

## **BILL ANALYSIS**

S.B. 100  
By: Van de Putte  
Human Services  
Committee Report (Unamended)

### **BACKGROUND AND PURPOSE**

Currently, carbon monoxide detectors are not required in certain child-care facilities and family homes. Senate Bill 100 would require each day-care, group day-care home, and family home to have carbon monoxide detectors which meet the requirements set by the Department of Protective and Regulatory Services relating to the placement, installation, number, and maintenance of those detectors.

### **RULEMAKING AUTHORITY**

Rulemaking authority is expressly granted to the Department of Protective and Regulatory Services in SECTION 1 (Section 42.060, Human Resources Code) of this bill.

### **ANALYSIS**

SECTION 1. Amends Chapter 42C, Human Resources Code, by adding Section 42.060, as follows:

Sec. 42.060. CARBON MONOXIDE DETECTORS. (a) Defines "carbon monoxide detector."

(b) Requires each day-care center, group day-care home, and family home to be equipped with carbon monoxide detectors in accordance with Department of Protective and Regulatory Services (DPRS) rules.

(c) Requires DPRS by rule to prescribe requirements regarding the placement, installation, and number of carbon monoxide detectors and maintenance procedures for those detectors.

(d) A day-care center is exempt from the carbon monoxide detector requirements prescribed by this section if the day-care center is located in a school facility that is subject to the school facility standards adopted by the commissioner of education under Section 46.008, Education Code (Standards), or similar safety standards adopted by the board of a local school district.

SECTION 2. (a) Effective date: September 1, 2003.

(b) Makes application of this Act prospective to January 1, 2004, notwithstanding Subsection (a) of this section.

### **EFFECTIVE DATE**

September 1, 2003.