

SENATE AMENDMENTS TO A-ENGROSSED HOUSE BILL 2978

By COMMITTEE ON BUSINESS AND TRANSPORTATION

May 22

1 On page 1 of the printed A-engrossed bill, delete lines 7 through 20.

2 On page 2, delete lines 1 through 3 and insert:

3 **“SECTION 2. (1) Except as provided in subsection (2) of this section, the Department of**
4 **Consumer and Business Services, or a municipality administering and enforcing a building**
5 **inspection program, may assess an investigation fee against a person that is required to ob-**
6 **tain a permit for work on the electrical, gas, mechanical, elevator, boiler, plumbing or other**
7 **systems of a building or structure if the work is commenced before the permit required for**
8 **the work is obtained. The amount of the investigation fee shall be the average or actual ad-**
9 **ditional cost of ensuring that a building, structure or system is in conformance with state**
10 **building code requirements that results from the person not obtaining a required permit**
11 **before work for which the permit is required commences.**

12 **“(2) This section does not apply to:**

13 **“(a) An emergency repair required for health, safety, the prevention of property damage**
14 **or the prevention of financial harm if the required building permit for the repair is obtained**
15 **no later than five business days after commencement of the repair; or**

16 **“(b) Any project for which construction, alteration, repair, maintenance or installation**
17 **in a building or structure prior to obtaining a permit is expressly authorized by law.**

18 **“(3) The department may adopt rules and establish policies and procedures for use by the**
19 **department or municipalities in assessing an investigation fee under this section.”.**

20 On page 4, line 13, after the first comma delete the rest of the line and insert “a”.

21 On page 6, delete lines 1 through 4.

22 On page 7, line 6, after “may” insert “, at the discretion of the director,”.

23 In line 14, delete the boldfaced material.

24 In line 44, after “may” insert “at its discretion”.

25 On page 9, line 19, after “to” delete the rest of the line.

26 In line 20, delete “building permit fees that are assessed” and insert “amounts charged in the
27 form of an investigation fee”.

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