



General Assembly

Amendment

January Session, 2003

LCO No. 6661

SB0111106661HDO

Offered by:

REP. FOX, 144th Dist.

REP. OLSON, 46th Dist.

REP. O'CONNOR, 35th Dist.

To: Subst. Senate Bill No. 1111

File No. 230

Cal. No. 286

**"AN ACT CONCERNING THE SALE OF ELECTRIC, GAS AND OIL
FIRED HEATING UNITS."**

1 Strike everything after the enacting clause and substitute the
2 following in lieu thereof:

3 "Section 1. (NEW) (*Effective October 1, 2003*) (a) As used in this
4 section:

5 (1) "Electric heating unit" means a pressure vessel, indirect fired
6 heater, furnace, heat pump or baseboard heater designed to use
7 electricity to provide heat or domestic hot water for a one or two
8 family residential dwelling.

9 (2) "Gas heating unit" means a pressure vessel, indirect fired heater,
10 furnace, infrared heater, space heater, unit heater or gas burner
11 designed to burn natural gas, gas or propane to provide heat or
12 domestic hot water for a one or two family residential dwelling.

13 (3) "Oil fired heating unit" means a pressure vessel, indirect fired
14 heater, furnace, unit heater, space heater or oil burner designed to burn
15 fuel oil, kerosene or waste oil to provide heat or domestic hot water for
16 a one or two family residential dwelling.

17 (4) "Commissioner" means the Commissioner of Consumer
18 Protection.

19 (b) No person shall sell an electric or gas heating unit or oil fired
20 heating unit requiring a building permit for installation in a one or two
21 family residential dwelling unless the purchaser of the unit provides
22 the seller with (1) the name and a copy of the occupational license of a
23 properly licensed contractor who is purchasing the unit, or (2)
24 verification that such building permit has been issued for the
25 installation of the unit.

26 (c) Prior to releasing the unit specified in subsection (b) of this
27 section to the purchaser, the seller shall record, in writing, the
28 following information: (1) The date of purchase of the unit, (2) the
29 name and address of the purchaser, (3) the contractor's name and
30 occupational license number, if applicable, (4) a copy of the building
31 permit and the name of the municipality that issued the permit, if
32 applicable, and (5) the location where the unit will be installed. The
33 seller shall maintain such records for a minimum of three years from
34 the date of sale. The seller shall permit the commissioner, or the
35 commissioner's authorized agents, to inspect and copy such records
36 during normal business hours.

37 (d) The commissioner may impose a civil penalty of not more than
38 one thousand dollars for each violation of this section. For purposes of
39 this subsection, each sale of a unit in violation of subsection (b) or (c) of
40 this section shall constitute a separate violation.

41 (e) The provisions of this section shall not apply to the following: (1)
42 Manufacturers of electric or gas heating units or oil fired heating units,
43 (2) the state or a political subdivision of the state, and (3) hearth
44 products. As used in this subsection, "hearth products" means propane

45 or natural gas fueled fireplaces, fireplace inserts, stoves, log sets and
46 associated venting and accessories that simulate the flame of a solid
47 fuel fire."

This act shall take effect as follows:	
Section 1	<i>October 1, 2003</i>