

SENATE COMMITTEE OF REFERENCE REPORT

Chair of Committee

April 15, 2025
Date

Committee on State, Veterans, & Military Affairs.

After consideration on the merits, the Committee recommends the following:

SB25-142 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

1 Amend printed bill, strike everything below the enacting clause and
2 substitute:

3 **"SECTION 1.** In Colorado Revised Statutes, 24-33.5-1237,
4 **amend** (1)(a), (2), and (3); and **add** (1)(a.3) and (1)(c.5) as follows:

5 **24-33.5-1237. Application of wildfire resiliency codes -**
6 **enforcement - definitions.** (1) As used in this section, unless the context
7 otherwise requires:

8 (a) ~~"Board" means the wildfire resiliency code board created in~~
9 ~~section 24-33.5-1236 (2).~~ "ADOPTING GOVERNING BODY" MEANS A
10 GOVERNING BODY THAT HAS JURISDICTION IN AN AREA WITHIN THE
11 WILDLAND-URBAN INTERFACE AND HAS THE AUTHORITY TO ADOPT
12 BUILDING CODES OR FIRE CODES.

13 (a.3) "BOARD" MEANS THE WILDFIRE RESILIENCY CODE BOARD
14 CREATED IN SECTION 24-33.5-1236 (2).

15 (c.5) "COOPERATIVE AGREEMENT" MEANS AN AGREEMENT
16 ENTERED INTO BY THE ADOPTING GOVERNING BODY AND AT LEAST ONE
17 OTHER ENTITY, SUCH AS A THIRD-PARTY CONTRACTOR OR ANOTHER
18 GOVERNING BODY, THAT PROVIDES FOR THE ENFORCEMENT OF THE CODES.

19 (2) (a) ~~A governing body with jurisdiction in an area within the~~
20 ~~wildland-urban interface that has the authority to adopt building codes or~~
21 ~~fire codes~~ AN ADOPTING GOVERNING BODY shall adopt a code that meets
22 or exceeds the minimum standards set forth in the codes within ~~three~~ NINE
23 months of the board adopting the codes in accordance with section
24 24-33.5-1236 (4)(b)(II)(D).

25 (b) Enforcement of a code adopted pursuant to subsection (2)(a)
26 of this section shall be in accordance with the rules and regulations for

1 code enforcement by the ADOPTING governing body, OR THROUGH A
2 COOPERATIVE AGREEMENT. The period to comply with an adopted code
3 shall be in accordance with the rules and regulations of the ADOPTING
4 governing body or within three months of the date the code is adopted by
5 the ADOPTING governing body, whichever is sooner.

6 (c) The board may review ~~a~~ AN ADOPTING governing body's codes
7 adopted pursuant to subsection (2)(a) of this section and ~~a~~ AN ADOPTING
8 governing body's application of the adopted codes to determine
9 compliance with the requirements of this section. ~~Governing~~ ADOPTING
10 GOVERNING bodies shall cooperate with the board and be responsive to
11 any requests for information from the board made pursuant to the board's
12 review set forth in this subsection (2)(c).

13 (d) Notwithstanding subsection (2)(b) of this section, if ~~a~~ AN
14 ADOPTING governing body does not have rules and regulations OR A
15 COOPERATIVE AGREEMENT in place for the enforcement of a code adopted
16 pursuant to subsection (2)(a) of this section, the ADOPTING governing
17 body may request support from the division in conducting inspections and
18 enforcing the code pursuant to the division's procedures set forth in
19 section 24-33.5-1213; except that any civil penalty collected pursuant to
20 section 24-33.5-1213 (4) shall be deposited in the code board cash fund.
21 The division may charge a reasonable fee to the property owner for
22 conducting inspections and enforcing the code, and money from the fee
23 shall be deposited in the code board cash fund.

24 (3) ~~A~~ AN ADOPTING governing body may petition the board for a
25 modification of the codes within its jurisdiction in accordance with
26 procedures adopted by the board pursuant to section 24-33.5-1236
27 (4)(b)(IV). If the board grants the petition for modification, the
28 modification applies only within the jurisdiction that is granted the
29 modification. The order granting the petition for modification must
30 specify a date on which the modification expires, and the ADOPTING
31 governing body must petition the board before the expiration date to keep
32 the modification in effect, or the board at its discretion and through its
33 own action may extend the modification and specify a new expiration
34 date. ~~A~~ AN ADOPTING governing body may appeal a denial of a petition
35 to the board in accordance with procedures adopted by the board pursuant
36 to section 24-33.5-1236 (4)(b)(V).

37 **SECTION 2. Safety clause.** The general assembly finds,
38 determines, and declares that this act is necessary for the immediate
39 preservation of the public peace, health, or safety or for appropriations for
40 the support and maintenance of the departments of the state and state
41 institutions."

- 1 Page 1, line 101, strike "BOARD." and substitute "BOARD'S CODE
- 2 IMPLEMENTATION REQUIREMENTS."

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