

First Regular Session
Seventy-first General Assembly
STATE OF COLORADO

BILL E

LLS NO. 17-0182.02 Jason Gelender x4330

SENATE BILL

SENATE SPONSORSHIP

Baumgardner,

HOUSE SPONSORSHIP

Coram and Becker J.,

Senate Committees

House Committees

A BILL FOR AN ACT

101 **CONCERNING A PROHIBITION AGAINST THE IMPOSITION OF INSPECTION**
102 **REQUIREMENTS FOR UNDERGROUND PETROLEUM STORAGE**
103 **TANKS OR THE CHARGING OF INSPECTION FEES FOR THE**
104 **INSPECTION OF UNDERGROUND PETROLEUM STORAGE TANKS BY**
105 **A LOCAL GOVERNMENT.**

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>.)

Transportation Legislation Review Committee. The bill prohibits a local government from imposing inspection requirements for

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.

underground petroleum storage tanks or charging inspection fees for the inspection of underground petroleum storage tanks.

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

2 **SECTION 1.** In Colorado Revised Statutes, 8-20.5-205, **amend**
3 (1) as follows:

4 **8-20.5-205. More stringent requirements prohibited.** (1) No
5 municipality, city, home rule city, city and county, county, or other
6 political subdivision of the state shall adopt or enforce any requirement
7 more stringent than the provisions of this part 2. This section does not
8 apply to requirements established pursuant to the uniform fire code or the
9 national fire protection association codes, ~~nor does it~~ BUT A
10 MUNICIPALITY, CITY, HOME RULE CITY, CITY AND COUNTY, COUNTY, OR
11 OTHER POLITICAL SUBDIVISION SHALL NOT IMPOSE INSPECTION
12 REQUIREMENTS FOR UNDERGROUND PETROLEUM STORAGE TANKS OR
13 CHARGE INSPECTION FEES FOR THE INSPECTION OF UNDERGROUND
14 PETROLEUM STORAGE TANKS. THIS SECTION DOES NOT apply to
15 requirements established pursuant to local zoning regulations.

16 **SECTION 2. Act subject to petition - effective date.** This act
17 takes effect at 12:01 a.m. on the day following the expiration of the
18 ninety-day period after final adjournment of the general assembly (August
19 9, 2017, if adjournment sine die is on May 10, 2017); except that, if a
20 referendum petition is filed pursuant to section 1 (3) of article V of the
21 state constitution against this act or an item, section, or part of this act
22 within such period, then the act, item, section, or part will not take effect
23 unless approved by the people at the general election to be held in

1 November 2018 and, in such case, will take effect on the date of the
2 official declaration of the vote thereon by the governor.