

CHAPTER 336

PROFESSIONS AND OCCUPATIONS

HOUSE BILL 01-1153

BY REPRESENTATIVE(S) Williams T., Kester, Spradley, White, Clapp, Coleman, Fairbank, Fritz, Jahn, Lee, Miller, Paschall, Rhodes, Stengel, Tochtrop, Garcia, Hefley, Scott, and Weddig;
also SENATOR(S) Phillips, Fitz-Gerald, Takis, McElhany, and Taylor.

AN ACT

CONCERNING THE AUTHORITY OF INTERIOR DESIGNERS THAT MEET CERTAIN QUALIFICATIONS TO PREPARE INTERIOR DESIGN DOCUMENTS FOR FILING FOR PURPOSES OF OBTAINING BUILDING PERMITS.

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

SECTION 1. 12-4-112, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SUBSECTION to read:

12-4-112. Exemptions. (6) (a) EXCEPT AS PROVIDED IN PARAGRAPH (b) OF THIS SUBSECTION (6), NOTHING IN THIS ARTICLE SHALL BE CONSTRUED TO PREVENT AN INTERIOR DESIGNER FROM PREPARING INTERIOR DESIGN DOCUMENTS AND SPECIFICATIONS FOR INTERIOR FINISHES AND NONSTRUCTURAL ELEMENTS WITHIN AND SURROUNDING INTERIOR SPACES OF A BUILDING OR STRUCTURE OF ANY SIZE, HEIGHT, AND OCCUPANCY AND FILING SUCH DOCUMENTS AND SPECIFICATIONS FOR THE PURPOSE OF OBTAINING APPROVAL FOR A BUILDING PERMIT AS PROVIDED BY LAW FROM THE APPROPRIATE CITY, CITY AND COUNTY, OR REGIONAL BUILDING AUTHORITY, WHICH MAY APPROVE OR REJECT ANY SUCH FILING IN THE SAME MANNER AS FOR OTHER PROFESSIONS.

(b) INTERIOR DESIGNERS SHALL NOT BE ENGAGED IN THE CONSTRUCTION OF THE STRUCTURAL FRAME SYSTEM SUPPORTING A BUILDING, MECHANICAL, PLUMBING, HEATING, AIR CONDITIONING, VENTILATION, ELECTRICAL VERTICAL TRANSPORTATION SYSTEMS, FIRE RATED VERTICAL SHAFTS IN ANY MULTI-STORY STRUCTURE, FIRE-RELATED PROTECTION OF STRUCTURAL ELEMENTS, SMOKE EVACUATION AND COMPARTMENTALIZATION, EMERGENCY SPRINKLER SYSTEMS, EMERGENCY ALARM SYSTEMS, OR ANY OTHER ALTERATION AFFECTING THE LIFE SAFETY OF THE OCCUPANTS OF A BUILDING. ANY INTERIOR DESIGNER SHALL, AS A CONDITION OF FILING INTERIOR DESIGN DOCUMENTS AND SPECIFICATIONS FOR THE PURPOSE OF

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

OBTAINING APPROVAL FOR A BUILDING PERMIT, PROVIDE TO THE RESPONSIBLE BUILDING OFFICIAL OF THE JURISDICTION A CURRENT COPY OF THE INTERIOR DESIGNER'S PROFESSIONAL LIABILITY INSURANCE COVERAGE THAT IS IN FORCE. NO INTERIOR DESIGNER SHALL BE SUBJECT TO ANY OF THE RESTRICTIONS SET FORTH IN PARAGRAPHS (b) AND (d) OF SUBSECTION (1) OF THIS SECTION.

