

SENATE BILL 107

E4
SB 1075/14 – EHE

EMERGENCY BILL

5lr1075

By: **Senator Conway**

Introduced and read first time: January 26, 2015

Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 **Public Safety – Hotels – Carbon Monoxide Alarms**

3 FOR the purpose of requiring certain hotels, on or after a certain date, to install a certain
4 carbon monoxide alarm inside each guest room within the hotel; authorizing the
5 owner of a hotel to install a certain carbon monoxide alarm within a certain distance
6 from carbon monoxide-producing fixtures and equipment within the hotel under
7 certain circumstances; altering a certain definition; defining a certain term; making
8 this Act an emergency measure; and generally relating to carbon monoxide alarms.

9 BY repealing and reenacting, with amendments,
10 Article – Public Safety
11 Section 12–1101, 12–1102, and 12–1104
12 Annotated Code of Maryland
13 (2011 Replacement Volume and 2014 Supplement)

14 BY repealing and reenacting, without amendments,
15 Article – Public Safety
16 Section 12–1103, 12–1105, and 12–1106
17 Annotated Code of Maryland
18 (2011 Replacement Volume and 2014 Supplement)

19 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
20 That the Laws of Maryland read as follows:

21 **Article – Public Safety**

22 12–1101.

23 (a) In this subtitle the following words have the meanings indicated.

24 (b) “Carbon monoxide alarm” means a device that:

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (1) senses carbon monoxide;

2 (2) when sensing carbon monoxide, is capable of emitting a distinct and
3 audible sound;

4 (3) is listed and carries the listing of a nationally recognized testing
5 laboratory approved by the Office of the State Fire Marshal; and

6 (4) **(I)** is wired into an alternating current (AC) powerline with
7 secondary battery backup; **OR**

8 **(II) FOR A HOTEL:**

9 **1. IS WIRED INTO AN ALTERNATING CURRENT (AC)**
10 **POWERLINE WITH SECONDARY BATTERY BACKUP;**

11 **2. IS PLUGGED INTO AN ELECTRICAL OUTLET, NOT**
12 **CONTROLLED BY A SWITCH, WITH BATTERY BACKUP; OR**

13 **3. IS BATTERY-POWERED, SEALED, TAMPER RESISTANT,**
14 **AND USING A LONG-LIFE BATTERY.**

15 (c) (1) “Dwelling” means a building or part of a building that provides living
16 or sleeping facilities for one or more individuals.

17 (2) “Dwelling” includes a one or two family dwelling, multifamily dwelling,
18 hotel, motel, or dormitory.

19 **(D) “HOTEL” HAS THE MEANING STATED IN § 9-201 OF THIS ARTICLE.**

20 **[(d)] (E)** “Install” means to attach to the wall or ceiling of a dwelling in
21 accordance with:

22 (1) the National Fire Protection Association (NFPA) 720 standard for the
23 installation of carbon monoxide warning equipment in dwelling units; and

24 (2) the manufacturer’s recommendations.

25 12-1102.

26 This subtitle only applies to:

27 **(1)** a dwelling that:

1 [(1)] (I) relies on the combustion of a fossil fuel for heat, ventilation, hot
2 water, or clothes dryer operation; and

3 [(2)] (II) is a newly constructed dwelling for which a building permit is
4 issued on or after January 1, 2008; OR

5 (2) A HOTEL.

6 12–1103.

7 A carbon monoxide alarm may be combined with a smoke alarm if the combined
8 device complies with:

9 (1) this subtitle;

10 (2) Title 9 of this article; and

11 (3) Underwriters Laboratories (UL) standards 217 and 2034.

12 12–1104.

13 (a) [There] **SUBJECT TO SUBSECTION (B) OF THIS SECTION, FOR A**
14 **DWELLING DESCRIBED IN § 12–1102(1) OF THIS SUBTITLE, THERE** must be a carbon
15 monoxide alarm installed in a central location outside of each sleeping area within [a] **THE**
16 dwelling [subject to this subtitle].

17 (b) **ON OR AFTER APRIL 1, 2016, THERE MUST BE A CARBON MONOXIDE**
18 **ALARM INSTALLED INSIDE EACH GUEST ROOM WITHIN A HOTEL.**

19 [(b)](C) Notwithstanding [subsection (a)] **SUBSECTIONS (A) AND (B)** of this
20 section, if there is a centralized alarm system that is capable of emitting a distinct and
21 audible sound to warn all occupants, the owner of a dwelling **OR HOTEL** may install a
22 carbon monoxide alarm within 25 feet of any carbon monoxide–producing fixture and
23 equipment.

24 12–1105.

25 Except as part of routine maintenance, a person may not render a carbon monoxide
26 alarm inoperable.

27 12–1106.

28 This subtitle does not prevent a county or municipal corporation from enacting more
29 stringent laws that relate to carbon monoxide alarms.

1 SECTION 2. AND BE IT FURTHER ENACTED, That this Act is an emergency
2 measure, is necessary for the immediate preservation of the public health or safety, has
3 been passed by a yea and nay vote supported by three-fifths of all the members elected to
4 each of the two Houses of the General Assembly, and shall take effect from the date it is
5 enacted.