

HB 1269

2004

1 A bill to be entitled
 2 An act relating to nursing home firesafety; amending s.
 3 633.022, F.S.; requiring nursing homes to be protected by
 4 certain automatic sprinkler systems; providing a schedule;
 5 authorizing the Division of State Fire Marshal to grant
 6 certain time extensions; authorizing the division to adopt
 7 certain rules; providing for administrative sanctions
 8 under certain circumstances; providing an effective date.

9
 10 Be It Enacted by the Legislature of the State of Florida:

11
 12 Section 1. Subsection (4) is added to section 633.022,
 13 Florida Statutes, to read:

14 633.022 Uniform firesafety standards.--The Legislature
 15 hereby determines that to protect the public health, safety, and
 16 welfare it is necessary to provide for firesafety standards
 17 governing the construction and utilization of certain buildings
 18 and structures. The Legislature further determines that certain
 19 buildings or structures, due to their specialized use or to the
 20 special characteristics of the person utilizing or occupying
 21 these buildings or structures, should be subject to firesafety
 22 standards reflecting these special needs as may be appropriate.

23 (4)(a) Notwithstanding any provision of law to the
 24 contrary, each nursing home licensed under part II of chapter
 25 400 shall be protected by an approved, supervised automatic
 26 sprinkler system in accordance with section 9 of National Fire
 27 Protection Association, Inc., Publication 101, 2003 edition, in
 28 accordance with the following schedule:

29 1. Each hazardous area, as defined by section 19.3.2.1.5

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30 of such publication, of each nursing home shall be protected by
31 an approved, supervised automatic sprinkler system by no later
32 than December 31, 2007.

33 2. Each entire nursing home shall be protected by an
34 approved, supervised automatic sprinkler system by no later than
35 December 31, 2009.

36 (b) The division may grant up to two 1-year extensions of
37 the time limits for compliance in subparagraph (a)2. if the
38 division determines that the nursing home has been prevented
39 from complying for reasons beyond its control.

40 (c) The division is authorized to adopt any rule necessary
41 for the implementation and enforcement of this subsection. The
42 division shall enforce this subsection in accordance with the
43 provisions of this chapter, and any nursing home licensed under
44 part II of chapter 400 that is in violation of this subsection
45 may be subject to administrative sanctions by the division
46 pursuant to this chapter.

47 Section 2. This act shall take effect July 1, 2004.