

State of South Dakota

EIGHTIETH
LEGISLATIVE ASSEMBLY, 2005

400L0313

SENATE ENGROSSED NO. **SB 40** - 01/24/2005

Introduced by: The Committee on Commerce at the request of the Department of Health

1 FOR AN ACT ENTITLED, An Act to establish minimum fire safety standards for specialty
2 resorts.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That chapter 34-18 be amended by adding thereto a NEW SECTION to read as
5 follows:

6 Any specialty resort establishment with less than ten occupants shall meet the following
7 minimum fire safety standards:

- 8 (1) All primary exits that lead to the exterior of the structure shall be unlocked, free from
9 obstruction, and clearly marked with illuminated exit signs. Sleeping rooms with
10 direct exits to the exterior of the building are exempt from this requirement;
- 11 (2) There shall be a smoke detector in each sleeping room. The owner or manager shall
12 test any battery operated smoke detector at least twice a year;
- 13 (3) Any sleeping room below grade or upper level shall be equipped with an operable
14 egress window; and
- 15 (4) Portable fire extinguishers with a minimum 2-A rating shall be made available on
16 each floor and shall be inspected and tagged annually.



1 Section 2. That chapter 34-18 be amended by adding thereto a NEW SECTION to read as
2 follows:

3 Any specialty resort establishment with ten or more occupants shall meet the following
4 minimum fire safety standards:

5 (1) Each floor where occupants are sleeping shall have access to at least two remote
6 exits;

7 (2) All primary exits that lead to the exterior of the structure shall be unlocked, free from
8 obstruction, and clearly marked with illuminated exit signs. Sleeping rooms with
9 direct exits to the exterior of the building are exempt from this requirement;

10 (3) There shall be a smoke detector in each sleeping room. The owner or manager shall
11 test any battery operated smoke detector at least twice a year;

12 (4) Any sleeping room below grade or upper level shall be equipped with an operable
13 egress window; and

14 (5) Portable fire extinguishers with a minimum 2-A rating shall be made available on
15 each floor and shall be inspected and tagged annually.