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CHAMBER ACTION

<u>Senate</u>	.	<u>House</u>
Comm: FAV	.	
4/17/2008	.	
Floor: 2/AD/2R	.	
4/30/2008 4:51 PM	.	

1 The Committee on Community Affairs (Wise) recommended the
2 following **amendment**:

Senate Amendment (with title amendment)

5 Delete everything after the enacting clause
6 and insert:

7 Section 1. This act may be cited as the "Aldridge/Benge
8 Firefighter Safety Act."

9 Section 2. Section 633.027, Florida Statutes, is created to
10 read:

11 633.027 Structures built with light-frame truss-type
12 construction; notice requirements; enforcement.--

13 (1) The owner of any commercial or industrial structure, or
14 any multiunit residential structure of three units or more, that
15 uses light-frame truss-type construction shall mark the structure
16 with a sign or symbol approved by the State Fire Marshal in a
17 manner sufficient to warn persons conducting fire control and

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18 other emergency operations of the existence of light-frame truss-
19 type construction in the structure.

20 (2) The State Fire Marshal shall adopt rules pursuant to
21 ss. 120.536(1) and 120.54 to implement the provisions of this
22 section, including, but not limited to:

23 (a) The dimensions and color of such sign or symbol.

24 (b) The time within which commercial, industrial, and
25 multiunit residential structures that use light-frame truss-type
26 construction shall be marked as required by this section.

27 (c) The location on each commercial, industrial, and
28 multiunit residential structure that uses light-frame truss-type
29 construction where such sign or symbol must be posted.

30 (3) The State Fire Marshal, and local fire officials in
31 accordance with s. 633.121, shall enforce the provisions of this
32 section. Any owner who fails to comply with the requirements of
33 this section is subject to penalties as provided in s. 633.161.

34 Section 3. Subsection (12) is added to section 633.0215,
35 Florida Statutes, to read:

36 633.0215 Florida Fire Prevention Code.--

37 (12) Notwithstanding other provisions of this section, the
38 State Fire Marshal must study the use of managed, facilities-
39 based voice over Internet protocol telephone service for
40 monitoring fire alarm signals. If the study determines that voice
41 over Internet protocol telephone service technology provides a
42 level of protection equivalent to that required by NFPA 72:
43 National Fire Alarm Code, the State Fire Marshal must initiate
44 rulemaking pursuant to ss. 120.536(1) and 120.54 by December 1,
45 2008, to allow the use of this technology as an additional method
46 of monitoring fire alarm systems.

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47 Section 4. Paragraph (b) of subsection (1) and paragraph
48 (a) of subsection (4) of section 633.022, Florida Statutes, are
49 amended to read:

50 633.022 Uniform firesafety standards.--The Legislature
51 hereby determines that to protect the public health, safety, and
52 welfare it is necessary to provide for firesafety standards
53 governing the construction and utilization of certain buildings
54 and structures. The Legislature further determines that certain
55 buildings or structures, due to their specialized use or to the
56 special characteristics of the person utilizing or occupying
57 these buildings or structures, should be subject to firesafety
58 standards reflecting these special needs as may be appropriate.

59 (1) The department shall establish uniform firesafety
60 standards that apply to:

61 (b) All new, existing, and proposed hospitals, nursing
62 homes, assisted living facilities, adult family-care homes,
63 correctional facilities, public schools, transient public lodging
64 establishments, public food service establishments, elevators,
65 migrant labor camps, mobile home parks, lodging parks,
66 recreational vehicle parks, recreational camps, residential and
67 nonresidential child care facilities, facilities for the
68 developmentally disabled, motion picture and television special
69 effects productions, tunnels, and self-service gasoline stations,
70 of which standards the State Fire Marshal is the final
71 administrative interpreting authority.

72
73 ~~If In the event~~ there is a dispute between the owners of the
74 buildings specified in paragraph (b) and a local authority
75 requiring a more stringent uniform firesafety standard for
76 sprinkler systems, the State Fire Marshal shall be the final

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77 administrative interpreting authority and the State Fire
78 Marshal's interpretation regarding the uniform firesafety
79 standards shall be considered final agency action.

80 (4) (a) Notwithstanding any provision of law to the
81 contrary, each nursing home licensed under part II of chapter 400
82 shall be protected throughout by an approved, supervised
83 automatic sprinkler system in accordance with s. 9 of National
84 Fire Protection Association, Inc., Life Safety Code, ~~in~~
85 ~~accordance with the following schedule:~~

86 ~~1. Each hazardous area of each nursing home shall be~~
87 ~~protected by an approved, supervised automatic sprinkler system~~
88 ~~by no later than December 31, 2008.~~

89 ~~2. Each entire nursing home shall be protected by an~~
90 ~~approved, supervised automatic sprinkler system by no later than~~
91 ~~December 31, 2010. A nursing home licensee shall submit complete~~
92 ~~sprinkler construction documents to the Agency for Health Care~~
93 ~~Administration for review by December 31, 2008, and the licensee~~
94 ~~must gain final approval to start construction from the agency by~~
95 ~~June 30, 2009. The agency shall grant a 6-month extension to a~~
96 ~~nursing home licensee if the completion and submission of the~~
97 ~~sprinkler construction documents are contingent upon the approval~~
98 ~~of the application for the loan guarantee program authorized~~
99 ~~under s. 633.0245. In such case, the agency may extend the~~
100 ~~deadline for final approval to begin construction beyond June 30,~~
101 ~~2009, but the deadline may not be extended beyond December 31,~~
102 ~~2009.~~

103 Section 5. Subsection (9) of section 633.0245, Florida
104 Statutes, is amended to read:

105 633.0245 State Fire Marshal Nursing Home Fire Protection
106 Loan Guarantee Program.--



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107 (9) An ~~No~~ application for participation in the State Fire
 108 Marshal Nursing Home Fire Protection Loan Guarantee Program may
 109 not be accepted by the State Fire Marshal after July 1, 2009 ~~June~~
 110 ~~30, 2006~~.

111 Section 6. This act shall take effect July 1, 2008.

112

113

114 ===== T I T L E A M E N D M E N T =====

115 And the title is amended as follows:

116 Delete everything before the enacting clause
 117 and insert:

118 A bill to be entitled
 119 An act relating to firesafety; providing a short title;
 120 creating s. 633.027, F.S., requiring owners of certain
 121 structures with light-frame truss-type construction to
 122 mark such structures with signs or symbols; requiring the
 123 State Fire Marshal to adopt rules governing the size,
 124 color and placement of such signs and symbols; providing
 125 for enforcement; providing penalties; amending s.
 126 663.0215, F.S., requiring the State Fire Marshal to
 127 conduct a study on the use of voice over Internet protocol
 128 telephone service for monitoring fire alarm systems;
 129 requiring rulemaking under certain conditions; amending s.
 130 633.022, F.S.; revising provisions relating to uniform
 131 firesafety standards to include application to tunnels;
 132 revising requirements pertaining to supervised automatic
 133 sprinkler systems within nursing homes; requiring a
 134 nursing home licensee to submit complete sprinkler
 135 construction documents to the Agency for Health Care
 136 Administration by a specified date; requiring such



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137 | licensee to gain final approval from the agency to start
138 | construction by a specified date; authorizing the agency
139 | to extend the deadline under certain circumstances;
140 | amending s. 633.0245, F.S.; changing the application
141 | deadline for participation in the State Fire Marshal
142 | Nursing Home Loan Guarantee Program; providing an
143 | effective date.