

**ADMINISTRATIVE RULES – FISCAL ESTIMATE**

**1. Fiscal Estimate Version**

Original    Updated    Corrected

**2. Administrative Rule Chapter Title and Number**

HFS 195 Hotels, Motels and Tourist Rooming Houses and 197 Bed & Breakfast

**3. Subject**

Create rules pertaining to carbon monoxide detector installation, maintenance, inspection and enforcement for hotels, motels, tourist rooming house and bed and breakfast establishments.

**4. State Fiscal Effect:**

<input type="checkbox"/> No Fiscal Effect	<input type="checkbox"/> Increase Existing Revenues	<input checked="" type="checkbox"/> Increase Costs	May be possible to absorb within agency's budget.
<input checked="" type="checkbox"/> Indeterminate	<input type="checkbox"/> Decrease Existing Revenues	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
		<input type="checkbox"/> Decrease Costs	

**5. Fund Sources Affected:**

GPR    FED    PRO    PRS    SEG    SEG-S

**6. Affected Ch. 20, Stats. Appropriations:**

**7. Local Government Fiscal Effect:**

<input checked="" type="checkbox"/> No Fiscal Effect	<input type="checkbox"/> Increase Revenues	<input type="checkbox"/> Increase Costs
<input type="checkbox"/> Indeterminate	<input type="checkbox"/> Decrease Revenues	<input type="checkbox"/> Decrease Costs

**8. Local Government Units Affected:**

Towns    Villages    Cities    Counties    School Districts    WTCS Districts    Others:

**9. Private Sector Fiscal Effect (small businesses only):**

<input type="checkbox"/> No Fiscal Effect	<input type="checkbox"/> Increase Revenues	<input checked="" type="checkbox"/> Increase Costs	May have significant economic impact on a substantial number of small businesses
<input checked="" type="checkbox"/> Indeterminate	<input type="checkbox"/> Decrease Revenues	Yes <input checked="" type="checkbox"/> No	
	Yes <input type="checkbox"/> No <small>May have significant economic impact on a substantial number of small businesses</small>	<input type="checkbox"/> Decrease Costs	

**10. Types of Small Businesses Affected:**

Hotel, motel, rooming houses and bed and breakfast establishments.

**11. Fiscal Analysis Summary**

The proposed rules require the Department to regularly conduct inspections of lodging establishments to ensure compliance with s. 101.149 (2) and (3), Stats. Inspections are not required if facilities install and maintain carbon monoxide detectors under s. 101.149 (2) and (3), Stats. The inspections are also not required if the sealed combustion units are under manufacturer's warranty against defects. Costs to the Department under the proposed rules would include the cost to prepare, review and solicit bids for HVAC Qualifiers, individuals qualified to conduct inspections of fuel burning appliances, vents, and chimneys. DHS will add the inspection of lodging establishments for compliance with these rules as part of its regular inspection program. The costs of this additional workload can be absorbed by the Department.

The proposed rules do not include responsibilities for facilities different from those under s. 101.149, Stats., except to require lodging establishments with fuel burning appliances that are constructed before October 1, 2008, to arrange for annual professional inspections of the establishment's fuel burning appliances, vents and chimneys. If an establishment is determined not to have had the required inspection, the Department will order the establishment to conduct an inspection within 30 days of the order. If the inspection does not occur within 30 days then DHS will arrange for the inspection by an agent qualified to conduct the inspection. The costs of the DHS-ordered agent inspection would be paid by the facility. The costs to an establishment for an annual inspection conducted by a HVAC qualifier would be at the approximate minimum cost range of \$150 - \$200, not including transportation and would be dependent on the number of units needing inspection.

Establishments constructed after October 1, 2008, would not be affected by the rules because under Comm 62.1200 hotels, motels, and tourist rooming houses, and under s. Comm 21.097, bed and breakfast establishments constructed on or after October 1, 2008, where fuel burning appliances are installed must, without exception, install and maintain interconnected hard-wired carbon monoxide detectors that have battery secondary power supplies.

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**12. Long-Range Fiscal Implications**

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None known.

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Signature – DHFS Secretary or Designee	Telephone Number	Date

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