

**First Regular Session
Seventy-second General Assembly
STATE OF COLORADO**

PREAMENDED

*This Unofficial Version Includes Committee
Amendments Not Yet Adopted on Second Reading*

LLS NO. 19-0474.01 Thomas Morris x4218

HOUSE BILL 19-1035

HOUSE SPONSORSHIP

Rich and Roberts,

SENATE SPONSORSHIP

Woodward,

House Committees

Transportation & Local Government

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING AN INCREASE IN THE FLEXIBILITY TO SET FEES FOR**
102 **ELECTRICAL INSPECTIONS THAT ARE NOT CONDUCTED BY THE**
103 **STATE.**

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://leg.colorado.gov>.)

Current law prohibits local governments and state institutions of higher education from charging more than 15% more than the state charges to perform an inspection of electrical work. The bill deletes this cap.

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters or bold & italic numbers indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

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

2 **SECTION 1.** In Colorado Revised Statutes, 12-23-111, **amend**
3 (17)(a) introductory portion and (17)(a)(II) as follows:

4 **12-23-111. Exemptions.** (17) (a) The permit and inspection
5 provisions of this ~~article shall~~ ARTICLE 23 DO not apply to:

6 (II) Load control devices for electrical hot water heaters that are
7 owned, leased, or otherwise under the control of, and are operated by, an
8 electric utility, and are on the load side of the single-family residential
9 meter, if ~~such~~ THE equipment was installed by a registered electrical
10 contractor. The contractor will notify appropriate local authorities that the
11 work has been completed in order that an inspection may be made at the
12 expense of the utility company. The applicable permit fee imposed by the
13 local authorities ~~shall not exceed ten dollars~~ IS SUBJECT TO THE LIMIT
14 SPECIFIED IN SECTION 12-23-117 (2).

15 **SECTION 2.** In Colorado Revised Statutes, 12-23-117, **amend**
16 (2) as follows:

17 **12-23-117. Permit fees.** (2) Because electrical inspections are
18 matters of statewide concern, the maximum fees, established annually,
19 chargeable for electrical inspections by any city, town, county, city and
20 county, or qualified state institution of higher education ~~shall~~ MUST not
21 be more than fifteen percent above those provided for in this section AS
22 THOSE FEES EXISTED ON JANUARY 1, 2014, and no such local government
23 or qualified state institution of higher education shall impose or collect
24 any other fee or charge related to electrical inspections or permits. A
25 qualified state institution of higher education may choose not to require
26 fees as part of the permitting process. A documented permitting and

1 inspection system must be instituted by each qualified state institution of
2 higher education as a tracking system that is available to the board for the
3 purpose of investigating any alleged violation of this ~~article~~ ARTICLE 23.
4 The permitting and inspection system must include information
5 specifying the project, the name of the inspector, the date of the
6 inspection, the job-site address, the scope of the project, the type of the
7 inspection, the result of the inspection, the reason and applicable code
8 sections for partially passed or failed inspections, and the names of the
9 contractors on the project who are subject to inspection.

10 **SECTION 3. Act subject to petition - effective date.** This act
11 takes effect at 12:01 a.m. on the day following the expiration of the
12 ninety-day period after final adjournment of the general assembly (August
13 2, 2019, if adjournment sine die is on May 3, 2019); except that, if a
14 referendum petition is filed pursuant to section 1 (3) of article V of the
15 state constitution against this act or an item, section, or part of this act
16 within such period, then the act, item, section, or part will not take effect
17 unless approved by the people at the general election to be held in
18 November 2020 and, in such case, will take effect on the date of the
19 official declaration of the vote thereon by the governor.