

1977 Assembly Bill 518

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CHAPTER 388, Laws of 1977

AN ACT to create 101.145, 101.645, 101.745 and 101.925 of the statutes, relating to requiring smoke detectors in residential buildings and dwellings, manufactured buildings and mobile homes and providing a penalty.

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

SECTION 1. 101.145 of the statutes is created to read:

101.145 Smoke detectors. (1) DEFINITIONS. As used in this section:

(a) "Residential building" means any public building which is used for sleeping or lodging purposes and includes any apartment house, rooming house, hotel, children's home, community-based residential facility or dormitory but does not include a hospital or nursing home.

(b) "Smoke detector" means a device which detects particles or products of combustion other than heat.

(c) "Sleeping area" means the area of the unit in which the bedrooms or sleeping rooms are located. Bedrooms or sleeping rooms separated by another use area such as a kitchen or living room are separate sleeping areas but bedrooms or sleeping rooms separated by a bathroom are not separate sleeping areas.

(d) "Unit" means a residential building or that part of a residential building which is intended to be used as a home, residence or sleeping place by one person or by 2 or more persons maintaining a common household, to the exclusion of all others.

(2) APPROVAL. A smoke detector required under this section shall be approved by underwriters laboratory.

(3) INSTALLATION AND MAINTENANCE. A smoke detector required under this section shall be installed according to the directions and specifications of the manufacturer and maintained in good working order.

(4) REQUIREMENT. The owner of a residential building of which construction is commenced on or after the effective date of this act (1977) shall install and maintain a smoke detector in each sleeping area of each unit, in the basement and at the head of the stairway on each floor level of the building.

(5) **PENALTY.** Whoever violates this section shall forfeit to the state not more than \$50 for each day of violation.

(6) **DEPARTMENT INSPECTION AND ORDERS.** The department may inspect all residential buildings and may issue orders as may be necessary to ensure compliance with this section.

SECTION 2. 101.645 of the statutes is created to read:

101.645 Smoke detectors. (1) **DEFINITION.** The definition of "smoke detector" under s. 101.145 (1) (b) also applies to this section.

(2) **APPROVAL; INSTALLATION AND MAINTENANCE.** A smoke detector required under this section shall be approved, installed and maintained as required under s. 101.145 (2) and (3).

(3) **REQUIREMENT.** The owner of a multi-unit dwelling the initial construction of which was commenced on or after the effective date of this act (1977) shall install and maintain a smoke detector in the basement of the dwelling and on each floor level except the attic or storage area of each dwelling unit.

(4) **INSPECTION.** The department or a municipal authority may inspect new dwellings and may inspect dwellings at the request of the owner or renter to ensure compliance with this section.

SECTION 3. 101.745 of the statutes is created to read:

101.745 Smoke detectors. (1) **DEFINITION.** The definition of smoke detector under s. 101.145 (1) (b) also applies to this section.

(2) **APPROVAL.** A smoke detector required under this section shall be approved by underwriters laboratory.

(3) **INSTALLATION.** A smoke detector required under this section shall be installed according to the directions and specifications of the manufacturer.

(4) **REQUIREMENT.** The manufacturer of a manufactured building manufactured on or after the effective date of this act (1977) shall install a smoke detector on each floor level except the attic or storage area of each dwelling unit.

SECTION 4. 101.925 of the statutes is created to read:

101.925 Smoke detectors. (1) **DEFINITION.** The definition of smoke detector under s. 101.145 (1) (b) also applies to this section.

(2) **APPROVAL.** A smoke detector required under this section shall be approved by underwriters laboratory.

(3) **INSTALLATION.** A smoke detector required under this section shall be installed according to the directions and specifications of the manufacturer.

(4) **REQUIREMENT.** The manufacturer of a mobile home shall install a smoke detector in each mobile home manufactured on or after the effective date of this act (1977).
