

Second Regular Session
Sixty-eighth General Assembly
STATE OF COLORADO

REENGROSSED

*This Version Includes All Amendments
Adopted in the House of Introduction*

LLS NO. 12-0845.01 Brita Darling x2241

HOUSE BILL 12-1319

HOUSE SPONSORSHIP

Gardner B.,

SENATE SPONSORSHIP

King K.,

House Committees

Local Government
Appropriations

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING BUILDING INSPECTIONS RELATING TO UTILITIES.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://www.leg.state.co.us/billsummaries>.)

Under current law, electrical and plumbing inspections of school buildings must be performed by state inspectors even though the school building is located in a town, city, or county that has a building department that inspects buildings. The bill removes this requirement, allowing local departments to perform electrical and plumbing inspections of school buildings within their jurisdictions.

The bill requires local governments to utilize journeymen or

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.

Capital letters indicate new material to be added to existing statute.

Dashes through the words indicate deletions from existing statute.

HOUSE
3rd Reading Unamended
May 1, 2012

HOUSE
Amended 2nd Reading
April 23, 2012

master plumbers when contracting for plumbing inspections within their respective jurisdictions, and requires a local government to reimburse the state examining board of plumbers (state board) if the local government fails to timely notify the state board of its intent to commence or cease local plumbing inspections.

State and local electrical and plumbing inspectors shall inspect to the standards specified in the state electrical and plumbing codes.

1 *Be it enacted by the General Assembly of the State of Colorado:*

2 **SECTION 1.** In Colorado Revised Statutes, 12-23-116, **amend**
3 (7) as follows:

4 **12-23-116. Inspection - application - standards.**

5 (7) Notwithstanding the fact that any incorporated town or city, any
6 county, or any city and county in which a public school is located or is to
7 be located has its own electrical code and inspection authority, any
8 electrical installation in any new construction or remodeling or repair of
9 a public school shall be inspected by EITHER a state electrical inspector OR
10 A LOCAL ELECTRICAL CODE AND INSPECTION AUTHORITY AT THE
11 DISCRETION OF THE SCHOOL DISTRICT. THE SCHOOL DISTRICT SHALL
12 NOTIFY THE BOARD ON OR BEFORE OCTOBER 1 OF THE PRECEDING YEAR
13 WHETHER THE SCHOOL DISTRICT WILL USE A STATE ELECTRICAL INSPECTOR
14 OR A LOCAL ELECTRICAL CODE AND INSPECTION AUTHORITY TO PERFORM
15 ELECTRICAL INSPECTIONS OF THE SCHOOLS OF THE SCHOOL DISTRICT
16 DURING THE SUBSEQUENT STATE FISCAL YEAR. THE SCHOOL DISTRICT
17 SHALL USE THE DESIGNATED ELECTRICAL INSPECTOR FOR ALL OF THE
18 SCHOOLS OF THE SCHOOL DISTRICT, UNLESS THE SCHOOL DISTRICT HAS
19 DESIGNATED A LOCAL ELECTRICAL CODE AND INSPECTION AUTHORITY TO
20 PERFORM INSPECTIONS AND THE SCHOOL BUILDING BEING INSPECTED IS
21 LOCATED IN A JURISDICTION THAT DOES NOT HAVE A LOCAL ELECTRICAL
22 CODE AND INSPECTION AUTHORITY, IN WHICH CASE A STATE ELECTRICAL

1 INSPECTOR SHALL PERFORM THE INSPECTION. IF A SCHOOL DISTRICT
2 DESIGNATES A LOCAL ELECTRICAL CODE AND INSPECTION AUTHORITY TO
3 PERFORM THE INSPECTIONS OF THE SCHOOLS OF THE SCHOOL DISTRICT, THE
4 SCHOOL DISTRICT SHALL INCLUDE IN ITS NOTIFICATION TO THE BOARD A
5 LISTING OF THE SCHOOLS OF THE SCHOOL DISTRICT THAT ARE LOCATED IN
6 A JURISDICTION THAT DOES NOT HAVE A LOCAL ELECTRICAL CODE AND
7 INSPECTION AUTHORITY. █

8 (b) STATE ELECTRICAL INSPECTORS AND ELECTRICAL INSPECTORS
9 PERFORMING SCHOOL INSPECTIONS FOR ANY LOCAL JURISDICTION SHALL
10 INSPECT TO THE ELECTRICAL STANDARDS AS ADOPTED BY THE BOARD
11 PURSUANT TO SECTION 12-23-104 (2) (a).

