

AFAA-NE is not opposed to this, but has no opinion and is looking further into this.

HOUSE DOCKET, NO. 2355 FILED ON: 1/15/2015

HOUSE No. 2124

The Commonwealth of Massachusetts

PRESENTED BY:

Shawn Dooley

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act relative to propane detectors.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>Shawn Dooley</i>	<i>9th Norfolk</i>
<i>Chris Walsh</i>	<i>6th Middlesex</i>
<i>Alan Silvia</i>	<i>7th Bristol</i>
<i>Michael O. Moore</i>	<i>Second Worcester</i>
<i>Denise C. Garlick</i>	<i>13th Norfolk</i>

HOUSE No. 2124

By Mr. Dooley of Norfolk, a petition (accompanied by bill, House, No. 2124) of Shawn Dooley and others for legislation to require that residential buildings be equipped with propane detection alarms. Public Safety and Homeland Security.

The Commonwealth of Massachusetts

In the One Hundred and Eighty-Ninth General Court
(2015-2016)

An Act relative to propane detectors.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

SECTION 1. Section 26F of Chapter 148 of the General Laws, is hereby amended by adding the following section:

(a) Every dwelling, building or structure, including those owned or operated by the commonwealth, occupied in whole or in part for residential purposes, that: (1) contains propane burning equipment including, but not limited to, a furnace, boiler, water heater, fireplace or any other apparatus, appliance, or device that burns propane shall be equipped by the owner with working, approved propane detection alarms in conformance with the requirements of the board of fire prevention regulations; provided, however, that such requirements shall include, but not be limited to, a requirement that a landlord or superintendent shall install either approved monitored battery-powered alarms or approved electrical wiring alarms as defined by the board, as are required to make the alarms operational at the beginning of any rental period by lease or otherwise and shall maintain and, if necessary, replace batteries or such battery-operated or electric hardwired carbon monoxide alarms annually thereafter to insure their continued operability.

(b) The board of fire prevention regulations shall promulgate such regulations as may be necessary to effectuate this section including, but not limited to, the type, installation, location, maintenance and inspection requirements of propane alarms.

(c) Every dwelling, building or structure, occupied in whole or in part for residential purposes that has propane, shall, upon sale or transfer of such dwelling, building or structure, be inspected by the head of the fire department for compliance with the requirements of this section.”

(d) The state building code may impose stricter propane alarm requirements for new construction or dwellings, buildings, or structures substantially renovated so as to constitute the equivalent of new construction. Every such dwelling building or structure, occupied in whole or in part for residential purposes, shall, upon sale or transfer of such dwelling, building or structure, be inspected by the head of the fire department for compliance with the propane alarm requirements of the state building code in effect on the date of the issuance of the relevant building permit.

(e) The head of the fire department shall enforce this section.

(f) The department of public health shall promulgate such rules and regulations as may be necessary to effectuate subsection (a) into the state sanitary code as established under section 127A of chapter 111.

House 2124

PART I ADMINISTRATION OF THE GOVERNMENT

TITLE XX PUBLIC SAFETY AND GOOD ORDER

CHAPTER 148 FIRE PREVENTION

Section 26F Residential buildings or structures; equipping with smoke detectors upon sale or transfer

Section 26F. All buildings or structures occupied in whole or in part for residential purposes and not regulated by sections twenty-six A, twenty-six B or twenty-six C shall, upon the sale or transfer of such building or structure, be equipped by the seller with approved smoke detectors as provided in section twenty-six E.

The head of the fire department shall enforce the provisions of this section. The provisions of section thirty shall not apply to this section.

_____ (a) Every dwelling, building or structure, including those owned or operated by the commonwealth, occupied in whole or in part for residential purposes, that: (1) contains propane burning equipment including, but not limited to, a furnace, boiler, water heater, fireplace or any other apparatus, appliance, or device that burns propane shall be equipped by the owner with working, approved propane detection alarms in conformance with the requirements of the board of fire prevention regulations; provided, however, that such requirements shall include, but not be limited to, a requirement that a landlord or superintendent shall install either approved monitored battery-powered alarms or approved electrical wiring alarms as defined by the board, as are required to make the alarms operational at the beginning of any rental period by lease or otherwise and shall maintain and, if necessary, replace batteries or such battery-operated or electric hardwired carbon monoxide alarms annually thereafter to insure their continued operability.

_____ (b) The board of fire prevention regulations shall promulgate such regulations as may be necessary to effectuate this section including, but not limited to, the type, installation, location, maintenance and inspection requirements of propane alarms.

_____ (c) Every dwelling, building or structure, occupied in whole or in part for residential purposes that has propane, shall, upon sale or transfer of such dwelling, building or structure, be inspected by the head of the fire department for compliance with the requirements of this section."

_____ (d) The state building code may impose stricter propane alarm requirements for new construction or dwellings, buildings, or structures substantially renovated so as to constitute the equivalent of new construction. Every such dwelling building or structure, occupied in whole or in part for residential purposes, shall, upon sale or transfer of such dwelling, building or structure, be inspected by the head of the fire department for compliance with the propane alarm requirements of the state building code in effect on the date of the issuance of the relevant building permit.

_____ (e) The head of the fire department shall enforce this section.

(f) The department of public health shall promulgate such rules and regulations as may be necessary to effectuate subsection (a) into the state sanitary code as established under section 127A of chapter 111.