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By: **Delegate D. Davis (By Request)**  
 Introduced and read first time: January 18, 2005  
 Assigned to: Health and Government Operations

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A BILL ENTITLED

1 AN ACT concerning

2 **Fire Marshal - Fire Retardant or Fire Resistant Materials**

3 FOR the purpose of authorizing the State Fire Marshal or a county fire marshal to  
4 require the use of materials that are fire resistant, fire retardant, or  
5 noncombustible on a case-by-case basis for certain structures planned in  
6 certain areas; and generally relating to fire safety building requirements.

7 BY adding to  
8 Article - Public Safety  
9 Section 9-1002  
10 Annotated Code of Maryland  
11 (2003 Volume and 2004 Supplement)

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

14 **Article - Public Safety**

15 9-1002.

16 THE STATE FIRE MARSHAL OR A COUNTY FIRE MARSHAL MAY REQUIRE THE  
17 USE OF MATERIALS THAT ARE FIRE RESISTANT, FIRE RETARDANT, OR  
18 NONCOMBUSTIBLE:

19 (1) ON A CASE-BY-CASE BASIS; AND

20 (2) FOR A STRUCTURE PLANNED:

21 (I) WITH AN EXPOSURE DISTANCE OF 50 FEET OR LESS IN AN AREA  
22 THAT HAS A HIGH DENSITY OF STRUCTURES; OR

23 (II) WHERE IT IS NOT FEASIBLE FOR THE DEVELOPER OF THE  
24 STRUCTURE TO PROVIDE A WATER SUPPLY THAT IS ADEQUATE FOR FIRE  
25 SUPPRESSION.

1 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
2 October 1, 2005.