

Amendment No.

CHAMBER ACTION

Senate

House

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1 Representative H. Gibson offered the following:

2  
3 **Amendment (with title amendment)**

4 Between lines 13-14 and insert:

5 Section 2. Paragraph (b) of subsection (1) and paragraph  
6 (a) of subsection (4) and of section 633.022, Florida Statutes,  
7 are amended to read:

8 633.022 Uniform firesafety standards.--The Legislature  
9 hereby determines that to protect the public health, safety, and  
10 welfare it is necessary to provide for firesafety standards  
11 governing the construction and utilization of certain buildings  
12 and structures. The Legislature further determines that certain  
13 buildings or structures, due to their specialized use or to the  
14 special characteristics of the person utilizing or occupying  
15 these buildings or structures, should be subject to firesafety  
16 standards reflecting these special needs as may be appropriate.

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17 (1) The department shall establish uniform firesafety  
18 standards that apply to:

19 (b) All new, existing, and proposed hospitals, nursing  
20 homes, assisted living facilities, adult family-care homes,  
21 correctional facilities, public schools, transient public  
22 lodging establishments, public food service establishments,  
23 elevators, migrant labor camps, mobile home parks, lodging  
24 parks, recreational vehicle parks, recreational camps,  
25 residential and nonresidential child care facilities, facilities  
26 for the developmentally disabled, motion picture and television  
27 special effects productions, tunnels, and self-service gasoline  
28 stations, of which standards the State Fire Marshal is the final  
29 administrative interpreting authority.

30  
31 In the event there is a dispute between the owners of the  
32 buildings specified in paragraph (b) and a local authority  
33 requiring a more stringent uniform firesafety standard for  
34 sprinkler systems, the State Fire Marshal shall be the final  
35 administrative interpreting authority and the State Fire  
36 Marshal's interpretation regarding the uniform firesafety  
37 standards shall be considered final agency action.

38 (4) (a) Notwithstanding any provision of law to the  
39 contrary, each nursing home licensed under part II of chapter  
40 400 shall be protected throughout by an approved, supervised  
41 automatic sprinkler system in accordance with s. 9 of National  
42 Fire Protection Association, Inc., Life Safety Code, ~~in~~  
43 ~~accordance with the following schedule:~~

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

47       2. ~~Each entire nursing home shall be protected by an~~  
48 ~~approved, supervised automatic sprinkler system by no later than~~  
49 ~~December 31, 2010.~~

50       Section 3. Subsection (9) of section 633.0245, Florida  
51 Statutes, is amended to read:

52       633.0245 State Fire Marshal Nursing Home Fire Protection  
53 Loan Guarantee Program.--

54       (9) No application for participation in the State Fire  
55 Marshal Nursing Home Fire Protection Loan Guarantee Program may  
56 be accepted by the State Fire Marshal after July 1, 2009 ~~June~~  
57 ~~30, 2006.~~

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61                                   **T I T L E   A M E N D M E N T**

62       Between lines 2-3 and insert:  
63 amending s. 633.022, F.S.; including application of uniform  
64 firesafety standards to tunnels; revising application of  
65 automatic sprinkler systems requirements to nursing homes;  
66 amending s. 633.0245, F.S.; providing a new application deadline  
67 for participation in the State Fire Marshal Nursing Home Fire  
68 Protection Loan Guarantee Program;