

**CHAPTER 69A-3
FIRE PREVENTION – GENERAL PROVISIONS**

- 69A-3.009 Definitions
69A-3.011 Inspections of State-Owned Buildings and State-Leased Spaces
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69A-3.009 Definitions.

Unless otherwise provided for by statute or the NFPA, the following terms shall, for the purpose of these rules, have the meanings indicated in this rule:

- (1) "Approved" means accepted by the authority having jurisdiction upon evaluation of compliance with appropriate standards for the product or procedure in question, or by reason of testing, and listing by an approved nationally recognized testing laboratory.
- (2) "Final Administrative Interpreting Authority" means the State Fire Marshal regarding uniform fire safety standards. The State Fire Marshal's interpretation regarding uniform fire safety standards shall be final agency action.
- (3) "Local Authority Having Jurisdiction" shall mean any personnel acting under the authority of Sections 633.118 and 633.108, F.S., as agents of their respective jurisdictions.
- (4) "NFPA" is the abbreviation for the National Fire Protection Association.
- (5) "Occupancy" shall mean the purpose for which a building or portion thereof is used or intended to be used.
- (6) "Owner" includes his duly authorized agent or attorney, a purchaser, devisee or fiduciary, and also means a person having a vested or contingent interest in the property in question.
- (7) "State Uniform Firesafety Standards" means the Rules of the State Fire Marshal as set out in Title 69A, F.A.C., and includes all standards referenced and adopted therein.
- (8) "U. L., Inc." means Underwriter's Laboratories, Incorporated.
- (9) "Nationally recognized testing laboratory" (as used herein or in any rule of the Division of State Fire Marshal or in Chapter 633, F.S.) means a facility which:
 - (a) Is regularly engaged in the examination, testing and evaluation of the type of product, equipment or material required to be tested under the applicable statute or rule;
 - (b) Has established test standards with regard to the type of product, equipment or material required to be tested;
 - (c) Has an established program for periodic inspection of factory production procedure, including quality control; and,
 - (d) Operates independently of control or influence by producers, suppliers, or vendors of the product, equipment or material being tested under the applicable statute or rule.
- (10) "Building and premises" is the structure or edifice enclosing a space within its walls and usually, but not necessarily, covered with a roof and the land surrounding the structure or edifice.
- (11) "Division" means the Division of State Fire Marshal of the Department of Financial Services.
- (12)(a) "State-owned building," as used in Chapter 633, F.S., and any rule adopted by the State Fire Marshal, except as provided in paragraph (12)(b), means any structure used or intended for supporting or sheltering any use or occupancy of which the state, any state agency or department, or the Trustees of the Internal Improvement Trust Fund is the record owner of the legal title to such structure.
 - (b) "State-owned building" does not mean or include a pole barn, a picnic shelter, a lift station, an animal pen, an animal feeder, a pump house, a one-family private residence, a two-family private residence, a forestry fire tower or other fire tower, a radio tower, a building no longer in use, an empty building, or a greenhouse.
 - (c) Notwithstanding paragraph (12)(b), the State Fire Marshal may inspect any state-owned structure excluded from the definition of state-owned building by paragraph (b), of this subsection, if the State Fire Marshal has reasonable cause to believe that a violation of Chapter 633 and Section 509.215, F.S., the rules of the State Fire Marshal, or the Florida Fire Prevention Code, may exist.
- (13) "State-leased" means that the state, any state agency or department, or the Trustees of the Internal Improvement Trust Fund is the lessee which is leasing the building or space from a lessor.

Rulemaking Authority 633.104(1), 633.206, 633.306(1)(b) FS. Law Implemented 633.104, 633.206, 633.306(2), 633.314(2) FS. History—New 9-16-65, Amended 10-18-67, 9-9-81, Formerly 4A-3.09, Amended 5-14-86, 2-12-87, 4-8-90, 11-27-01, Formerly 4A-3.009.

69A-3.011 Inspections of State-Owned Buildings and State-Leased Spaces.

(1) Special definitions.

(a) "Annually" means once at any time during the fiscal year July 1 through June 30.

(b) "Three or more floor levels" shall mean the sum of all levels of exit discharge plus levels above and below the exit discharge, including basements.

(c) "Recurring basis" shall mean, as used in connection with inspections of buildings and spaces which are not high hazard occupancies, annually if permitted by available resources, but at least once every two years, as determined by the Division of State Fire Marshal.

(d) "Flammable conditions hazardous to life and property" include all such conditions, except where 10 gallons or less of combustible and/or flammable liquids are stored in any one fire area of a building.

(2) Inspections of State-Owned Buildings.

(a) Occupancies other than high hazard occupancies shall be inspected on a recurring basis as defined in paragraph 69A-3.011(1)(c), F.A.C. In conducting these inspections, priority shall be given to buildings and spaces which are occupied by persons.

(b) All "High Hazard" state-owned occupancies, as defined in Section 633.218(1)(e), F.S., shall be inspected annually.

(3) Inspections of State-Leased Space. Each inspection of a state-leased space by the Division shall be conducted:

(a) Prior to occupancy by a state agency, or

(b) Upon completion of any major renovations to already occupied state-leased space.

Each other inspection of state leased space is the responsibility of the local authority having jurisdiction.

(4) Fire drills. Pursuant to Section 633.218, F.S., fire drills shall be conducted at least annually in all high hazard occupancies.

(a) The scheduling and execution of drills shall be the responsibility of the person or persons responsible for the building.

(b) Execution of drills shall be in accordance with NFPA 101, Life Safety Code, for the specific occupancy classification of the building or space.

(c) Drills shall be evaluated for their effectiveness and the results recorded in a readily available location for inspection by the State Fire Marshal and his agents.

Rulemaking Authority 633.104(1), 633.206 FS. Law Implemented 633.206, 633.218 FS. History—New 5-14-86, Amended 2-12-87, 4-8-90, 11-27-01, Formerly 4A-3.011.

69A-3.012 Standards of the National Fire Protection Association and Other Standards Adopted.

(1) Except as specifically modified by statute or by the State Fire Marshal's rules, the "Florida Fire Prevention Code, 5th Edition (2014)," which is comprised of the Florida specific edition of NFPA 101, the Life Safety Code® (2012 edition) and the Florida specific edition of NFPA 1, the Fire Code (2012 edition), are hereby adopted and incorporated by reference and are applicable to those buildings and structures specified in paragraphs (a) and (b), of subsection (1), of Section 633.206, F.S. In addition, the following standards, except as specifically modified in the rule chapters in Rule Title 69A, are hereby adopted and incorporated by reference and shall take effect on the effective date of this rule, as a part of the uniform fire safety standards adopted by rule by the State Fire Marshal and are applicable to those buildings and structures specified in Sections 633.206(1)(a) and (b), F.S.:

(a) NFPA 10, 2010 edition, Standard for Portable Fire Extinguishers.

(b) NFPA 11, 2010 edition, Standard for Low-, Medium-, and High- Expansion Foam.

(c) NFPA 12, 2011 edition, Standard on Carbon Dioxide Extinguishing Systems.

(d) NFPA 12A, 2009 edition, Standard on Halon 1301 Fire Extinguishing Systems.

(e) NFPA 13, 2010 edition, Standard for the Installation of Sprinkler Systems.

(f) NFPA 13D, 2010 edition, Standard for the Installation of Sprinkler Systems in One- and Two- Family Dwellings and Manufactured Homes.

(g) NFPA 13R, 2010 edition, Standard for the Installation of Sprinkler Systems in Residential Occupancies up to and including Four Stories in Height.

(h) NFPA 14, 2010 edition, Standard for the Installation of Standpipe and Hose Systems.

(i) NFPA 15, 2012 edition, Standard for Water Spray Fixed Systems for Fire Protection.

(j) NFPA 16, 2011 edition, Standard for the Installation of Foam-Water Sprinkler and Foam-Water Spray Systems.

(k) NFPA 17, 2009 edition, Standard for Dry Chemical Extinguishing Systems.

- (l) NFPA 17A, 2009 edition, Standard for Wet Chemical Extinguishing Systems.
- (m) NFPA 20, 2010 edition, Standard for the Installation of Stationary Pumps for Fire Protection.
- (n) NFPA 22, 2008 edition, Standard for Water Tanks for Private Fire Protection.
- (o) NFPA 24, 2010 edition, Standards for the Installation of Private Fire Service Mains and Their Appurtenances.
- (p) NFPA 25, 2011 edition, Standard for the Inspection, Testing, and Maintenance of Water-Based Fire Protection Systems.
- (q) NFPA 30, 2012 edition, Flammable and Combustible Liquids Code.
- (r) NFPA 30A, 2012 edition, Code for Motor Fuel Dispensing Facilities and Repair Garages.
- (s) NFPA 30B, 2011 edition, Code for the Manufacture and Storage of Aerosol Products.
- (t) NFPA 31, 2011 edition, Standard for the Installation of Oil-Burning Equipment.
- (u) NFPA 32, 2011 edition, Standards for Drycleaning Plants.
- (v) NFPA 33, 2011 edition, Standard for Spray Application Using Flammable or Combustible Materials.
- (w) NFPA 34, 2011 edition, Standard for Dipping, Coating, and Printing Processes Using Flammable or Combustible Liquids.
- (x) NFPA 35, 2011 edition, Standard for the Manufacture of Organic Coatings.
- (y) NFPA 36, 2009 edition, Standard for Solvent Extraction Plants.
- (z) NFPA 37, 2010 edition, Standard for the Installation and Use of Stationary Combustion Engines and Gas Turbines.
- (aa) NFPA 40, 2011 edition, Standard for the Storage and Handling of Cellulose Nitrate Film.
- (bb) NFPA 45, 2011 edition, Standard on Fire Protection for Laboratories Using Chemicals.
- (cc) NFPA 51, 2007 edition, Standard for the Design and Installation of Oxygen-Fuel Gas Systems for Welding, Cutting and Allied Processes.
- (dd) NFPA 51A, 2012 edition, Standard for Acetylene Cylinder Charging Plants.
- (ee) NFPA 51B, 2009 edition, Standard for Fire Prevention During Welding, Cutting and Other Hot Work.
- (ff) NFPA 52, 2010 edition, Vehicular Gaseous Fuel Systems Code.
- (gg) NFPA 54, 2012 edition, National Fuel Gas Code.
- (hh) NFPA 55, 2010 edition, Compressed Gases and Cryogenic Fluids Code.
- (ii) NFPA 58, 2011 edition, Liquefied Petroleum Gas Code.
- (jj) NFPA 59, 2012 edition, Utility LP-Gas Plant Code.
- (kk) NFPA 59A, 2009 edition, Standard for the Production, Storage and Handling of Liquefied Natural Gas (LNG).
- (ll) NFPA 61, 2008 edition, Standard for the Prevention of Fires and Dust Explosions in Agricultural and Food Processing Facilities.
- (mm) NFPA 68, 2007 edition, Standard on Explosion Protection by Deflagration Venting.
- (nn) NFPA 69, 2008 edition, Standard on Explosion Prevention Systems.
- (oo) NFPA 70, 2011 edition, National Electrical Code®.
- (pp) NFPA 72, 2010 edition, National Fire Alarm and Signaling Code.
- (qq) NFPA 75, 2009 edition, Standard for the Protection of Information Technology Equipment.
- (rr) NFPA 80, 2010 edition, Standard for Fire Doors and Other Opening Protectives.
- (ss) NFPA 82, 2009 edition, Standard on Incinerators and Waste and Linen Handling Systems and Equipment.
- (tt) NFPA 85, 2011 edition, Boiler and Combustion Systems Hazards Code.
- (uu) NFPA 86, 2011 edition, Standard for Ovens and Furnaces.
- (vv) NFPA 88A, 2011 edition, Standard for Parking Structures.
- (ww) NFPA 90A, 2012 edition, Standard for the Installation of Air-Conditioning and Ventilating Systems.
- (xx) NFPA 90B, 2012 edition, Standard for the Installation of Warm Air Heating and Air-Conditioning Systems.
- (yy) NFPA 91, 2010 edition, Standard for Exhaust Systems for Air Conveying of Vapors, Gases, Mists, and Noncombustible Particulate Solids.
- (zz) NFPA 92, 2012 edition, Standard for Smoke-Control Systems.
- (aaa) NFPA 96, 2011 edition, Standard for Ventilation Control and Fire Protection of Commercial Cooking Operations. Section 10-2.3 of NFPA 96 applies prospectively only. Existing installations are permitted to remain in place subject to the approval of the authority having jurisdiction.
- (bbb) NFPA 99, 2012 edition, Health Care Facilities Code.
- (ccc) NFPA 101, 2012 edition, Life Safety Code®.

