



971186

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
01/21/2016	.	
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Appropriations Subcommittee on General Government (Simpson)
recommended the following:

Senate Amendment (with title amendment)

Delete lines 29 - 76

and insert:

(b) Notwithstanding any other provision of law:

1. A nonresidential farm building ~~A structure, located on property that is classified for ad valorem purposes as agricultural, which is part of a farming or ranching operation, in which the occupancy is limited by the property owner to no more than 35 persons, and which is not used by the public for~~



971186

11 ~~direct sales or as an educational outreach facility,~~ is exempt
12 from the Florida Fire Prevention Code, including the national
13 codes and Life Safety Code incorporated by reference. ~~This~~
14 ~~paragraph does not include structures used for residential or~~
15 ~~assembly occupancies, as defined in the Florida Fire Prevention~~
16 ~~Code.~~

17 2. An agricultural pole barn is exempt from the Florida
18 Fire Prevention Code, including the national codes and the Life
19 Safety Code incorporated by reference.

20 3. Except for an agricultural pole barn, a structure on a
21 farm as defined in s. 823.14(3) (a) which is used by an owner for
22 agritourism activity for which the owner receives consideration
23 must be classified in one of the following classes:

24 a. Class 1: A nonresidential farm building that is used by
25 the owner 12 times per year or fewer for agritourism activity
26 with up to 100 persons occupying the structure at one time. A
27 structure in this class is subject to annual inspection for
28 classification by the local authority having jurisdiction. This
29 class is not subject to the Florida Fire Prevention Code but is
30 subject to rules adopted by the State Fire Marshal pursuant to
31 this section.

32 b. Class 2: A nonresidential farm building that is used by
33 the owner for agritourism activity with up to 300 persons
34 occupying the structure at one time. A structure in this class
35 is subject to annual inspection for classification by the local
36 authority having jurisdiction. This class is not subject to the
37 Florida Fire Prevention Code but is subject to rules adopted by
38 the State Fire Marshal pursuant to this section.

39 c. Class 3: A structure or facility that is used primarily



971186

40 for housing, sheltering, or otherwise accommodating members of
41 the general public. A structure or facility in this class is
42 subject to annual inspection for classification by the local
43 authority having jurisdiction. This class is subject to the
44 Florida Fire Prevention Code.

45 (c) The State Fire Marshal shall adopt rules to administer
46 this section, including, but not limited to:

47 1. The use of alternative lifesafety and fire prevention
48 standards for structures in Classes 1 and 2;

49 2. Notification and inspection requirements for structures
50 in Classes 1 and 2;

51 3. The application of the Florida Fire Prevention Code for
52 structures in Class 3; and

53 4. Any other standards or rules deemed necessary in order
54 to facilitate the use of structures for agritourism activities.

55
56 ===== T I T L E A M E N D M E N T =====

57 And the title is amended as follows:

58 Delete lines 7 - 12

59 and insert:

60 agritourism activity be classified; requiring that
61 certain structures be classified; providing criteria
62 for such classifications; providing that such
63 classifications are subject to annual inspection;
64 specifying applicable fire prevention standards for
65 each class; requiring that the State Fire Marshal
66 adopt rules; providing requirements for revising
67 certain dimensions of a tent that is exempt from the
68 code; amending s.