

Bill as Introduced

HB 317 - AS INTRODUCED

2011 SESSION

11-0807
05/04

HOUSE BILL

317

AN ACT relative to fire warning devices and carbon monoxide detection devices in dwellings.

SPONSORS: Rep. Gimas, Hills 12; Rep. Infantine, Hills 13; Sen. Boutin, Dist 16; Sen. Carson, Dist 14

COMMITTEE: Commerce and Consumer Affairs

ANALYSIS

This bill revises the type and location requirements for automatic fire warning devices and carbon monoxide detection devices in dwellings.

Explanation: Matter added to current law appears in ***bold italics***.
Matter removed from current law appears [~~in brackets and struckthrough.~~]
Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Eleven

AN ACT relative to fire warning devices and carbon monoxide detection devices in dwellings.

Be it Enacted by the Senate and House of Representatives in General Court convened:

1 1 Fire Protection and Warning Devices in Multi-Family Dwellings. RSA 153:10-a, I-III are
2 repealed and reenacted to read as follows:

3 I. Each multi-unit dwelling and rental unit shall be equipped with electrically powered
4 automatic fire warning devices in accordance with the NFPA 101 Life Safety Code and the NFPA 72
5 National Fire Alarm Code and carbon monoxide detection devices in accordance with the NFPA 720
6 Standard for the Installation of Carbon Monoxide Detection and Warning Equipment in Dwelling
7 Units; provided that a carbon monoxide detection device shall not be required in a multi-unit
8 dwelling or rental unit that does not have an attached garage and does not contain an appliance or
9 device that uses a combustion method of burning solid, liquid, or gas fuel. If a garage or combustion
10 fuel appliance or device is later added to the dwelling or rental unit, a carbon monoxide detection
11 device shall be required.

12 II. Every single family dwelling which is built or substantially rehabilitated after January 1,
13 2010, shall be equipped with an automatic fire warning device and a carbon monoxide detection
14 device; provided that a carbon monoxide detection device shall not be required if the single family
15 dwelling does not have an attached garage and does not contain an appliance or device that uses a
16 combustion method of burning solid, liquid, or gas fuel. If a garage or combustion fuel appliance or
17 device is later added to the dwelling, a carbon monoxide detection device shall be required.

18 II-a. The owner of the rental unit shall be responsible for maintaining the automatic fire
19 warning device and carbon monoxide detection device in a suitable condition.

20 III. The state fire marshal may adopt such rules pursuant to RSA 541-A as necessary to
21 enforce paragraphs I, II, and II-a; provided that under no circumstances shall the rules require the
22 installation of a fire sprinkler system in a one- or 2-family dwelling unit that otherwise meets the
23 requirements of this section. The state fire marshal shall either enforce the provisions of this section
24 or appoint the appropriate municipal authority to enforce the provisions of this section.

25 2 Applicability. The requirements relative to carbon monoxide detectors provided in RSA
26 153:10-a, as amended by section 1 of this act, shall not apply to owners of existing multi-unit
27 dwellings until July 1, 2013.

28 3 Effective Date. This act shall take effect July 1, 2011.

HB 317 - AS AMENDED BY THE HOUSE

15Mar2011... 0377h

2011 SESSION

11-0807
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HOUSE BILL **317**

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1 1 Fire Protection and Warning Devices in Multi-Family Dwellings. RSA 153:10-a, I-III are
2 repealed and reenacted to read as follows:

3 I. Each multi-unit dwelling and rental unit shall be equipped with automatic fire warning
4 devices in accordance with the NFPA 101 Life Safety Code and the NFPA 72 National Fire Alarm
5 and Signaling Code and carbon monoxide detection devices in accordance with the NFPA 720
6 Standard for the Installation of Carbon Monoxide (co) Detection and Warning Equipment; provided
7 that a carbon monoxide detection device shall not be required in a multi-unit dwelling or rental unit
8 that does not have an attached garage and does not contain an appliance or device that uses a
9 combustion method of burning solid, liquid, or gas fuel. If a garage or combustion fuel appliance or
10 device is later added to the dwelling or rental unit, a carbon monoxide detection device shall be
11 required.

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13 2010, shall be equipped with an automatic fire warning device and a carbon monoxide detection
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CHAPTER 129
HB 317 - FINAL VERSION

15Mar2011... 0377h

2011 SESSION

11-0807
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HOUSE BILL **317**

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COMMITTEE: Commerce and Consumer Affairs

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CHAPTER 129
HB 317 – FINAL VERSION

15Mar2011... 0377h

11-0807
05/04

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Eleven

AN ACT relative to fire warning devices and carbon monoxide detection devices in dwellings.

