

Fifty-seventh
Legislative Assembly
of North Dakota

ENGROSSED 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, the state veterans' home, and the state hospital. The
12 ~~annual~~ inspection of all other state institutions and occupied state-owned buildings,
13 except residential buildings, must be made by the ~~fire department of the city or fire~~
14 ~~protection district in which the institution or building is located, at the direction of~~
15 ~~the officer in charge of the institution or building, who~~ state fire marshal, or the
16 marshal's designee, at least once every three years. The officer in charge of the
17 institution or building shall prepare a response to the report based upon the
18 findings of the fire inspection. Inspection and reporting under this section for
19 residential buildings must be performed annually. 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 response to the report must be submitted
22 to the state fire marshal by the officer in charge of the state institution or building.
23 ~~If the report indicates that any~~ All violations ~~can~~ in the report must be corrected
24 within the current budget of the responsible board, agency, or commission, and

1 action to correct the violations, unless good cause can be demonstrated to the
2 attorney general, must be initiated within thirty days of receipt of the report by the
3 responsible board, agency, or commission.

4 2. For purposes of this section, a "fire inspection" is a procedure performed in
5 accordance with standards set forth in the ~~uniform~~ state building code, the fire
6 protection code of the ~~building officials and code administrators~~ local jurisdiction,
7 or the code of the national fire protection association.

8 3. For purposes of this section, "residential building" includes all state-owned
9 buildings used in whole or in part for providing overnight sleeping accommodations
10 to one or more persons on a regular or occasional basis, except for single-family
11 dwelling.