- (ddd) NFPA 101A, 2010 edition, Guide on Alternative Approaches to Life Safety.
- (eee) NFPA 102, 2011 edition, Standard for Grandstands, Folding and Telescopic Seating, Tents and Membrane Structures.
- (fff) NFPA 105, 2010 edition, Standard for Smoke Door Assemblies and Other Opening Protectives.
- (ggg) NFPA 110, 2010 edition, Standard for Emergency and Standby Power Systems.
- (hhh) NFPA 111, 2010 edition, Standard on Stored Electrical Energy Emergency and Standby Power Systems.
- (iii) NFPA 120, 2010 edition, Standard for Fire Prevention and Control in Coal Mines.
- (jjj) NFPA 122, 2010 edition, Standard for Fire Prevention and Control in Metal/Nonmetal Mining and Metal Mineral Processing Facilities.
- (kkk) NFPA 130, 2010 edition, Standard for Fixed Guideway Transit and Passenger Rail Systems.
- (III) NFPA 140, 2008 edition, Standard on Motion Picture and Television Production Studio Soundstages, Approved Production Facilities, and Production Locations.
- (mmm) NFPA 150, 2009 edition, Standard on Fire and Life Safety in Animal Housing Facilities.
- (nnn) NFPA 160, 2011 edition, Standard for the Use of Flame Effects Before an Audience.
- (ooo) NFPA 170, 2009 edition, Standard for Fire Safety and Emergency Symbols.
- (ppp) NFPA 204, 2012 edition, Standard for Smoke and Heat Venting.
- (qqq) NFPA 211, 2010 edition, Standard for Chimneys, Fireplaces, Vents, and Solid Fuel-Burning Appliances.
- (rrr) NFPA 221, 2012 edition, Standard for High Challenge Fire Walls, Fire Walls, and Fire Barrier Walls.
- (sss) NFPA 232, 2012 edition, Standard for the Protection of Records.
- (ttt) NFPA 241, 2009 edition, Standard for Safeguarding Construction, Alteration and Demolition Operations.
- (uuu) NFPA 251, 2006 edition, Standard Methods of Tests of Fire Resistance of Building Construction and Materials.
- (vvv) NFPA 252, 2008 edition, Standard Methods of Fire Tests of Door Assemblies.
- (www) NFPA 253, 2011 edition, Standard Method of Test for Critical Radiant Flux of Floor Covering Systems Using a Radiant Heat Energy Source.
- (xxx) NFPA 255, 2006 edition, Standard Method of Test of Surface Burning Characteristics of Building Materials.
- (yyy) NFPA 256, 2003 edition, Standard Methods of Fire Tests of Roof Coverings.
- (zzz) NFPA 257, 2007 edition, Standard on Fire Test for Window and Glass Block Assemblies.
- (aaaa) NFPA 259, 2008 edition, Standard Test Method for Potential Heat of Building Materials.
- (bbbb) NFPA 260, 2009 edition, Standard Methods of Tests and Classification System for Cigarette Ignition Resistance of Components of Upholstered Furniture.
- (cccc) NFPA 261, 2009 edition, Standard Method of Test for Determining Resistance of Mock-Up Upholstered Furniture Material Assemblies to Ignition by Smoldering Cigarettes.
- (dddd) NFPA 265, 2011 edition, Standard Methods of Fire Tests for Evaluating Room Fire Growth Contribution of Textile or Expanded Vinyl Wall Coverings on Full Height Panels and Walls.
- (eeee) NFPA 271, 2009 edition, Standard Method of Test for Heat and Visible Smoke Release Rates for Materials and Products Using an Oxygen Consumption Calorimeter.
- (ffff) NFPA 286, 2011 edition, Standard Methods of Fire Test for Evaluating Contribution of Wall and Ceiling Interior Finish to Room Fire Growth.
- (gggg) NFPA 288, 2007 edition, Standard Methods of Fire Tests of Floor Fire Door Assemblies Installed Horizontally in Fire Resistance-Rated Floor Systems.
- (hhhh) NFPA 289, 2009 edition, Standard Method of Fire Test for Individual Fuel Packages.
- (iiii) NFPA 302, 2010 edition, Fire Protection Standard for Pleasure and Commercial Motor Craft.
- (jjjj) NFPA 303, 2011 edition, Fire Protection Standards for Marinas and Boatyards.
- (kkkk) NFPA 307, 2011 edition, Standard for the Construction and Fire Protection of Marine Terminals, Piers, and Wharves.
- (IIII) NFPA 312, 2011 edition, Standard for Fire Protection of Vessels During Construction, Conversion, Repair, and Lay-Up.
- (mmmm) NFPA 318, 2012 edition, Standard for the Protection of Semiconductor Fabrication Facilities.
- (nnnn) NFPA 326, 2010 edition, Standard for the Safeguarding of Tanks and Containers for Entry, Cleaning, or Repair.
- (oooo) NFPA 385, 2007 edition, Standard for Tank Vehicles for Flammable and Combustible Liquids.
- (pppp) NFPA 400, 2010 edition, Hazardous Materials Code.
- (qqqq) NFPA 407, 2012 edition, Standard for Aircraft Fuel Servicing.

- (rrrr) NFPA 409, 2011 edition, Standard on Aircraft Hangars.
- (ssss) NFPA 410, 2010 edition, Standard on Aircraft Maintenance.
- (tttt) NFPA 415, 2008 edition, Standard on Airport Terminal Buildings, Fueling Ramp Drainage, and Loading Walkways.
- (uuuu) NFPA 418, 2011 edition, Standard for Heliports.
- (vvvv) NFPA 430, 2004 edition, Code for Storage of Liquid and Solid Oxidizers.
- (wwww) NFPA 432, 2002 edition, Code for Storage of Organic Peroxide Formulations.
- (xxxx) NFPA 434, 2002 edition, Code for the Storage of Pesticides.
- (yyyy) NFPA 484, 2012 edition, Standard for Combustible Metals.
- (zzzz) NFPA 490, 2002 edition, Code for the Storage of Ammonium Nitrate.
- (aaaa) NFPA 495, 2010 edition, Explosive Materials Code.
- (bbbb) NFPA 498, 2010 edition, Standard for Safe Havens and Interchange Lots for Vehicles Transporting Explosives.
- (cccc) NFPA 501, 2010 edition, Standard on Manufactured Housing.
- (dddd) NFPA 501A, 2009 edition, Standard for Fire Safety Criteria for Manufactured Home Installations, Sites, and Communities.
- (eeee) NFPA 505, 2011 edition, Fire Safety Standard for Powered Industrial Trucks Including Type Designations, Areas of Use, Conversions, Maintenance, and Operations.
- (ffff) NFPA 560, 2007 edition, Standard for the Storage, Handling, and Use of Ethylene Oxide for Sterilization and Fumigation.
- (gggg) NFPA 601, 2010 edition, Standard for Security Services in Fire Loss Prevention.
- (hhhh) NFPA 654, 2006 edition, Standard for the Prevention of Fire and Dust Explosions from the Manufacturing, Processing, and Handling of Combustible Particulate Solids.
- (iiii) NFPA 655, 2007 edition, Standard for Prevention of Sulfur Fires and Explosions.
- (jjjj) NFPA 664, 2012 edition, Standard for the Prevention of Fires and Explosions in Wood Processing and Woodworking Facilities.
- (kkkk) NFPA 701, 2010 edition, Standard Methods of Fire Tests for Flame Propagation of Textiles and Films.
- (llll) NFPA 703, 2012 edition, Standard for Fire Retardant-Treated Wood and Fire-Retardant Coatings for Building Materials.
- (mmmm) NFPA 704, 2012 edition, Standard System for the Identification of the Hazards of Materials for Emergency Response.
- (nnnn) NFPA 720, 2012 edition, Standard for the Installation of Carbon Monoxide (CO) Detection and Warning Equipment.
- (oooo) NFPA 750, 2010 edition, Standard on Water Mist Fire Protection Systems.
- (pppp) NFPA 909, 2010 edition, Code for the Protection of Cultural Resource Properties – Museums, Libraries, and Places of Worship.
- (qqqq) NFPA 914, 2010 edition, Code for Fire Protection of Historic Structures.
- (rrrr) NFPA 1122, 2008 edition, Code for Model Rocketry.
- (ssss) NFPA 1123, 2010 edition, Code for Fireworks Display.
- (tttt) NFPA 1124, 2006 edition, Code for the Manufacture, Transportation, Storage, and Retail Sales of Fireworks and Pyrotechnic Articles.
- (uuuu) NFPA 1125, 2012 edition, Code for the Manufacture of Model Rocket and High Power Rocket Motors.
- (vvvv) NFPA 1126, 2011 edition, Standard for the Use of Pyrotechnics Before a Proximate Audience.
- (wwww) NFPA 1127, 2008 edition, Code for High Power Rocketry.
- (xxxx) NFPA 1142, 2012 edition, Standard on Water Supplies for Suburban and Rural Fire Fighting.
- (yyyy) NFPA 1144, 2008 edition, Standard for Reducing Structure Ignition Hazards from Wildland Fire.
- (zzzz) NFPA 1192, 2011 edition, Standard on Recreational Vehicles.
- (aaaa) NFPA 1194, 2011 edition, Standard for Recreational Vehicle Parks and Campgrounds.
- (bbbb) NFPA 1600, 2010 edition, Standard on Disaster/Emergency Management and Business Continuity Programs.
- (cccc) NFPA 1963, 2009 edition, Standard for Fire Hose Connections.
- (dddd) NFPA 2001, 2012 edition, Standard on Clean Agent Fire Extinguishing Systems.
- (2) All buildings, structures, establishments, facilities, equipment, or vehicular equipment over which the State Fire Marshal has jurisdiction which are constructed, renovated, expanded, rehabilitated, or in any other way significantly altered on or after the

effective date of the adoption of the codes and standards adopted in subsection (1), above, shall conform to the requirements of the codes, standards, recommended practices, and manuals contained therein, unless the structure, establishment, or facility has been exempted from complying because the building, structure, establishment, facility, equipment, or vehicular equipment has been granted an exemption from compliance by act of the Legislature.

(3) All buildings, structures, establishments, facilities, equipment, or vehicular equipment over which the State Fire Marshal has jurisdiction which are in existence on or after the effective date of the adoption of the codes and standards adopted in subsection (1), above, shall conform to the requirements of those codes and standards within a reasonable period of time. It is understood that the correction of some fire safety violations will necessitate the employment of design professionals while other violations can be expeditiously resolved. "Within a reasonable time" is defined as the amount of time it would normally take to correct a specific fire code violation under the assumption that the property owner would begin to correct said violations upon receipt of an official document from the enforcing agency.

(4) The codes and standards published by the National Fire Protection Association, including the Florida edition of NFPA 1 and NFPA 101 as adopted in Rule Chapter 69A-60, F.A.C., may be obtained by writing to BNi, 990 Park Center Dr., Suite E, Vista, CA 92081-8352. ANSI standards may be obtained from the American National Standards Institute, 25 West 43rd Street, 4th Floor, New York, N.Y. 10036. ANSI/ASME standards may be obtained from the American Society of Mechanical Engineers, Two Park Avenue, New York, N.Y. 10016-5990. ASTM standards may be obtained from the American Society for Testing and Materials, 100 Barr Harbor Drive, West Conshohocken, PA 19428-2959. UL standards may be obtained from Underwriters Laboratories, Inc., 333 Pfingston Road, Northbrook, IL 60062. All standards incorporated by reference in this rule are also available for public inspection during regular business hours at the Division currently located on the Third Floor (Room 326) of the Atrium Building, 325 John Knox Road, Tallahassee, Florida.

(5) The Code of Federal Regulations and the Compressed Gas Association (CGA) documents incorporated by reference in this rule are available for public inspection during regular business hours at the Division currently located on the Third Floor (Room 326) of the Atrium Building, 325 John Knox Road, Tallahassee, Florida.

(6) Notice required for structures with light-frame truss-type construction.

Purpose: The purpose of this rule is to require the placement of an identifying symbol on structures constructed with a light-frame truss component in a manner sufficient to warn persons conducting fire control and other emergency operations of the existence of light-frame truss-type construction in the structure.

(a) Definitions.

1. "Light-frame truss-type construction" means a type of construction whose primary structural elements are formed by a system of repetitive wood or light gauge steel framing members.

2. "Approved symbol" means a Maltese Cross measuring 8 inches horizontally and 8 inches vertically, of a bright red reflective color, designed in accordance with Figure 1.

(b) Any commercial, industrial, or any multiunit residential structure of three units or more which uses horizontal or vertical light-frame truss-type construction in any portion shall be marked with an approved symbol. Townhouses are not multiunit residential structures and therefore not subject to this rule. Each approved symbol shall include within the center circle one of the following designations:

1. Structures with light-frame truss roofs shall be marked with the letter "R."

2. Structures with light-frame truss floor systems shall be marked with the letter "F."

3. Structures with light-frame truss floor and roof systems shall be marked with the letters "R/F."

(c) The approved symbol shall be placed within 24 inches to the left of the main entry door and:

1. Be permanently attached to the face of the structure on a contrasting background, or

2. Be mounted on a contrasting base material which is then permanently attached to the face of the structure.

(d) The distance above the grade, walking surface or the finished floor to the bottom of the symbol shall be not less than 4 feet (48 inches).

(e) The distance above the grade, walking surface or the finished floor to the top of the symbol shall be not more than 6 feet (72 inches).

(7) In single tenant structures with multiple main entry doors, such as big box retail stores, department stores and grocery stores, the authority having jurisdiction is authorized to require that other main entry doors of the structure be marked with an approved symbol to carry out the purpose in subsection (6), above.

(8) In multiple tenant structures and covered malls with multiple main entry doors, the authority having jurisdiction is authorized to require that other main entry doors be marked with an approved symbol to carry out the purpose in subsection (6), above. In such structures, approved symbols shall be marked on one side only and spaced not closer than 100 feet or at each end of the structure when such structure is less than 100 feet in length.

(9) The owner of each new structure required to comply with this section shall mark the structure with the approved symbol prior to receiving a certificate of occupancy.

(10) The owner of each existing structure required to comply with this section shall mark the structure with the approved symbol within 90 days of the effective date of this rule section.

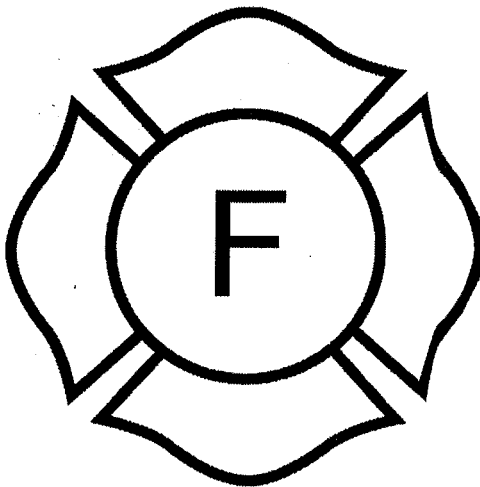
(11) Where the owner of the structure and the authority having jurisdiction disagree as to the use of light-frame truss-type construction within the structure, the owner shall be granted not more than 45 days to provide written verification from a licensed engineer or licensed architect; otherwise the owner shall comply with the rule.

Figure 1:

Approved Symbol



Light-frame "Roof" only



Light-frame "Floor" only



Light- frame "Floor & Roof"

Rulemaking Authority 633.104(1), 633.202, 633.206, 633.222 FS. Law Implemented 633.104(1), 633.202, 633.206, 633.222 FS. History—New 5-14-86, Amended 2-12-87, 4-8-90, 10-30-91, 4-3-95, 11-27-01, Formerly 4A-3.012, Amended 8-7-05, 5-18-08, 12-31-08, 12-13-09, 12-31-11, 12-31-14.

69A-21.240 Standard Service Tags, Requirements.

