby doors;**
- (4) "Qualified inspector", a person who, by possession of a recognized degree, certificate, professional standing, or skill, and who, by knowledge, training, and experience, has demonstrated the ability to deal with the subject matter, the work, or the project;**

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in bold-face type in the above bill is proposed language.

18 (5) "School board", the same as defined in section 160.011;

19 (6) "School building", a structure used for the instruction of students by a school
20 governing authority.

21 2. Each school board in this state shall:

22 (1) Cause all protective door assemblies in school buildings used by the school
23 board for instruction of students to be inspected and tested every twelve months in
24 accordance with subsection 3 of this section; and

25 (2) Verify that such protective door assemblies are in compliance with the
26 following standards:

27 (a) If the protective door assembly was installed in 2015 or after, the 2015 NFPA
28 101; or

29 (b) If the protective door assembly was installed prior to 2015, the NFPA 101
30 that was in effect on the date the protective door assembly was installed or, if the
31 protective door assembly was installed before the NFPA 101 was published and in effect,
32 the building code standards in effect at the time of installation.

33 3. (1) A school board shall cause all of the protective door assemblies in school
34 buildings used for the instruction of students to be inspected and tested every twelve
35 months by a qualified inspector to confirm proper operation and full closure.

36 (2) If a protective door assembly is not in compliance with the applicable
37 standards described in subdivision (2) of subsection 2 of this section, the school board
38 shall take all steps necessary to make the protective door assembly compliant.

39 4. After the inspection of a protective door assembly in a school building, the
40 qualified inspector shall provide a report to the school board indicating any of the
41 following:

42 (1) That the protective door assembly is in compliance with the applicable
43 standards described in subdivision (2) of subsection 2 of this section and no further
44 inspection is required respecting that protective door assembly for the next twelve
45 months;

46 (2) That the protective door assembly is not in compliance with the applicable
47 standards; or

48 (3) That the protective door assembly is not in compliance with the applicable
49 standards and there is a serious risk for fire or life safety hazard.

50 5. Each school board shall maintain records verifying annual inspections.

51 6. If one or more protective door assemblies in a school building are not in
52 compliance with the applicable standards described in subdivision (2) of subsection 2 of
53 this section, as indicated in a report under subsection 4 or 7 of this section, the school
54 board shall do both of the following:

55 (1) Take all steps necessary to make each such protective door assembly
56 compliant with the applicable standards; and

57 (2) Cause another inspection of each such protective door assembly immediately
58 after completing those steps.

59 7. After each inspection of a protective door assembly in the school building
60 under subsection 6 of this section has been completed, the qualified inspector shall
61 provide a report to the school governing authority indicating any of the following:

62 (1) That the protective door assembly is in compliance with the applicable
63 standards described in subdivision (2) of subsection 2 of this section and no further
64 inspection is required respecting that protective door assembly for the next twelve
65 months;

66 (2) That the protective door assembly is not in compliance with the applicable
67 standards; or

68 (3) That the protective door assembly is not in compliance with the applicable
69 standards and there is a serious risk for fire or life safety hazard.

70 8. (1) Beginning January 1, 2028, the authority having jurisdiction shall
71 annually cause an inspection of the records retained by each school board under
72 subsection 5 of this section. If a protective door assembly in a school building is not fully
73 compliant with the applicable standards within eighteen months after a report issued
74 under subdivision (1) or (2) of subsection 4 of this section, or within one hundred eighty
75 days after a report issued under subdivision (3) of subsection 4 of this section, and the
76 school board is not actively taking steps to achieve compliance, the authority having
77 jurisdiction shall issue a citation to the school board. Each protective door assembly
78 that is not in compliance with the applicable standards, and which the respective school
79 board is not actively taking steps to achieve compliance with those standards, is a
80 separate violation and is subject to an additional citation.

81 (2) If a citation is issued under subdivision (1) of this subsection, the school
82 governing authority shall post the citation issued concerning the protective door
83 assembly on a public web site managed by the school board. The school governing
84 authority may remove the citation posted under this division once the protective door
85 assembly is made compliant with the applicable standards and an inspection confirms
86 such compliance.

87 9. No authority having jurisdiction shall do either of the following:

88 (1) Issue a citation under subsection 8 of this section to a school governing
89 authority that is actively taking steps to reach compliance with the applicable standards,
90 regardless of whether full compliance is reached for all protective door assemblies in the
91 school building; or

92 **(2) Assess a civil penalty or any fine associated with a citation issued under**
93 **subsection 8 of this section.**

94 **10. A qualified inspector that inspects more than one protective door assembly**
95 **under subsection 4 or 7 of this section in the same school building may combine the**
96 **results of such inspections into one report, so long as the report clearly indicates which**
97 **protective door assemblies are in compliance with the applicable standards and which**
98 **are not.**

99 **11. Notwithstanding any provision of this section, a temporary door-locking**
100 **device in compliance with the rules adopted by the state fire marshal is not in conflict**
101 **with this section.**

102 **12. The department, in coordination with the state fire marshal, may promulgate**
103 **all necessary rules and regulations for the administration of this section. The rules shall**
104 **require that protective door assemblies are inspected in accordance with this section and**
105 **that the protective door assemblies continue to meet the compliance standards required**
106 **at the time of installation. Any rule or portion of a rule, as that term is defined in**
107 **section 536.010, that is created under the authority delegated in this section shall**
108 **become effective only if it complies with and is subject to all of the provisions of chapter**
109 **536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable**
110 **and if any of the powers vested with the general assembly pursuant to chapter 536 to**
111 **review, to delay the effective date, or to disapprove and annul a rule are subsequently**
112 **held unconstitutional, then the grant of rulemaking authority and any rule proposed or**
113 **adopted after August 28, 2026, shall be invalid and void.**

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