By the Committee on Banking and Insurance; and Senator Garcia

597-2349-07

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	creating s. 553.885, F.S.; providing a short			
7	title; requiring buildings constructed on or			
8	after a specified date which have a			
9	fossil-fuel-burning appliance, fireplace, or			
10	attached garage to have carbon monoxide alarms			
11	installed; requiring the Florida Building			
12	Commission to adopt rules; providing			
13	definitions; providing an effective date.			
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15	WHEREAS, the general purpose and intent of this act is			
16	to provide proper protection regulations in the best interest			
17	of the health, safety, and welfare of the citizens of this			
18	state, and			
19	WHEREAS, the specific intent and purpose of this act is			
20	to create safety regulations requiring carbon monoxide			
21	detectors after the occurrence of several incidents where			
22	people have died as a result of carbon monoxide poisoning			
23	under circumstances that were preventable, and			
24	WHEREAS, this act is named in memory of Janelle Bertot,			
25	a talented and community-oriented 19-year-old college student			
26	and daughter of a former Hialeah police officer, and Anthony			
27	Perez, a 25-year-old senior at Florida International			
28	University and the president of Pi Kappa Phi fraternity, who			
29	died on November 14, 2004, from carbon monoxide poisoning as a			
30	result of carbon monoxide that leaked from their motor			
31	vehicle, and			

WHEREAS, through the efforts of Janelle's parents and other dedicated volunteers, Janelle's Wishing Well, a 2 charitable foundation, has been established to provide 3 scholarships to young people interested in health care and to 4 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 advise young people of the lethal danger of carbon monoxide 9 poisoning, NOW, THEREFORE, 10 11 12 Be It Enacted by the Legislature of the State of Florida: 13 Section 1. Subsection (5) is added to section 509.211, 14 Florida Statutes, to read: 15 16 509.211 Safety regulations.--17 (5) Every enclosure that has boilers or other 18 machinery generating carbon monoxide in a public lodging establishment must be equipped with one or more carbon 19 monoxide sensor devices that bear the label of a nationally 2.0 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 it is determined that no potential carbon monoxide hazard 2.4 exists within the enclosure. Such devices shall be integrated 2.5 with the public lodging establishment's fire-detection system. 26 27 Any such installation or determination shall be made in 2.8 accordance with rules adopted by the division. Section 2. Section 553.885, Florida Statutes, is 29 30 created to read: 553.885 Carbon monoxide alarm required. --31

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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1 2		STATEMENT OF SUBSTANTIAL CHANGES CONTAINED IN COMMITTEE SUBSTITUTE FOR Senate Bill 1822
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4	The	committee substitute provides the following changes:
5	1.	Deletes all references to smoke detectors.
6 7	2.	Provides that only newly constructed buildings will be subject to carbon monoxide detector rules and regulations, starting July 1, 2008.
8	3.	Requires the Florida Building Commission to adopt rules and incorporate these requirements into the next revision of the Florida Building Code.
10	4.	Requires public lodging establishments to equip machine rooms with one or more carbon monoxide sensor devices.
11 12	5.	Includes Anthony Perez as an individual for whom this bill will be named in memory of.
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