Each portable extinguisher which has been subjected to any type of service shall have an approved standard record tag securely attached thereto, before being placed into service. Standard service tags shall not be attached to fire extinguishers which do not comply with this rule or the standards adopted herein, until the violation is corrected in accordance with Section 633.308, F.S. The standard service tag on a fire extinguisher shall indicate that the person, whose name and permit number appear on the tag, has serviced the fire extinguisher in compliance with these rules and the standards adopted herein. Only the person performing the service shall prepare and affix the appropriate service tag as provided by this rule chapter.

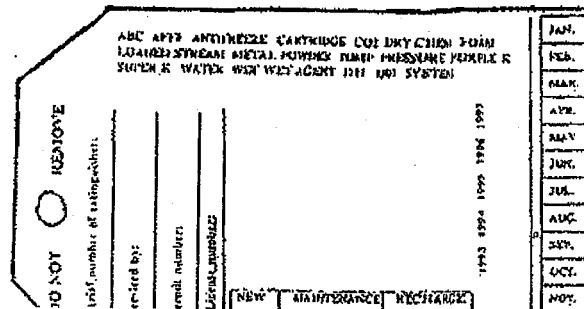
Rulemaking Authority 633.104, 633.308 FS. Law Implemented 633.104, 633.304, 633.308 FS. History—New 10-18-67, Formerly 4A-21.40, 4A-21.040, Amended 8-15-85, 2-7-89, 10-20-93, 11-21-01, Formerly 4A-21.240.

69A-21.241 Standard Service Tags, Specifications.

(1) Service Tags, Annual Maintenance.

(a) Approved standard service tags shall meet the following specifications and shall be arranged as indicated in Figure "A." In lieu of using the standard "tie-on" type service tag, a pressure sensitive label or decal meeting the same specifications as indicated in Figure "A" may be used. Tags, pressure sensitive labels or decals may be printed or otherwise established for any number of years not in excess of five years.

Figure "A"



(b) Approved standard service tags, pressure sensitive labels or decals shall bear the following information:

1. "Do Not Remove."
2. Serial Number of Extinguisher.
3. Name of person who performed the service on the extinguisher. Initials are not acceptable.
4. Permit number of the person who serviced the extinguisher.
5. Indicate the type of service performed.
6. Indicate the type of extinguisher involved.
7. Indicate the month and the year that the service was performed by means of perforation so that only the specific month is indicated.

(c) For standard service tags, pressure sensitive labels or decals, the printing may be any color.

(d) The size of the standard service tags, pressure sensitive labels or decals shall be a minimum size of no less than 2 1/2" and no greater than 3" by no less than 5 1/4" and no greater than 5 3/4".

(e) A new tag, pressure sensitive label or decal shall be attached to the portable fire extinguisher each time a service is performed.

(f) The name, street address and telephone number of the company or organization performing said service must be printed on the front center section of the service tag, pressure sensitive label or decal.

(g) The remainder of the space available on the tag shall contain no erroneous, false, or misleading statements.

(2) 6-year Maintenance, Record Tags. A verification of service collar meeting the requirements of Section 4-4.4.2, of NFPA 10, the edition as adopted in Rule Chapter 69A-3, F.A.C., shall be provided each time an extinguisher is opened for any type of service or for any purpose. A new verification service collar shall be provided for an extinguisher each time an extinguisher is opened for any type of internal service or for any other purpose. No advertisement or any other information shall be included on the verification service collar.

69A-21.303 Standard Service Tag.

(1) A standard service tag shall be affixed to pre-engineered fire protection systems when the system is found to be in compliance with Chapter 633, F.S., this rule and the standards adopted pursuant to Rule Chapter 69A-3, F.A.C. The standard service tag on a pre-engineered fire protection system shall indicate that the person, whose name and permit number appear on the tag, has serviced the system in compliance with this rule and the standards adopted herein.

(2) The standard service tag shall comply with the specifications embodied in subsection 69A-21.241(1), F.A.C.

(3) The standard service tag shall be completed and affixed to pre-engineered fire protection systems as described in Rule 69A-21.240 and subsection 69A-21.241(1), F.A.C.

(4) The verification service collar requirements of subsection 69A-21.241(2), F.A.C., shall be applicable to pre-engineered fire protection systems.

(5) The six year maintenance record tag requirements of paragraph 69A-21.237(2)(b), F.A.C., shall be applicable to pre-engineered fire protection systems.

(6) The hydrostatic test record tag requirements of Rule 69A-21.245, F.A.C., shall be applicable to pre-engineered fire protection systems.

Rulemaking Authority 633.104, 633.308 FS. Law Implemented 633.104, 633.308 FS. History—New 8-15-85, Formerly 4A-21.58, 4A-21.058, Amended 2-7-89, 10-20-93, 11-21-01, Formerly 4A-21.303.

69A-39.009 Renewal of Firesafety Inspector and Fire Code Administrator Certification.

(1)(a) Firesafety Inspector and Fire Code Administrator Certificates, unless renewed, expire four years after the issuance, reissuance, or last renewal date of the certificate, whichever date is later. Certification as a Fire Code Administrator or reissuance or renewal of that certification shall also renew the Firesafety Inspector Certificate required by subparagraph 69A-39.003(3)(a)1., F.A.C.

(b) To renew a Firesafety Inspector or Fire Code Administrator Certificate, an applicant must:

1. Successfully complete, during the four-year period before the certificate's expiration date, at least 54 hours of continuing education in courses, workshops, or seminars approved by the Division, which relate to fire prevention, code enforcement, fire protection, fire dynamics, building construction, plan review, public education, leadership, fire prevention management, community risk reduction, ethics, fire investigation, or other areas related to fire prevention. For a certificate renewed or reissued on or after January 1, 2015, at least eight of the 54 hours required by this subparagraph must consist of education or training related to the application of the Florida Fire Prevention Code adopted in Chapter 69A-60, F.A.C.

2. Submit, before the certificate's expiration date, Form DFS-K4-1463, "Certification Renewal Application (Inspector/Instructor)," which is incorporated by reference in subsection 69A-37.039(2), F.A.C., and can be obtained where indicated in subsection 69A-37.039(1), F.A.C., to the Bureau of Fire Standards and Training within the Division (hereinafter referred to as the "Bureau"). The form must be fully completed and must verify successful completion of the requirements set forth in subparagraph 1. Acceptable forms of verification include copies of certificates or college transcripts and records of course completion maintained in the Bureau's database for continuing education.

(c) If a certificate expires and:

1. Sixty or fewer days have accrued since the expiration date, the certificate may be reissued by the Division if the requirements of paragraph (b) are completed within the 60-day period authorized by this subparagraph.

2. Sixty-one days to six years have accrued since the expiration date, the certificate may be reissued by the Division if:

a. The renewal application required by subparagraph (1)(b)2., documents successful completion of the 40-hour continuing education requirement in subparagraph (1)(b)1., for the three-year certification period and, if applicable, for each subsequent three-year period that accrued since the certificate expiration date; and,

b. A passing score is re-attained on the certification examination under Rule 69A-39.007, F.A.C. If a passing score is not re-attained, the provisions of paragraph 69A-39.007(2)(b), F.A.C., shall govern the retaking of the examination.

3. More than eight years have accrued since the certificate expired:

a. A Firesafety Inspector Certificate may be reissued by the Division if the Firesafety Inspector Training Course outlined in subsection 69A-39.005(1), F.A.C., is successfully recompleted and a passing score is re-attained on the certification examination under Rule 69A-39.007, F.A.C. If a passing score is not re-attained, the provisions of paragraph 69A-39.007(2)(b), F.A.C., shall govern the retaking of the examination.

b. A Fire Code Administrator Certificate may be reissued by the Division if compliance with each requirement in paragraph 69A-39.003(3)(a), F.A.C., is re-documented in the manner specified in Rule 69A-39.0071, F.A.C.

(2) Any person whose certification has expired shall not function as a Firesafety Inspector.

(3) It is the responsibility of the certified Firesafety Inspector or Fire Code Administrator to notify the Bureau of any address changes in writing or by updating his or her personal profile online at <https://floridastatefirecollege.org/>.

Rulemaking Authority 633.104(3) FS. Law Implemented 633.216 FS. History—New 11-21-83, Formerly 4A-39.09, Amended 8-2-88, 3-1-89, Formerly 4A-39.009, Amended 8-27-12, 2-18-16.

CHAPTER 69A-40
UNIFORM FIRE SAFETY STANDARDS FOR ASSISTED LIVING FACILITIES

69A-40.022	Title
69A-40.023	Purpose
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69A-40.027	Definitions
69A-40.028	Standards of the National Fire Protection Association Adopted
69A-40.029	Evacuation Capability Evaluation
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69A-40.033	Heating, Ventilating, and Air Conditioning Equipment
69A-40.035	Code Conflict Resolution
69A-40.036	Fire Exit Drills
69A-40.037	Intergenerational Respite Care Assisted Living Facility

69A-40.022 Title.

These rules, comprising Rule Chapter 69A-40, F.A.C., shall be known as "The Uniform Fire Safety Standards for Assisted Living Facilities."

Rulemaking Authority 633.104, 633.206 FS. Law Implemented 429.11, 633.206 FS. History—New 11-29-89, Amended 1-7-97, Formerly 4A-40.022.

69A-40.023 Purpose.

The purpose of this rule chapter is to establish uniform requirements to provide a reasonable degree of safety from fire in buildings and structures used as assisted living facilities. These rules try to avoid requirements which might result in unreasonable hardship, or unnecessary inconvenience or interference with the normal use and occupancy of a building, but at the same time insist upon compliance with uniform standards for fire safety consistent with the public interest, even though a financial hardship may result in some individual cases.

Rulemaking Authority 633.104, 633.206 FS. Law Implemented 429.11, 633.206 FS. History—New 11-29-89, Amended 1-7-97, Formerly 4A-40.023.

69A-40.024 Scope.

(1) These rules apply to any institution, building, or buildings, residence, private home, boarding home, home for the aged, or any other place, whether operated for profit or not, which is an assisted living facility under the definitions of Chapter 429, F.S., and of Chapter 58A-5, F.A.C., and include the intergenerational respite care assisted living facility created pursuant to Section 429.071, F.S. These rules do not apply to transient rentals, as defined in Section 212.03, F.S.

(2) These rules are concerned with life safety during fires and similar emergencies. They address particular matters of construction, protection and occupancy of buildings to try to minimize danger to life from fire, smoke, fumes, or panic before buildings are vacated.

Rulemaking Authority 633.104, 633.206 FS. Law Implemented 429.41, 633.206 FS. History—New 11-29-89, Amended 1-7-97, Formerly 4A-40.024, Amended 1-15-07.

69A-40.027 Definitions.

(1) "Administrator" shall mean an individual who has general administrative charge of an assisted living facility.

(2) "Assisted Living Facility" (ALF) shall be as defined in Section 429.02(5), F.S. The definition does not apply to transient rentals as defined in Section 509.013(11), F.S. For firesafety purposes, the size of the facility is determined by the license as issued by the Agency for Health Care Administration.

(3) "Authority having jurisdiction" shall mean the governmental entity, organization, office, or individual responsible by law or ordinance to conduct and enforce uniform fire safety requirements in accordance with Section 633.206(2)(b), F.S.

(4) "Existing" shall refer to any assisted living facility that has been licensed prior to January 1, 1996.

(5) "Final Administrative Interpreting Authority" shall mean the State Fire Marshal.

(6) "Intergenerational Respite Care Assisted Living Facility" means a facility licensed pursuant to a 5 year pilot program established by the Agency for Health Care Administration to provide temporary personal, respite, and custodial care to minors and adults with disabilities and elderly persons with special needs who do not require 24-hour nursing services, and that provides respite care services for minors and adults with disabilities and elderly persons with special needs for a period of at least 24 hours but not more than 14 consecutive days, in which minors and adults reside in distinct and separate living units, with a maximum of 48 beds located in Miami-Dade County, and is operated as a not-for-profit entity.

(7) "NFPA" is the abbreviation for the National Fire Protection Association.

(8) "Owner" shall refer to the person, partnership, association, or corporation that owns the assisted living facilities enterprise, whether licensed or not. In the event a facility is operated by a person that leases the physical plant which is owned by another person, "owner" means the person that operates the facility. When the person that owns the physical plant is an affiliate of the person that operates the facility and has significant control over the day-to-day operation for the facility, he is considered an owner of the facility.

(9) "Point of Safety" shall be as defined in Chapters 22 and 23, NFPA 101, Life Safety Code, incorporated by reference in subsection 69A-40.028(1), F.A.C.

(10)(a) "Satisfactory Firesafety Inspection" shall mean there are no uncorrected firesafety deficiencies in the facility associated with fire alarm systems, installed fire sprinkler systems, or means of egress/escape components. For purposes of this definition, firesafety deficiencies associated with maintenance items, such as "an exit light burned out," or "an electrical wall outlet cover plate missing," would not be considered as items for an unsatisfactory firesafety inspection.

(b) Facilities shall be granted a period of time to correct firesafety deficiencies that are determined by the firesafety authority having jurisdiction citing the deficiencies. The time periods granted shall be based on the risk to life and property created by the violation and the ease of correction. Those existing facilities that are required to install fire sprinkler systems shall be granted the time frames specified in Section 429.41(1)(a)2.i., F.S.

(c) During these time frames, the lack of a required fire sprinkler system shall not be grounds for denial of a "Satisfactory Firesafety Inspection."

Rulemaking Authority 633.104, 633.206 FS. Law Implemented 429.41, 633.206 FS. History—New 11-29-89, Amended 1-7-97, Formerly 4A-40.027, Amended 1-15-07.

69A-40.028 Standards of the National Fire Protection Association Adopted.

(1) Assisted living facilities shall comply with Chapters 22 or 23, of the "Life Safety Code," NFPA 101, 1994 Edition, adopted and incorporated herein by reference, except as modified by Chapter 429, F.S.

