

Fifty-ninth
Legislative Assembly
of North Dakota

ENGROSSED HOUSE BILL NO. 1350

Introduced by

Representatives Maragos, D. Johnson

Senators Heitkamp, Nelson

1 A BILL for an Act to amend and reenact section 23-13-15 of the North Dakota Century Code,
2 relating to rentals to deaf persons.

3 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

4 **SECTION 1. AMENDMENT.** Section 23-13-15 of the North Dakota Century Code is
5 amended and reenacted as follows:

6 **23-13-15. Smoke detection systems for residential rental property - Penalty.**

- 7 1. All residential rental property with the exception of property covered by section
8 23-09-02.1 must be equipped with smoke detection systems or other approved
9 alarm systems for the protection of occupants of the property. Systems must be
10 installed and maintained in compliance with applicable national fire protection
11 standards as defined by rules adopted by the state fire marshal. The state fire
12 marshal and local fire departments shall provide information concerning the
13 installation of smoke detection systems to owners of residential rental properties.
14 A system installed in a single-family rental dwelling must be maintained and
15 inspected by the tenant occupying the single-family rental dwelling. In other
16 dwellings, the landlord is responsible for installation and ensuring the proper
17 operation of the system upon the occupancy of each new tenant. The tenant is
18 responsible for maintaining the system during the tenant's occupancy.
- 19 2. The landlord of a residential dwelling unit shall provide an approved visual smoke
20 detection system or other visual alarm system for fire if requested by a tenant who
21 is deaf. A landlord is not subject to this subsection if the rental property of that
22 landlord does not exceed one building and that building does not exceed four
23 residential dwelling units.

- 1 3. Nothing in this section may be construed to alter the provisions of chapter 54-21.3
2 regarding smoke detection systems or alarm systems for newly constructed
3 residences.
4 ~~3.~~ 4. Any property owner who willfully fails to install a system as required by this section
5 is guilty of a class B misdemeanor.