CHAPTER 127 S.B. No. 100

| 1  | AN ACT   |
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| 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                |

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- 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.

## President of the Senate I hereby certify that

Speaker of the House

<u>I hereby certify</u> that S.B. No. 100 passed the Senate on April 16, 2003, by a viva-voce vote.

Secretary of the Senate

<u>I hereby certify</u> that S.B. No. 100 passed the House on May 10, 2003, by a non-record vote.

Chief Clerk of the House

Approved:

27 May '03

CK PERRY

FILED IN THE OFFICE OF THE SECRETARY OF STATE

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