

**SENATE . . . . . No. 1062**

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By Mr. Aylmer, a petition (accompanied by bill, Senate, No. 1062) of John F. Aylmer for legislation to enable the Department of Public Safety to approve certain space heaters to be used in inhabited dwellings. Public Safety.

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**The Commonwealth of Massachusetts**

In the Year One Thousand Nine Hundred and Eighty-one.

AN ACT ENABLING THE DEPARTMENT OF PUBLIC SAFETY TO APPROVE CERTAIN SPACE HEATERS TO BE USED IN INHABITED DWELLINGS.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1 SECTION 1. Chapter 148 of the General Laws is hereby  
2 amended by striking out section 5A and inserting in place  
3 thereof the following new section: —

4 No person shall use or allow to be used a portable wick-type  
5 space heater in any building which is used in whole or in part  
6 for human habitation, unless the department of public safety  
7 in accordance with rules and regulations promulgated by the  
8 department and upon application of a manufacturer, distribu-  
9 tor or other person, approves said heater for such use. If ap-  
10 proval for such use is denied, the department shall state in  
11 writing its reasons for said denial to the applicant. The de-  
12 partment shall rule on such an application within one hundred  
13 eighty days of its receipt or else said application will auto-  
14 matically be approved.

15 Whoever violates the provisions of this section shall be pun-  
16 ished by a fine of not more than one hundred dollars.

1 SECTION 2. Section 25A of Chapter 148 of the General Laws  
2 is hereby amended by adding at the end of the second sen-  
3 tence the following phrase: —

4 unless said heater is approved by the department of public  
5 safety in accordance with procedure set forth in section 5A of  
6 this chapter.

1 SECTION 3. Section 25B of chapter 148 of the General Laws  
2 is hereby amended by adding at the end of the first sentence  
3 the following phrase: —

4 unless said heater is approved by the department of public  
5 safety in accordance with procedure set forth in section 5A  
6 of this chapter.