

HB 938 -- Official State Codes

Sponsor: Meadows

This bill specifies that beginning July 1, 2012, certain codes including specified electrical, building, residential, fire, plumbing, mechanical, fuel gas, and property maintenance codes will be deemed the official state codes. Each county and municipality may adopt and enforce the state codes by reference, and each fire protection district must adopt the state fire code. No agricultural building as defined in the bill will be subject to any official state code.

Each county, municipality, or fire protection district that adopts a state code must remain within one code version of the official state code. These provisions cannot limit the authority of a jurisdiction to adopt a code that is equivalent to or has higher standards than the official state code or to amend, delete, or make additions to a state code. In the case of any conflict between a state code and other sections of law, the state code adopted under these provisions will apply.

The State Code Commission is established consisting of seven members appointed by the Governor with the advice and consent of the Senate and the State Code Manager and State Fire Marshal serving as ex-officio members. The powers and duties of the commission are specified, including the appointment of the State Code Manager who is to review, maintain, and amend the official state codes. The State Fire Marshal will review, maintain, and amend the official state fire code.

Each county, municipality, and fire protection district must enforce the state codes within its jurisdiction through inspection services by its employees, intergovernmental agreements, or registered third-party inspectors who may be charged an annual registration fee of up to \$25 by the commission which will be deposited into the newly created State Code Fund.