

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 80TH LEGISLATIVE REGULAR SESSION

April 20, 2007

TO: Honorable Troy Fraser, Chair, Senate Committee on Business & Commerce

FROM: John S. O'Brien, Director, Legislative Budget Board

IN RE: SB338 by Van de Putte (Relating to carbon monoxide alarms and smoke detectors in certain residential dwellings; providing a penalty.), **Committee Report 1st House, Substituted**

No significant fiscal implication to the State is anticipated.

The bill would be known as the Senator Frank Madla Act.

The bill would require each one-family and two-family dwelling to have a working smoke detector installed in the dwelling in accordance with building requirements of the political subdivision. If the dwelling is out of compliance, any alteration or repair of the dwelling must include installation of smoke detectors to bring it into compliance.

The bill would require that a dwelling must have a working smoke detector installed in accordance with building requirements of the political subdivision before the owner can sell or transfer ownership of the dwelling. A violation of this section would be a Class C misdemeanor.

The bill would require the Department of Insurance to prepare and make available information on fire safety and carbon monoxide, which the agency estimates it can accomplish using existing resources.

The bill would take effect September 1, 2007.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies: 454 Department of Insurance, 332 Department of Housing and Community Affairs, 370 Residential Construction Commission, 529 Health and Human Services Commission

LBB Staff: JOB, JRO, PP, MB