



## 2001 ASSEMBLY BILL 573

October 16, 2001 - Introduced by Representatives STEINBRINK, STARZYK, GUNDERSON, AINSWORTH, SINICKI and RYBA, cosponsored by Senator BURKE. Referred to Committee on Housing.

1     **AN ACT to renumber** 101.645 (3), 101.745 (4) and 101.925 (4); **to renumber and**  
2     **amend** 101.145 (4) (except 101.145 (4) (title)); **to amend** 101.145 (title),  
3     101.145 (2), 101.145 (3) (a), 101.145 (3) (b), 101.645 (title), 101.645 (2), 101.745  
4     (title), 101.745 (2), 101.745 (3), 101.925 (title), 101.925 (2) and 101.925 (3); and  
5     **to create** 101.145 (4) (b), 101.645 (3) (b), 101.745 (4) (b) and 101.925 (4) (b) of  
6     the statutes; **relating to:** requiring heat detectors in certain buildings and  
7     dwellings.

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### *Analysis by the Legislative Reference Bureau*

Current law requires smoke detectors to be installed in various types of buildings. For example, the owner of a public building that is used for sleeping or lodging, such as an apartment house or hotel, and that is constructed on or after May 23, 1978, must install a smoke detector in the basement, at the head of any stairway on each floor level, and in or near each sleeping unit in the building. In addition, the manufacturer of a manufactured home that is built during this same time period must install a smoke detector in the home. Similarly, the manufacturer of any manufactured building must install a smoke detector on each floor level of the building other than the attic or storage area. In addition, the owner of a one-family or two-family dwelling must install a smoke detector in the basement and on each floor level of the dwelling other than the attic or storage area.

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This bill requires the owner of a public building that is used for sleeping or lodging and the owner of a one-family or two-family dwelling to install a heat detector in any attic in the building or dwelling. The bill also requires any person who manufactures a manufactured home or manufactured building on or after the date that the bill takes effect to install a heat detector in any attic in the home or building. A heat detector installed under the bill must be approved by the department of commerce and must be designed to activate at a fixed temperature and when the temperature rises at or above a specified rate.

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

1           **SECTION 1.** 101.145 (title) of the statutes is amended to read:

2           **101.145 (title) Smoke detectors and heat detectors.**

3           **SECTION 2.** 101.145 (2) of the statutes is amended to read:

4           **101.145 (2) APPROVAL.** ~~A~~ Any smoke detector or heat detector required under  
5 this section shall be approved by underwriters laboratory.

6           **SECTION 3.** 101.145 (3) (a) of the statutes is amended to read:

7           **101.145 (3) (a)** The owner of a residential building shall install any smoke  
8 detector or heat detector required under this section according to the directions and  
9 specifications of the manufacturer of ~~the smoke detector~~.

10          **SECTION 4.** 101.145 (3) (b) of the statutes is amended to read:

11          **101.145 (3) (b)** The owner of a residential building shall maintain any such  
12 smoke detector that is located in a common area of that residential building and any  
13 heat detector that is located in that residential building.

14          **SECTION 5.** 101.145 (4) (except 101.145 (4) (title)) of the statutes is renumbered  
15 101.145 (4) (a) and amended to read:

16          **101.145 (4) (a)** The owner of a residential building, the initial construction of  
17 which is commenced before, on, or after May 23, 1978, shall install and maintain a  
18 functional smoke detector in ~~the~~ all of the following locations:

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1           1. The basement and at,

2           2. At the head of any stairway on each floor level of the building and shall install  
3 a functional smoke detector either in other than an attic.

4           3. In each sleeping area of each unit or elsewhere in the unit within 6 feet of  
5 each sleeping area and, but not in a kitchen or attic.

6           **SECTION 6.** 101.145 (4) (b) of the statutes is created to read:

7           101.145 (4) (b) The owner of a residential building with an attic shall install  
8 a functional heat detector in the attic. The heat detector shall be approved by the  
9 department and shall be designed to activate at a fixed temperature and when the  
10 temperature rises at or above a specified rate.

11           **SECTION 7.** 101.645 (title) of the statutes is amended to read:

12           **101.645 (title) Smoke detectors and heat detectors.**

13           **SECTION 8.** 101.645 (2) of the statutes is amended to read:

14           101.645 (2) APPROVAL AND INSTALLATION. ~~A Any smoke detector or heat detector~~  
15 ~~required under this section shall be approved and installed as required under s.~~  
16 ~~101.145 (2) and (3) (a).~~

17           **SECTION 9.** 101.645 (3) of the statutes is renumbered 101.645 (3) (a).

18           **SECTION 10.** 101.645 (3) (b) of the statutes is created to read:

19           101.645 (3) (b) The owner of a dwelling with an attic shall install a functional  
20 heat detector in the attic. The heat detector shall be approved by the department and  
21 shall be designed to activate at a fixed temperature and when the temperature rises  
22 at or above a specified rate.

23           **SECTION 11.** 101.745 (title) of the statutes is amended to read:

24           **101.745 (title) Smoke detectors and heat detectors.**

25           **SECTION 12.** 101.745 (2) of the statutes is amended to read:

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1           101.745 (2) APPROVAL. ~~A~~ Any smoke detector or heat detector required under  
2 this section shall be approved by underwriters laboratory.

3           **SECTION 13.** 101.745 (3) of the statutes is amended to read:

4           101.745 (3) INSTALLATION. ~~A~~ Any smoke detector or heat detector required  
5 under this section shall be installed according to the directions and specifications of  
6 the manufacturer.

7           **SECTION 14.** 101.745 (4) of the statutes is renumbered 101.745 (4) (a).

8           **SECTION 15.** 101.745 (4) (b) of the statutes is created to read:

9           101.745 (4) (b) The manufacturer of a manufactured building with an attic that  
10 is manufactured on or after the effective date of this paragraph .... [revisor inserts  
11 date], shall install a functional heat detector in the attic. The heat detector shall be  
12 approved by the department and shall be designed to activate at a fixed temperature  
13 and when the temperature rises at or above a specified rate.

14           **SECTION 16.** 101.925 (title) of the statutes is amended to read:

15           **101.925 (title) Smoke detectors and heat detectors.**

16           **SECTION 17.** 101.925 (2) of the statutes is amended to read:

17           101.925 (2) APPROVAL. ~~A~~ Any smoke detector or heat detector required under  
18 this section shall be approved by underwriters laboratory.

19           **SECTION 18.** 101.925 (3) of the statutes is amended to read:

20           101.925 (3) INSTALLATION. ~~A~~ Any smoke detector or heat detector required  
21 under this section shall be installed according to the directions and specifications of  
22 the manufacturer.

23           **SECTION 19.** 101.925 (4) of the statutes is renumbered 101.925 (4) (a).

24           **SECTION 20.** 101.925 (4) (b) of the statutes is created to read:

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1           101.925 (4) (b) The manufacturer of a manufactured home with an attic that  
2           is manufactured on or after the effective date of this paragraph .... [revisor inserts  
3           date], shall install a functional heat detector in the attic. The heat detector shall be  
4           approved by the department and shall be designed to activate at a fixed temperature  
5           and when the temperature rises at or above a specified rate.

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(END)