

ILHR 61.14 Smoke detection. (1) GENERAL. All CBRF within the scope of this chapter shall be provided with an approved smoke detection system. FP

(2) TYPE OF SYSTEM. The smoke detection system specified in sub. (1) shall be at least a low voltage interconnected smoke detection system designed to protect the entire facility and capable of sounding an alarm throughout the facility or at a central location upon activation of any smoke detector.

(3) SMOKE DETECTOR LOCATION. At least one approved interconnected smoke detector shall be provided at the following locations:

- (a) At the head of every open stairway;
- (b) At the door leading to every enclosed stairway on each floor level;
- (c) In every corridor, spaced not more than 30 feet apart and not further than 15 feet from any wall;
- (d) In each common use room, including living rooms, dining rooms, family rooms, lounges and recreation rooms but not including kitchens; and
- (e) In each sleeping room in which smoking is allowed.

(4) APPLICABILITY. The provisions of this section shall apply to all CBRF constructed on or after the effective date of this section and to those CBRF previously constructed.

Note: See s. ILHR 51.245 for additional requirements pertaining to smoke detectors.

History: Cr. Register, May, 1978, No. 269, eff. 7-1-78; r. and recr. Register, December, 1978, No. 276, eff. 1-1-79; am., Register, December, 1981, No. 312, eff. 1-1-82, except (2) eff. 1-1-83; r. and recr. Register, August, 1985, No. 356, eff. 9-1-85.

ILHR 61.15 Windows. (1) MINIMUM SIZE. Every living and sleeping room shall have outside window(s) with a total sash area of at least 10% of the floor area of the room. The openable area of such windows shall be equal to not less than 5% of the floor area of the room served.

(2) MINIMUM OPENING FOR SLEEPING ROOMS. At least one window in each sleeping room shall be openable from the inside without the use of tools and shall provide a clear opening of not less than 16 inches in the least dimension.

(3) STORM WINDOWS AND SCREENS. All windows serving habitable rooms shall be provided with storm windows in winter and openable windows serving habitable rooms shall be provided with insect-proof screens in summer.

(a) *Exception.* Insulated windows need not be provided with storm windows.

History: Cr. Register, May, 1978, No. 269, eff. 7-1-78.

ILHR 61.16 Privacy. Privacy for sleeping rooms shall be provided by full-height partitions and rigid, swing-type room doors.

History: Cr. Register, May, 1978, No. 269, eff. 7-1-78.

Register, August, 1993, No. 452

ILHR 61.17 Sanitary facilities. (1) **TOILET ROOMS.** (a) A CBRF shall be provided with at least 2 separate toilet rooms which are accessible from public areas, such as nonsleeping areas, during all hours of operation.

(b) Toilet rooms shall be provided with locks to ensure privacy.

(2) **SANITARY FIXTURES.** (a) *Minimum number provided.* A CBRF shall be provided with at least 2 water closets, 2 lavatories connected to hot and cold water and 2 bathtubs or showers connected to hot and cold water.

(b) *Determination of number provided.* The ratio of occupants to water closets and lavatories shall be not less than one water closet and one lavatory for each 8 occupants, or fraction. The ratio of occupants to bathtubs and showers shall be not less than one bathtub or shower for each 10 occupants, or fraction.

(3) **ACCESSIBILITY.** Toilet rooms shall be so located that the maximum vertical travel distance between toilet rooms and sleeping rooms shall be not more than one floor level.

Note: Also refer to ch. HSS 3 -- Community-based Residential Facilities, for additional requirements.

History: Cr. Register, May, 1978, No. 269, eff. 7-1-78; r. and recr., Register, August, 1993, No. 452, eff. 8-1-94.

ILHR 61.18 Requirements for barrier-free environment. (1) **SCOPE.** The requirements of this section are intended to ensure that all CBRF licensed for mentally retarded or physically disabled residents shall be accessible and usable by such residents.

(2) **DEFINITIONS.** (a) *Primary floor.* The primary floor is any floor level at least 50% of which is used for habitable floor space.

(3) **REQUIREMENTS FOR ACCESSIBILITY.** All CBRF shall comply with the requirements found in Table 61.18.

TABLE 61.18

Barrier-Free Requirements	Class of CBRF		
	A	B	C
Ramped or grade-level entrance from street, alley or ancillary parking to a primary floor	Not required	Not required ¹	Required
Stepped entrance to a primary floor within 2'0" of grade	Not required	Required ¹	Not permitted
All passageway doors on primary floor minimum 2'-8" wide	Not required	Not required ^{2,3}	Required
All passageway doors on primary floor minimum 2'-6" wide	Not required	Required ²	Not permitted ³
Elevators, ramps or lifts to other floor levels	Not required	Required ⁴	Required ⁴
Interior access to all common-use areas	Not required	Required	Required
Interior access to at least one bathing and toilet facility	Not required	Required	Required
Grab bars for toilet and bath fixtures	Not required	Required ⁵	Required ⁵
Compliance with s. ILHR 52.04 (8)	Not required	Required ⁶	Required ⁶

¹Ramped or grade-level entrance required if residents are not capable of negotiating stairs.

²2'-8" doors required if residents in wheelchairs are allowed.

³2'-6" sleeping room doors permitted for rooms used by ambulatory residents.

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⁴May be omitted if use of other floors is restricted to ambulatory or semiambulatory residents physically capable of negotiating stairs or if there are no one-of-a-kind, common-use areas located on those floors.

