

HOUSE No. 3845

The Commonwealth of Massachusetts

PRESENTED BY:

Carole A. Fiola

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act related to light frame truss marking.

PETITION OF:

| NAME: | DISTRICT/ADDRESS: | DATE ADDED: |
|---------------------------------|-----------------------|------------------|
| <i>Carole A. Fiola</i> | <i>6th Bristol</i> | <i>1/18/2019</i> |
| <i>Jennifer E. Benson</i> | <i>37th Middlesex</i> | <i>1/31/2019</i> |
| <i>Shawn Dooley</i> | <i>9th Norfolk</i> | <i>1/30/2019</i> |
| <i>Denise C. Garlick</i> | <i>13th Norfolk</i> | <i>1/31/2019</i> |
| <i>Stephan Hay</i> | <i>3rd Worcester</i> | <i>1/28/2019</i> |
| <i>Joseph W. McGonagle, Jr.</i> | <i>28th Middlesex</i> | <i>2/1/2019</i> |
| <i>Paul McMurtry</i> | <i>11th Norfolk</i> | <i>1/31/2019</i> |
| <i>Christina A. Minicucci</i> | <i>14th Essex</i> | <i>1/31/2019</i> |
| <i>Brian W. Murray</i> | <i>10th Worcester</i> | <i>1/30/2019</i> |
| <i>Harold P. Naughton, Jr.</i> | <i>12th Worcester</i> | <i>1/31/2019</i> |
| <i>Angelo J. Puppolo, Jr.</i> | <i>12th Hampden</i> | <i>1/24/2019</i> |
| <i>David Allen Robertson</i> | <i>19th Middlesex</i> | <i>1/25/2019</i> |
| <i>John H. Rogers</i> | <i>12th Norfolk</i> | <i>2/1/2019</i> |
| <i>Alan Silvia</i> | <i>7th Bristol</i> | <i>1/19/2019</i> |
| <i>RoseLee Vincent</i> | <i>16th Suffolk</i> | <i>5/15/2019</i> |
| <i>Timothy R. Whelan</i> | <i>1st Barnstable</i> | <i>1/24/2019</i> |
| <i>Patricia A. Haddad</i> | <i>5th Bristol</i> | <i>5/16/2019</i> |
| <i>Linda Dean Campbell</i> | <i>15th Essex</i> | <i>5/17/2019</i> |

| | | |
|-----------------------------|-----------------------|------------------|
| <i>Jack Patrick Lewis</i> | <i>7th Middlesex</i> | <i>5/17/2019</i> |
| <i>Claire D. Cronin</i> | <i>11th Plymouth</i> | <i>5/17/2019</i> |
| <i>Diana DiZoglio</i> | <i>First Essex</i> | <i>5/17/2019</i> |
| <i>Marjorie C. Decker</i> | <i>25th Middlesex</i> | <i>5/17/2019</i> |
| <i>Michael J. Soter</i> | <i>8th Worcester</i> | <i>5/18/2019</i> |
| <i>Shaunna L. O'Connell</i> | <i>3rd Bristol</i> | <i>5/20/2019</i> |
| <i>Thomas M. Stanley</i> | <i>9th Middlesex</i> | <i>5/20/2019</i> |
| <i>Andres X. Vargas</i> | <i>3rd Essex</i> | <i>5/20/2019</i> |

HOUSE No. 3845

By Ms. Fiola of Fall River, a petition (accompanied by bill, House, No. 3845) of Carole A. Fiola and others relative to marking of buildings with light-frame truss-type construction. Public Safety and Homeland Security.

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-First General Court
(2019-2020)**

An Act related to light frame truss marking.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 Chapter 148 of the General Laws is hereby amended by inserting after section 26I the
2 following section:-

3 Section 26J. (a) The owner of any commercial or industrial building, or any multiunit
4 residential building of 3 units or more, that uses light-frame truss-type construction shall mark
5 the building with a sign or symbol in accordance with the provisions of the state fire code in a
6 manner sufficient to warn fire department personnel and other emergency operations of the
7 existence of light-frame truss-type construction in the building.

8 (b) The board of fire prevention regulations shall promulgate regulations necessary to
9 implement the provisions of this section, which shall include, but shall not be limited to:

10 (i) the dimensions and color of such sign or symbol;

11 (ii) the time within which commercial, industrial, and multiunit residential buildings
12 that use light-frame truss-type construction shall be marked as required by this section; and

13 (iii) the location on each commercial, industrial, and multiunit residential building that
14 uses light-frame truss-type construction where such sign or symbol must be posted.

15 (c) The head of the fire department shall enforce this section. An owner of a building
16 who fails to comply with the requirements of this section shall be subject to penalties as provided
17 in subsection (d) or otherwise pursuant to chapter 148A.

18 (d) The head of the fire department may issue and deliver to the owner in violation an
19 order to cease and desist from such violation, and to correct any hazardous condition, to prohibit
20 occupancy or to vacate the premises of the affected building.

21 If the head of the fire department or his or her designee determines that a violation of this
22 section exists which poses an immediate danger to the public health, safety, or welfare, the head
23 of the fire department may issue an order to vacate the building in question, said order shall be
24 effective forthwith.

25 The head of the fire department may seek enforcement of any order issued herein in
26 accordance with the provisions of section 34D.

27 Any person who violates or otherwise fails to comply with any order issued pursuant to
28 this section shall be punished by imprisonment in jail for not more than 60 days or a fine of not
29 more than \$500, or both.

30 (e) For purposes of this section, light frame truss-type construction shall mean: a type or
31 construction the vertical and horizontal structural elements of which are primarily formed by a

32 system of repetitive wood or light-gage steel-framing members, or that utilizes metal-plate-
33 connected wood trusses, metal-plate-connected metal –web wood trusses, pin-end connected
34 steel-web wood trusses, wooden I-joists, solid sawn wood joists, composite wood joists as a floor
35 or roof system, structural elements or load-bearing elements made of combustible materials.