

2018 Regular Session

HOUSE BILL NO. 419

BY REPRESENTATIVE EDMONDS

FIRE PROTECT/FIRE MARSHAL: Provides relative to inspections of life safety systems and equipment

1 AN ACT

2 To amend and reenact R.S. 40:1646(A) and (B) and to enact R.S. 40:1646(E), relative to life
3 safety systems and equipment; to authorize certifications relative to such systems and
4 equipment; to provide for designated representatives; to provide for compliance; to
5 provide penalties for violations; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 40:1646(A) and (B) are hereby amended and reenacted and R.S.
8 40:1646(E) is hereby enacted to read as follows:

9 §1646. State fire marshal; owners; life safety systems and equipment inspections;
10 penalties

11 A. The fire marshal or his designated representative is authorized to cause
12 the inspection, certification, and testing of all life safety systems and equipment in
13 the state, whether in public or private buildings, upon receipt of a complaint, during
14 installation, or ~~immediately~~ after installation to determine compliance with
15 applicable standards.

16 B. The owner of any building containing a life safety system and equipment,
17 or the owner's designated representative, shall cause at a minimum an annual
18 inspection or certification to be made of the life safety system and equipment in that
19 building to assure compliance with applicable safety standards and to determine

1 whether structural changes in the building or in the contents of the building mandate
2 alteration of a system.

3 * * *

4 E.(1) Whenever the inspecting officer finds that the owner has failed to
5 comply with the provisions of this Section, he shall order the owner to comply with
6 the requirements of this Section.

7 (2) Whenever the inspecting officer finds life safety systems and equipment
8 to be inoperable or not in compliance with applicable safety standards, the inspecting
9 officer shall order the owner to have the life safety systems and equipment inspected
10 and brought into compliance with applicable safety standards.

11 (3) Whoever fails to comply with an order issued by the fire marshal or his
12 authorized representative, including a fire prevention bureau as provided for in R.S.
13 40:1563, shall be fined not more than five hundred dollars or imprisoned for not
14 more than six months, or both. Each day's violation of an order constitutes a separate
15 offense and may be punished as such at the discretion of the court.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 419 Original

2018 Regular Session

Edmonds

Abstract: Authorizes designated representatives to cause certain inspections, testing, and certification of life safety systems and equipment and provides penalties for violations.

Present law authorizes the fire marshal to provide inspections and testing of all life safety systems and equipment in the state of La.

Proposed law retains present law.

Proposed law authorizes the fire marshal's certification of life safety systems. Provides that authorized actions of the fire marshal may be performed upon his receipt of a complaint. Authorizes the fire marshal's designee to perform inspections, testing, and certification.

Present law requires the owner of any building containing a life safety system and equipment to have an annual inspection of such system and equipment to assure compliance with applicable safety standards and related matters.

Proposed law retains present law.

Proposed law authorizes the fire marshal to provide certification of life safety systems and equipment within an owner's building. Authorizes the owner's designated representative to provide for the annual inspection or certification.

If an inspecting officer finds that the owner has failed to comply with the provisions of present and proposed law, proposed law requires the officer to order the owner's compliance.

If an inspecting officer finds life safety systems and equipment to be inoperable or not in compliance with applicable safety standards, proposed law requires the inspecting officer to order the owner to have the life safety systems and equipment inspected and brought into compliance with applicable safety standards.

Proposed law provides that persons who fail to comply with an order issued by the fire marshal or his authorized representative, including a fire prevention bureau as provided for in present law, will be fined not more than \$500.00 or imprisoned for not more than 6 months, or both. Provides each day's violation of an order constitutes a separate offense and may be punished as such at the court's discretion.

(Amends R.S. 40:1646(A) and (B); Adds R.S. 40:1646(E))