

MAINE STATE LEGISLATURE

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L.D. 1997

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CRIMINAL JUSTICE

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
120TH LEGISLATURE
SECOND REGULAR SESSION**

COMMITTEE AMENDMENT "A" to H.P. 1494, L.D. 1997, Bill, "An Act Regarding Fire Safety Laws for Residential Care Facilities"

Amend the bill in section 3 by striking out all of subsection 10 and inserting in its place the following:

'10. Timed drills. Timed drills, as described in the applicable chapters of the National Fire Protection Association Life Safety Code, must be used to determine a residential care facility's capability to evacuate its residents, unless the facility has elected to complete evacuation scores in lieu of timed drills in accordance with the standards described in the National Fire Protection Association Life Safety Code 101A or when timed drills are not required pursuant to the Life Safety Code. When a new resident has participated in a timed drill in another residential care facility within the previous 2 months, the results of that drill may be used to determine evacuation capability in the resident's new facility for a period of up to 4 months. A person who violates or fails to comply with this subsection commits a civil violation for which a forfeiture of not more than \$25 per bed for each occurrence of failure to comply may be adjudged.'

Further amend the bill by inserting at the end before the summary the following:

FISCAL NOTE

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The additional workload and administrative costs associated with the minimal number of new cases filed in the court system can be absorbed within the budgeted resources of the Judicial Department. The collection of additional fines may increase General Fund revenue by minor amounts.'

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SUMMARY

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This amendment specifies that a residential care facility must use timed drills unless the facility has elected to complete evacuation scores in lieu of timed drills or timed drills are not required. The amendment also changes from a Class E crime to a civil violation any failure to comply with the timed drill or evacuation score requirements. The amendment also adds a fiscal note to the bill.