

SENATE BILL No. 379

May 16, 2017, Introduced by Senators BIEDA, JONES, CONYERS, GREGORY,
JOHNSON and WARREN and referred to the Committee on Regulatory Reform.

A bill to amend 1972 PA 230, entitled
"Stille-DeRossett-Hale single state construction code act,"
by amending section 4d (MCL 125.1504d), as added by 2008 PA 376.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 4d. (1) ~~Beginning December 1, 2009 and involving only~~
2 ~~buildings and structures newly constructed on or after that date,~~
3 ~~the~~ **THE** owner, operator, or builder of **A** residential occupancies
4 ~~where~~ **STRUCTURE NEWLY CONSTRUCTED ON OR AFTER DECEMBER 1, 2009** the
5 occupants **OF WHICH** are primarily transient in nature, including,
6 but not limited to, **A** boarding houses, hotels, and motels, **HOUSE,**
7 **HOTEL, OR MOTEL,** shall install 1 operational carbon monoxide device
8 at each source point **AND IN EACH ROOM OR AREA THAT ADJOINS A SOURCE**
9 **POINT.**

10 (2) The carbon monoxide device described in subsection (1) may
11 be battery-powered, plug-in with or without battery backup, wired

1 into the dwelling's AC power line with secondary battery backup, or
2 connected to a system by means of a control panel. The carbon
3 monoxide device required under subsection (1) shall have an alarm
4 that is audible. If the international building code contains a
5 requirement for a carbon monoxide device and that requirement is
6 adopted by the director as part of a code adopted after the
7 ~~effective date of the amendatory act that added this subsection,~~
8 **DECEMBER 23, 2008,** those requirements apply and shall be followed
9 upon the effective date of the code.

10 (3) A person who installs, in accordance with the
11 manufacturer's published instructions in existence at the time of
12 installation, a carbon monoxide device ~~shall have no liability,~~ **IS**
13 **NOT LIABLE,** directly or indirectly, to any person with respect to
14 the operation, maintenance, or effectiveness of the carbon monoxide
15 device.

16 (4) The owner or operator of the residential occupancy
17 described in subsection (1), who installs or arranges for the
18 installation of and who maintains a carbon monoxide device in
19 accordance with the manufacturer's published instructions in
20 existence at the time of the installation, ~~shall have no liability,~~
21 **IS NOT LIABLE,** directly or indirectly, to any person with respect
22 to the operation or effectiveness of the carbon monoxide device.

23 (5) As used in this section:

24 (a) "Carbon monoxide device" means a device that detects
25 carbon monoxide, alerts occupants via a distinct and audible signal
26 that is either self-contained in the unit or activated via a system
27 connection, and is certified by a nationally recognized testing

1 laboratory to conform to the latest standards of the ~~underwriters~~
2 ~~laboratories~~ **UNDERWRITERS LABORATORIES** standards.

3 (b) "Operational" means working and in service.

4 (c) "Source point" means an area where a mechanism is present
5 that provides a common source of heat from a fossil-fuel-burning
6 furnace, boiler, or water heater, but does not include only the
7 presence of a wood or fossil-fuel-burning fireplace or a wood or
8 fossil-fuel-burning space heater.