



Reprinted
February 25, 1999

HOUSE BILL No. 1744

DIGEST OF HB 1744 (Updated February 24, 1999 9:35 pm - DI 87)

Citations Affected: IC 36-8.

Synopsis: Pre-planning fire inspections. Provides that a paid fire department or a volunteer fire company may make a pre-planning inspection for the purpose of advising the department or company on issues affecting fire suppression response. Requires the fire department or volunteer fire company must give seven days notice of the pre-planning inspection to the occupant or owner of the structure. Provides that the fire department or volunteer fire company shall be allowed entry and access for the purpose of making a pre-planning inspection.

Effective: July 1, 1999.

Avery, Adams T, Becker, Ruppel

January 26, 1999, read first time and referred to Committee on Local Government.
February 16, 1999, reported — Do Pass.
February 24, 1999, read second time, amended, ordered engrossed.

HB 1744—LS 8086/DI 87+



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First Regular Session 111th General Assembly (1999)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 1998 General Assembly.

HOUSE BILL No. 1744

A BILL FOR AN ACT to amend the Indiana Code concerning local government.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 36-8-17.5 IS ADDED TO THE INDIANA CODE
2 AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 1999]:

4 **Chapter 17.5. Pre-Planning Inspections**

5 **Sec. 1. As used in this chapter, "fire department" has the**
6 **meaning set forth in IC 36-8-17-2.**

7 **Sec. 2. As used in this chapter, "pre-planning inspection" means**
8 **an inspection of a Class 1 structure (as defined in IC 22-12-1-4) in**
9 **a place or public way performed by the fire department to**
10 **determine firefighting strategies necessary to minimize the hazard**
11 **to firefighters responding to any fire or explosion at the structure,**
12 **including:**

13 (1) identifying the structural components, contents, and
14 operations, including:

15 (A) floor plans; and

16 (B) the location of:

HB 1744—LS 8086/DI 87+



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- (i) employees;
- (ii) fire alarm and suppression systems;
- (iii) entrances and exits; and
- (iv) utilities; and

(2) identifying and locating hazardous materials.

Sec. 3. A fire department may make a pre-planning inspection of every place and public way within the jurisdiction of the political subdivision that the fire department serves, except the interiors of private dwellings, for the purpose of advising the fire department on issues affecting a fire suppression response.

Sec. 4. (a) A fire department shall be allowed entry and access to every place or public way within the jurisdiction of the political subdivision that the fire department serves, except the interiors of private dwellings, for the purpose of making a pre-planning inspection under this chapter.

(b) A fire department shall notify the occupant or owner of a Class 1 structure seven (7) days in advance of performing a pre-planning inspection. The notification may be oral or in writing.

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COMMITTEE REPORT

Mr. Speaker: Your Committee on Local Government, to which was referred House Bill 1744, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

STEVENSON, Chair

Committee Vote: yeas 10, nays 0.

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HOUSE MOTION

Mr. Speaker: I move that House Bill 1744 be amended to read as follows:

Page 1, between lines 6 and 7, begin a new paragraph and insert:

"Sec. 2. As used in this chapter, "pre-planning inspection" means an inspection of a Class 1 structure (as defined in IC 22-12-1-4) in a place or public way performed by the fire department to determine firefighting strategies necessary to minimize the hazard to firefighters responding to any fire or explosion at the structure, including:

(1) identifying the structural components, contents, and operations, including:

(A) floor plans; and

(B) the location of:

(i) employees;

(ii) fire alarm and suppression systems;

(iii) entrances and exits; and

(iv) utilities; and

(2) identifying and locating hazardous materials."

Page 1, line 7, delete "2" and insert "3".

Page 1, line 12, delete "3." and insert "4. (a)".

Page 1, after line 16, begin a new paragraph and insert:

"(b) A fire department shall notify the occupant or owner of a Class 1 structure seven (7) days in advance of performing a pre-planning inspection. The notification may be oral or in writing."

(Reference is to HB 1744 as printed February 17, 1999.)

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