(c) AS USED IN THIS SUBSECTION (6), "INTERIOR DESIGNER" MEANS A PERSON WHO:

(I) ENGAGES IN:

(A) CONSULTATION, STUDY, DESIGN ANALYSIS, DRAWING, SPACE PLANNING, AND SPECIFICATION FOR NONSTRUCTURAL OR NONSEISMIC INTERIOR CONSTRUCTION WITH DUE CONCERN FOR THE LIFE SAFETY OF THE OCCUPANTS OF THE BUILDING;

(B) PREPARING AND FILING INTERIOR DESIGN DOCUMENTS FOR THE PURPOSE OF OBTAINING APPROVAL FOR A BUILDING PERMIT AS PROVIDED BY LAW FOR NONSTRUCTURAL OR NONSEISMIC INTERIOR CONSTRUCTION, MATERIALS, FINISHES, SPACE PLANNING, FURNISHINGS, FIXTURES, EQUIPMENT, LIGHTING, AND REFLECTED CEILING PLANS;

(C) DESIGNING FOR FABRICATION NONSTRUCTURAL ELEMENTS WITHIN AND SURROUNDING INTERIOR SPACES OF BUILDINGS; OR

(D) THE ADMINISTRATION OF DESIGN CONSTRUCTION AND CONTRACT DOCUMENTS, AS THE CLIENTS' AGENT, RELATING TO THE FUNCTIONS DESCRIBED IN SUB-SUBPARAGRAPHS (A) TO (C) OF THIS SUBPARAGRAPH (I), AND COLLABORATION WITH SPECIALTY CONSULTANTS AND LICENSED PRACTITIONERS IN OTHER AREAS OF TECHNICAL EXPERTISE; AND

(II) POSSESSES WRITTEN DOCUMENTATION THAT HE OR SHE:

(A) HAS GRADUATED WITH A DEGREE IN INTERIOR DESIGN FROM A COLLEGE OR UNIVERSITY OFFERING SUCH PROGRAM CONSISTING OF FOUR OR MORE YEARS OF STUDY AND HAS COMPLETED TWO YEARS OF INTERIOR DESIGN EXPERIENCE; OR

(B) HAS GRADUATED WITH A DEGREE IN INTERIOR DESIGN FROM A COLLEGE OR UNIVERSITY OFFERING SUCH PROGRAM CONSISTING OF TWO OR MORE YEARS OF STUDY AND HAS COMPLETED FOUR YEARS OF INTERIOR DESIGN EXPERIENCE; AND

(C) HAS MET THE EDUCATION AND EXPERIENCE REQUIREMENTS OF, AND HAS SUBSEQUENTLY PASSED, THE QUALIFICATION EXAMINATION PROMULGATED BY THE NATIONAL COUNCIL FOR INTERIOR DESIGN QUALIFICATION OR ITS SUCCESSOR ORGANIZATION.

(d) AS USED IN THIS SUBSECTION (6), "NONSTRUCTURAL OR NONSEISMIC" INCLUDES INTERIOR ELEMENTS OR COMPONENTS THAT ARE NOT LOAD BEARING OR THAT DO NOT ASSIST IN THE SEISMIC DESIGN AND DO NOT REQUIRE DESIGN COMPUTATIONS FOR A BUILDING'S STRUCTURE. COMMON NONSTRUCTURAL OR NONSEISMIC ELEMENTS OR COMPONENTS INCLUDE, BUT ARE NOT LIMITED TO, CEILING AND PARTITION SYSTEMS THAT EMPLOY NORMAL AND TYPICAL BRACING CONVENTIONS AND ARE NOT PART OF THE STRUCTURAL INTEGRITY OF THE BUILDING.

SECTION 2. Effective date - applicability. (1) This act shall take effect January 1, 2002, unless a referendum petition is filed during the ninety-day period after final adjournment of the general assembly that is allowed for submitting a referendum petition pursuant to article V, section 1 (3) of the state constitution. If such a referendum petition is filed against this act or an item, section, or part of this act within such period, then the act, item, section, or part, if approved by the people, shall take effect on the date of the official declaration of the vote thereon by proclamation of the governor.

(2) The provisions of this act shall apply to acts occurring on or after the applicable effective date of this act.

Became Law: June 9, 2001