

## CHAPTER 114

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**GOVERNMENT - STATE**


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**HOUSE BILL 07-1310**

BY REPRESENTATIVE(S) McNulty, Green, Hodge, Marostica, and Soper;  
also SENATOR(S) Tochtrop.

**AN ACT**

**CONCERNING THE SCOPE OF STATE REGULATION OF FACTORY-BUILT STRUCTURES, AND, IN CONNECTION THEREWITH, CLARIFYING THE APPLICATION OF PROGRAMS AND RULES RELATING TO CERTIFICATION OF FACTORY-BUILT STRUCTURES AND INSTALLATION OF MANUFACTURED HOMES.**

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

**SECTION 1.** 24-32-3301, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SUBSECTION to read:

**24-32-3301. Legislative declaration.** (3) THE GENERAL ASSEMBLY FURTHER DECLARES THAT THE FACTORY-BUILT STRUCTURE PROGRAMS ADMINISTERED AND RULES ADOPTED PURSUANT TO THIS PART 33 SHALL APPLY ONLY TO WORK PERFORMED IN A FACTORY OR COMPLETED AT A SITE USING COMPONENTS SHIPPED WITH THE FACTORY-BUILT STRUCTURE AS REFLECTED IN THE APPROVED PLANS FOR THE FACTORY-BUILT STRUCTURE.

**SECTION 2.** 24-32-3311 (4) and (6), Colorado Revised Statutes, are amended to read:

**24-32-3311. Certification of factory-built residential and nonresidential structures.** (4) ~~At~~ A factory-built ~~structures~~ STRUCTURE bearing an insignia of approval issued by the division and affixed by the division or an authorized quality assurance representative pursuant to this part 33 shall be deemed to ~~comply~~ BE DESIGNED AND CONSTRUCTED IN COMPLIANCE with the requirements of all ordinances or rules, including those for electrical and plumbing, enacted OR ADOPTED by the state ~~government and~~ OR BY any local government that are applicable to the manufacture of ~~the~~ FACTORY-BUILT structures TO THE EXTENT THAT THE DESIGN AND CONSTRUCTION RELATES TO WORK PERFORMED IN A FACTORY OR

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

WORK THAT IS COMPLETED AT A SITE USING COMPONENTS SHIPPED WITH THE FACTORY-BUILT STRUCTURE AS REFLECTED IN THE APPROVED PLANS FOR THE FACTORY-BUILT STRUCTURE. The determination by the board of the scope of such approval is final.

(6) All WORK AT A SITE THAT IS UNRELATED TO THE INSTALLATION OF A FACTORY-BUILT STRUCTURE OR COMPONENTS SHIPPED WITH THE FACTORY-BUILT STRUCTURE, INCLUDING ADDITIONS, modifications, and repairs to A factory-built structures ~~previously installed~~ STRUCTURE, shall be subject to applicable local government rules.

**SECTION 3.** The introductory portion to 24-32-3317 (5) (a), Colorado Revised Statutes, is amended to read:

**24-32-3317. Installation of manufactured homes - certificates - inspections - rules.** (5) (a) The division shall adopt rules that specify a standard form to be used statewide by the division or an independent contractor as a certificate of installation certifying that a manufactured home was installed in compliance with the provisions of this part 33. HOWEVER, THE CERTIFICATE OF INSTALLATION APPLIES ONLY TO INSTALLATION OF A MANUFACTURED HOME BUILT IN A FACTORY AND COMPONENTS SHIPPED WITH THE MANUFACTURED HOME AS REFLECTED IN THE APPROVED PLANS FOR THE MANUFACTURED HOME. The certificate of installation shall include but not be limited to the following:

**SECTION 4. Effective date.** This act shall take effect at 12:01 a.m. on the day following the expiration of 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, (August 8, 2007, if adjournment sine die is on May 9, 2007); except that, if 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.

Approved: April 9, 2007