12 █

13 **SECTION 2.** In Colorado Revised Statutes, 12-58-114.5, **amend**
14 (5) and (6) as follows:

15 **12-58-114.5. Inspection - application - standards.**

16 (5) Notwithstanding the fact that any incorporated town or city, any
17 county, or any city and county in which a public school is located or is to
18 be located has its own plumbing code and inspection authority, any
19 plumbing or gas piping installation in any new construction or remodeling
20 or repair of a public school shall be inspected by EITHER a state plumbing
21 inspector OR A LOCAL PLUMBING CODE AND INSPECTION AUTHORITY AT
22 THE DISCRETION OF THE SCHOOL DISTRICT. THE SCHOOL DISTRICT SHALL
23 NOTIFY THE BOARD ON OR BEFORE OCTOBER 1 OF THE PRECEDING YEAR
24 WHETHER THE SCHOOL DISTRICT WILL USE A STATE PLUMBING INSPECTOR
25 OR A LOCAL PLUMBING CODE AND INSPECTION AUTHORITY TO PERFORM
26 PLUMBING INSPECTIONS OF THE SCHOOLS OF THE SCHOOL DISTRICT DURING
27 THE SUBSEQUENT STATE FISCAL YEAR. THE SCHOOL DISTRICT SHALL USE

1 THE DESIGNATED PLUMBING INSPECTOR FOR ALL OF THE SCHOOLS OF THE
2 SCHOOL DISTRICT, UNLESS THE SCHOOL DISTRICT HAS DESIGNATED A
3 LOCAL PLUMBING CODE AND INSPECTION AUTHORITY TO PERFORM
4 INSPECTIONS AND THE SCHOOL BUILDING BEING INSPECTED IS LOCATED IN
5 A JURISDICTION THAT DOES NOT HAVE A LOCAL PLUMBING CODE AND
6 INSPECTION AUTHORITY, IN WHICH CASE A STATE PLUMBING INSPECTOR
7 SHALL PERFORM THE INSPECTION. IF A SCHOOL DISTRICT DESIGNATES A
8 LOCAL PLUMBING CODE AND INSPECTION AUTHORITY TO PERFORM THE
9 INSPECTIONS OF THE SCHOOLS OF THE SCHOOL DISTRICT, THE SCHOOL
10 DISTRICT SHALL INCLUDE IN ITS NOTIFICATION TO THE BOARD A LISTING OF
11 THE SCHOOLS OF THE SCHOOL DISTRICT THAT ARE LOCATED IN A
12 JURISDICTION THAT DOES NOT HAVE A LOCAL PLUMBING CODE AND
13 INSPECTION AUTHORITY. ■

14 (6) (a) In the event that any incorporated town or city, any county,
15 or any city and county intends to commence or cease performing
16 plumbing or gas piping inspections in its respective jurisdiction, IT SHALL
17 COMMENCE OR CEASE THE SAME ONLY AS OF JULY 1 OF ANY YEAR, AND
18 written notice of such intent shall be given to the board ON OR BEFORE
19 OCTOBER 1 OF THE PRECEDING CALENDAR YEAR. IF SUCH NOTICE IS NOT
20 GIVEN AND THE USE OF STATE PLUMBING INSPECTORS IS REQUIRED WITHIN
21 SUCH NOTICE REQUIREMENT, THE RESPECTIVE LOCAL GOVERNMENT OF THE
22 JURISDICTION REQUIRING SUCH INSPECTIONS SHALL REIMBURSE THE
23 EXAMINING BOARD OF PLUMBERS FOR ANY EXPENSES INCURRED IN
24 PERFORMING SUCH INSPECTIONS, IN ADDITION TO TRANSMITTING THE
25 REQUIRED PERMIT FEES.

26 (b) STATE PLUMBING INSPECTORS AND PLUMBING INSPECTORS
27 PERFORMING SCHOOL INSPECTIONS FOR ANY LOCAL JURISDICATION SHALL

1 INSPECT TO THE PLUMBING AND GAS STANDARDS IN THE COLORADO
2 PLUMBING CODE AS ESTABLISHED BY THE BOARD PURSUANT TO SECTION
3 12-58-114.5 (1).

4 **SECTION 3. Act subject to petition - effective date -**
5 **applicability.** (1) This act takes effect at 12:01 a.m. on the day following
6 the expiration of the ninety-day period after final adjournment of the
7 general assembly (August 8, 2012, if adjournment sine die is on May 9,
8 2012); except that, if a referendum petition is filed pursuant to section 1
9 (3) of article V of the state constitution against this act or an item, section,
10 or part of this act within such period, then the act, item, section, or part
11 will not take effect unless approved by the people at the general election
12 to be held in November 2012 and, in such case, will take effect on the
13 date of the official declaration of the vote thereon by the governor.

14 (2) The provisions of this act apply to local inspections conducted
15 on or after the applicable effective date of this act.