

By: Delegate Boston (Baltimore City Administration)

Introduced and read first time: February 5, 1996

Assigned to: Environmental Matters

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 5, 1996

CHAPTER _____

1 AN ACT concerning

2 **Baltimore City - Fires and Preventions - State Fire Marshal and State Fire Prevention**
3 **Commission**

4 FOR the purpose of providing that the State Fire Marshal and the State Fire Prevention
5 Commission shall provide certain assistance in Baltimore City under certain
6 circumstances; and making this Act an emergency measure.

7 BY repealing and reenacting, with amendments,
8 Article 38A - Fires and Investigations
9 Section 14A
10 Annotated Code of Maryland
11 (1993 Replacement Volume and 1995 Supplement)

12 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
13 MARYLAND, That the Laws of Maryland read as follows:

14 **Article 38A - Fires and Investigations**

15 14A.

16 (a) Notwithstanding any provisions in §§ 1 through 14 of this article, the powers,
17 duties and jurisdiction conferred by these sections upon the State FirePrevention
18 Commission and the State Fire Marshal and any code, regulation or practice promulgated
19 by them under the authority thereof shall not apply to or within Baltimore City except on
20 properties owned or operated by the State of Maryland. The State Fire Code shall apply
21 in Baltimore City to hospitals, nursing homes and similar institutions which require State
22 licensure.

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1 (b) When requested by the [board of fire commissioners and the] chief of the fire
2 department of Baltimore City, the State Fire Marshal and the State FirePrevention
3 Commission shall provide any and all assistance necessary IN BALTIMORE CITY to:

4 (1) [enforce] ENFORCE fire prevention regulations [in BaltimoreCity];
5 AND

6 (2) ASSIST IN THE INVESTIGATION OF THE CAUSE OR ORIGIN OF A FIRE.

7 (c) The Baltimore City fire department shall report to the appropriate agency any
8 noncompliance with the fire prevention code or regulations of BaltimoreCity, or the fire
9 prevention requirements of the State of Maryland or the federal government in
10 State-owned property and in hospitals, nursing homes, institutions, andschools where
11 State licenses or State or federal moneys are involved.

12 SECTION 2. AND BE IT FURTHER ENACTED, That this Act ~~shall take effect~~
13 ~~October 1, 1996~~ is an emergency measure, is necessary for the immediatepreservation of
14 the public health and safety, has been passed by a yea and nay vote supported by
15 three-fifths of all of the members elected to each of the two Houses ofthe General
16 Assembly, and shall take effect from the date it is enacted.