

(3) THE PROVISIONS OF PARAGRAPH PARAGRAPHS (1) AND (2) OF THIS SUBSECTION DO NOT APPLY IF A DWELLING UNIT IS NOT SERVICED BY A PUBLIC WATER SUPPLY SYSTEM.

(C) (1) EXCEPT AS PROVIDED IN SUBSECTION (2) OF THIS SECTION, IF THERE IS CLEAR EVIDENCE THAT AN EXCEPTION WILL NOT ADVERSELY AFFECT THE FIRE SAFETY OF THE BUILDING OR ITS OCCUPANTS, THE STATE FIRE MARSHAL OR A LOCAL AUTHORITY HAVING JURISDICTION OVER THE ENFORCEMENT OF FIRE AND BUILDING CODES MAY GRANT AN EXCEPTION TO:

(I) A REQUIREMENT OF A STATE OR LOCAL FIRE AND BUILDING CODE IF A SPRINKLER SYSTEM IS INSTALLED IN A BUILDING AS REQUIRED BY THIS SECTION; OR

(II) THE SPRINKLER SYSTEM REQUIREMENT OF THIS SECTION IF, ON OR BEFORE JUNE 30, 1990:

1. THE LOCAL AUTHORITY GAVE APPROVAL TO A CONSTRUCTION PLAN OF A BUILDING COVERED BY THIS SECTION; AND

2. THE APPROVED PLANS DO NOT INCLUDE THE INSTALLATION OF A SPRINKLER SYSTEM AS REQUIRED BY THIS SECTION.

(2) THE STATE FIRE MARSHAL OR A LOCAL AUTHORITY MAY NOT GRANT UNDER THIS SUBSECTION AN EXCEPTION TO A SMOKE DETECTOR REQUIREMENT.

(D) EXCEPT FOR INDUSTRIALIZED BUILDINGS UNDER THE AUTHORITY OF THE DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT IN ACCORDANCE WITH THE PROVISIONS OF ARTICLE 83B, TITLE 6, SUBTITLE 2 OF THE CODE WHICH SHALL BE IN COMPLIANCE WITH THE STANDARD FOR THE INSTALLATION OF SPRINKLER SYSTEMS IN RESIDENTIAL OCCUPANCIES AS ADOPTED IN THE REGULATIONS OF THE STATE FIRE PREVENTION COMMISSION, THE PROVISIONS OF THIS SECTION DO NOT PRECLUDE A LOCAL JURISDICTION FROM ADOPTING MORE STRINGENT STANDARDS REGARDING THE INSTALLATION OF SPRINKLER SYSTEMS IN NEW CONSTRUCTION.

(E) THE PROVISIONS OF THIS SUBHEADING MAY BE ENFORCED BY THE FIRE-CHIEF-OR-FIRE-ADMINISTRATOR-OF-A-COUNTY-THAT-HAS-A--FIRE DEPARTMENT--OR--BY-THE-FIRE-CHIEF-OF-A-MUNICIPAL-CORPORATION-THAT HAS-A-FIRE-DEPARTMENT STATE FIRE MARSHAL OR A LOCAL OR STATE AUTHORITY HAVING JURISDICTION OVER THE ENFORCEMENT OF FIRE AND BUILDING CODES.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1989.

Approved May 25, 1989.

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