(2)(a) When Chapters 22 and 23 of NFPA 101 Life Safety Code, 1994 edition, refer to other chapters or sections of the Code or other NFPA standards, the referenced standard shall be as stated in chapter 32, NFPA 101, Life Safety Code, 1994 edition, as is adopted and incorporated in subsection (1), above. Those standards are adopted and incorporated by reference and are as follows:

NFPA 10-1990, Standard for Portable Fire Extinguishers

NFPA 13-1994, Standard for the Installation of Sprinkler Systems

NFPA 13D-1994, Standard for the Installation of Sprinkler Systems in One- and Two-Family Dwellings and Manufactured Homes

NFPA 13R-1994, Standard for the Installation of Sprinkler Systems in Residential Occupancies up to and including Four Stories in Height

NFPA 14-1993, Standard for the Installation of Standpipe and Hose Systems

NFPA 25-1992, Standard for the Inspection, Testing, and Maintenance of Water-Based Fire Protection Systems

NFPA 30-1993, Flammable and Combustible Liquids Code

NFPA 31-1992, Standard for the Installation of Oil Burning Equipment

NFPA 40-1988, Standard for the Storage and Handling of Cellulose Nitrate Motion Picture Film

NFPA 45-1991, Standard on Fire Protection for Laboratories Using Chemicals

NFPA 54-1992, National Fuel Gas Code

NFPA 58-1992, Standard for Storage and Handling of Liquefied Petroleum Gases

NFPA 70-1993, National Electrical Code

NFPA 72-1993, National Fire Alarm Code

NFPA 80-1992, Standard for Fire Doors and Fire Windows

NFPA 82-1994, Standard on Incinerators and Waste and Linen Handling Systems and Equipment
 NFPA 88A-1991, Standard for Parking Structures
 NFPA 90A-1993, Standard for the Installation of Air Conditioning and Ventilating Systems
 NFPA 90B-1993, Standard for the Installation of Warm Air Heating and Air Conditioning Systems
 NFPA 91-1992, Standard for Exhaust Systems for Air Conveying of Materials
 NFPA 96-1994, Standard for Ventilation Control and Fire Prevention of Commercial Cooking Operations
 NFPA 99-1993, Standard for Health Care Facilities
 NFPA 102-1992, Standard for Assembly Seating, Tents, and Membrane Structures
 NFPA 110-1993, Standard for Emergency and Standby Power Systems
 NFPA 111-1993, Standard on Stored Electrical Energy Emergency and Standby Power Systems
 NFPA 211-1992, Standard for Chimneys, Fireplaces, Vents and Solid Fuel Burning Appliances
 NFPA 220-1992, Standard on Types of Building Construction
 NFPA 241-1993, Standard for Safeguarding Construction, Alteration, and Demolition Operations
 NFPA 251-1990, Standard Methods of Fire Tests of Building Construction and Materials
 NFPA 252-1990, Standard Methods of Fire Tests of Door Assemblies
 NFPA 253-1990, Standard Methods of Test for Critical Radiant Flux of Floor Covering Systems Using a Radiant Heat Energy Source
 NFPA 255-1990, Standard Method of Test of Surface Burning Characteristics of Building Materials
 NFPA 256-1993, Standard Methods of Fire Tests of Roof Coverings
 NFPA 257-1990, Standard for Fire Tests of Window Assemblies
 NFPA 260-1994, Standard Methods of Tests and Classification Systems for Cigarette Ignition Resistance of Components of Upholstered Furniture
 NFPA 261-1994, Standard Method of Test for Determining Resistance of Mock-Up Upholstered Furniture Material Assemblies to Ignition by Smoldering Cigarettes
 NFPA 265-1994, Standard Methods of Fire Tests for Evaluating Room Fire Growth Contribution of Textile Wall Coverings
 NFPA 701-1989, Standard Methods of Fire Tests for Flame-Resistant Textiles and Films
 NFPA 703-1992, Standard for Fire Retardant Impregnated Wood and Fire Retardant Coatings for Building Materials
 NFPA 1126-1992, Standard for the Use of Pyrotechnics before a Proximate Audience

(b) The codes and standards published by the National Fire Protection Association may be obtained by writing to the NFPA at: 1 Batterymarch Park, Quincy, Massachusetts 02269. All standards incorporated by reference in this rule are also available for public inspection during regular business hours at the Division of Fire Marshal, Larson Building, 200 East Gaines Street, Tallahassee, Florida.

(3) The Evacuation Capability Evaluation shall be in accordance with chapter 5, NFPA 101A, Guide on Alternative Approaches to Life Safety, 1995 edition, which is adopted and incorporated herein by reference.

Rulemaking Authority 633.104, 633.206 FS. Law Implemented 429.11, 429.41, 633.206 FS. History—New 11-29-89, Amended 1-7-97, Formerly 4A-40.028.

69A-40.029 Evacuation Capability Evaluation.

(1) The assisted living facility administrator shall conduct an “Evacuation Capability Evaluation” and the local authority having jurisdiction shall validate the evacuation capability evaluation as required in Section 429.41(1)(a), F.S. For purposes of this section, “validate” shall mean that the evacuation capability evaluation forms are reviewed by the local authority having jurisdiction to insure completeness in accordance with Chapter 5, NFPA 101A, Guide on Alternative Approaches to Life Safety, 1995 edition, as incorporated in subsection 69A-40.028(3), F.A.C.

(2) Existing, licensed, sprinklered ALF’s are not required to conduct an evacuation capability evaluation. The State Fire Marshal’s office does recommend that evacuation capability be determined using a method acceptable to the local authority having jurisdiction over fire safety.

(3) Residents shall be permitted to relocate to a “Point of Safety” as defined in subsection 69A-40.027(9), F.A.C., and as specified in Section 429.41(1)(a)1.a., F.S.

Rulemaking Authority 633.104, 633.206 FS. Law Implemented 429.11, 429.41(1)(a), 633.206 FS. History—New 11-29-89, Amended 1-7-97,

Formerly 4A-40.029.

69A-40.031 Automatic Fire Sprinkler Systems.

All requirements relating to automatic fire sprinkler systems for assisted living facilities are identified in Section 429.41(1)(a), F.S.

Rulemaking Authority 633.104, 633.206 FS. Law Implemented 429.11, 429.41(1)(a), 633.206 FS. History—New 11-29-89, Amended 1-7-97, Formerly 4A-40.031.

69A-40.033 Heating, Ventilating, and Air Conditioning Equipment.

In accordance with the applicable sections of Chapters 22 and 23, NFPA 101, Life Safety Code, 1994 edition, small facilities (16 or fewer residents) are not required to comply with NFPA 96, Standard on Ventilation Control and Fire Protection of Commercial Cooking Operations. Large facilities shall comply with NFPA 96.

Rulemaking Authority 633.104, 633.206 FS. Law Implemented 429.11, 633.206 FS. History—New 11-29-89, Amended 1-7-97, Formerly 4A-40.033.

69A-40.035 Code Conflict Resolution.

(1) Code enforcement conflict resolution of code issues cited by local government shall be resolved by the local governmental agency and city and/or county enforcement boards which have been established and identified in Section 553.73, F.S.

(2) Code enforcement conflict resolution of code issues cited by the Agency for Health Care Administration (AHCA) should be resolved between the Agency for Health Care Administration and the authority having jurisdiction.

(3) The State Fire Marshal's Office is the final administrative interpreting authority and as such will render interpretations and explanations of the codes.

Rulemaking Authority 633.104, 633.206 FS. Law Implemented 429.11, 633.206 FS. History—New 11-29-89, Amended 1-7-97, Formerly 4A-40.035.

69A-40.036 Fire Exit Drills.

(1) An existing, unsprinklered ALF shall conduct fire exit drills monthly and at least twelve fire drills shall have been conducted during the previous year (four times per year on each new shift). New facilities with eight or fewer residents and a "Prompt" evacuation capability evaluation shall follow the above guidelines. If a facility has been in operation less than one year, it shall be permitted to have conducted a fire drill for each month of its operation.

(2) A new or existing sprinklered ALF shall conduct at least six fire drills per year, one every two months, with a minimum of two drills conducted during the night when residents are sleeping.

(3) Facilities that are fully sprinklered and in compliance with other firesafety standards are not required to conduct more than one of the required fire drills between the hours of 11:00 p.m. and 7:00 a.m. per year.

(4) Residents shall be permitted to relocate to a "Point of Safety" as defined in subsection 69A-40.027(8), F.A.C., and as specified in Section 429.41(1)(a), F.S.

Rulemaking Authority 633.104, 622.206 FS. Law Implemented 429.11, 633.206 FS. History—New 1-7-97, Formerly 4A-40.036.

69A-40.037 Intergenerational Respite Care Assisted Living Facility.

(1) The living area for any minor, including the available means of egress, shall be on the level of exit discharge.

(2) Each living area or portion of living area for personal use, comprised of bathrooms, bathing areas, and sleeping areas serving minors, shall be served by exits separate from those serving other intergenerational respite care residents.

(3) Any exit designed to serve both minors and adults in any area other than the living area or portion of the living area for personal use referred to in subsection (2), such as living rooms and dining areas, shall be increased in size to 1.5 times the minimum required egress width.

Rulemaking Authority 633.104, 633.206 FS. Law Implemented, 429.41, 633.206 FS. History—New 1-15-07.

CHAPTER 69A-48
FIRE SAFETY STANDARDS FOR FIRE ALARM SYSTEMS

69A-48.001	Purpose
69A-48.002	Scope
69A-48.003	Standards for Fire Alarms
69A-48.004	Testing Laboratories Application for Certification
69A-48.005	Record of Completion
69A-48.006	Specifications for Fire Alarm Tags
69A-48.007	Drawings
69A-48.008	Monitoring

69A-48.001 Purpose.

The purpose of this rule chapter is to establish standards, by rule, for the installation, maintenance, alteration, repair, monitoring, inspection, replacement, or servicing of fire alarm systems.

Rulemaking Authority 633.346(4) FS. Law Implemented 633.346, 633.348 FS. History—New 6-28-90, Formerly 4A-48.001.

69A-48.002 Scope.

These rules apply to both new and existing fire alarm systems as of the effective date of the rule. Those systems which were based on product and engineering practices recognized as being acceptable at the date of installation but are not in compliance with currently adopted standards may continue in use, provided they are functional and approved by the authority having jurisdiction.

Rulemaking Authority 633.346(4), 633.348(7) FS. Law Implemented 633.104(1), 633.206(2)(b), 633.346(4), 633.348(7) FS. History—New 6-28-90, Amended 7-11-01, Formerly 4A-48.002.

69A-48.003 Standards for Fire Alarms.

The appropriate standards for the installation, maintenance, alteration, repair, monitoring, inspection, replacement, testing or servicing of fire alarm systems shall be those standards adopted pursuant to subsection 69A-3.012(1), F.A.C.

Rulemaking Authority 633.346(4) FS. Law Implemented 633.346, 633.348 FS. History—New 6-28-90, Amended 11-16-94, Formerly 4A-48.003.

69A-48.004 Testing Laboratories Application for Certification.

Equipment used for the installation of a fire alarm system shall be approved by a nationally recognized testing laboratory. All information concerning the equipment shall be submitted to the authority having jurisdiction.

Rulemaking Authority 633.346(4), 633.348(7) FS. Law Implemented 633.104(1), 633.206(2)(b), 633.346(4), 633.348(7) FS. History—New 6-28-90, Amended 11-16-94, 7-11-01, Formerly 4A-48.004.

69A-48.005 Record of Completion.

(1) Information applicable in National Fire Protection Association (NFPA) Standards shall be a minimum requirement and shall be contained in the Record of Completion provided to the consumer when the fire alarm system is installed or improved (see figure 1-7.2.1, NFPA 72 the edition as adopted in subsection 69A-3.012(1), F.A.C.).

(2)(a) The requirements for fire alarm system components, devices, and systems shall be tested, maintained, and inspected using the guidelines set forth in NFPA 72, as adopted in subsection 69A-3.012(1), F.A.C., and incorporated by reference therein.

(b) All inspections and testing performed on a fire alarm system shall be reported in detail on the system record log using the form required in NFPA 72, figure 7-5-.2.2. the edition as adopted in Rule 69A-3.012, F.A.C. This form shall be located and maintained at the property protected by the fire alarm system and be readily available for inspection.

(3) All repairs shall be recorded, by the repairing company, in the system record log and contain the following information:

(a) Date and time of the repair.

(b) Name of the property protected by the system.

(c) Physical address of the protected property.

- (d) Servicing entity's name, address, phone number, and representative's name.
- (e) Description and location of equipment in the building where repair work was performed.
- (f) Type of repair work performed on the system.

(4)(a) Any defective or non-functioning items discovered during any fire alarm system test or inspection shall be reported immediately, and shall also be reported in writing to the authority having jurisdiction, as described in Section 633.118, F.S., within five business days from the date the defective or non-functioning item is discovered. Written notification shall include a description of the problems found and corrective action taken.

(b) Any non-functioning system or interruption of monitoring shall be reported immediately, by telephone if possible, and shall also be reported in writing or by electronic means to the authority having jurisdiction, as described in Section 633.118, F.S., within five business days from the date the non-functioning system or interruption of monitoring is discovered. Written notification shall describe the cause of the interruption and the corrective action or actions that were taken.

(c) If the non-functioning system was due to improper or faulty installation practices, the authority having jurisdiction shall report such facts to the Department of Business and Professional Regulation.

(5) If the system is being maintained by a servicing contract and the servicing contract expires, is delegated, or changed, the authority having jurisdiction shall be notified.

Rulemaking Authority 633.346(4), 633.348(7) FS. Law Implemented 633.104(1), 633.206(2)(b), 633.346(4), 633.348(7) FS. History—New 6-28-90, Amended 11-16-94, 7-11-01, Formerly 4A-48.005.

69A-48.006 Specifications for Fire Alarm Tags.

(1) A standard Fire Alarm tag meeting the requirements of this rule shall be securely affixed to the fire alarm control panel of each fire alarm system which is installed, and each time such system is serviced, tested, repaired, inspected, or improved by any person.

(2) Standard Fire Alarm Tags – Specifications.

(a) Tags shall consist of a pressure sensitive label or the “tie-on” type.

(b) Tags shall be of any color, except red, which provides high contrast between the background color and the service information required on the tag.

(c) Tags shall contain the following information:

1. “Do not remove by Order of State Fire Marshal.”

2. Name of person performing the work.

3. Type of work performed.

4. Type of systems involved according to NFPA 72, as adopted in Rule 69A-3.012, F.A.C.

5. Month and year the work was completed.

6. The remainder of space available in the center section of a Fire Alarm tag, where the name, street address, city, zip code, certificate number, and telephone number of the licensed contractor or business entity is printed, is permitted to be used for advertising, and shall not contain any erroneous, false or misleading statements.

