

INSTALLING AN APPROVED AUTOMATIC FIRE SPRINKLER SYSTEM DOES NOT NULLIFY THE OTHER REQUIREMENTS OF THE STATE FIRE PREVENTION CODE OR EXEMPT AN OCCUPANCY FROM OTHER REQUIREMENTS THAT ARE CLEARLY APPLICABLE UNDER THE STATE FIRE PREVENTION CODE.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 38A, § 12A(k).

In subsection (b) of this section, the references to "the State Fire Prevention Code" are substituted for the references to "the code" and "the text of the code" for clarity and accuracy.

9-107. PROPERTY INSURANCE CLAIMS.

FAILURE TO COMPLY WITH THIS SUBTITLE MAY NOT BE USED AS A POLICY DEFENSE IN THE SETTLEMENT OF A PROPERTY INSURANCE CLAIM.

REVISOR'S NOTE: This section formerly was Art. 38A, § 12A(d).

The only changes are in style.

9-108. SMOKE DETECTION INSTALLATION ORDER.

(A) IN GENERAL.

IF AFTER INVESTIGATING A FIRE IN A ONE, TWO, OR THREE FAMILY RESIDENTIAL DWELLING THE STATE FIRE MARSHAL OR LOCAL INVESTIGATING AUTHORITY FINDS THE ABSENCE OF REQUIRED SMOKE DETECTORS, THE STATE FIRE MARSHAL OR LOCAL INVESTIGATING AUTHORITY SHALL ISSUE TO THE OCCUPANT A SMOKE DETECTION INSTALLATION ORDER.

(B) FAILURE TO COMPLY WITH ORDER.

A PERSON MAY NOT FAIL TO COMPLY WITH A SMOKE DETECTION INSTALLATION ORDER WITHIN 15 DAYS OF REOCCUPANCY.

(C) PENALTY.

(1) A PERSON WHO VIOLATES SUBSECTION (B) OF THIS SECTION IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO A FINE NOT EXCEEDING \$50.

(2) THE PENALTY PROVISION OF § 9-109 OF THIS SUBTITLE DOES NOT APPLY TO THIS SECTION.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 38A, § 12A(c).

In subsection (a) of this section, the reference to a "one, two, or three family" residential dwelling is substituted for the former reference to a residential dwelling "place described in subsection (b) of this section" to conform to language used in § 9-102(d) of this subtitle.

In subsection (c)(1) of this section, the reference to a person who violates