

AMENDED IN SENATE MAY 26, 2000

AMENDED IN SENATE MAY 2, 2000

AMENDED IN SENATE APRIL 6, 2000

**SENATE BILL**

**No. 2040**

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**Introduced by Senator Chesbro**

February 25, 2000

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An act to add ~~Section 18948.5 to~~ *and repeal Section 18948.5* of the Health and Safety Code, relating to building standards.

LEGISLATIVE COUNSEL'S DIGEST

SB 2040, as amended, Chesbro. ~~Building standards:~~ *California Building Standards Commission: marinas.*

~~(1) Existing~~

*Existing* law requires the State Fire Marshal, the chief of any city or county fire department or of any fire protection district, and their authorized representatives to enforce in their respective areas building standards and other regulations of the State Fire Marshal, except under certain conditions. Existing law also requires annual inspections of all buildings, and structures accessory thereto, except dwellings, by designated local officials for compliance with building standards and other regulations of the State Fire Marshal.

This bill would require the ~~building official of every city, county, or city and county to inspect annually for compliance with applicable building standards every marina within its jurisdiction that is either privately owned or operated, or owned or operated by a local government. By increasing the duties of local officials, this bill would impose a state-mandated~~

~~local program California Building Standards Commission, in consultation with the State Fire Marshal, to conduct a study on the hazards to public safety presented by marinas within the state and make a specified report to the Legislature on or before January 1, 2002.~~

~~(2) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.~~

~~This bill would provide that no reimbursement is required by this act for a specified reason.~~

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: *yes no*.

*The people of the State of California do enact as follows:*

1 SECTION 1. Section 18948.5 is added to the Health  
2 and Safety Code, to read:

3 ~~18948.5. The building official of every city, county, or~~  
4 ~~city and county shall inspect annually for compliancee~~  
5 ~~with applicable building standards every marina within~~  
6 ~~its jurisdiction that is either privately owned or operated,~~  
7 ~~or owned or operated by a local government.~~

8 ~~SEC. 2. No reimbursement is required by this act~~  
9 ~~pursuant to Section 6 of Article XIII B of the California~~  
10 ~~Constitution because a local agency or school district has~~  
11 ~~the authority to levy service charges, fees, or assessments~~  
12 ~~sufficient to pay for the program or level of service~~  
13 ~~mandated by this act, within the meaning of Section 17556~~  
14 ~~of the Government Code.~~

15 *18948.5. (a) The California Building Standards*  
16 *Commission, in consultation with the State Fire Marshal,*  
17 *shall conduct a study on the hazards to public safety*  
18 *presented by marinas within the state and report to the*  
19 *Legislature on or before January 1, 2002, with*  
20 *recommendations on the frequency of marina*  
21 *inspections and the number of inspectors needed to*  
22 *conduct these inspections.*

23 *(b) This section shall remain in effect only until*  
24 *January 1, 2002, and as of that date is repealed, unless a*



1 *later enacted statute, that is enacted before January 1,*  
2 *2002, deletes or extends that date.*

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