



WISCONSIN LEGISLATIVE COUNCIL AMENDMENT MEMO

2007 Senate Bill 289

Senate Amendment 1

Memo published: May 4, 2015

Contact: Dan Schmidt, Senior Analyst (267-7251)

Current law requires the owner of a residential building to install smoke detectors in specified locations within the building. It does not require such owners to install a carbon monoxide detector.

Senate Bill 289 generally requires an owner of a residential building to install a carbon monoxide detector in the basement of the building, within 15 feet of each sleeping area, and in certain specified hallways and adjacent rooms. The bill requires the Department of Commerce (Commerce) and the Department of Health and Family Services (DHFS) to promulgate rules regarding the inspection of sealed combustion units for carbon monoxide emissions in residential buildings and hotels, tourist rooming houses, and bed and breakfast establishments, respectively.

Senate Amendment 1 does the following:

- Clarifies the respective inspection responsibilities of Commerce and DHFS. The amendment specifically requires each department to promulgate rules under which they are required to conduct regular inspections for compliance with the carbon monoxide installation and maintenance requirements of the bill.
- Requires the Commerce to authorize certified heating, ventilating, and air conditioning inspectors to conduct inspections of sealed combustion units in residential buildings other than hotels, tourist rooming houses, and bed and breakfast establishments.
- For purposes of consistency, makes technical corrections to delete the term “fuel” in reference to “sealed combustion units.”
- Clarifies that the required inspection of sealed combustion units only applies to those residential buildings in which the owner chooses not to install carbon monoxide detectors under the exception specified in s. 101.149 (5). That is, the owner of a residential building

may choose to install carbon monoxide detectors near sealed combustion units rather than have those units inspected.

- Provides a deadline for the expiration of emergency rules.
- Clarifies the scope of the bill so that it specifically includes “tourist rooming houses” (such as cabins and cottages) and “bed and breakfast establishments.”

Legislative History

Senate Amendment 1 to Senate Bill 289 was adopted and Senate Bill 289, as amended, was recommended for passage as adopted by the Senate Committee on Small Business, Emergency Preparedness, Workforce Development, Technical Colleges and Consumer Protection by a vote of Ayes, 5; Noes, 0; on January 23, 2008.

DWS:ksm