⁵Not required in rooms used only by ambulatory residents.

⁶Not required in rooms used only by ambulatory residents or residents not confined to a wheelchair.

(4) **RAMP REQUIREMENTS.** Ramps, as required in Table 61.18, shall comply with the following: **FP**

(a) *Ramp slope.* Ramps shall have a slope of not more than one foot of rise in 12 feet of run. An interior ramp with a slope of one foot of rise in 8 feet will be permitted. The ramps shall have a slip-resistant surface and shall have no side slope;

(b) *Ramp width.* Ramps shall be at least 4 feet wide, of which not more than 4 inches on each side may be occupied by a handrail;

(c) *Ramp handrails.* Ramps shall have a handrail on each side which shall be at least 2 feet 6 inches high (preferable height, 2 feet 8 inches). Handrails on unenclosed ramps shall include an intermediate parallel rail at mid height;

(d) *Ramp clearance.* Where ramps are provided to doorways, the ramp on each side of the doorway shall be level for a distance of 5 feet from the door; and

(e) *Ramp platforms.* Ramps having a 1:8 slope shall have a 5-foot long level platform at 16-foot intervals. Ramps having a 1:12 slope shall have a level platform at 30-foot intervals. Both types of ramps shall have a level platform at least 5 feet long where they turn and at least 5 feet of level clearance at the bottom of the ramps.

History: Cr. Register, May, 1978, No. 269, eff. 7-1-78.

ILHR 61.19 Kitchen and cooking areas. All CBRF shall have a kitchen or an area set aside for cooking and dining accessible from public (non-sleeping) areas. Kitchens or cooking areas shall be provided with one sink, in good working condition, connected to hot and cold water; utility service connections; and space for a stove and a refrigerator.

History: Cr. Register, May, 1978, No. 269, eff. 7-1-78.

ILHR 61.20 Fire extinguishers. A portable, dry chemical fire extinguisher, with a minimum 2A, 10 B-C rating, shall be provided on each occupied floor level. On the floor containing the kitchen, the fire extinguisher shall be located in the kitchen or cooking area. **FP**

History: Cr. Register, May, 1978, No. 269, eff. 7-1-78; am. Register, August, 1985, No. 356, eff. 9-1-85.

ILHR 61.21 Maintenance and cleanliness. All CBRF, and all parts thereof, shall be maintained and kept in good repair, shall be kept clean, and shall also be kept free from any accumulation of dirt, trash or debris.

History: Cr. Register, May, 1978, No. 269, eff. 7-1-78.

ILHR 61.215 Combustible and flammable liquids. Combustible and flammable liquids shall be isolated in accordance with ch. ILHR 10.

History: Cr. Register, March, 1991, No. 423, eff. 4-1-91.

Register, August, 1993, No. 452

ILHR 61.22 Building service equipment. Each gas line providing service piping connections for appliances shall have a separate shut-off (stop cock) for each appliance served.

History: Cr. Register, May, 1978, No. 269, eff. 7-1-78.

ILHR 61.23 Potable water and plumbing. Where a public water supply is available it shall be used to provide a continuing and adequate supply of potable water. When a public water system is not available the well, or wells, shall be approved by the department of natural resources. Water samples from an approved well shall be tested at the state laboratory of hygiene, or a state approved laboratory, at least annually. The water supply shall be bacteriologically safe prior to use.

Note: Refer to ch. ILHR 82 for requirements pertaining to the plumbing system.

History: Cr. Register, May, 1978, No. 269, eff. 7-1-78.

ILHR 61.24 Heating and ventilating. (1) HEATING. (a) General. All occupied rooms in CBRF shall be provided with a permanently connected heating system. FP

(b) *Operation and maintenance.* 1. The heating system shall be maintained in a clean and safe condition. A minimum temperature, as specified in the licensing rules, shall be maintained in all CBRF.

2. Replacement equipment shall be of an approved type.

Note: The department recognizes listings of independent testing agencies such as American Gas Association (AGA) and Underwriters' Laboratories (UL).

(c) *Chimneys and breeching.* 1. Chimneys (masonry or factory-built) and breeching shall be kept in good repair and shall be of the type required for the type of connected heating equipment.

2. Every chimney shall be provided with an access panel to permit inspection and servicing.

(d) *Clearance to combustibles and combustible construction.* 1. Heating equipment shall be installed in accordance with the manufacturer's recommendations to provide minimum clearance. In the absence of manufacturer's recommendations, a minimum clearance of 36 inches shall be provided.

a. Exception: Existing installations providing less than 36 inches of clearance will be accepted if there is no physical evidence of problem (charring, etc.).

2. New combustible construction, such as partitions, shelving or storage lockers, shall not encroach upon the required clearance.

(e) *Safety features.* 1. All oil- and gas-fired equipment shall be provided with automatic controls that will shut off the fuel supply to the burner in case of ignition failure.

2. Fixed electric heating equipment shall be of a type equipped with safety and temperature controls.

3. Gas-fired fireplaces shall be provided with automatic controls that will shut off the fuel supply in case of flame-out and shall be properly vented.

4. Solid-fuel fireplaces shall be equipped with safety screen.

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(f) *Space heaters.* Portable and fixed fuel-fired, and portable electric space heaters are prohibited in CBRF.

1. Exception. Fixed, gas-fired pre-vented wall heaters may be used.

(2) VENTILATION: GENERAL REQUIREMENTS. (a) *Kitchen or cooking areas.* Kitchens or cooking areas shall be provided with at least one open-

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