(d) The size of the standard Fire Alarm tag shall be approximately 2-1/2" – 5".

(e) Standard Fire Alarm tags shall be arranged as indicated in Figure “A”.

FIGURE "A"
SAMPLE ONLY

DO NOT REMOVE BY ORDER OF STATE FIRE MARSHAL	FIRE ALARM RECORD TAG							HOUSE	06	JAN
	J. JOHNSON, CONTRACTOR 123 MAIN STREET ANYTOWN, FLORIDA TELEPHONE (904) 234-5578 ALARM CONTRACTORS NO.							ALX	05	FEB
								PROP	04	MAR
								CENTRAL	03	APR
								REMOTE	02	MAY
								LOCAL	01	JUN
	NEW	SVC	TEST	REP	MSR	IMPROVE	LOCAL	01	JUL	
										AUG
										SEP
										OCT
									NOV	
									DEC	

Print Service Person's Name Cleaning or Preventive Maintenance Punch II Adding On Type System

- (3) Standard Fire Alarm tags shall be punched with a standard 1/8" or 1/4" hole punch in all relevant data sections before placing the tag on the fire alarm control panel.
- (4) Any tag required by the State Fire Marshal which indicates that the fire alarm system, or any component thereof, has been serviced, repaired, altered, replaced, or tested shall be removed before a new tag is placed on the fire alarm system.
- (5) The authority having jurisdiction may require corrective action for any system deemed non-functional.

Rulemaking Authority 633.346(4), 633.348(7) FS. Law Implemented 633.104(1), 633.206(2)(b), 633.346(4), 633.348(7) FS. History—New 6-28-90, Amended 6-30-91, 11-16-94, 7-11-01, Formerly 4A-48.006.

69A-48.007 Drawings.

- (1) Drawings of the fire alarm system showing the location of each device in the system, and the number assigned to each device in the system, shall be kept with the system record log.
- (2) When work is performed on any device in a fire alarm system, the number of the device shall be listed in the system record log.

Rulemaking Authority 633.346(4) FS. Law Implemented 633.346 FS. History—New 11-16-94, Formerly 4A-48.007.

69A-48.008 Monitoring.

- (1) Monitored fire alarm systems shall be installed and operate in accordance with the applicable NFPA standards adopted in subsection 69A-3.012(1), F.A.C., and incorporated by reference therein.
- (2) Any person currently providing or proposing to provide fire alarm monitoring services to protected premises shall notify the authority having jurisdiction in writing at least 10 days prior to offering the service. The provider shall notify the authority having jurisdiction verbally within 24 hours of discontinuing monitoring services to a protected premise. The verbal notification shall be confirmed by written notification provided to the authority having jurisdiction within 10 days of the discontinuance of monitoring services.
- (3) Managed Facilities-based Voice Network (MFVN) is a physical facilities-based communication network that:
 - (a) Is managed and maintained by the service provider to ensure service quality and reliability from the service subscriber location to the point at which a call is transferred or handed off to another MFVN peer network such as the public switched telephone network (PSTN), defined as a single or an interconnected collection of local, long distance and international phone companies;
 - (b) Conforms to all relevant PSTN standards with respect to:

1. Dialing,
2. Dial plan,
3. Call completion,
4. Carriage of alarm signals and protocols; and,
5. Loop voltage treatment.

(c) Provides real-time transmission of voice and real-time transmission of signals that carry alarm industry standard alarm formats unchanged;

(d) Preserves primary line seizure for alarm signal transmission;

(e) Provides a method of electrical power backup such as a battery that provides a minimum of 8 hours of continued uninterrupted voice service availability to the attached alarm system; and,

(f) Provides disaster recovery plans to address individual customer outages and network power restoration procedures. The plans shall be provided to the authority having jurisdiction upon request.

(4) The provider must demonstrate that the network is an MFVN as described in this rule by submitting to the authority having jurisdiction an attestation that the company's network meets the criteria in paragraphs (a) through (f), above.

Rulemaking Authority 633.346(4) FS. Law Implemented 633.206(1)(b), 633.348 FS. History—New 11-16-94, Amended 7-11-01, Formerly 4A-48.008, Amended 11-1-09.

CHAPTER 69A-60
THE FLORIDA FIRE PREVENTION CODE

69A-60.001	Title
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69A-60.001 Title.

This rule chapter shall be known, and may be cited, as the Florida Fire Prevention Code.

Rulemaking Authority 633.104, 633.202, 633.208 FS. Law Implemented 633.104, 633.202, 633.208 FS. History—New 11-15-01, Formerly 4A-60.001.

69A-60.002 Scope; Description of Florida Fire Prevention Code.

(1) The Florida Fire Prevention Code is the minimum fire prevention code deemed adopted by each municipality, county, and special district with firesafety responsibilities, and applies to every building and structure throughout the state, except:

- (a) Buildings and structures subject to the uniform firesafety standards adopted under Section 633.206, F.S.; and,
- (b) Buildings and structures subject to the minimum firesafety standards adopted pursuant to Section 394.879, F.S.

(2) Municipalities, counties, and special districts with firesafety responsibilities may supplement the Florida Fire Prevention Code adopted by this rule, with more stringent standards adopted in accordance with Section 633.208, F.S. Such standards shall be effective until repealed by the adopting municipality, county or special district if the requirements of Section 633.202(10), F.S., were met; in all other cases, the standards shall expire following the adoption of the triennial amendment to this rule, unless adopted by the amendment into the Code.

(3)(a) The Florida Fire Prevention Code consists of:

1. National Fire Protection Association (NFPA) 1, the Fire Code, Florida 2012 edition, as adopted in Rule 69A-60.003, F.A.C.;
2. NFPA 101, the Life Safety Code, Florida 2012 edition, as adopted and incorporated in Rule 69A-60.004, F.A.C., and their additions, deletions, and other modifications to NFPA 1 and NFPA 101, Florida 2012 editions, as provided therein; and,
3. All codes, standards, publications, and authorities adopted in Rule 69A-60.005, F.A.C.

(b) The Florida Fire Prevention Code also consists of all rule chapters adopted pursuant to the authority of Section 633.206, F.S., and referred to as “uniform rules,” or “rules for uniform buildings or structures,” to-wit, rule chapters:

1. Chapter 69A-3, F.A.C., Fire Prevention, General Provisions;
2. Chapter 69A-36, F.A.C., Uniform Fire Safety Standards for Nonresidential Child Care Facilities;
3. Chapter 69A-38, F.A.C., Uniform Fire Safety Standards for Residential Facilities for Individuals With Developmental Disabilities;
4. Chapter 69A-40, F.A.C., Uniform Fire Safety Standards for Assisted Living Facilities;
5. Chapter 69A-41, F.A.C., Uniform Fire Safety Standards for Residential Child Care Facilities;
6. Chapter 69A-42, F.A.C., Uniform Fire Safety Standards for Mobile Home Parks and Recreational Vehicle Parks;
7. Chapter 69A-43, F.A.C., Uniform Fire Safety Standards for Transient Public Lodging Establishments, Timeshare Plans, and Timeshare Unit Facilities;

8. Chapter 69A-44, F.A.C., Minimum Fire Safety Standards for Residential Alcohol and Drug Abuse Treatment and Prevention Programs, Mental Health Residential Treatment Facilities and Crisis Stabilization Units;
9. Chapter 69A-47, F.A.C., Uniform Fire Safety Standards for Elevators;
10. Chapter 69A-49, F.A.C., Uniform Fire Safety Standards for Self-Service Gasoline Stations;
11. Chapter 69A-53, F.A.C., Uniform Fire Safety Standards for Hospitals and Nursing Homes;
12. Chapter 69A-54, F.A.C., Uniform Fire Safety Standards for Correctional Facilities;
13. Chapter 69A-55, F.A.C., Uniform Fire Safety Standards for Public Food Service Establishments;
14. Chapter 69A-56, F.A.C., Uniform Fire Safety Standards for Migrant Labor Camps;
15. Chapter 69A-57, F.A.C., Uniform Fire Safety Standards for Adult Family Care Homes; and,
16. Chapter 69A-58, F.A.C., Uniform Fire Safety Standards for Educational Facilities.

(c) In the event of a conflict between any provision of this rule chapter other than this rule section and the rules cited in subparagraphs (3)(b)1. through 16., the rules cited in subparagraphs (3)(b)1. through 16. prevail; however, the rules in this rule chapter are not in addition to, nor are they supplemental to, the rule chapters cited in subparagraphs (3)(b)1. through 16. Each rule chapter cited in subparagraphs (3)(b)1. through 16. contain the complete rules for the subjects covered in those rule chapters.

(d) In the event of a conflict between any provision of this rule chapter and Rule Chapter 69A-58, F.A.C., this rule chapter prevails. The rules in this rule chapter are in addition to, and supplemental to, the rules in Rule Chapter 69A-58, F.A.C.

Rulemaking Authority 633.104, 633.202, 633.208 FS. Law Implemented 633.104, 633.202, 633.208 FS. History—New 11-15-01, Formerly 4A-60.002, Amended 11-28-04, 5-18-08, 12-31-08, 12-31-11, 12-31-14.

69A-60.003 Standards of the National Fire Protection Association, NFPA 1, the Fire Code, Florida 2012 Edition, Adopted.

(1) NFPA 1, the Fire Code, Florida 2012 edition, is hereby adopted and incorporated herein by reference and shall take effect on the effective date of this rule as a part of the Florida Fire Prevention Code.

(2)(a) NFPA 1, Florida 2012 edition may be purchased by writing to the NFPA at 1 Batterymarch Park, Quincy, Massachusetts 02169-7471.

(b) All codes, standards, publications, and authorities adopted and incorporated by reference in this rule chapter are also available for public inspection during regular business hours at the Bureau of Fire Prevention, Division of State Fire Marshal, Department of Financial Services, 325 John Knox Road, The Atrium, Third Floor, Tallahassee, Florida 32303 and may be accessed in a read-only, non-printable, non-downloadable format at the Division of State Fire Marshal website whose address is <http://www.myfloridacfo.com/Division/SFM>.

(c) NFPA 1, Florida 2012 edition, may also be purchased at the Bureau of Fire Standards and Training, Division of State Fire Marshal, 11655 Northwest Gainesville Road, Ocala, Florida 34482.

Rulemaking Authority 633.104, 633.202, 633.208 FS. Law Implemented 633.104, 633.202, 633.208 FS. History—New 11-15-01, Formerly 4A-60.003, Amended 11-28-04, 5-18-08, 12-31-08, 12-31-11, 5-1-13, 12-31-14.

69A-60.004 Standards of the National Fire Protection Association, NFPA 101, the Life Safety Code, Florida 2012 Edition, Adopted.

(1) NFPA 101, the Life Safety Code, Florida 2012 edition, is hereby adopted and incorporated herein by reference and shall take effect on the effective date of this rule as a part of the Florida Fire Prevention Code.

(2)(a) NFPA 101, Florida 2012 edition may be purchased by writing to the NFPA at 1 Batterymarch Park, Quincy, Massachusetts 02169-7471.

(b) All codes, standards, publications, and authorities adopted and incorporated by reference in this rule chapter are also available for public inspection during regular business hours at the Bureau of Fire Prevention, Division of State Fire Marshal, Department of Financial Services, 325 John Knox Road, The Atrium, Third Floor, Tallahassee, Florida 32303 and may be accessed in a read-only, non-printable, non-downloadable format at the Division of State Fire Marshal website whose address is <http://www.myfloridacfo.com/Division/SFM>.

(c) NFPA 101, Florida 2012 edition, may also be purchased at the Bureau of Fire Standards and Training, Division of State Fire Marshal, 11655 Northwest Gainesville Road, Ocala, Florida 34482.

69A-60.005 Publications Referenced in NFPA 1, the Florida 2012 Edition, and NFPA 101, the Florida 2012 Edition, Added to the Florida Fire Prevention Code.

- (1) For purposes of this rule chapter, the following definitions apply:
 - (a) ANSI means the American National Standards Institute.
 - (b) ASME means the American Society of Mechanical Engineers.
 - (c) ASTM means the American Society for Testing and Materials.
 - (d) BHMA means the Builders Hardware Manufacturers Association.
 - (e) ICC means the International Code Council, American National Standard Accessible and Usable Buildings and Facilities.
 - (f) UL means Underwriters Laboratories, Inc.
- (2) The following publications are hereby adopted and incorporated by reference herein and added to the Florida Fire Prevention Code and shall take effect on the effective date of this rule:
 - (a) NFPA 10, 2010 edition, Standard for Portable Fire Extinguishers.
 - (b) NFPA 11, 2010 edition, Standard for Low-, Medium- and High-Expansion Foam.
 - (c) NFPA 12, 2011 edition, Standard on Carbon Dioxide Extinguishing Systems.
 - (d) NFPA 12A, 2009 edition, Standard on Halon 1301 Fire Extinguishing Systems.
 - (e) NFPA 13, 2010 edition, Standard for the Installation of Sprinkler Systems.
 - (f) NFPA 13D, 2010 edition, Standard for the Installation of Sprinkler Systems in One- and Two- Family Dwellings and Manufactured Homes.
 - (g) NFPA 13R, 2010 edition, Standard for the Installation of Sprinkler Systems in Residential Occupancies up to and Including Four Stories in Height.
 - (h) NFPA 14, 2010 edition, Standard for the Installation of Standpipe, Private Hydrants, and Hose Systems.
 - (i) NFPA 15, 2012 edition, Standard for Water Spray Fixed Systems for Fire Protection.
 - (j) NFPA 16, 2011 edition, Standard for the Installation of Foam-Water Sprinkler and Foam-Water Spray Systems.
 - (k) NFPA 17, 2009 edition, Standard for Dry Chemical Extinguishing Systems.
 - (l) NFPA 17A, 2009 edition, Standard for Wet Chemical Extinguishing Systems.
 - (m) NFPA 20, 2010 edition, Standard for the Installation of Stationary Pumps for Fire Protection.
 - (n) NFPA 22, 2008 edition, Standard for Water Tanks for Private Fire Protection.
 - (o) NFPA 24, 2010 edition, Standard for the Installation of Private Fire Service Mains and Their Appurtenances.
 - (p) NFPA 25, 2011 edition, Standard for the Inspection, Testing, and Maintenance of Water-Based Fire Protection Systems.
 - (q) NFPA 30, 2012 edition, Flammable and Combustible Liquids Code.
 - (r) NFPA 30A, 2012 edition, Code for Motor Fuel Dispensing Facilities and Repair Garages.
 - (s) NFPA 30B, 2011 edition, Code for the Manufacture and Storage of Aerosol Products.
 - (t) NFPA 31, 2011 edition, Standard for the Installation of Oil-Burning Equipment.
 - (u) NFPA 32, 2011 edition, Standard for Drycleaning Plants.
 - (v) NFPA 33, 2011 edition, Standard for Spray Application Using Flammable or Combustible Materials.
 - (w) NFPA 34, 2011 edition, Standard for Dipping, Coating, and Printing Processes Using Flammable or Combustible Liquids.
 - (x) NFPA 35, 2011 edition, Standard for the Manufacture of Organic Coatings.
 - (y) NFPA 36, 2009 edition, Standard for Solvent Extraction Plants.
 - (z) NFPA 37, 2010 edition, Standard for the Installation and Use of Stationary Combustion Engines and Gas Turbines.
 - (aa) NFPA 40, 2011 edition, Standard for the Storage and Handling of Cellulose Nitrate Film.
 - (bb) NFPA 45, 2011 edition, Standard on Fire Protection for Laboratories Using Chemicals.
 - (cc) NFPA 51, 2007 edition, Standard for the Design and Installation of Oxygen-Fuel Gas Systems for Welding, Cutting and Allied Processes.
 - (dd) NFPA 51A, 2012 edition, Standard for Acetylene Cylinder Charging Plants.
 - (ee) NFPA 51B, 2009 edition, Standard for Fire Prevention During Welding, Cutting and Other Hot Work.
 - (ff) NFPA 52, 2010 edition, Vehicular Gaseous Fuel Systems Code.

