

# State of South Dakota

EIGHTY-SIXTH SESSION  
LEGISLATIVE ASSEMBLY, 2011

400S0149

## SENATE BILL NO. 21

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

1 FOR AN ACT ENTITLED, An Act to eliminate the requirement for single action hardware on  
2 primary exit doors for specialty resorts and vacation homes.

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

4 Section 1. That § 34-18-22.1 be amended to read as follows:

5 34-18-22.1. Any specialty resort establishment with less than ten occupants shall meet the  
6 following minimum fire safety standards:

- 7 (1) Any primary exit that leads to the exterior of the structure shall be capable of  
8 unlocking from the interior ~~with single action hardware~~, free from obstruction, and  
9 clearly marked with illuminated exit signs. Any sleeping room with a direct exit to  
10 the exterior of the building is 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 shall be equipped with an operable egress window. Any sleeping  
14 room with a direct exit to the exterior of the building is exempt from this  
15 requirement; and



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

3 Section 2. That § 34-18-22.2 be amended to read as follows:

4 34-18-22.2. Any specialty resort establishment with ten or more occupants shall meet the  
5 following minimum fire safety standards:

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

8 (2) Any primary exit that leads to the exterior of the structure shall be capable of  
9 unlocking from the interior ~~with single action hardware~~, free from obstruction, and  
10 clearly marked with illuminated exit signs. Any sleeping room with a direct exit to  
11 the exterior of the building is exempt from this requirement;

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

14 (4) Any sleeping room shall be equipped with an operable egress window. Any sleeping  
15 room with a direct exit to the exterior of the building is exempt from this  
16 requirement; and

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

19 Section 3. That § 34-18-22.3 be amended to read as follows:

20 34-18-22.3. Any vacation home establishment shall meet the following minimum fire safety  
21 standards:

22 (1) Each floor where ten or more occupants are sleeping shall have access to at least two  
23 remote exits;

24 (2) Any primary exit that leads to the exterior of the structure shall be capable of

- 1           unlocking from the interior ~~with single action hardware~~, and free from obstruction.
- 2           Any sleeping room with a direct exit to the exterior of the building is exempt from
- 3           this requirement;
- 4           (3)    There shall be a smoke detector in each sleeping room. The owner or manager shall
- 5           test any battery operated smoke detector at least twice a year;
- 6           (4)    Any sleeping room shall be equipped with an operable egress window. Any sleeping
- 7           room with a direct exit to the exterior of the building is exempt from this
- 8           requirement; and
- 9           (5)    A portable fire extinguisher with a minimum 2-A rating shall be made available on
- 10          each floor and shall be inspected and tagged annually.