

# SENATE BILL 107

E4  
SB 1075/14 – EHE

EMERGENCY BILL

5lr1075

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By: **Senator Conway**

Introduced and read first time: January 26, 2015

Assigned to: Education, Health, and Environmental Affairs

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Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 20, 2015

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## CHAPTER \_\_\_\_\_

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~~ on the ceiling of certain rooms and  
5 areas within the hotel; authorizing the owner of a hotel to install a certain carbon  
6 monoxide alarm within a certain distance from carbon monoxide-producing fixtures  
7 and equipment within the hotel under certain circumstances; altering a certain  
8 definition; defining a certain term; making this Act an emergency measure; and  
9 generally relating to carbon monoxide alarms.

10 BY repealing and reenacting, with amendments,  
11 Article – Public Safety  
12 Section 12–1101, 12–1102, and 12–1104  
13 Annotated Code of Maryland  
14 (2011 Replacement Volume and 2014 Supplement)

15 BY repealing and reenacting, without amendments,  
16 Article – Public Safety  
17 Section 12–1103, 12–1105, and 12–1106  
18 Annotated Code of Maryland  
19 (2011 Replacement Volume and 2014 Supplement)

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

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**EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.**

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 **Article – Public Safety**

2 12–1101.

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

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

5 (1) senses carbon monoxide;

6 (2) when sensing carbon monoxide, is capable of emitting a distinct and  
7 audible sound;8 (3) is listed and carries the listing of a nationally recognized testing  
9 laboratory approved by the Office of the State Fire Marshal; and10 (4) **(I)** is wired into an alternating current (AC) powerline with  
11 secondary battery backup; **OR**12 **(II) FOR A HOTEL:**13 **1. IS WIRED INTO AN ALTERNATING CURRENT (AC)**  
14 **POWERLINE WITH SECONDARY BATTERY BACKUP;**15 **2. IS PLUGGED INTO AN ELECTRICAL OUTLET, NOT**  
16 **CONTROLLED BY A SWITCH, WITH BATTERY BACKUP; ~~OR~~**17 **3. IS BATTERY-POWERED, SEALED, TAMPER RESISTANT,**  
18 **AND USING A LONG-LIFE BATTERY; OR**19 **4. IS BATTERY-POWERED, SEALED, TAMPER RESISTANT,**  
20 **AND CONNECTED TO AN ON-SITE OR OFF-SITE CONTROL UNIT THAT MONITORS THE**  
21 **CARBON MONOXIDE ALARM REMOTELY SO THAT A RESPONSIBLE PARTY IS ALERTED**  
22 **WHEN THE DEVICE ACTIVATES THE ALARM SIGNAL.**23 (c) (1) “Dwelling” means a building or part of a building that provides living  
24 or sleeping facilities for one or more individuals.25 (2) “Dwelling” includes a one or two family dwelling, multifamily dwelling,  
26 hotel, motel, or dormitory.27 **(D) “HOTEL” HAS THE MEANING STATED IN § 9–201 OF THIS ARTICLE.**28 **[(d)] (E)** “Install” means to attach to the wall or ceiling of a dwelling in  
29 accordance with:

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

3 (2) the manufacturer's recommendations.

4 12-1102.

5 This subtitle only applies to:

6 (1) a dwelling that:

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

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

11 (2) A HOTEL.

12 12-1103.

13 A carbon monoxide alarm may be combined with a smoke alarm if the combined  
14 device complies with:

15 (1) this subtitle;

16 (2) Title 9 of this article; and

17 (3) ~~Underwriters~~ AMERICAN NATIONAL STANDARDS INSTITUTE  
18 (ANSI)/UNDERWRITERS Laboratories (UL) standards 217 and 2034 OR ANSI/UL 268  
19 AND 2075.

20 12-1104.

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

25 **(B) ON OR AFTER APRIL 1, 2016, THERE MUST BE A CARBON MONOXIDE**  
26 **ALARM INSTALLED ~~INSIDE EACH GUEST ROOM~~ WITHIN A HOTEL, AS FOLLOWS:**

27 **(1) ON THE CEILING INSIDE EACH GUEST ROOM THAT:**

28 **(1) CONTAINS A DEVICE THAT EMITS CARBON MONOXIDE;**

1                    **(II) IS ADJACENT TO A ROOM OR AREA THAT CONTAINS A DEVICE**  
 2 **THAT EMITS CARBON MONOXIDE;**

3                    **(III) IS ADJACENT TO AN UNVENTILATED ATTACHED GARAGE; OR**

4                    **(IV) IS CONNECTED BY DUCTWORK TO AN UNVENTILATED**  
 5 **ATTACHED GARAGE OR ROOM OR AREA THAT CONTAINS A DEVICE THAT EMITS**  
 6 **CARBON MONOXIDE; AND**

7                    **(2) ON A CEILING IN EACH ROOM OR AREA THAT:**

8                    **(I) CONTAINS A DEVICE THAT EMITS CARBON MONOXIDE;**

9                    **(II) IS ADJACENT TO A ROOM OR AREA THAT CONTAINS A DEVICE**  
 10 **THAT EMITS CARBON MONOXIDE; OR**

11                   **(III) IS ADJACENT TO AN UNVENTILATED ATTACHED GARAGE.**

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

17 12-1105.

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

20 12-1106.

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

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