

STATE OF WISCONSIN  
DEPARTMENT OF COMMERCE

**NOTICE OF  
PUBLIC HEARING**

NOTICE IS HEREBY GIVEN that pursuant to ss. 101.63 (1), 101.73 (1), 101.82 (1), Stats., the Department of Commerce will hold a public hearing on proposed rules under chapters Comm 21 and 28 relating to the carbon monoxide alarms in one- and 2-family dwellings and affecting small business.

The public hearing will be held as follows:

**Date and Time:**

August 11, 2010  
10 a.m.

**Location:**

Thompson Commerce Building  
Conference Room 3B  
201 W. Washington Ave.  
Madison, Wisconsin

Interested persons are invited to appear at the hearing and present comments on the proposed rule. Persons making oral presentations are requested to submit their comments in writing. Persons submitting comments will not receive individual responses. The hearing record on this proposed rulemaking will remain open until August 18, 2010, to permit submittal of written comments from persons who are unable to attend the hearing or who wish to supplement testimony offered at the hearing. Written comments should be submitted to Larry Swaziek, at the Department of Commerce, P.O. Box 2689, Madison, WI 53701-2689, or Email at [larry.swaziek@wisconsin.gov](mailto:larry.swaziek@wisconsin.gov).

This hearing is held in an accessible facility. If you have special needs or circumstances that may make communication or accessibility difficult at the hearing, please call (608) 266-8741 or (608) 264-8777 (TTY) at least 10 days before the hearing date. Accommodations such as interpreters, English translators, or materials in audio tape format will, to the fullest extent possible, be made available upon a request from a person with a disability.

The proposed rules and an analysis of the proposed rules are available on the Internet at the Safety and Buildings Division Web site at [www.commerce.wi.gov/SB/](http://www.commerce.wi.gov/SB/). Paper copies may be obtained without cost from Larry Swaziek, at the Department of Commerce, Program Development Bureau, P.O. Box 2689, Madison, WI 53701-2689, or Email at [larry.swaziek@wisconsin.gov](mailto:larry.swaziek@wisconsin.gov), or at telephone (608) 267-7701 or (608) 264-8777 (TTY). Copies also will be available at the public hearing.

The small business regulatory coordinator for the Department of Commerce is Carol Dunn, who may be contacted at telephone (608) 267-0297, or Email at [carol.dunn@wisconsin.gov](mailto:carol.dunn@wisconsin.gov).

COM-10543 (R.06/04)



P.O. Box 7970  
Madison, Wisconsin 53707  
(608) 266-1018  
TDD: Contact through relay

**Jim Doyle, Governor**  
**Aaron Olver, Secretary**

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Ronald Sklansky, Director  
Administrative Rules Clearinghouse  
Wisconsin Legislative Council  
1 East Main Street, Suite 401  
Madison, WI 53703

Dear Mr. Sklansky:

**TRANSMITTAL OF PROPOSED ADMINISTRATIVE RULE  
FOR LEGISLATIVE COUNCIL REVIEW**

RULE NO.: Chapters Comm 21 and 28

RELATING TO Carbon Monoxide Detectors in Dwellings

Pursuant to section 227.15, Stats., agencies are required to submit copies of proposed rules to the Legislative Council for review.

The attached proposed rule is in the form and style specified by section 227.14, Stats., and is being forwarded to you for review. Also attached are copies of a transmittal letter to the Legislative Reference Bureau, public notice, fiscal estimate, and initial regulatory flexibility analysis.

Respectfully submitted,

Aaron Olver  
Secretary

# ADMINISTRATIVE RULE CORRESPONDENCE

## Department of Commerce

**Date:**

**To:** Carol Dunn

**From:** Aaron Olver

**Subject:** Notification of Proposed Rule Affecting Small Business

**Rule No.:** Chapters Comm 21 and 28)

**Relating To:** Carbon Monoxide Detectors in Dwellings

The attached proposed rule is in the form and style specified by section 227.14 of the Statutes.

I am sending this rule to you for your reference, under section 227.114 (5) of the Statutes. It does not appear that this rule will have a significant effect on small businesses.



P.O. Box 7970  
Madison, Wisconsin 53707  
(608) 266-1018  
TDD: Contact through relay

Jim Doyle, Governor  
Aaron Olver, Secretary

Bruce Hoesly, Code Editor  
Legislative Reference Bureau  
Suite 200  
1 East Main Street  
Madison, Wisconsin 53703

Dear Mr. Hoesly:

**TRANSMITTAL OF WRITTEN NOTICE OF HEARING  
AND LEGISLATIVE COUNCIL REVIEW**

RULE NO.: Chapters Comm 21 and 28

RELATING TO: Carbon Monoxide Detectors in Dwellings

AGENCY UNIT RESPONSIBLE: Commerce

PUBLIC HEARING REQUIRED:  YES  NO

CONTACT PERSON: Larry Swaziek TITLE: Program Manager

TELEPHONE: (608) 267-7701 EMAIL: larry.swaziek@wisconsin.gov

Pursuant to sections 227.14 (4m) and 227.17, Stats., agencies are required to transmit a written notice of submittal of proposed rules to the Legislative Council and a written notice of hearing to the Legislative Reference Bureau, for publication in the Administrative Register.

On the date on this letter the department is submitting this proposed rule to the Legislative Council and is submitting the following material to you:

1. Notice of Public Hearing or 30-Day Notice of Proposed Rulemaking.
2. Fiscal Estimate.
3. Initial Regulatory Flexibility Analysis.
4. Draft of Proposed Rules.

Respectfully submitted,

Aaron Olver  
Secretary

# INITIAL REGULATORY FLEXIBILITY ANALYSIS

## Department of Commerce

RULE NO.: Chapters Comm 21 and 28

RELATING TO: Carbon Monoxide Detectors in Dwellings

1. Types of small businesses that will be affected by the rule.

The proposed rules implement the mandates imposed by 2009 Wisconsin Act 158 relating to the installation and maintenance of carbon monoxide detectors in dwellings. The Act affects the owners of one- and two-family dwellings where fuel-burning appliances are installed.

2. Reporting, bookkeeping and other procedures required for compliance with the rule.

There are no reporting, bookkeeping or other procedures required for compliance with the rule.

3. Types of professional skills necessary for compliance with the rule.

There are no new types of professional skills necessary for compliance with the rule.

4. Rule has a significant economic impact on small businesses.

No      Rule not submitted to Small Business Regulatory Review Board

Yes      Rule submitted to Small Business Regulatory Review Board

# NOTICE of ENVIRONMENTAL ANALYSIS

## Department of Commerce

Rule No.: Chapters Comm 21 and 28

Relating to: Carbon Monoxide Detectors in Dwellings

Notice is hereby given that the Department has considered the environmental impact of the proposed rule. In accordance with chapter Comm 1, the proposed rule is a Type III action. A Type III action normally does not have the potential to cause significant environmental effects and normally does not involve unresolved conflicts in the use of available resources. The Department has reviewed the rule and finds no reason to believe that any unusual conditions exist. At this time, the Department has issued this notice to serve as a finding of no significant impact.