Be it Enacted by the Senate and House of Representatives in General Court convened:

1 129:1 Fire Protection and Warning Devices in Multi-Family Dwellings. RSA 153:10-a, I-III are
2 repealed and reenacted to read as follows:

3 I. Each multi-unit dwelling and rental unit shall be equipped with automatic fire warning
4 devices in accordance with the NFPA 101 Life Safety Code and the NFPA 72 National Fire Alarm
5 and Signaling Code and carbon monoxide detection devices in accordance with the NFPA 720
6 Standard for the Installation of Carbon Monoxide (CO) Detection and Warning Equipment; provided
7 that a carbon monoxide detection device shall not be required in a multi-unit dwelling or rental unit
8 that does not have an attached garage and does not contain an appliance or device that uses a
9 combustion method of burning solid, liquid, or gas fuel. If a garage or combustion fuel appliance or
10 device is later added to the dwelling or rental unit, a carbon monoxide detection device shall be
11 required.

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16 combustion method of burning solid, liquid, or gas fuel. If a garage or combustion fuel appliance or
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26 153:10-a, as amended by section 1 of this act, shall not apply to owners of existing multi-unit
27 dwellings until July 1, 2013.

28 129:3 Effective Date. This act shall take effect July 1, 2011.

29

CHAPTER 129
HB 317 – FINAL VERSION
- Page 2 -

- 1 Approved: June 6, 2011
- 2 Effective Date: July 1, 2011

Committee Minutes

**SENATE CALENDAR NOTICE
COMMERCE**

Senator Russell Prescott Chairman
 Senator Raymond White V Chairman
 Senator Tom De Blois
 Senator Matthew Houde
 Senator Andy Sanborn

For Use by Senate Clerk's Office ONLY		
<input type="checkbox"/>	Bill Status	
<input type="checkbox"/>	Docket	
<input type="checkbox"/>	Calendar	
Proof:	<input type="checkbox"/> Calendar	<input type="checkbox"/> Bill Status

Date: April 28, 2011

HEARINGS

Tuesday

5/3/2011

COMMERCE

LOB 102

9:00 AM

(Name of Committee)

(Place)

(Time)

EXECUTIVE SESSION MAY FOLLOW

9:00 AM	HB291	relative to permissible fireworks.
9:15 AM	HB317	relative to fire warning devices and carbon monoxide detection devices in dwellings.
9:30 AM	HB248	establishing a commission to study business regulations in New Hampshire.
9:45 AM	HB605	authorizing the business finance authority to establish a New Hampshire innovation business job growth program.

Sponsors:

HB291

Rep. Lars Christiansen

Rep. Jennifer Coffey

Rep. Gary Hopper

HB317

Rep. John Gimas

Sen. David Boutin

Sen. Sharon Carson

Rep. William Infantine

HB248

Rep. Paul Mirski

Rep. John Cebrowski

Rep. Carl Seidel

HB605

Rep. Marilinda Garcia

Rep. Thomas Beattie

Rep. Jeffrey Oigny

Rep. Edward Moran

Rep. Kevin Avard

Sen. Raymond White

Sen. Nancy Stiles

Rep. Stephen Stepanek

Commerce Committee Hearing Report

To: Member of the Senate

From: Patrick Murphy, *Legislative Aide*

Re: Hearing Report on House Bill 317 relative to fire warning devices and carbon monoxide detection devices in dwellings.

Hearing Date: May 3, 2011

Members of the Committee Present:

Senator Prescott, Senator White, Senator De Blois, Senator Sanborn, Senator Houde

Members of the Committee Absent:

None

Sponsor(s):

Rep. Gimas, Hills 12; Rep. Infantine, Hills 13; Sen. Boutin, Dist 16; Sen. Carson, Dist 14

What the bill does:

This bill revises the type and location requirements for automatic fire warning devices and carbon monoxide detection devices in dwellings.

Supporters of the bill:

Rep. Gimas (Hills 12), Sen. Boutin (Dist 16), Sen. Carson (Dist 14), Paul Morin (Home Builders and Remodelers), Bonnie Packard (NH Association of Fire Chiefs), John Raymond (NH State Fire Marshal's Office), Henry Szumiesz (ECBA)

Those in opposition to the bill:

Rep. LeBruce (Hills 26)

Speaking to the bill/Neutral:

None

Summary of testimony received:

Rep. Gimas (Hills 12)

- In 2009 a law was adopted requiring carbon monoxide detectors in dwellings. These detectors were required in a similar manner to fire warning devices.
- There is no need for a carbon monoxide detector in a dwelling that has no possibility of producing any carbon monoxide. The fire marshal issued a directive on this issue but this would make it statute.
- This bill exempts building where no fossil fuels are being used as an energy source, therefore not producing any carbon monoxide.
- Disclosed that he is a licensed electrician who installs and services these devices, introduced this bill for his customers.

Henry Szumiesz (ECBA)

- The ECBA is in support of this bill. There is no need for a carbon monoxide detector for a building that has no possibility of producing carbon monoxide.

Funding:

None

Action:

On a motion of ought to pass the vote was 5-0; Senator De Blois will report this bill to the floor.

Speakers

Senate Commerce Committee: Sign-In Sheet

Date: May 3, 2011

Time: 9:15 a.m.

