

Second Regular Session
Seventieth General Assembly
STATE OF COLORADO

REREVISED

*This Version Includes All Amendments
Adopted in the Second House*

LLS NO. 16-0305.01 Jennifer Berman x3286

HOUSE BILL 16-1073

HOUSE SPONSORSHIP

Duran and DelGrosso,

SENATE SPONSORSHIP

Guzman and Scheffel,

House Committees
Business Affairs and Labor

Senate Committees
Business, Labor, & Technology

A BILL FOR AN ACT

101 **CONCERNING THE QUALIFICATIONS OF LICENSED ELECTRICIANS.**

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, an applicant seeking renewal of a license to be a journeyman electrician, a master electrician, or a residential wireman must demonstrate competency through an assessment performed by a private company in compliance with state electrical board (board) rules.

Section 1 of the bill modifies the competency requirement by requiring an applicant seeking renewal or reinstatement of his or her license to complete 24 hours of continuing education during each cycle of his or her license in compliance with board rules. The continuing

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 28, 2016

SENATE
2nd Reading Unamended
March 24, 2016

HOUSE
3rd Reading Unamended
February 4, 2016

HOUSE
Amended 2nd Reading
February 3, 2016

education requirements established by the board must include course work related to the National Electrical Code, including core competencies as determined by the board.

Section 2 requires that each inspection performed by an incorporated town or city, a county, a city and county, or a qualified state institution of higher education include a contemporaneous review to ensure compliance with electrician licensure and inspection requirements. Each incorporated town or city, county, city and county, or qualified state institution of higher education conducting inspections is required to develop standard procedures to advise its inspectors how to conduct a contemporaneous review and to post its current procedures on its web site.

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

2 **SECTION 1.** In Colorado Revised Statutes, 12-23-106, **amend**
3 (4) (d) as follows:

4 **12-23-106. License requirements - rules - repeal.** (4) (d) (I) (A)
5 ~~On or after January 1, 2011, BEFORE JUNE 1, 2017, the department shall~~
6 ~~not~~ renew a license unless the applicant has demonstrated competency
7 through an assessment of competency, which may be performed by
8 private entities in accordance with rules promulgated by the board.

9 (B) THIS SUBPARAGRAPH (I) IS REPEALED, EFFECTIVE JANUARY 1,
10 2018.

11 (II) ON OR AFTER JANUARY 1, 2018, THE DEPARTMENT SHALL NOT
12 RENEW OR REINSTATE A LICENSE UNLESS THE APPLICANT HAS COMPLETED
13 TWENTY-FOUR HOURS OF CONTINUING EDUCATION SINCE THE DATE OF
14 ISSUANCE OF THE APPLICANT'S INITIAL LICENSE OR, IF THE APPLICANT'S
15 LICENSE WAS RENEWED OR REINSTATED, THE MOST RECENT RENEWAL OR
16 REINSTATEMENT.

17 ~~(H)~~ (III) ON OR BEFORE APRIL 1, 2017, the board, in collaboration
18 with established industry training programs and industry representatives,
19 shall adopt rules establishing continuing competency standards. The rules

1 shall include, but shall not be limited to, the following elements:

2 (A) ~~Assessment of the knowledge and skills required to renew a~~
3 ~~license;~~

4 (B) ~~The methods to obtain the required knowledge and skills; and~~

5 (C) ~~The~~ EDUCATION REQUIREMENTS AND STANDARDS, WHICH
6 REQUIREMENTS AND STANDARDS MUST INCLUDE COURSE WORK RELATED
7 TO THE NATIONAL ELECTRICAL CODE, INCLUDING CORE COMPETENCIES AS
8 DETERMINED BY THE BOARD. A RENEWAL OR REINSTATEMENT LICENSE
9 APPLICANT SHALL FURNISH OR CAUSE TO BE FURNISHED TO THE BOARD, IN
10 A FORM AND MANNER REQUIRED BY THE BOARD, documentation necessary
11 to demonstrate compliance with this subparagraph (H) (III) AND RULES
12 PROMULGATED PURSUANT TO THIS SUBPARAGRAPH (III). TO ENSURE
13 CONSUMER PROTECTION, THE BOARD'S RULES MAY INCLUDE AUDIT
14 STANDARDS FOR LICENSEE COMPLIANCE WITH CONTINUING EDUCATION
15 REQUIREMENTS AND REQUIREMENTS PERTAINING TO THE TESTING OF
16 LICENSEES BY THE CONTINUING EDUCATION VENDOR.

17 (H) ~~The assessment required by sub-subparagraph (A) of~~
18 ~~subparagraph (H) of this paragraph (d) shall provide sufficient~~
19 ~~information to each licensee to allow the licensee to address any areas of~~
20 ~~deficiency. If the licensee fails to demonstrate competency, the license~~
21 ~~may be renewed if the licensee provides evidence that the licensee has~~
22 ~~complied with the requirements of the continuing competency program.~~

23 **SECTION 2.** In Colorado Revised Statutes, 12-23-116, **amend**
24 (10) as follows:

25 **12-23-116. Inspection - application - standard - rules - repeal.**
26 (10) An inspector performing an inspection for the state, an incorporated
27 town or city, a county, a city and county, or a qualified state institution of

1 higher education may verify compliance with ~~any provision of this article;~~
2 ~~and~~ HOWEVER, FOR EACH PROJECT, INSPECTIONS PERFORMED BY THE
3 STATE, AN INCORPORATED TOWN OR CITY, A COUNTY, A CITY AND COUNTY,
4 OR A QUALIFIED STATE INSTITUTION OF HIGHER EDUCATION MUST INCLUDE
5 A CONTEMPORANEOUS REVIEW TO ENSURE THAT THE SPECIFIC
6 REQUIREMENTS OF SECTIONS 12-23-105 AND 12-23-110.5 HAVE BEEN MET.
7 A CONTEMPORANEOUS REVIEW MAY INCLUDE A FULL OR PARTIAL REVIEW
8 OF THE ELECTRICIANS AND APPRENTICES WORKING ON A JOB SITE BEING
9 INSPECTED. TO ENSURE THAT ENFORCEMENT IS CONSISTENT, TIMELY, AND
10 EFFICIENT, EACH ENTITY, INCLUDING THE STATE, AS DESCRIBED IN THIS
11 SUBSECTION (10), SHALL DEVELOP STANDARD PROCEDURES TO ADVISE ITS
12 INSPECTORS HOW TO CONDUCT A CONTEMPORANEOUS REVIEW. EACH
13 ENTITY'S STANDARD PROCEDURES NEED NOT REQUIRE A
14 CONTEMPORANEOUS REVIEW FOR EACH AND EVERY INSPECTION OF A
15 PROJECT, BUT THE PROCEDURES MUST PRESERVE AN INSPECTOR'S ABILITY
16 TO VERIFY COMPLIANCE WITH SECTION 12-23-105 AND 12-23-110.5 AT
17 ANY TIME. EACH ENTITY, INCLUDING THE STATE, SHALL POST ITS CURRENT
18 PROCEDURES REGARDING CONTEMPORANEOUS REVIEWS IN A PROMINENT
19 LOCATION ON ITS PUBLIC WEBSITE. AN INSPECTOR may file a complaint
20 with the board for a ANY violation of this article.

21 **SECTION 3. Safety clause.** The general assembly hereby finds,
22 determines, and declares that this act is necessary for the immediate
23 preservation of the public peace, health, and safety.