



1           WHEREAS, through the efforts of Janelle's parents and  
2 other dedicated volunteers, Janelle's Wishing Well, a  
3 charitable foundation, has been established to provide  
4 scholarships to young people interested in health care and to  
5 raise public awareness and create community outreach programs  
6 on the dangers of carbon monoxide poisoning, and

7           WHEREAS, the Legislature recognizes and supports the  
8 education and prevention efforts of Janelle's Wishing Well to  
9 advise young people of the lethal danger of carbon monoxide  
10 poisoning, NOW, THEREFORE,

11  
12 Be It Enacted by the Legislature of the State of Florida:

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14           Section 1. Subsection (5) is added to section 509.211,  
15 Florida Statutes, to read:

16           509.211 Safety regulations.--

17           (5) Every enclosure that has boilers or other  
18 machinery generating carbon monoxide in a public lodging  
19 establishment must be equipped with one or more carbon  
20 monoxide sensor devices that bear the label of a nationally  
21 recognized testing laboratory and that have been tested and  
22 listed as complying with the most recent Underwriters  
23 Laboratories, Inc., Standard 2034, or its equivalent, unless  
24 it is determined that no potential carbon monoxide hazard  
25 exists within the enclosure. Such devices shall be integrated  
26 with the public lodging establishment's fire-detection system.  
27 Any such installation or determination shall be made in  
28 accordance with rules adopted by the division.

29           Section 2. Section 553.885, Florida Statutes, is  
30 created to read:

31           553.885 Carbon monoxide alarm required.--

1           (1) This section may be cited as "Janelle's Law."

2           (2) Every building for which a building permit is  
3 issued for new construction on or after July 1, 2008, and  
4 having a fossil-fuel-burning heater or appliance, a fireplace,  
5 or an attached garage must have an approved operational carbon  
6 monoxide alarm installed within 10 feet of each room used for  
7 sleeping purposes.

8           (3) The Florida Building Commission shall adopt rules  
9 to administer this section and shall incorporate such  
10 requirements into its next revision of the Florida Building  
11 Code.

12           (4) As used in this section, the term:

13           (a) "Carbon monoxide alarm" means a device that is  
14 meant for the purpose of detecting carbon monoxide, that  
15 produces a distinct audible alarm, and that meets the  
16 requirements of and is approved by the Florida Building  
17 Commission.

18           (b) "Fossil fuel" means coal, kerosene, oil, fuel  
19 gases, or other petroleum or hydrocarbon product that emits  
20 carbon monoxide as a by-product of combustion.

21           Section 3. This act shall take effect July 1, 2007.

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STATEMENT OF SUBSTANTIAL CHANGES CONTAINED IN  
COMMITTEE SUBSTITUTE FOR  
Senate Bill 1822

The committee substitute provides the following changes:

1. Deletes all references to smoke detectors.
2. Provides that only newly constructed buildings will be subject to carbon monoxide detector rules and regulations, starting July 1, 2008.
3. Requires the Florida Building Commission to adopt rules and incorporate these requirements into the next revision of the Florida Building Code.
4. Requires public lodging establishments to equip machine rooms with one or more carbon monoxide sensor devices.
5. Includes Anthony Perez as an individual for whom this bill will be named in memory of.