
THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 262 Session of
2015

INTRODUCED BY FONTANA, KITCHEN, SCHWANK, SMITH, COSTA,
TARTAGLIONE AND BREWSTER, JANUARY 15, 2015

REFERRED TO PUBLIC HEALTH AND WELFARE, JANUARY 15, 2015

AN ACT

1 Providing standards for carbon monoxide alarms in child care
2 facilities; and imposing penalties.

3 The General Assembly of the Commonwealth of Pennsylvania
4 hereby enacts as follows:

5 Section 1. Short title.

6 This act shall be known and may be cited as the Carbon
7 Monoxide Alarm Standards in Child Care Facilities Act.

8 Section 2. Definitions.

9 The following words and phrases when used in this act shall
10 have the meanings given to them in this section unless the
11 context clearly indicates otherwise:

12 "Approved carbon monoxide alarm." The term includes:

13 (1) A single or multiple station carbon monoxide alarm
14 listed as complying with the Approved American National
15 Standard for Single and Multiple Station Carbon Monoxide
16 Alarms (ANSI/UL2034) or a carbon monoxide detector listed as
17 complying with the Approved American National Standard for
18 Gas and Vapor Detectors and Sensors (ANSI/UL2075) installed

1 in accordance with this act.

2 (2) A device that may be combined with a smoke alarm or
3 smoke detector if the combined smoke alarm or detector meets
4 all of the following:

5 (i) Complies with either of the following:

6 (A) The Approved American National Standard for
7 Single and Multiple Station Carbon Monoxide Alarms
8 (ANSI/UL2034) for carbon monoxide alarms and the
9 Approved American National Standard for Single and
10 Multiple Station Smoke Alarms (ANSI/UL217) for smoke
11 alarms.

12 (B) The Approved American National Standard for
13 Gas and Vapor Detectors and Sensors (ANSI/UL2075) for
14 carbon monoxide detectors and the Approved American
15 National Standard for Safety for Smoke Detectors for
16 Fire Alarm Systems (ANSI/UL268) for smoke detectors.

17 (ii) Emits an alarm in a manner that clearly
18 differentiates between detecting the presence of carbon
19 monoxide and the presence of smoke.

20 (3) A carbon monoxide detection system that includes
21 carbon monoxide detectors and audible notification appliances
22 that are installed and maintained in accordance with the
23 National Fire Alarm and Signaling Code (NFPA 72) and the
24 Standard for the Installation of Carbon Monoxide (CO)
25 Detection and Warning Equipment (NFPA 720) and are in
26 compliance with the Approved American National Standard for
27 Gas and Vapor Detectors and Sensors (ANSI/UL2075).

28 "Child care facility." Any of the following:

29 (1) A boarding home for children as defined under
30 section 1001 of the act of June 13, 1967 (P.L.31, No.21),

1 known as the Public Welfare Code.

2 (2) A child day care center as defined under section
3 1001 of the Public Welfare Code.

4 (3) A nursery school that is licensed and regulated by
5 the Commonwealth.

6 "Fossil fuel." Coal, kerosene, oil, wood, fuel gases and
7 other petroleum or hydrocarbon products which emit carbon
8 monoxide as a by-product of combustion.

9 "Installed." A carbon monoxide alarm that is hardwired into
10 the electrical wiring, directly plugged into an electrical
11 outlet without a switch, other than a circuit breaker, or, if
12 the alarm is battery-powered, attached to the wall or ceiling of
13 a unit of a child care facility, in accordance with the Standard
14 for the Installation of Carbon Monoxide (CO) Detection and
15 Warning Equipment (NFPA 720).

16 "Operational." Working and in service.

17 "Unit." A room or suite of two or more rooms that is
18 occupied as a residence, intended or designed to be occupied as
19 a residence, or is occupied by a client of a child care
20 facility.

21 Section 3. Administration.

22 Nothing in this act is intended to modify the authority and
23 responsibilities of the Department of Labor and Industry under
24 the act of November 10, 1999 (P.L.491, No.45), known as the
25 Pennsylvania Construction Code Act.

26 Section 4. Carbon monoxide alarm requirements.

27 (a) Child care facilities.--Each child care facility, which
28 uses a fossil fuel-burning heater or appliance, fireplace or an
29 attached garage, must have an operational, centrally located and
30 approved carbon monoxide alarm installed in the vicinity of the

1 fossil-fuel-burning heater or fireplace and in every unit that
2 is located on the same story as the fossil-fuel-burning heater
3 or appliance within 18 months of the effective date of this
4 section.

5 (b) Maintenance, repair or replacement.--The owner of a
6 child care facility is responsible for providing for the
7 maintenance, repair or replacement of an approved carbon
8 monoxide alarm or the care and replacement of batteries.

9 Section 5. Enforcement.

10 Willful failure to install or maintain in operating condition
11 any approved carbon monoxide alarm required by this act is a
12 summary offense punishable by a fine of up to \$50.

13 Section 6. Effective date.

14 This act shall take effect immediately.