

HB1221/223724/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 1221
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 2 and 3, in each instance, strike “**Fire**”; in line 6, after “alarms” insert “and carbon monoxide alarms”; in line 7, after “alarm” insert “and carbon monoxide alarm”; in line 9, strike “a county” and substitute “certain counties”; in line 11, after the first “Marshal” insert “under certain circumstances”; in line 12, strike “fire”; in line 16, after “(e)” insert “and 12–1101(a) and (b)”; and in line 21, strike “9–1105” and substitute “9–1106”.

AMENDMENT NO. 2

On page 3, after line 5, insert:

“(C) “CARBON MONOXIDE ALARM” HAS THE MEANING STATED IN § 12–1101 OF THIS ARTICLE.”;

in lines 6, 8, 10, 12, and 13, strike “(C)”, “(D)”, “(E)”, “(F)”, and “(G)”, respectively, and substitute “(D)”, “(E)”, “(F)”, “(G)”, and “(H)”, respectively; and in line 26, after “ALARMS” insert “AND CARBON MONOXIDE ALARMS”.

On page 4, in line 1, strike “A” and substitute “SUBJECT TO PARAGRAPH (4) OF THIS SUBSECTION, A”; in the same line, after “ALARM” insert “OR CARBON MONOXIDE ALARM”; strike beginning with the colon in line 2 down through “SUBSECTION,” in line 3; in line 5, strike “; AND” and substitute “.”; in line 6, strike “(II)” and substitute “(2)”; in the same line, strike “IF” and substitute “IF”; in line 7, after “UNIT,” insert “EACH SMOKE ALARM SHALL:

(I) BE”;

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in line 9, after “UNIT” insert “;OR”

(II) COMPLY WITH AN ALTERNATIVE REQUIREMENT AUTHORIZED BY THE STATE FIRE MARSHAL IN CONSULTATION WITH THE STATE FIRE PREVENTION COMMISSION”;

in line 10, strike “(2)” and substitute “(3)”; in the same line, strike “A” and substitute “WHEN ACTIVATED, A”; in the same line, after the first “ALARM” insert “OR CARBON MONOXIDE ALARM”; in the same line, strike “SOUND FOR A SMOKE ALARM”; in line 11, strike “BE” and substitute “SOUND AN ALARM THAT IS”;

in lines 16 and 17, in each instance, after “ALARM” insert “OR CARBON MONOXIDE ALARM”; in line 17, strike “(3)” and substitute “(4)”; in line 18, strike “SMOKE DETECTOR” and substitute “CARBON MONOXIDE ALARM”; and in line 25, after “(1)” insert “ELECTRONICALLY”.

On page 5, in line 4, after “(A)” insert “THIS SECTION DOES NOT APPLY TO A COUNTY OR BALTIMORE CITY THAT PROHIBITS SHORT-TERM RENTALS IN THE JURISDICTION.”

(B)”;

in line 19, after “JURISDICTION” insert “INSPECTED UNDER ITEM (1) OF THIS SUBSECTION”; in lines 23 and 25, strike “(B)” and “(C)”, respectively, and substitute “(C)” and “(D) (1)”, respectively; in line 24, strike “(A)(1)” and substitute “(B)(1)”; in line 27, strike “(A)” and substitute “(B)”; and in line 29, strike “(1)” and substitute “(I)”.

On page 6, in line 1, strike “(2)” and substitute “(II)”; after line 2, insert:

“(2) THE OFFICE OF THE STATE FIRE MARSHAL SHALL ESTABLISH THE MINIMUM REQUIRED QUALIFICATIONS, CERTIFICATIONS, AND LICENSING FOR A THIRD-PARTY INSPECTOR UNDER THIS SUBSECTION.”;

in line 3, strike “(D)” and substitute “(E)”; after line 7, insert:

“9-1106.

THIS SUBTITLE MAY NOT BE CONSTRUED TO:

(1) REQUIRE A COUNTY OR BALTIMORE CITY TO AUTHORIZE THE USE OF SHORT-TERM RENTALS IN THE JURISDICTION; OR

(2) PREEMPT OR PROHIBIT A COUNTY OR BALTIMORE CITY FROM ENACTING OTHER MEASURES REGARDING SHORT-TERM RENTALS IN THE JURISDICTION IN ADDITION TO THE MEASURES REQUIRED BY THIS SUBTITLE.

12-1101.

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

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

(1) senses carbon monoxide;

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

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

(4) (i) is wired into an alternating current (AC) powerline with secondary battery backup; or

(Over)

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(ii) for a hotel, a lodging or rooming house, or a rental dwelling unit:

1. is wired into an alternating current (AC) powerline with secondary battery backup;

2. is battery-powered, sealed, tamper resistant, and using a long-life battery that has a life of not less than 10 years; or

3. is connected to an on-site control unit that monitors the carbon monoxide alarm remotely so that a responsible party is alerted when the device activates the alarm signal and receives its primary power from a battery or the control unit.”.