

1                                   A bill to be entitled  
2           An act relating to carbon monoxide detectors;  
3           amending s. 509.211, F.S.; requiring that  
4           certain public lodging establishments be  
5           equipped with carbon monoxide sensor devices;  
6           specifying approved types of devices; providing  
7           requirements for the installation of such  
8           devices; creating s. 553.885, F.S.; requiring  
9           that certain buildings constructed on or after  
10          a specified date be equipped with carbon  
11          monoxide alarms; providing requirements for the  
12          installation of such devices; requiring the  
13          Florida Building Commission to adopt rules;  
14          providing definitions; providing an effective  
15          date.

16  
17           WHEREAS, the general purpose and intent of this act is  
18          to provide proper protection regulations in the best interest  
19          of the health, safety, and welfare of the citizens of this  
20          state, and

21           WHEREAS, the specific intent and purpose of this act is  
22          to create safety regulations requiring carbon monoxide  
23          detectors after the occurrence of several incidents where  
24          people have died as a result of carbon monoxide poisoning  
25          under circumstances that were preventable, and

26           WHEREAS, this act honors the memory of Janelle Bertot,  
27          a talented and community-oriented 19-year-old college student  
28          and daughter of a former Hialeah police officer, and Anthony  
29          Perez, a 25-year-old senior at Florida International  
30          University and the president of Pi Kappa Phi fraternity, who  
31          died on November 14, 2004, from carbon monoxide poisoning as a

1 result of carbon monoxide that leaked from their motor  
2 vehicle, and

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

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

13           WHEREAS, this act also honors the memory of Tom  
14 Lueders, an outgoing 26-year-old from Washington, D.C., who  
15 was just starting out in a promising career and had  
16 aspirations of attending graduate school, and who, on December  
17 27, 2006, died from carbon monoxide poisoning, NOW, THEREFORE,

18  
19 Be It Enacted by the Legislature of the State of Florida:

20  
21           Section 1. Subsection (5) is added to section 509.211,  
22 Florida Statutes, to read:

23           509.211 Safety regulations.--

24           (5) Every enclosed space or room that contains a  
25 boiler regulated under chapter 554 which is fired by the  
26 direct application of energy from the combustion of fuels and  
27 that is located in any portion of a public lodging  
28 establishment that also contains sleeping rooms shall be  
29 equipped with one or more carbon monoxide sensor devices that  
30 bear the label of a nationally recognized testing laboratory  
31 and have been tested and listed as complying with the most

1 recent Underwriters Laboratories, Inc., Standard 2034, or its  
2 equivalent, unless it is determined that carbon monoxide  
3 hazards have otherwise been adequately mitigated as determined  
4 by the division. Such devices shall be integrated with the  
5 public lodging establishment's fire detection system. Any such  
6 installation or determination shall be made in accordance with  
7 rules adopted by the division.

8 Section 2. Section 553.885, Florida Statutes, is  
9 created to read:

10 553.885 Carbon monoxide alarm required.--

11 (1) Every building for which a building permit is  
12 issued for new construction on or after July 1, 2008, and  
13 having a fossil-fuel-burning heater or appliance, a fireplace,  
14 or an attached garage shall have an approved operational  
15 carbon monoxide alarm installed within 10 feet of each room  
16 used for sleeping purposes.

17 (2) The Florida Building Commission shall adopt rules  
18 to administer this section and shall incorporate such  
19 requirements into its next revision of the Florida Building  
20 Code.

21 (3) As used in this section, the term:

22 (a) "Carbon monoxide alarm" means a device that is  
23 meant for the purpose of detecting carbon monoxide, that  
24 produces a distinct audible alarm, and that meets the  
25 requirements of and is approved by the Florida Building  
26 Commission.

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

30 Section 3. This act shall take effect July 1, 2007.  
31