

MAINE STATE LEGISLATURE

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1 FIRST REGULAR SESSION
2

3 ONE HUNDRED AND TWELFTH LEGISLATURE
4

5 Legislative Document

No. 346

6
7 H.P. 276

House of Representatives, February 1, 1985

8 Submitted by the Department of Public Safety pursuant to Joint Rule 24.
9 Reference to the Committee on Legal Affairs suggested and ordered
printed.

10 EDWIN H. PERT, Clerk

Presented by Representative Beaulieu of Portland.

11 Cosponsored by Representative Duffy of Bangor, Senator Gauvreau of
Androscoggin and Senator Najarian of Cumberland.

12 STATE OF MAINE
13

14 IN THE YEAR OF OUR LORD
15 NINETEEN HUNDRED AND EIGHTY-FIVE
16

17 AN ACT to Amend the Law Relating to the
18 Installation of Smoke, Heat or Fire
19 Detection Systems in Certain Hotels.
20

21 Be it enacted by the People of the State of Maine as
22 follows:

23 25 MRSA §2463, 3rd and 4th ¶¶, as repealed and
24 replaced by PL 1977, c. 665, are amended to read:

25 The State Fire Marshal, or his designee, shall
26 inspect all systems installed pursuant to this sec-
27 tion and shall approve all systems which comply with
28 this section, except that when the hotel is located
29 in a municipality which has a municipal fire depart-
30 ment or incorporated volunteer fire department, that
31 department ~~shall~~ may be responsible for the inspec-
32 tion and approval of the system.

33 The term "hotel" ~~shall include~~ includes buildings
34 or groups of buildings under the same management in
35 which there are more than 15 sleeping rooms for hire,

1 primarily used by transients who are lodged with or
2 without meals, whether designated as a hotel, inn,
3 club, motel or by any other name. So-called apartment
4 hotels shall be classified as hotels because they are
5 potentially subject to transient occupancy like that
6 of hotels.

7 STATEMENT OF FACT

8 This bill eliminates the mandatory language which
9 requires that municipal fire departments and incorpo-
10 rated volunteer fire departments be responsible for
11 the inspection and approval of smoke, heat or fire
12 detection systems in hotels within their jurisdic-
13 tion. At present, many municipalities defer to the
14 expertise and knowledge of the State Fire Marshal's
15 office with respect to new fire protection systems
16 and often request that the State Fire Marshal's of-
17 fice make the inspection and approval. This bill al-
18 lows that practice to continue.

19 This bill also modifies the term "hotel" to in-
20 clude those buildings of more than 15 sleeping rooms
21 for hire regardless of whether they are primarily
22 used for transient or permanent occupancy. The ef-
23 fect of this bill will be to require installation of
24 fire protection systems in all such "hotels".

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