

SENATE No.

The Commonwealth of Massachusetts

PRESENTED BY:

James E. Timilty

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the passage of the accompanying bill:

An Act relative to the installation of approved smoke detectors in certain residential buildings or structures.

PETITION OF:

NAME:

James E. Timilty

DISTRICT/ADDRESS:

Bristol and Norfolk

The Commonwealth of Massachusetts

In the Year Two Thousand and Nine

AN ACT RELATIVE TO THE INSTALLATION OF APPROVED SMOKE DETECTORS IN CERTAIN RESIDENTIAL BUILDINGS OR STRUCTURES.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Chapter 148 of the General Laws, as appearing in the 2006 Official Edition, is
2 hereby amended by striking section 26D in its entirety and inserting in place thereof the
3 following new section:-

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5 Section 26D. (a) Notwithstanding any other general or special law to the contrary and without
6 regard to the date of construction, every one or two family building or structure and every
7 building or structure containing more than one, but less than six dwelling units, occupied in
8 whole or in part for residential purposes shall, upon sale or transfer of such building or structure,
9 be equipped by the seller with approved smoke detectors in accordance with the rules and
10 regulations of the Board of Fire Prevention Regulations. The head of the fire department shall
11 inspect such building or structure at the time of sale or transfer for compliance with this section.

12 (b) For purposes of this section, the Board of Fire Prevention Regulations shall promulgate all
13 necessary rules and regulations regarding approved smoke detectors, including, but not limited
14 to: the type, use, location, duration, power supply, monitoring, notification, method and manner
15 of installation and all definitions related thereto, as it shall deem necessary for the protection of
16 life and property.

17 (c) The head of the fire department shall enforce the provisions of this section.

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19 SECTION 2. Chapter 148 of the General Laws, as so appearing is hereby further amended by
20 striking section 26E in its entirety.

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22 SECTION 3. Chapter 148 of the General Laws, as so appearing, is hereby further amended by
23 striking out section 26F in its entirety.

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