

SUBSTITUTE FOR
HOUSE BILL NO. 5341

A bill to amend 1972 PA 230, entitled
"Stille-DeRossett-Hale single state construction code act,"
(MCL 125.1501 to 125.1531) by adding section 4e.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 4E. (1) BEGINNING 1 YEAR AFTER THE EFFECTIVE DATE OF THE
2 AMENDATORY ACT THAT ADDED THIS SECTION AND UNTIL RULES PROMULGATED
3 UNDER SUBSECTION (2) BECOME EFFECTIVE, AT LEAST 1 CARBON MONOXIDE
4 ALARM SHALL BE INSTALLED IN EACH NEW RESIDENTIAL BUILDING OR
5 STRUCTURE.

6 (2) THE DIRECTOR SHALL PROMULGATE RULES THAT ESTABLISH
7 STANDARDS AND REQUIREMENTS FOR THE INSTALLATION OF CARBON MONOXIDE
8 ALARMS IN A NEW RESIDENTIAL BUILDING OR STRUCTURE. THE RULES SHALL
9 PROVIDE THAT AT LEAST 1 CARBON MONOXIDE ALARM BE INSTALLED IN EACH
10 DWELLING UNIT OF A SINGLE-FAMILY DWELLING, 1- OR 2-FAMILY DETACHED

House Bill No. 5341 (H-4) as amended February 14, 2008
1 DWELLING, OR MULTIPLE-FAMILY DWELLING.

2 (3) BEGINNING THE CODE CYCLE AFTER THE EFFECTIVE DATE OF THE
3 RULES PROMULGATED UNDER SUBSECTION (2), THE DIRECTOR SHALL INCLUDE
4 IN THE CODE PROVISIONS REQUIRING THE INSTALLATION OF CARBON
5 MONOXIDE ALARMS. UNDER SUCH CIRCUMSTANCES, THE PROVISIONS IN THE
6 CODE SHALL SUPERSEDE THIS SECTION.

7 (4) THIS SECTION SHALL BE KNOWN AND MAY BE CITED AS "THE
8 OVERBECK LAW".

9 (5) AS USED IN THIS SECTION, "CARBON MONOXIDE ALARM" MEANS A
10 DEVICE DESIGNED TO RESPOND TO THE PRESENCE OF CARBON MONOXIDE AND
11 PROVIDE AN ALARM SUITABLE TO ALERT THE OCCUPANTS OF CARBON MONOXIDE
12 LEVELS BELOW THOSE THAT CAUSE A LOSS OF ABILITY TO REACT TO THE
13 DANGERS OF CARBON MONOXIDE EXPOSURE.

[(6) A PERSON LICENSED UNDER ARTICLE 24 OF THE OCCUPATIONAL CODE,
1980 PA 299, MCL 339.2401 TO 339.2412, WHO IS IN COMPLIANCE WITH THIS
SECTION OR RULES PROMULGATED UNDER THE CODE AND INSTALLS, IN ACCORDANCE
WITH THE MANUFACTURER'S INSTRUCTIONS, A CARBON MONOXIDE DETECTOR MEETING
CURRENT UNDERWRITERS LABORATORIES, INCORPORATED'S STANDARDS FOR THAT
DEVICE AT THE TIME OF INSTALLATION SHALL HAVE NO LIABILITY, DIRECTLY OR
INDIRECTLY, TO ANY PERSON WITH RESPECT TO THE OPERATION, MAINTENANCE, OR
EFFECTIVENESS OF THE CARBON MONOXIDE DETECTOR.]