

## Chapter Comm 28

### SMOKE DETECTORS

Comm 28.01 Purpose.

Comm 28.02 Smoke detectors.

**Note:** Chapter ILHR 28 was renumbered to be ch. Comm 28, under s. 13.93 (2m) (b) 1., Stats., and corrections made under s. 13.93 (2m) (b) 6. and 7., Stats., Register, February, 1999, No. 518.

**Comm 28.01 Purpose.** The purpose of this chapter is to implement the mandates specified in 1987 Wis. Act 376 and 1989 Wis. Act 109 concerning the installation and maintenance of smoke detectors in existing dwellings in relation to the application and effective date of chs. Comm 20 to 25, Uniform Dwelling Code of the department of commerce.

**History:** Cr. Register, April, 1990, No. 412, eff. 5-1-90.

**Comm 28.02 Smoke detectors.** The owner of a dwelling, the initial construction of which was commenced prior to June

1, 1980 shall install and maintain smoke detectors in accordance with s. 101.645 (3), Stats.

**Note:** Section 101.645 (3), Stats., states “*The owner of a dwelling shall install a functional smoke detector in the basement of the dwelling and on each floor level except the attic or storage area of each dwelling unit. The occupant of such a dwelling unit shall maintain any smoke detector in that unit, except that if any occupant who is not the owner, or a state, county, city, village or town officer, agent or employe charged under statute of municipal ordinance with powers or duties involving inspection of real or personal property, gives written notice to the owner that the smoke detector is not functional the owner shall provide, within 5 days after receipt of that notice, any maintenance necessary to make that smoke detector functional.*”

**Note:** On June 1, 1980 the uniform dwelling code, chs. Comm 20 to 25, went into effect. The code under s. Comm 21.09 specifies installation and maintenance requirements for smoke detectors in one- and 2-family dwellings constructed on or after June 1, 1980. The uniform dwelling code also reflects the installation and maintenance requirements specified in s. 101.645 (3), Stats.

**History:** Cr. Register, April, 1990, No. 412, eff. 5-1-90.