

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

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

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

(I) THE LOCAL AUTHORITY GAVE APPROVAL TO A CONSTRUCTION PLAN FOR A DORMITORY, HOTEL, LODGING OR ROOMING HOUSE, MULTIFAMILY RESIDENTIAL UNIT, OR TOWN HOUSE; AND

(II) THE APPROVED PLAN DID NOT INCLUDE THE INSTALLATION OF A SPRINKLER SYSTEM AS REQUIRED BY THIS SUBTITLE.

(B) SMOKE DETECTORS.

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

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

In subsection (a)(2)(i) of this section, the specific references to a "dormitory, hotel, lodging or rooming house, multifamily residential unit, or town house" are substituted for the former general reference to a "building covered by this section" for precision.

In subsection (a)(2)(ii) of this section, the reference to the "plan" is substituted for the former reference to "plans" for consistency with subsection (a)(2)(i) of this section.

Defined terms: "Dormitory" § 9-201

"Hotel" § 9-201

"Lodging or rooming house" § 9-201

"Multifamily residential dwelling" § 9-201

"Sprinkler system" § 9-201

"Town house" § 9-201

9-206. VIOLATION OF SUBTITLE.

(A) PROHIBITED.

A PERSON MAY NOT KNOWINGLY VIOLATE THIS SUBTITLE.

(B) PENALTY.