

Fifty-seventh  
Legislative Assembly  
of North Dakota

## HOUSE BILL NO. 1118

Introduced by

Political Subdivisions Committee

(At the request of the Office of Management and Budget)

1 A BILL for an Act to amend and reenact section 18-08-12 of the North Dakota Century Code,  
2 relating to fire inspection of state buildings and institutions.

3 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

4 **SECTION 1. AMENDMENT.** Section 18-08-12 of the 1999 Supplement to the North  
5 Dakota Century Code is amended and reenacted as follows:

6 **18-08-12. Annual Periodic fire inspection of state buildings and institutions.** ~~An~~  
7 ~~annual fire inspection shall be performed at each state institution and building.~~

8 1. The state fire marshal, or the marshal's designee, shall inspect annually the state  
9 penitentiary, the James River correctional center, the Missouri River correctional  
10 center, the North Dakota youth correctional center, the state developmental center  
11 at westwood park, Grafton, and the state hospital. The ~~annual~~ inspection of all  
12 other state institutions and state-owned buildings, except residential buildings,  
13 must be made at least once every three years by the fire department of the city or  
14 fire protection district, or the designee of either, in which the institution or building  
15 is located, ~~at the direction of the officer in charge of the institution or building~~, who  
16 shall prepare a report based upon the findings of the fire inspection. Inspection  
17 and reporting under this section for residential buildings must be performed  
18 annually by the fire department of the city or fire protection district, or designee of  
19 either, in which the building is located. The report, which must contain  
20 specifications of any violations, must be submitted to the responsible board,  
21 agency, or commission and a copy of the report must be submitted to the state fire  
22 marshal. ~~If the report indicates that any~~ All violations can in the report must be  
23 corrected within the current budget of the responsible board, agency, or  
24 commission, and action to correct the violations, unless good cause can be

- 1               demonstrated to the attorney general, must be initiated within thirty days of receipt  
2               of the report by the responsible board, agency, or commission.
- 3               2. For purposes of this section, a "fire inspection" is a procedure performed in  
4               accordance with standards set forth in the ~~uniform~~ state building code, the fire  
5               protection code of the ~~building officials and code administrators~~ local jurisdiction, or  
6               the code of the national fire protection association.
- 7               3. For purposes of this section, "residential building" includes all state-owned  
8               buildings used in whole or in part for providing overnight sleeping accommodations  
9               to one or more persons on a regular or occasional basis, except those buildings  
10              required to be inspected under this section by the state fire marshal.