

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to carbon monoxide detectors in certain child-care  
3 facilities and family homes.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Subchapter C, Chapter 42, Human Resources Code,  
6 is amended by adding Section 42.060 to read as follows:

7 Sec. 42.060. CARBON MONOXIDE DETECTORS. (a) In this  
8 section, "carbon monoxide detector" means a device that detects and  
9 sounds an alarm to indicate the presence of a harmful level of  
10 carbon monoxide gas.

11 (b) Except as provided by Subsection (d), each day-care  
12 center, group day-care home, and family home must be equipped with  
13 carbon monoxide detectors in accordance with department rules.

14 (c) The department by rule shall prescribe requirements  
15 regarding the placement, installation, and number of carbon  
16 monoxide detectors and maintenance procedures for those detectors.

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

23 SECTION 2. (a) This Act takes effect September 1, 2003.

24 (b) Notwithstanding Subsection (a) of this section, a

1 day-care center, group day-care home, or family home is not  
2 required to be equipped with carbon monoxide detectors as required  
3 by Section 42.060, Human Resources Code, as added by this Act,  
4 before January 1, 2004.