

CHAPTER 100

PROFESSIONS AND OCCUPATIONS

HOUSE BILL 16-1073

BY REPRESENTATIVE(S) Duran and DelGrosso, Brown, Court, Esgar, Fields, Garnett, Ginal, Hamner, Kraft-Tharp, Lebsack, Lontine, Melton, Mitsch Bush, Pabon, Pettersen, Primavera, Roupe, Tyler, Williams, Winter, Young, Hullinghorst; also SENATOR(S) Guzman and Scheffel, Garcia, Grantham, Heath, Jahn, Todd, Woods.

AN ACT**CONCERNING THE QUALIFICATIONS OF LICENSED ELECTRICIANS.**

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

SECTION 1. In Colorado Revised Statutes, 12-23-106, **amend** (4) (d) as follows:

12-23-106. License requirements - rules - repeal. (4) (d) (I) (A) ~~On or after January 1, 2011;~~ **BEFORE JUNE 1, 2017,** the department shall not renew a license unless the applicant has demonstrated competency through an assessment of competency, which may be performed by private entities in accordance with rules promulgated by the board.

(B) THIS SUBPARAGRAPH (I) IS REPEALED, EFFECTIVE JANUARY 1, 2018.

(II) ON OR AFTER JANUARY 1, 2018, THE DEPARTMENT SHALL NOT RENEW OR REINSTATE A LICENSE UNLESS THE APPLICANT HAS COMPLETED TWENTY-FOUR HOURS OF CONTINUING EDUCATION SINCE THE DATE OF ISSUANCE OF THE APPLICANT'S INITIAL LICENSE OR, IF THE APPLICANT'S LICENSE WAS RENEWED OR REINSTATED, THE MOST RECENT RENEWAL OR REINSTATEMENT.

~~(H)~~ (III) ON OR BEFORE APRIL 1, 2017, the board, in collaboration with established industry training programs and industry representatives, shall adopt rules establishing continuing competency standards. ~~The rules shall include, but shall not be limited to, the following elements:~~

~~(A) Assessment of the knowledge and skills required to renew a license;~~

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

~~(B) The methods to obtain the required knowledge and skills; and~~

~~(C) The EDUCATION REQUIREMENTS AND STANDARDS, WHICH REQUIREMENTS AND STANDARDS MUST INCLUDE COURSE WORK RELATED TO THE NATIONAL ELECTRICAL CODE, INCLUDING CORE COMPETENCIES AS DETERMINED BY THE BOARD. A RENEWAL OR REINSTATEMENT LICENSE APPLICANT SHALL FURNISH OR CAUSE TO BE FURNISHED TO THE BOARD, IN A FORM AND MANNER REQUIRED BY THE BOARD, documentation necessary to demonstrate compliance with this subparagraph~~ (H) (III) AND RULES PROMULGATED PURSUANT TO THIS SUBPARAGRAPH (III). TO ENSURE CONSUMER PROTECTION, THE BOARD'S RULES MAY INCLUDE AUDIT STANDARDS FOR LICENSEE COMPLIANCE WITH CONTINUING EDUCATION REQUIREMENTS AND REQUIREMENTS PERTAINING TO THE TESTING OF LICENSEES BY THE CONTINUING EDUCATION VENDOR.

~~(H) The assessment required by sub-subparagraph (A) of subparagraph (H) of this paragraph (d) shall provide sufficient information to each licensee to allow the licensee to address any areas of deficiency. If the licensee fails to demonstrate competency, the license may be renewed if the licensee provides evidence that the licensee has complied with the requirements of the continuing competency program.~~

SECTION 2. In Colorado Revised Statutes, 12-23-116, **amend** (10) as follows:

12-23-116. Inspection - application - standard - rules - repeal. (10) An inspector performing an inspection for the state, an incorporated town or city, a county, a city and county, or a qualified state institution of higher education may verify compliance with ~~any provision of this article; and~~ HOWEVER, FOR EACH PROJECT, INSPECTIONS PERFORMED BY THE STATE, AN INCORPORATED TOWN OR CITY, A COUNTY, A CITY AND COUNTY, OR A QUALIFIED STATE INSTITUTION OF HIGHER EDUCATION MUST INCLUDE A CONTEMPORANEOUS REVIEW TO ENSURE THAT THE SPECIFIC REQUIREMENTS OF SECTIONS 12-23-105 AND 12-23-110.5 HAVE BEEN MET. A CONTEMPORANEOUS REVIEW MAY INCLUDE A FULL OR PARTIAL REVIEW OF THE ELECTRICIANS AND APPRENTICES WORKING ON A JOB SITE BEING INSPECTED. TO ENSURE THAT ENFORCEMENT IS CONSISTENT, TIMELY, AND EFFICIENT, EACH ENTITY, INCLUDING THE STATE, AS DESCRIBED IN THIS SUBSECTION (10), SHALL DEVELOP STANDARD PROCEDURES TO ADVISE ITS INSPECTORS HOW TO CONDUCT A CONTEMPORANEOUS REVIEW. EACH ENTITY'S STANDARD PROCEDURES NEED NOT REQUIRE A CONTEMPORANEOUS REVIEW FOR EACH AND EVERY INSPECTION OF A PROJECT, BUT THE PROCEDURES MUST PRESERVE AN INSPECTOR'S ABILITY TO VERIFY COMPLIANCE WITH SECTIONS 12-23-105 AND 12-23-110.5 AT ANY TIME. EACH ENTITY, INCLUDING THE STATE, SHALL POST ITS CURRENT PROCEDURES REGARDING CONTEMPORANEOUS REVIEWS IN A PROMINENT LOCATION ON ITS PUBLIC WEBSITE. AN INSPECTOR may file a complaint with the board for ~~a~~ ANY violation of this article.

SECTION 3. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Approved: April 15, 2016