

HOUSE BILL 1341

E4

9lr3049

By: **Delegate Conway**

Introduced and read first time: February 18, 2019

Assigned to: Rules and Executive Nominations

A BILL ENTITLED

1 AN ACT concerning

2 **Public Safety – Battery Operated Smoke Alarm – Penalty**

3 FOR the purpose of altering a certain penalty for the sale of a certain battery operated
4 smoke alarm; and generally relating to smoke alarms.

5 BY repealing and reenacting, without amendments,

6 Article – Public Safety

7 Section 9–106.1

8 Annotated Code of Maryland

9 (2018 Replacement Volume)

10 BY repealing and reenacting, with amendments,

11 Article – Public Safety

12 Section 9–109

13 Annotated Code of Maryland

14 (2018 Replacement Volume)

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

17 **Article – Public Safety**

18 9–106.1.

19 (a) This section does not apply to:

20 (1) a fire alarm, a smoke detector, a smoke alarm, or an ancillary
21 component that is:

22 (i) electronically connected as a part of a listed centrally monitored
23 or supervised alarm system; or

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (ii) capable of sending and receiving notifications by:

2 1. a low-power radio frequency wireless communication
3 signal; or

4 2. a wireless local area networking capability; or

5 (2) any other device that the State Fire Marshal designates as exempt
6 through the regulatory process.

7 (b) On or after October 1, 2018, a person may not sell a battery operated smoke
8 alarm in the State for compliance with this subtitle unless the smoke alarm is a sealed,
9 tamper resistant unit incorporating a silence/hush button and using one or more long-life
10 batteries.

11 9-109.

12 (a) A person may not knowingly violate this subtitle.

13 (b) (1) Except as provided in paragraph (2) of this subsection, a person who
14 violates this section is guilty of a misdemeanor and on conviction is subject to imprisonment
15 not exceeding 10 days or a fine not exceeding \$1,000 or both.

16 (2) A person who violates § 9-106.1 of this subtitle is subject to a fine not
17 exceeding [~~\$1,000~~] **\$5,000**.

18 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
19 October 1, 2019.