(gg) NFPA 54, 2012 edition, National Fuel Gas Code.

(hh) NFPA 55, 2010 edition, Compressed Gases and Cryogenic Fluids Code.

(ii) NFPA 58, 2011 edition, Liquefied Petroleum Gas Code.

(jj) NFPA 59, 2012 edition, Utility LP-Gas Plant Code.

(kk) NFPA 59A, 2009 edition, Standard for the Production, Storage, and Handling of Liquefied Natural Gas (LNG).

(ll) NFPA 61, 2008 edition, Standard for the Prevention of Fires and Dust Explosions in Agricultural and Food Processing Facilities.

(mm) NFPA 68, 2007 edition, Standard on Explosion Prevention by Deflagration Venting.

(nn) NFPA 69, 2008 edition, Standard on Explosion Prevention Systems.

(oo) NFPA 70, 2011 edition, National Electrical Code®.

(pp) NFPA 72, 2010 edition, National Fire Alarm and Signaling Code.

(qq) NFPA 75, 2009 edition, Standard for the Protection of Information Technology Equipment.

(rr) NFPA 80, 2010 edition, Standard for Fire Doors and Other Opening Protectives.

(ss) NFPA 82, 2009 edition, Standard on Incinerators and Waste and Linen Handling Systems and Equipment.

(tt) NFPA 85, 2011 edition, Boiler and Combustion Systems Hazards Code.

(uu) NFPA 86, 2011 edition, Standard for Ovens and Furnaces.

(vv) NFPA 88A, 2011 edition, Standard for Parking Structures.

(ww) NFPA 90A, 2012 edition, Standard for the Installation of Air-Conditioning and Ventilating Systems.

(xx) NFPA 90B, 2012 edition, Standard for the Installation of Warm Air Heating and Air-Conditioning Systems.

(yy) NFPA 91, 2010 edition, Standard for Exhaust Systems for Air Conveying of Vapors, Gases, Mists, and Noncombustible

Particulate Solids.

(zz) NFPA 92, 2012 edition, Standard for Smoke-Control Systems.

(aaa) NFPA 96, 2011 edition, Standard for Ventilation Control and Fire Protection of Commercial Cooking Operations. Section 10-2.3 of NFPA 96 applies prospectively only. Existing installations are permitted to remain in place subject to the approval of the authority having jurisdiction.

(bbb) NFPA 99, 2012 edition, Health Care Facilities Code.

(ccc) NFPA 101, 2012 edition, Life Safety Code®.

(ddd) NFPA 101A, 2010 edition, Guide on Alternative Approaches to Life Safety.

(eee) NFPA 102, 2011 edition, Standard for Grandstands, Folding and Telescopic Seating, Tents and Membrane Structures.

(fff) NFPA 105, 2010 edition, Standard for Smoke Door Assemblies and Other Opening Protectives.

(ggg) NFPA 110, 2010 edition, Standard for Emergency and Standby Power Systems.

(hhh) NFPA 111, 2010 edition, Standard on Stored Electrical Energy Emergency and Standby Power Systems.

(iii) NFPA 120, 2010 edition, Standard for Fire Prevention and Control in Coal Mines.

(jjj) NFPA 122, 2010 edition, Standard for Fire Prevention and Control in Metal/Nonmetal Mining and Metal Mineral

Processing Facilities.

(kkk) NFPA 130, 2010 edition, Standard for Fixed Guideway Transit and Passenger Rail Systems.

(lll) NFPA 140, 2008 edition, Standard on Motion Picture and Television Production Studio Soundstages, Approved Production Facilities, and Production Locations.

(mmm) NFPA 150, 2009 edition, Standard on Fire and Life Safety in Animal Housing Facilities.

(nnn) NFPA 160, 2011 edition, Standard for the Use of Flame Effects Before an Audience.

(ooo) NFPA 170, 2009 edition, Standard on Fire Safety and Emergency Symbols.

(ppp) NFPA 204, 2012 edition, Standard for Smoke and Heat Venting.

(qqq) NFPA 211, 2010 edition, Standard for Chimneys, Fireplaces, Vents, and Solid Fuel-Burning Appliances.

(rrr) NFPA 221, 2012 edition, Standard for High Challenge Fire Walls, Fire Walls and Fire Barrier Walls.

(sss) NFPA 232, 2012 edition, Standard for the Protection of Records.

(ttt) NFPA 241, 2009 edition, Standard for Safeguarding Construction, Alteration, and Demolition Operations.

(uuu) NFPA 251, 2006 edition, Standard Methods of Tests of Fire Resistance of Building Construction and Materials.

(vvv) NFPA 252, 2008 edition, Standard Methods of Fire Tests of Door Assemblies.

(www) NFPA 253, 2011 edition, Standard Method of Test for Critical Radiant Flux of Floor Covering Systems Using a Radiant

Heat Energy Source.

- (xxx) NFPA 255, 2006 edition, Standard Method of Test of Surface Burning Characteristics of Building Materials.
- (yyy) NFPA 256, 2003 edition, Standard Methods of Fire Tests of Roof Coverings.
- (zzz) NFPA 257, 2007 edition, Standard on Fire Test for Window and Glass Block Assemblies.
- (aaaa) NFPA 259, 2008 edition, Standard Test Method for Potential Heat of Building Materials.
- (bbbb) NFPA 260, 2009 edition, Standard Methods of Tests and Classification System for Cigarette Ignition Resistance of Components of Upholstered Furniture.
- (cccc) NFPA 261, 2009 edition, Standard Method of Test for Determining Resistance of Mock-Up Upholstered Furniture Material Assemblies to Ignition by Smoldering Cigarettes.
- (dddd) NFPA 265, 2011 edition, Standard Methods of Fire Tests for Evaluating Room Fire Growth Contribution of Textile or Expanded Vinyl Wall Coverings on Full Height Panels and Walls.
- (eeee) NFPA 271, 2009 edition, Standard Method of Test for Heat and Visible Smoke Release Rates for Materials and Products Using an Oxygen Consumption Calorimeter.
- (ffff) NFPA 286, 2011 edition, Standard Methods of Fire Tests for Evaluating Contribution of Wall and Ceiling Interior Finish to Room Fire Growth.
- (gggg) NFPA 288, 2007 edition, Standard Method for Fire Tests of Floor Fire Door Assemblies Installed Horizontally in Fire Resistance-Rated Floor Systems.
- (hhhh) NFPA 289, 2009 edition, Standard Method of Fire Test for Individual Fuel Packages.
- (iiii) NFPA 302, 2010 edition, Fire Protection Standard for Pleasure and Commercial Motor Craft.
- (jjjj) NFPA 303, 2011 edition, Fire Protection Standard for Marinas and Boatyards.
- (kkkk) NFPA 307, 2011 edition, Standard for the Construction and Fire Protection of Marine Terminals, Piers, and Wharves.
- (llll) NFPA 312, 2011 edition, Standard for Fire Protection of Vessels During Construction, Conversion, Repair, and Lay-Up.
- (mmmm) NFPA 318, 2012 edition, Standard for the Protection of Semiconductor Fabrication Facilities.
- (nnnn) NFPA 326, 2010 edition, Standard for the Safeguarding of Tanks and Containers for Entry, Cleaning, or Repair.
- (oooo) NFPA 385, 2007 edition, Standard for Tank Vehicles for Flammable and Combustible Liquids.
- (pppp) NFPA 400, 2010 edition, Hazardous Materials Code.
- (qqqq) NFPA 407, 2012 edition, Standard for Aircraft Fuel Servicing.
- (rrrr) NFPA 409, 2011 edition, Standard on Aircraft Hangars.
- (ssss) NFPA 410, 2010 edition, Standard on Aircraft Maintenance.
- (tttt) NFPA 415, 2008 edition, Standard on Airport Terminal Buildings, Fueling Ramp Drainage, and Loading Walkways.
- (uuuu) NFPA 418, 2011 edition, Standard for Heliports.
- (vvvv) NFPA 430, 2004 edition, Code for the Storage of Liquid and Solid Oxidizers.
- (wwww) NFPA 432, 2002 edition, Code for the Storage of Organic Peroxide Formulations.
- (xxxx) NFPA 434, 2002 edition, Code for the Storage of Pesticides.
- (yyyy) NFPA 484, 2012 edition, Standard for Combustible Metals.
- (zzzz) NFPA 490, 2002 edition, Code for the Storage of Ammonium Nitrate.
- (aaaaa) NFPA 495, 2010 edition, Explosive Materials Code.
- (bbbbb) NFPA 498, 2010 edition, Standard for Safe Havens and Interchange Lots for Vehicles Transporting Explosives.
- (ccccc) NFPA 501, 2010 edition, Standard on Manufactured Housing.
- (dddd) NFPA 501A, 2009 edition, Standard for Fire Safety Criteria for Manufactured Home Installations, Sites, and Communities.
- (eeeee) NFPA 505, 2011 edition, Fire Safety Standard for Powered Industrial Trucks Including Type Designations, Areas of Use, Conversions, Maintenance and Operations.
- (ffff) NFPA 560, 2007 edition, Standard for the Storage, Handling, and Use of Ethylene Oxide for Sterilization and Fumigation.
- (ggggg) NFPA 601, 2010 edition, Standard for Security Services in Fire Loss Prevention.
- (hhhhh) NFPA 654, 2006 edition, Standard for the Prevention of Fire and Dust Explosions from the Manufacturing, Processing, and Handling of Combustible Particulate Solids.
- (iiii) NFPA 655, 2007 edition, Standard for Prevention of Sulfur Fires and Explosions.

(jjjjj) NFPA 664, 2012 edition, Standard for the Prevention of Fires and Explosions in Wood Processing and Woodworking Facilities.

(kkkkk) NFPA 701, 2010 edition, Standard Methods of Fire Tests for Flame Propagation of Textiles and Films.

(lllll) NFPA 703, 2012 edition, Standard for Fire Retardant-Treated Wood and Fire-Retardant Coatings for Building Materials.

(mmmmm) NFPA 704, 2012 edition, Standard System for Identification of the Hazards of Materials for Emergency Response.

(nnnnn) NFPA 720, 2012 edition, Standard for the Installation of Carbon Monoxide (CO) Detection and Warning Equipment.

(ooooo) NFPA 750, 2010 edition, Standard on Water Mist Fire Protection Systems.

(ppppp) NFPA 909, 2010 edition, Code for the Protection of Cultural Resources Properties – Museums, Libraries, and Places of Worship.

(qqqqq) NFPA 914, 2010 edition, Code for Fire Protection of Historic Structures.

(rrrrr) NFPA 1122, 2008 edition, Code for Model Rocketry.

(sssss) NFPA 1123, 2010 edition, Code for Fireworks Display.

(ttttt) NFPA 1124, 2006 edition, Code for the Manufacture, Transportation, Storage and Retail Sales of Fireworks and Pyrotechnic Articles.

(uuuuu) NFPA 1125, 2012 edition, Code for the Manufacture of Model Rocket and High Power Rocket Motors.

(vvvvv) NFPA 1126, 2011 edition, Standard for the Use of Pyrotechnics before a Proximate Audience.

(wwwww) NFPA 1127, 2008 edition, Code for High Powered Rocketry.

(xxxxx) NFPA 1142, 2012 edition, Standard on Water Supplies for Suburban and Rural Fire Fighting.

(yyyyy) NFPA 1144, 2008 edition, Standard for Reducing Structure Ignition Hazards from Wildland Fire.

(zzzzz) NFPA 1192, 2011 edition, Standard on Recreational Vehicles.

(aaaaa) NFPA 1194, 2011 edition, Standard for Recreational Vehicle Parks and Campgrounds.

(bbbbb) NFPA 1600, 2010 edition, Standard on Disaster/Emergency Management and Business Continuity Programs.

(ccccc) NFPA 1963, 2009 edition, Standard for Fire Hose Connections.

(ddddd) NFPA 2001, 2012 edition, Standard on Clean Agent Fire Extinguishing Systems.

(eeeee) SFPE Engineering Guide to Performance-Based Fire Protection Analysis and Design of Buildings, Society of Fire Protection Engineers, Bethesda, Maryland 2000 edition.

(fffff) The portions of ANSI A14.3-2002, Safety Code for Fixed Ladders, which pertain to fire escape ladders and which may be obtained at American National Standards Institute, 25 West 43rd Street, 4th Floor, New York, NY 10036.

