

House File 2508

H-8239

1 Amend House File 2508 as follows:

2 1. Page 1, before line 1 by inserting:

3 <Section 1. NEW SECTION. 100.17 Carbon monoxide
4 detectors.

5 1. As used in this section:

6 a. "Carbon monoxide detector" means a device which
7 detects carbon monoxide and which incorporates control
8 equipment and an alarm-sounding unit operated from a
9 power supply either in the unit or obtained at the
10 point of installation. A "carbon monoxide detector"
11 may include a device that also meets the definition of
12 a smoke detector under section 100.18, if the device
13 produces a distinct audible alarm for each type of
14 hazard.

15 b. "Dormitory" means the same as defined in section
16 100.18.

17 c. "Fossil fuel" means coal, kerosene, oil,
18 wood, fuel gases, or other petroleum or hydrocarbon
19 products that emit carbon monoxide as a by-product of
20 combustion.

21 d. "Multiple-unit residential dwelling" means a
22 residential building, an apartment house, or a portion
23 of a building or an apartment house with two or more
24 dwelling units. "Multiple-unit residential dwelling"
25 does not include a hotel, motel, dormitory, or rooming
26 house.

27 2. a. A multiple-unit residential dwelling
28 containing a fossil fuel heater, fossil fuel furnace,
29 fossil fuel appliance, fossil fuel fireplace, or an
30 attached garage shall have approved carbon monoxide
31 detectors installed in each dwelling unit according
32 to the requirements of this section and the rules
33 established by the state fire marshal under subsection
34 3.

35 b. A single-family dwelling containing a fossil
36 fuel heater, fossil fuel furnace, fossil fuel
37 appliance, fossil fuel fireplace, or an attached garage
38 shall have approved carbon monoxide detectors installed
39 according to the requirements of this section and the
40 rules established by the state fire marshal under
41 subsection 3.

42 c. Carbon monoxide detectors required under
43 paragraph "a" or "b" shall be installed in the
44 immediate vicinity of the sleeping area of the
45 dwelling.

46 3. a. The state fire marshal shall adopt rules
47 under chapter 17A concerning the placement of carbon
48 monoxide detectors and the use of acceptable carbon
49 monoxide detectors.

50 b. This section does not prohibit a county or city

1 from adopting carbon monoxide detector requirements
2 that are more stringent than those in this section.

3 4. a. The owner of a single-family dwelling or
4 multiple-unit residential dwelling that is used as a
5 rental property and subject to the requirements of
6 subsection 2, shall do all of the following:

7 (1) Provide and install one approved carbon
8 monoxide detector within each dwelling or dwelling unit
9 located in the immediate vicinity of the sleeping area
10 of the dwelling or dwelling unit.

11 (2) Replace any carbon monoxide detector that has
12 been stolen, removed, or rendered inoperable prior
13 to the commencement of a tenancy, unless the carbon
14 monoxide detector was replaced by the previous tenant.

15 (3) Ensure that all batteries required for
16 operation of the carbon monoxide detector are replaced
17 prior to the commencement of a tenancy.

18 b. Except as required under paragraph "a", an
19 owner of a single-family dwelling or multiple-unit
20 residential dwelling that is used as a rental property
21 and subject to the requirements of subsection 2,
22 is not required to maintain, repair, or replace a
23 carbon monoxide detector, including the replacement of
24 batteries, if applicable.

25 5. In lieu of the carbon monoxide detector
26 installation requirements under subsections 2 and 4,
27 the owner of a multiple-unit residential dwelling that
28 is used as a rental property and that is otherwise
29 subject to the requirements of subsection 2, may
30 install an approved carbon monoxide detector not
31 less than ten feet and not more than twenty-five
32 feet from each centralized fossil fuel heater, fossil
33 fuel furnace, fossil fuel appliance, or fossil fuel
34 fireplace if the carbon monoxide detector is able
35 to produce an alarm to alert all residents of the
36 multiple-unit residential dwelling of a hazard.

37 However, this subsection shall not relieve the owner
38 of the installation requirements under subsections
39 2 and 4 for any dwelling unit in the multiple-unit
40 residential dwelling that also contains an attached
41 garage or a fossil fuel heater, fossil fuel furnace,
42 fossil fuel appliance, or fossil fuel fireplace that
43 is not centralized.

44 6. A lessee or tenant of a single-family dwelling
45 or multiple-unit residential dwelling that is used as
46 a rental property and subject to the requirements of
47 subsection 2 shall do all of the following:

48 a. Test and maintain the carbon monoxide detector
49 in good repair.

50 b. Replace batteries as needed.

1 c. Replace a carbon monoxide detector that is
2 stolen, removed, or rendered inoperable during the
3 lessee or tenant's tenancy.

4 d. Notify the owner of the single-family dwelling
5 or multiple-unit residential dwelling or the owner's
6 authorized agent in writing if the lessee or tenant is
7 unable to correct a deficiency related to the carbon
8 monoxide detector.

9 7. A person shall not render inoperable a carbon
10 monoxide detector that is required to be installed
11 under this section, unless the person is replacing
12 the batteries in the carbon monoxide detector or
13 inspecting, maintaining, or repairing the carbon
14 monoxide detector.

15 8. a. A person who files for a homestead tax
16 credit pursuant to chapter 425 shall certify that the
17 single-family dwelling for which the credit is filed
18 has a carbon monoxide detector installed in compliance
19 with this section, or that one will be installed within
20 thirty days of the date the filing for the credit is
21 made.

22 b. Each property tax statement delivered under
23 section 445.5 for property subject to the requirements
24 of this section shall include information relating to
25 the applicable carbon monoxide requirements.>

26 2. Page 1, after line 18 by inserting:

27 <Sec. _____. Section 445.5, Code 2009, is amended by
28 adding the following new subsection:

29 NEW SUBSECTION. 1A. For each parcel that is
30 subject to the carbon monoxide detector requirements
31 under section 100.17, the treasurer shall include
32 written information relating to the applicable
33 carbon monoxide detector requirements along with each
34 statement mailed under subsection 1.

35 Sec. _____. EFFECTIVE DATE. The sections of this Act
36 enacting section 100.17 and amending section 445.5 take
37 effect July 1, 2013.>

38 3. Page 1, line 19, by striking <This Act> and
39 inserting <The sections of this Act amending sections
40 331.304 and 364.17>

41 4. Page 1, line 20, by striking <takes> and
42 inserting <take>

43 5. Title page, line 1, after <to> by inserting
44 <residential dwelling safety devices by requiring
45 carbon monoxide detectors in certain dwellings and
46 establishing requirements for>

47 6. By renumbering as necessary.

BURT of Black Hawk
