

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-0931/P1dn
RNK:wlj:pg

December 5, 2006

This is a redraft of 2005 Senate Bill 689. I have made some changes in this draft for purposes of clarity and organization. Please note, for example, that I have changed the definition of "carbon monoxide detector" to refer to "an unsafe level of carbon monoxide" instead of "an unsafe amount of carbon monoxide gas." I have also slightly modified the definition of "unit" and standardized language that relates to those parties that have inspection and enforcement authority. Under this draft, both the Department of Commerce and building inspectors certified by Commerce have inspection authority, authority to give notice about a missing or damaged detector, and authority to issue warnings. Please let me know if any of these changes or the other minor changes to the draft are not consistent with your intent.

You will also note that this draft requires that carbon monoxide detectors bear an Underwriter's Laboratories (UL) listing mark unlike 2005 Senate Bill 689 which required that detectors be "approved" by UL. My research indicates that UL does not "approve" products but, rather, allows products that meet UL standards to bear a listing mark. You may also want to amend ss. 101.145 (2) and 101.745 (2), stats. in the next version of the draft. Those provisions refer to smoke detectors "approved" rather than listed by UL.

Finally, please note that Commerce issued a technical memo for 2005 Senate Bill 689 in which they recommended that the draft require that, for buildings constructed on or after the effective date of the bill, carbon monoxide detectors be installed "before occupancy." This draft makes that recommended change.

I have prepared this draft in preliminary form to give you an opportunity to review the items raised in this note and to make any changes that you require before the draft is put in final form.

Please feel free to contact me if you have any questions with regard to this draft.

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