(ggggg) Chapter 4, Accessible Routes, ICC/ANSI A117.1-1998, which may be obtained at American National Standard for Accessible and Usable Buildings and Facilities, American National Standards Institute, 25 West 43rd Street, 4th Floor, New York, NY 10036.

(hhhhh) The portions of ANSI A1264.1-1995, Safety Requirements for Workplace Floor and Wall Openings, Stairs and Railing Systems, which pertain to fire escape ladders and which may be obtained at American National Standards Institute, 25 West 43rd Street, 4th Floor, New York, NY 10036.

(iiiiii) ANSI/UL 2079, 1998 edition, Test of Fire Resistance of Building Joint Systems, which may be obtained at Underwriters Laboratories Inc., 333 Pfingsten Rd., Northbrook, IL 60062.

(jjjjj) The portions of ASME/ANSI A17.1-2000, Safety Code for Elevators and Escalators, which may be obtained at American Society of Mechanical Engineers, Three Park Avenue, New York, NY 10016-5990.

(kkkkk) The portions of ASME/ANSI A17.3-2002, Safety Code for Existing Elevators and Escalators, which may be obtained at American Society of Mechanical Engineers, Three Park Avenue, New York, NY 10016-5990.

(lllll) ASTM D 2898,-94, (Reapproved 1999), Test Method for Accelerated Weathering of Fire Retardant-Treated Wood for Fire Testing, which may be obtained at American Society for Testing and Materials, 100 Barr Harbor Drive, West Conshohocken, PA 19428-2959.

(mmmmm) ASTM E 136-1999, Standard Test Method for Behavior of Materials in a Vertical Tube Furnace at 750°C, which may be obtained at American Society for Testing and Materials, 100 Barr Harbor Drive, West Conshohocken, PA 19428-2959.

(nnnnn) ASTM E 1537, 2001 edition, Standard Test Method for Fire Testing of Upholstered Furniture, which may be obtained at American Society for Testing and Materials, 100 Barr Harbor Drive, West Conshohocken, PA 19428-2959.

(ooooo) ASTM E 1590-01, Standard Test Method for Fire Testing of Mattresses, American Society for Testing and Materials, which may be obtained at 100 Barr Harbor Drive, West Conshohocken, PA 19428-2959.

(ppppp) ASTM E 1591-00, Standard Guide for Obtaining Data for Deterministic Fire Models, which may be obtained at American Society for Testing and Materials, 100 Barr Harbor Drive, West Conshohocken, PA 19428-2959.

(qqqqq) ASTM F 851-1987 (Reapproved 1991), Standard Test Method for Self-Rising Seat Mechanisms, which may be obtained at American Society for Testing and Materials, 100 Barr Harbor Drive, West Conshohocken, PA 19428-2959, but only to the extent referenced in Subdivision 12.2.5.5.1 and 12.2.5.5.2 of NFPA 101, 2000 edition.

(rrrrr) ANSI/BHMA A-156.19-2002, American National Standard for Power Assist and Low Energy Power Operated Doors, which may be obtained at Buildings Hardware Manufacturers Association, 355 Lexington Avenue, 17th Floor, New York, NY 10017-6603.

(sssss) UL 924, Standard for Safety Emergency Lighting and Power Equipment, Underwriters Laboratories, Inc., which may be obtained at 333 Pfingsten Rd., Northbrook, IL 60062.

(ttttt) UL 1975, Standard for Fire Tests for Foamed Plastics Used for Decorative Purposes, Underwriters Laboratories, Inc., which may be obtained at 333 Pfingsten Rd., Northbrook, IL 60062.

(3) The codes and standards published by the National Fire Protection Association and the SFPE Engineering Guide to Performance-Based Fire Protection Analysis and Design of Buildings may be obtained by writing to the NFPA at: 1 Batterymarch Park, Quincy, Massachusetts 02169-7471. All standards adopted and incorporated by reference in this rule are also available for public inspection during regular business hours at the Bureau of Fire Prevention, Division of State Fire Marshal, Department of Financial Services, 325 John Knox Road, The Atrium, Third Floor, Tallahassee, Florida 32303.

(4) The Secretary of the Interior's Standards for Rehabilitation and Guidelines for Rehabilitating Historic Buildings may be obtained by writing the Florida Department of State, Division of Historical Resources, R. A. Gray Building, 500 South Bronough Street, Tallahassee, Florida 32399-0250. All standards adopted and incorporated by reference in this rule are also available for public inspection during regular business hours at the Bureau of Fire Prevention, Division of State Fire Marshal, Department of Financial Services, 325 John Knox Road, The Atrium, Third Floor, Tallahassee, Florida 32303.

(5) Only the codes, standards, publications, or other references adopted in this chapter are enforceable as part of the Florida Fire Prevention Code. Any code, standard, publication or other reference not adopted in this chapter is not a part of the Florida Fire Prevention Code and may only be enforced by a local government if it has been adopted as a local amendment of the local government pursuant to Sections 633.202(2), 633.202(10) or 633.208(3), F.S.

Rulemaking Authority 633.104, 633.202, 633.208 FS. Law Implemented 633.104, 633.202, 633.208 FS. History—New 11-15-01, Formerly 4A-60.005, Amended 11-28-04, 5-18-08, 12-31-08, 4-25-12, 12-31-14.

69A-60.006 Manufactured and Prototype Buildings.

(1) Definitions. For purposes of this section, the following definitions apply:

(a) "Manufacture" means the process of making, modifying, fabricating, constructing, forming or assembling or reassembling a product from raw, unfinished, semifinished, or finished materials.

(b) "Manufactured building" means a closed structure, building, assembly, or system of subassemblies, which may include structural, electrical, plumbing, heating, ventilating, or other service systems manufactured for installation or erection, with or without other specified components, as a finished building or as part of a finished building, which shall include but not be limited to residential, commercial, institutional, storage, and industrial structures. For purposes of this section, "manufactured building" includes "prototype building" as defined in this subsection.

(c) "Manufacturer" means any person who, or entity which, has been certified by the Department of Community Affairs to produce, modify, or produce and modify, a manufactured building for placement in, or which has been ultimately placed in, the State of Florida.

(d) "Prototype building" means a building constructed in accordance with architectural or engineering plans intended for replication on various sites and which will be updated to comply with the Florida Building Code and applicable laws relating to firesafety, health and sanitation, casualty safety, and requirements for persons with disabilities which are in effect at the time a construction contract is to be awarded.

(2) With respect to inspections of manufactured buildings, each manufacturer of manufactured buildings is permitted to, at its option:

(a) Contract with any person currently certified as a firesafety inspector under Section 633.216, F.S., from a list to be provided by the Department; or

(b) Provide for one or more of its employees to become certified under Chapter 69A-39, F.A.C.

(3) Each manufacturer shall notify the Department of the option that it has chosen prior to having any firesafety inspection performed on a manufactured building.

(4)(a) The Manufacturer's Modular Data Plate shall state that the manufactured building is, or is not, in compliance with Chapter 633, F.S., and the rules of the Department.

(b) If the Manufacturer's Modular Data Plate indicates that the building is in compliance with Chapter 633, F.S., and the rules of the Department, the local fire official shall recognize and approve such manufactured building. Nothing in this section prevents or prohibits a fire official from conducting performance tests of life safety systems.

(c) If the Manufacturer's Modular Data Plate indicates that the building is not in compliance with Chapter 633, F.S., and the rules of the Department, the local firesafety inspector shall have the authority to conduct such firesafety inspections and to require such modifications as necessary to bring the building into compliance with Chapter 633, F.S., and the rules of the Department.

(d) Nothing contained herein shall restrict the local fire official from approving the site conditions for such matters as fire department access, water supplies, and the exit discharge from the manufactured building; however, this section relating to manufactured buildings is not subject to any local amendment.

(e) Paragraphs (a) through (d) do not apply to factory built school buildings. Each master plan for the factory built school buildings to be built according to such plan shall be reviewed by a firesafety inspector certified pursuant to Section 633.216, F.S., conducting an inspection pursuant to Section 633.216(1), F.S., who shall note or cause to be noted on the face of the plans the following:

1. Whether buildings manufactured in conformance with those plans require inspection in the factory and the items subject to inspection; and,

2. Identification of any item that is not indicated on the plans to be installed at the factory, but which is required to be installed pursuant to the Florida Fire Prevention Code, if any. Installation of such item shall be subject to inspection by the local fire official after installation.

(f) No factory built school building shall be occupied, used, or have an insignia of the Department of Community Affairs attached until such building has been inspected after installation by the local fire official and found to be in compliance with the Florida Fire Prevention Code. The local fire official shall notify the local building official when the factory built school has been inspected after installation and has been found to be in compliance with the Florida Fire Prevention Code.

(5) After the manufacturer has fully complied with at least one option in subsection (2), the Department shall advise the Department of Community Affairs of such compliance which shall constitute notice that the manufacturer is in compliance with the firesafety inspection requirements of the Florida Fire Prevention Code, or the applicable uniform code, and that firesafety inspections are being completed by certified firesafety inspectors.

Rulemaking Authority 633.104, 633.202, 633.208 FS. Law Implemented 633.104, 633.202, 633.208 FS. History—New 11-15-01, Amended 9-8-02, Formerly 4A-60.006, Repromulgated 11-28-04.

69A-60.007 Enforcement of the Florida Fire Prevention Code.

(1) Section 633.208, F.S., provides that each municipality, county, and special district with firesafety responsibilities is required to enforce the Florida Fire Prevention Code. Such enforcement requires inspection of each new building subject to the Florida Fire Prevention Code and includes periodic inspections of each existing building subject to the Florida Fire Prevention Code.

(2) The Florida Fire Prevention Code contains several provisions and requirements that may interrelate with the Florida Building Code. It is not the intent of the Florida Fire Prevention Code that such interrelation result in duplicate reviews and inspections by either the firesafety official or the building official. The authority having jurisdiction over firesafety is responsible for enforcement of the Florida Fire Prevention Code hereof and should discharge its obligation in a manner that does not expose those regulated to unnecessary or unnecessarily expensive duplication of effort. To that end, the authority having jurisdiction over firesafety is directed to clearly delineate responsibility for enforcement of the Florida Fire Prevention Code hereof, and, in the event that a dispute arises regarding the enforcement of the Florida Fire Prevention Code as related to the enforcement of the Florida Building Code, the authority having jurisdiction over firesafety shall resolve the dispute by the procedures set forth in Chapters 633 and 553, F.S., as required by Section 633.104, F.S.

(3) If deemed necessary by a fire official for a complete, accurate, and thorough firesafety plans review or inspection, the fire official may request assistance from a building, electrical, plumbing, or similar specialty inspector; however, nothing in this rule

gives authority or jurisdiction to any person other than a firesafety inspector certified under Section 633.216, F.S., to perform firesafety inspections required by law, rule, ordinance, or code.

(4)(a) Section 633.104, F.S., provides that it is the intent of the legislature that there be no conflicts in the interpretation and enforcement of the Florida Fire Prevention Code and the Florida Building Code.

(b) In the event of a conflict between the Florida Fire Prevention Code and the Florida Building Code, the procedures set forth in Chapter 553, F.S., and specifically either

1. Section 553.73(1)(d), F.S., relating to conflicts in general to be resolved through mediation; or

2. Section 553.73(11)(a)-(f), F.S., relating to conflicts in the application of the Florida Fire Prevention Code and the Florida Building Code to a specific project, as applicable, shall be followed.

(5)(a) Section 633.104, F.S., provides that the State Fire Marshal may issue, and if requested in writing by a substantially affected person or by a local enforcing agency, i.e., an authority having jurisdiction, the State Fire Marshal shall issue declaratory statements to interpret the Florida Fire Prevention Code.

(b) To request an interpretation of the Florida Fire Prevention Code from the State Fire Marshal through a declaratory statement, a person who is not an authority having jurisdiction must proceed through the local appeal process and receive an adverse ruling from the local appeals board. A person does not become a substantially affected person until such person receives an adverse ruling after having completed the local appeal process because the local interpretation with which the person disagrees, if challenged, cannot be enforced until after having been upheld in the local appeal process.

(c) If the person who is not an authority having jurisdiction receives an adverse ruling after proceeding through the local appeal process, such person then becomes a substantially affected person within the meaning of Section 633.104, F.S., and may at that time petition for a declaratory statement from the State Fire Marshal.

(d) Any petition for declaratory statement that has been received by the State Fire Marshal from a person who is not an authority having jurisdiction and who has not proceeded through the local appeal process shall be dismissed, without prejudice to re-bring the petition after such person has received an adverse ruling through the local appeal process.

(e) An authority having jurisdiction may request a declaratory statement from the State Fire Marshal at any time, regardless of whether the interpretation of the authority having jurisdiction has been challenged; however, an authority having jurisdiction must, in compliance with Section 120.565, F.S., be presented with an actual particular set of circumstances prior to petitioning for a declaratory statement. Declaratory statements are not issued on a hypothetical set of facts if the authority having jurisdiction or any other substantially affected person is not presented with an actual particular set of circumstances.

(f)1. A petition for a declaratory statement is not required to be in any particular form; however, each petition must comply fully with Section 120.565, F.S., and Chapter 28-105, F.A.C.

2. Although there is no requirement that a petition be in any particular form, a form exists on the Division of State Fire Marshal website located at <http://www.fldfs.com/SFM/> which, if used, complies in all respects with the requirements of the law and will assist the division in expediting the proceedings.

Rulemaking Authority 633.104, 633.202, 633.208 FS. Law Implemented 633.104, 633.202, 633.208 FS. History—New 11-15-01, Formerly 4A-60.007, Amended 11-28-04.

69A-60.0081 Notice Required for Structures With Light-frame Truss-type Construction.

(1) Purpose: The purpose of this rule is to require the placement of an identifying symbol on structures constructed with a light-frame truss component in a manner sufficient to warn persons conducting fire control and other emergency operations of the existence of light-frame truss-type construction in the structure.

(2) Definitions.

(a) "Light-frame truss-type construction" means a type of construction whose primary structural elements are formed by a system of repetitive wood or light gauge steel framing members.

(b) "Approved symbol" means a Maltese Cross measuring 8 inches horizontally and 8 inches vertically, of a bright red reflective color, designed in accordance with Figure 1.