Public Hearing on House Bill 317

House Bill 317 Relative to fire warning devices and carbon monoxide detection devices in dwellings.

Name	Representing	Speaking			
		Support	Oppose	Yes	No
SEN. DAVID BOUTIN	SENATE DISTRICT #16	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
SEN. SHARON CARSON	LONDONERRY; SD #14	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
PAUL MORIN	HOME BUILDERS & REMODELERS	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
REP. JOHN GIMAS	Hills Dist 12 - intro Bill -	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Donnie Packard	NH ASSOC. of Fire Chiefs	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
John Raymond	NH State Fire Marshal's Office	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Chris		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
John Foster	Association of Remodelers	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
✓ HENRY SZUMIŁSZ	ECBA	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Rep. Le Bruce	Hills 26	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Committee Report

STATE OF NEW HAMPSHIRE
SENATE
REPORT OF THE COMMITTEE

Date: May 3, 2011

THE COMMITTEE ON Commerce

to which was referred House Bill 317

AN ACT relative to fire warning devices and carbon monoxide
 detection devices in dwellings.

Having considered the same, the committee recommends that the Bill:

OUGHT TO PASS

BY A VOTE OF: 5-0

AMENDMENT # s

Senator Tom De Blois
For the Committee

Patrick Murphy 271-3067

New Hampshire General Court - Bill Status System

Docket of HB317

Docket Abbreviations

Bill Title: relative to fire warning devices and carbon monoxide detection devices in dwellings.*Official Docket of HB317:*

Date	Body	Description
1/21/2011	H	Introduced 1/6/2011 and Referred to Commerce and Consumer Affairs; HJ 11 , PG. 182
1/26/2011	H	==CANCELLED== Public Hearing: 2/15/2011 2:00 PM LOB 302
2/1/2011	H	==RESCHEDULED== Public Hearing: 2/22/2011 2:00 PM LOB 302
2/16/2011	H	==CANCELLED== Executive Session: 2/25/2011 10:00 AM LOB 302
2/23/2011	H	Executive Session: 3/1/2011 3:00 PM LOB 302
3/9/2011	H	Committee Report: Ought to Pass with Amendment #0377h for Mar 15 (Vote 16-0; CC); HC 22 , PG.524
3/9/2011	H	Proposed Committee Amendment #2011-0377h; HC 23 , PG.600
3/15/2011	H	Amendment #0377h Adopted, VV; HJ 26 , PG.699
3/15/2011	H	Ought to Pass with Amendment #0377h: MA VV; HJ 26 , PG.699
3/23/2011	S	Introduced and Referred to Commerce; SJ 11 , Pg.191
4/28/2011	S	Hearing: 5/3/11, Room 102, LOB, 9:15 a.m.; SC22
5/4/2011	S	Committee Report: Ought to Pass, 5/11/11; SC23
5/11/2011	S	Ought to Pass, MA, VV; OT3rdg; SJ 16 , Pg.320
5/11/2011	S	Passed by Third Reading Resolution
5/25/2011	S	Enrolled; SJ 19 , Pg.395
5/25/2011	H	Enrolled; HJ 46 , PG.1609
6/8/2011	H	Signed by Governor 06/06/2011; Effective 07/01/2011; Chapter 0129

NH House

NH Senate

Other Referrals

COMMITTEE REPORT FILE INVENTORY

HB 317 ORIGINAL REFERRAL _____ RE-REFERRAL

1. THIS INVENTORY IS TO BE SIGNED AND DATED BY THE COMMITTEE AIDE AND PLACED INSIDE THE FOLDER AS THE FIRST ITEM IN THE COMMITTEE FILE.
2. PLACE ALL DOCUMENTS IN THE FOLDER FOLLOWING THE INVENTORY IN THE ORDER LISTED.
3. THE DOCUMENTS WHICH HAVE AN "X" BESIDE THEM ARE CONFIRMED AS BEING IN THE FOLDER.
4. THE COMPLETED FILE IS THEN DELIVERED TO THE CALENDAR CLERK.

- DOCKET (Submit only the latest docket found in Bill Status)
- COMMITTEE REPORT
- CALENDAR NOTICE
- HEARING REPORT
- PREPARED TESTIMONY AND OTHER SUBMISSIONS HANDED IN AT THE PUBLIC HEARING

SIGN-UP SHEET(S)

ALL AMENDMENTS (passed or not) CONSIDERED BY COMMITTEE:

_____ - AMENDMENT # _____ _____ - AMENDMENT # _____
_____ - AMENDMENT # _____ _____ - AMENDMENT # _____

ALL AVAILABLE VERSIONS OF THE BILL:

AS INTRODUCED AS AMENDED BY THE HOUSE
 FINAL VERSION _____ AS AMENDED BY THE SENATE

OTHER (Anything else deemed important but not listed above, such as amended fiscal notes):

DATE DELIVERED TO SENATE CLERK

8-5-11

BY:

Patrick Murphy
COMMITTEE AIDE