

**First Regular Session
Sixty-seventh General Assembly
STATE OF COLORADO**

REENGROSSED

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

LLS NO. 09-0501.01 Brita Darling

SENATE BILL 09-064

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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 necessarily reflect any amendments that may be subsequently adopted.)

Removes the requirement that state inspectors shall perform plumbing and electrical inspections of school district buildings. Requires local governments to utilize journeymen or master plumbers when contracting for plumbing inspections within their respective jurisdictions. 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. Requires state and local electrical and plumbing inspectors to inspect to the standards specified in the state electrical and plumbing codes.

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.

SENATE
3rd Reading Unamended
March 9, 2009

SENATE
Amended 2nd Reading
March 6, 2009

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

2 **SECTION 1.** 12-23-116 (7) and (8), Colorado Revised Statutes,
3 are amended to read:

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 a state electrical inspector.~~

10 (8) (a) In the event that any incorporated town or city, any county,
11 or any city and county intends to commence or cease performing
12 electrical inspections in its respective jurisdiction, INCLUDING THE
13 INSPECTION OF PUBLIC SCHOOLS, it shall commence or cease the same only
14 as of July 1 of any year, and written notice of such intent shall be given
15 to the board on or before October 1 of the preceding calendar year. If
16 such notice is not given and the use of state electrical inspectors is
17 required within such notice requirement, the respective local government
18 of the jurisdiction requiring such inspections shall reimburse the state
19 electrical board for any expenses incurred in performing such inspections,
20 in addition to transmitting the required permit fees.

21 (b) STATE ELECTRICAL INSPECTORS AND ELECTRICAL INSPECTORS
22 PERFORMING INSPECTIONS FOR ANY LOCAL JURISDICTION SHALL INSPECT
23 TO THE ELECTRICAL STANDARDS AS ADOPTED BY THE BOARD PURSUANT
24 TO SECTION 12-23-104 (2) (a).

25 **SECTION 2.** 12-58-114.2, Colorado Revised Statutes, is
26 amended to read:

1 **12-58-114.2. State plumbing inspectors.** (1) The director of the
2 division of registrations is authorized to appoint or employ WITH THE
3 POWER OF REMOVAL competent persons LICENSED AS JOURNEYMEN OR
4 MASTER PLUMBERS as state plumbing inspectors.

5 (2) Such inspectors may be employed either on a full-time or on
6 a part-time basis as the circumstances in each case warrant. State
7 plumbing inspectors have the right of ingress and egress to and from all
8 public and private premises during reasonable working hours where this
9 article applies for the purpose of making plumbing inspections or
10 otherwise determining compliance with the provisions of this article.

11 (3) ANY INCORPORATED TOWN OR CITY, ANY COUNTY, OR ANY
12 CITY AND COUNTY THAT PERFORMS PLUMBING OR GAS PIPING INSPECTIONS
13 IN ITS RESPECTIVE JURISDICTION SHALL EMPLOY OR APPOINT COMPETENT
14 PERSONS LICENSED UNDER THIS ARTICLE AS JOURNEYMEN OR MASTER
15 PLUMBERS AS PLUMBING INSPECTORS FOR SCHOOL INSPECTIONS.

16 (4) STATE PLUMBING INSPECTORS AND PLUMBING INSPECTORS
17 PERFORMING SCHOOL INSPECTIONS FOR ANY LOCAL JURISDICTION SHALL
18 INSPECT TO THE PLUMBING AND GAS STANDARDS IN THE COLORADO
19 PLUMBING CODE AS ESTABLISHED BY THE BOARD PURSUANT TO SECTION
20 12-58-104.5 (1).

21 **SECTION 3.** 12-58-114.5 (5) and (6), Colorado Revised Statutes,
22 are amended to read:

23 **12-58-114.5. Inspection - application - standards.**

24 ~~(5) Notwithstanding the fact that any incorporated town or city, any~~
25 ~~county, or any city and county in which a public school is located or is to~~
26 ~~be located has its own plumbing code and inspection authority, any~~
27 ~~plumbing or gas piping installation in any new construction or remodeling~~

1 ~~or repair of a public school shall be inspected by a state plumbing~~
2 ~~inspector.~~

3 (6) In the event that any incorporated town or city, any county, or
4 any city and county intends to commence or cease performing plumbing
5 or gas piping inspections in its respective jurisdiction, INCLUDING THE
6 INSPECTION OF PUBLIC SCHOOLS, IT SHALL COMMENCE OR CEASE THE SAME
7 ONLY AS OF JULY 1 OF ANY YEAR, AND written notice of such intent shall
8 be given to the board ON OR BEFORE OCTOBER 1 OF THE PRECEDING
9 CALENDAR YEAR. IF SUCH NOTICE IS NOT GIVEN AND THE USE OF STATE
10 PLUMBING INSPECTORS IS REQUIRED WITHIN SUCH NOTICE REQUIREMENT,
11 THE RESPECTIVE LOCAL GOVERNMENT OF THE JURISDICTION REQUIRING
12 SUCH INSPECTIONS SHALL REIMBURSE THE EXAMINING BOARD OF
13 PLUMBERS FOR ANY EXPENSES INCURRED IN PERFORMING SUCH
14 INSPECTIONS, IN ADDITION TO TRANSMITTING THE REQUIRED PERMIT FEES.

15 **SECTION 4. Act subject to petition - effective date -**
16 **applicability.** (1) This act shall take effect at 12:01 a.m. on the day
17 following the expiration of the ninety-day period after final adjournment
18 of the general assembly that is allowed for submitting a referendum
19 petition pursuant to article V, section 1 (3) of the state constitution,
20 (August 4, 2009, if adjournment sine die is on May 6, 2009); except that,
21 if a referendum petition is filed against this act or an item, section, or part
22 of this act within such period, then the act, item, section, or part, if
23 approved by the people, shall take effect on the date of the official
24 declaration of the vote thereon by proclamation of the governor.

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