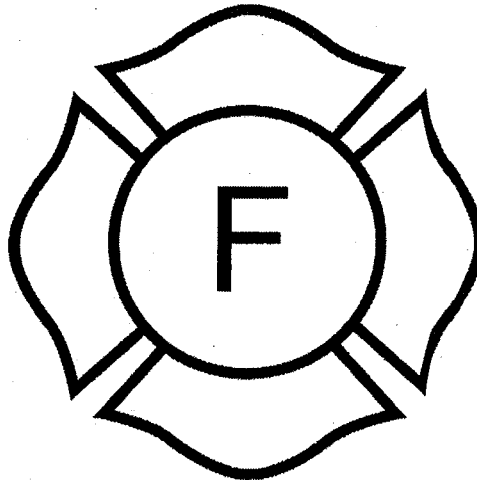
(3) Any commercial, industrial, or multiunit residential structure of three units or more, which uses horizontal or vertical light-frame truss-type construction in any portion shall be marked with an approved symbol. Townhouses are not multiunit residential structures and therefore not subject to this rule. Each approved symbol shall include within the center circle one of the following designations:

- (a) Structures with light-frame truss roofs shall be marked with the letter "R".
- (b) Structures with light-frame truss floor systems shall be marked with the letter "F".
- (c) Structures with light-frame truss floor and roof systems shall be marked with the letters "RF."
- (4) The approved symbol shall be placed within 24 inches to the left of the main entry door and:
 - (a) Be permanently attached to the face of the structure on a contrasting background; or
 - (b) Be mounted on a contrasting base material which is then permanently attached to the face of the structure.
- (5) The distance above the grade, walking surface or the finished floor to the bottom of the symbol shall be not less than 4 feet (48 in.).
- (6) The distance above the grade, walking surface or the finished floor to the top of the symbol shall be not more than 6 feet (72 in.).
- (7) In single tenant structures with multiple main entry doors, such as big box retail stores, department stores and grocery stores, the authority having jurisdiction is authorized to require that other main entry doors of the structure be marked with an approved symbol to carry out the purpose in subsection (1) above.
- (8) In Multiple tenant structures and covered mall structures with multiple main entry doors, the authority having jurisdiction is authorized to require that other main entry doors of the structure be marked with an approved symbol to carry out the purpose in subsection (1) above.
- (9) In multiple tenant structures and covered malls with multiple main entry doors, the authority having jurisdiction is authorized to require that other main entry doors be marked with an approved symbol to carry out the purpose in subsection (1) above. In such structures, approved symbols shall be marked on one side of the structure only and spaced not closer than 100 feet or at each end of the structure when such structure is less than 100 feet in length.
- (10) The owner of each new structure required to comply with this section shall mark the structure with the approved symbol prior to receiving a certificate of occupancy.
- (11) The owner of each existing structure required to comply with this section shall mark the structure with the approved symbol within 90 days of the effective date of this rule.
- (12) Where the owner of the structure and the authority having jurisdiction disagree as to the use of light-frame truss-type construction within the structure, the owner shall be granted not more than 45 days to provide written verification from a licensed engineer or licensed architect; otherwise, the owner shall comply with the rule.

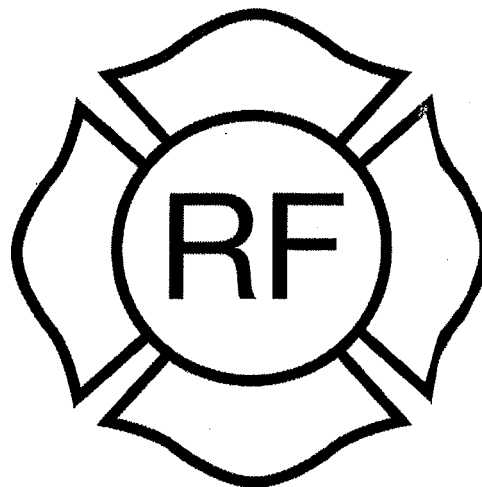
Figure 1:



Light-frame "Roof" only



Light-frame "Floor" only



Light-frame "Floor & Roof"

69A-60.011 Informal, Non-Binding Interpretations of the Florida Fire Prevention Code.

(1) Definitions. For purposes of this rule section:

(a) "Code" means the Florida Fire Prevention Code as described under paragraph 69A-60.002(3)(a), F.A.C.

(b) "State Fire Marshal" or "Division" means the Chief Financial Officer of the State of Florida acting as State Fire Marshal, or the Division of State Fire Marshal, as the context requires.

(c) "Contractor" means the entity with which the State Fire Marshal enters into a contract to provide administrative services to facilitate the provision of informal, non-binding interpretations of the Code as described in Section 633.212, F.S.

(d) "Fire Code Interpretations Committee," or "FCIC," means the committee established to provide informal non-binding interpretations of the Code.

(2) Membership of the FCIC.

(a) The FCIC shall consist of seven members and seven alternate members. Each member and his or her alternate shall represent one of the following seven emergency management regions in the State:

1. Emergency Management Region 1 Counties: Escambia, Santa Rosa, Okaloosa, Walton, Holmes, Jackson, Washington, Bay, Gulf, and Calhoun;

2. Emergency Management Region 2 Counties: Gadsden, Liberty, Leon, Franklin, Wakulla, Taylor, Jefferson, Madison, Lafayette, Hamilton, Suwannee, Columbia, and Dixie;

3. Emergency Management Region 3 Counties: Nassau, Duval, Clay, St. Johns, Flagler, Putnam, Bradford, Union, Baker, Levy, Alachua, and Gilchrist;

4. Emergency Management Region 4 Counties: Citrus, Hernando, Pasco, Pinellas, Hillsborough, Polk, and Manatee;

5. Emergency Management Region 5 Counties: Marion, Sumter, Lake, Orange, Seminole, Osceola, Brevard, and Volusia;

6. Emergency Management Region 6 Counties: Hardee, Sarasota, Desoto, Charlotte, Glades, Highland, Okeechobee, Hendry, Lee, and Collier; and,

7. Emergency Management Region 7 Counties: Monroe, Miami-Dade, Broward, Palm Beach, Martin, St. Lucie, and Indian River.

(b) Each person serving on the FCIC must have on file with the Division Form DFS-K3-1673, (rev. 01/06), "Member Application for Fire Code Interpretations Committee," adopted and incorporated herein, and which may be obtained by writing to the Division of State Fire Marshal, 200 East Gaines Street, Tallahassee, Florida 32399-0340, or by visiting the State Fire Marshal's website located at <http://www.MyFloridaCFO.com/divisions/SFM>.

The first seven applications received from individuals who meet the qualifications set forth in Section 633.212(2), F.S., and the geographic requirements set forth in paragraph (a), and are approved by the Division, shall be appointed as members. The next seven applications received from individuals who meet the qualifications set forth in Section 633.212(2), F.S., and the geographic requirements set forth in paragraph (a), and are approved by the Division, shall be appointed alternate members. Applications to serve on the FCIC may be submitted at any time and will be kept on file to fill vacancies as they occur. When a vacancy occurs, the existing alternate will be appointed to serve in the vacant seat. An alternate will be chosen for the seat in the same manner as the original member was chosen.

(c) The name of each person to serve on the FCIC must be on file with the Division at least thirty (30) days before that person may voice an opinion or cast a vote as a member of the FCIC on a petition for an informal, non-binding interpretation.

(3) Procedures.

(a) To obtain an informal, non-binding interpretation of the Code, the Petitioner shall submit to the Contractor a fee of \$110 and a fully completed Petition using Form DFS-K3-2050 <http://www.flrules.org/Gateway/reference.asp?No=Ref-02608>, "Petition for an Informal, Non-Binding Interpretation of the Florida Fire Prevention Code," Eff. 4/13, adopted and incorporated by reference herein. This form may be obtained by visiting the Division's website located at <http://www.MyFloridaCFO.com/division/SFM> or the Contractor's website located at http://www.ffmia.org/index.php?option=com_content&view=article&id=59&Itemid=68.

(b) The Contractor, through its designated representative or representatives, shall review each petition. If the petition does not qualify for consideration by the FCIC, the Contractor shall notify the petitioner in writing of the reason why it does not qualify for consideration and shall take no further action. If the petition is proper and the fee of \$110 has been received, the Contractor shall

assign the petition to the FCIC and provide a copy of the petition to the local fire official if the petition requests review of an interpretation of the Code made by the local fire official. The Contractor shall notify the local fire official that he or she may submit a written response to the petition to the FCIC within three (3) business days following the local fire official's receipt of the petition.

(c) If the FCIC deems it appropriate or necessary, it may initiate a review process which solicits comments for development of a response. The FCIC shall not consider any comment unless the comment includes the name, employer (if any), and contact information of the submitter. Anonymous comments shall not be presented to or considered by the FCIC.

(d) A meeting to consider the petition shall be held if requested by two or more FCIC members. The meeting may be conducted in person or electronically.

(e) Each FCIC member participating in an informal, non-binding interpretation shall submit his or her individual response to the Contractor within eight (8) business days after the Contractor's receipt of the petition. The FCIC shall prepare a response that is the result of a vote of at least a majority of the members of the FCIC and each member of the FCIC who reviewed the petition must be identified in the response.

(f) The Contractor shall forward the majority FCIC response without comment or amendment by the Contractor to the petitioner via electronic transmission or regular mail within 10 business days after the Contractor's receipt of the petition, unless that time period has been waived in compliance with Section 633.212(3), F.S. The FCIC response must include the notice required by Section 633.212(8), F.S., concerning the petitioner's right to request a formal interpretation from the State Fire Marshal pursuant to Section 633.104(6), F.S.

(g) The Contractor shall send an electronic copy of all documentation received or produced in conjunction with any informal, non-binding interpretation to the Division at the e-mail address specified in the contract between the Division and Contractor.

(h) The Division shall publish on its Internet website each petition that is assigned to the FCIC by the Contractor, any response to the petition submitted by the local fire official, and the majority FCIC response to the petition. The Division shall also publish the majority FCIC response to the petition in the Florida Administrative Register.

(i) Each majority FCIC response is nonbinding and constitutes the opinion of the FCIC, and not the opinion of the Department, the State Fire Marshal, or the Contractor.

(j) No person serving on the FCIC is permitted to participate in the consideration of any matter involving such person's own jurisdiction, if he or she is the firesafety inspector for that jurisdiction whose duties by statute, rule, ordinance, or code require or permit him or her to inspect any building or structure which is the subject of the petition provided to the FCIC, or if that person has provided input on the matter for the building or structure that is the subject of the petition.

(k) Each person serving on the FCIC shall serve at the pleasure of the State Fire Marshal, and may be removed without cause.

Rulemaking Authority 633.104, 633.212 FS. Law Implemented 633.212 FS. History—New 4-26-07, Amended 5-29-13.

69A-60.012 Purpose, Criteria and Procedures for Designation as an Approved Nationally Recognized Testing Laboratory in Florida for Firesafety Purposes.

(1) The purpose of this rule is to determine whether a laboratory is nationally recognized in accordance with the following provision:

- (a) Section 633.306, F.S., pertaining to fire suppression equipment;
- (b) Section 633.308, F.S., pertaining to fire extinguishers;
- (c) Section 633.314, F.S., pertaining to certain types of fire extinguishers;
- (d) Section 633.334, F.S., pertaining to fire protection systems; and,
- (e) Section 633.348, F.S., pertaining to alarm systems.

(2) Criteria for Determination of Designation.

(a) Documentation that the applicant is designated as a Nationally Recognized Testing Laboratory by the U.S. Department of Labor, and the purpose or purposes for which it was recognized; or, in the alternative,

(b) Documentation that the applicant is eligible for recognition as a Nationally Recognized Testing Laboratory by the U.S. Department of Labor, and the purpose or purposes for which Florida designation is sought in accordance with subsection (1) above.

(3) Application Procedure.

(a) An applicant that is currently recognized by the United States Department of Labor as a Nationally Recognized Testing Laboratory can make application for Florida designation to the Division of State Fire Marshal on Form DFS-K3-1791 (effective 9/12/07), "Application for Recognition as Nationally Recognized Testing Laboratory in Florida," which is hereby adopted and

incorporated herein, and which may be obtained by writing to the Division of State Fire Marshal, 200 East Gaines Street, Tallahassee, Florida 32399-0342, or by visiting the Division of State Fire Marshal's website located at <http://www.fldfs.com/SFM/index.htm>.

(b) An applicant that is not currently recognized by the United States Department of Labor as a Nationally Recognized Testing Laboratory can make application for Florida designation to the Division of State Fire Marshal on Form DFS-K3-1792 (effective 9/12/07), "Application for Nationally Recognized Testing Laboratory in Florida," which is hereby adopted and incorporated herein, and which may be obtained by writing to the Division of State Fire Marshal, 200 East Gaines Street, Tallahassee, Florida 32399-0342, or by visiting the Division of State Fire Marshal's website located at <http://www.fldfs.com/SFM/index.htm>, and shall include all of the information and material requested thereon.

(c) The Division of State Fire Marshal shall review the application for completeness and request additional information that was either not provided or is necessary to make a determination.

(d) When the application is deemed complete, the Division of State Fire Marshal shall either approve or deny the application.

(e) If the application is approved, the Division of State Fire Marshal shall issue a certificate to the applicant evidencing its designation as a Nationally Recognized Testing Laboratory qualified in Florida, and the purposes to which the designation is limited. The designation may be for any of the purposes set forth in subsection (1) above, as approved by the Division of State Fire Marshal, but only for those purposes.

(f) If the application is denied, the applicant shall be notified in writing, together with the reasons for denial and rights under Chapter 120, F.S.

(g) An application that is approved in part but denied for one or more requested purposes shall be treated procedurally as a denied application.

(4) Material Changes. Any testing laboratory designated in Florida as "nationally recognized" for one or more of the purposes in the statutes listed in subsection (1) above:

- (a) Will be subject to ongoing verification that it continues to meet the Florida designation criteria; and,
- (b) Shall notify the Division of State Fire Marshal within 30 days of the occurrence of any of the following:
 1. A change in the company name or the company address;
 2. A change in any major test equipment;
 3. The establishment of a new branch office or facility at which items are to be tested;
 4. A change in principal officers, key supervisory personnel or key testing personnel in the company.

Rulemaking Authority 633.306, 633.308, 633.314, 633.334, 633.348 FS. Law Implemented 633.306, 633.308, 633.314, 633.334, 633.348 FS. History--New 8-20-07.