



State of Wisconsin
2019 - 2020 LEGISLATURE

LRB-5712/1
KRP:klm

2019 SENATE BILL 875

February 28, 2020 - Introduced by Senators L. TAYLOR, RISSER, SMITH and LARSON, cosponsored by Representatives RIEMER, STUCK, STUBBS, ANDERSON, L. MYERS, SUBECK, C. TAYLOR, SINICKI, SARGENT, VINING and SPREITZER. Referred to Committee on Utilities and Housing.

1 **AN ACT** *to amend* 101.63 (1) (intro.) and 101.73 (1); and *to create* 101.02 (15m)
2 of the statutes; **relating to:** the use of radon-resistant construction materials
3 and techniques in new construction of public buildings, places of employment,
4 one-family and two-family dwellings, and modular homes and requiring the
5 exercise of rule-making authority.

Analysis by the Legislative Reference Bureau

Under current law, the Department of Safety and Professional Services promulgates rules that establish standards for all of the following:

1. The design, construction, maintenance, and inspection of public buildings and places of employment, commonly called the “commercial building code.”
2. The construction and inspection of one-family and two-family dwellings, commonly called the “uniform dwelling code.”
3. The use of building materials, methods, and equipment in the manufacture and installation of modular homes for use as dwellings or dwelling units.

This bill requires DSPS, in promulgating those rules, to require the use of radon-resistant construction materials and techniques in new construction of public buildings, places of employment, one-family and two-family dwellings, and modular homes.

SENATE BILL 875

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

1 **SECTION 1.** 101.02 (15m) of the statutes is created to read:

2 101.02 (**15m**) In promulgating the commercial building code, the department
3 shall require the use of radon-resistant construction materials and techniques in
4 new construction of public buildings and places of employment.

5 **SECTION 2.** 101.63 (1) (intro.) of the statutes is amended to read:

6 101.63 (**1**) (intro.) ~~Adopt~~ Promulgate rules ~~which that~~ establish standards for
7 the construction and inspection of one-family and 2-family dwellings and their
8 components ~~thereof~~. The rules shall include separate standards, established in
9 consultation with the uniform dwelling code council, that apply only to the
10 construction and inspection of camping units that are set in a fixed location in a
11 campground for which a permit is issued under s. 97.67, that contain a sleeping
12 place, and that are used for seasonal overnight camping. Where feasible, the
13 standards used shall be those nationally recognized and shall apply to the dwelling
14 and to its electrical, heating, ventilating, air conditioning, and other systems,
15 including plumbing, as defined in s. 145.01 (10). ~~No set of~~ The rules may be adopted
16 ~~which has not taken~~ shall take into account the conservation of energy in
17 construction and maintenance of dwellings and the costs of specific code provisions
18 to home buyers in relationship to the benefits derived from the provisions. The rules
19 shall require the use of radon-resistant construction materials and techniques in
20 new construction of dwellings. Rules promulgated under this subsection do not apply

SENATE BILL 875

1 to a bed and breakfast establishment, as defined under s. 97.01 (1g), except that the
2 rules apply to all of the following:

3 **SECTION 3.** 101.73 (1) of the statutes is amended to read:

4 101.73 (1) ~~Adopt~~ Promulgate rules ~~which that~~ establish standards for the use
5 of building materials, methods, and equipment in the manufacture and installation
6 of modular homes for use as dwellings or dwelling units. Where feasible, the
7 standards used shall be those nationally recognized and shall apply to the dwelling
8 and to its electrical, heating, ventilating, air conditioning, and other systems. ~~Such~~
9 The rules shall take into account the conservation of energy in construction and
10 maintenance of dwellings and the costs to home buyers of specific code provisions in
11 relation to the benefits derived ~~therefrom~~ from the provisions. The rules shall
12 require the use of radon-resistant construction materials and techniques in new
13 construction of modular homes.

14

(END)