

NOTE: This bill has been prepared for the signatures of the appropriate legislative officers and the Governor. To determine whether the Governor has signed the bill or taken other action on it, please consult the legislative status sheet, the legislative history, or the Session Laws.

An Act

HOUSE BILL 19-1238

BY REPRESENTATIVE(S) Gray and Van Winkle, Arndt, Bird, Catlin, Duran, Exum, Geitner, Mullica, Snyder, Tipper, Titone;
also SENATOR(S) Winter and Priola, Holbert.

CONCERNING THE AUTHORITY OF THE DIVISION OF HOUSING TO REGULATE
FACTORY-BUILT STRUCTURES.

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

SECTION 1. In Colorado Revised Statutes, 24-32-3307, **amend** (1) as follows:

24-32-3307. Noncompliance with standards. (1) The state director of housing may obtain injunctive relief from the appropriate court to enjoin the manufacture, ~~substantial repair or alteration,~~ sale, delivery, or installation of factory-built housing by filing an affidavit specifying the manner in which the housing does not conform to the requirements of this part 33 or to rules promulgated pursuant to section 24-32-3305. The director or the director's designee may suspend the issuance of insignias of approval while injunctive relief is being sought.

SECTION 2. In Colorado Revised Statutes, 24-32-3311, **amend**

Capital letters or bold & italic numbers indicate new material added to existing law; dashes through words or numbers indicate deletions from existing law and such material is not part of the act.

(1)(a); and **add** (1)(a.5) as follows:

24-32-3311. Certification of factory-built residential and nonresidential structures. (1) (a) Factory-built structures manufactured, ~~substantially altered or repaired,~~ sold, or offered for sale within this state after the effective date of the rules promulgated pursuant to this part 33 shall bear an insignia of approval issued by the division and affixed by the division or an authorized quality assurance representative.

(a.5) FACTORY-BUILT STRUCTURES MANUFACTURED OR SOLD FOR TRANSPORTATION TO AND INSTALLATION IN ANOTHER STATE NEED NOT BEAR AN INSIGNIA OF APPROVAL ISSUED BY THE DIVISION.

SECTION 3. Act subject to petition - effective date. This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 2, 2019, if adjournment sine die is on May 3, 2019); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless

approved by the people at the general election to be held in November 2020 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

KC Becker
SPEAKER OF THE HOUSE
OF REPRESENTATIVES

Leroy M. Garcia
PRESIDENT OF
THE SENATE

Marilyn Eddins
CHIEF CLERK OF THE HOUSE
OF REPRESENTATIVES

Cindi L. Markwell
SECRETARY OF
THE SENATE

APPROVED _____
(Date and Time)

Jared S. Polis
GOVERNOR OF THE STATE OF COLORADO