

SENATE FILE NO. SF0041

Fire protection.

Sponsored by: Senator(s) Anderson, J. and Representative(s) Luthi

A BILL

for

1 AN ACT relating to public health and safety; identifying  
2 new code standards relating to fire prevention and safety;  
3 applying new code standards to inspections and for  
4 qualification and certification of inspectors; and  
5 providing for an effective date.

6

7 *Be It Enacted by the Legislature of the State of Wyoming:*

8

9 **Section 1.** W.S. 35-9-106(a)(i)(intro), (iv) and by  
10 creating a new paragraph (v), 35-9-107(b)(ii) and  
11 35-9-121(b)(i) and (ii) are amended to read:

12

13 **35-9-106. Powers and duties of council.**

14

15 (a) The council shall adopt rules and regulations to:

16

1 (i) Establish minimum fire standards ~~not~~  
 2 ~~exceeding~~ taking into consideration the standards  
 3 prescribed by the ~~Uniform Fire Code, the Uniform Building~~  
 4 ~~Code and the Uniform Mechanical Code~~ International Code  
 5 Council and allowing the council on fire prevention,  
 6 electrical safety and energy efficiency in buildings to  
 7 amend the fire standards through rulemaking to meet  
 8 Wyoming's fire prevention and safety needs, for:

9  
 10 (iv) Implement this article; ~~and~~ and

11  
 12 (v) Implement the certifications required for  
 13 local inspectors to allow local governmental entities to  
 14 assume joint plan review authority with the state fire  
 15 marshal.

16  
 17 **35-9-107. Duties and powers of state fire marshal.**

18  
 19 (b) The state fire marshal may:

20  
 21 (ii) Inspect public, business or industrial  
 22 buildings and require conformance to standards of  
 23 prevention and safety and of uses of premises as  
 24 promulgated by the ~~Uniform Fire Code, Uniform Building Code~~

1 ~~and Uniform Mechanical Code~~ council pursuant to W.S.  
2 35-9-106(a)(i);

3  
4 **35-9-121. Local enforcement.**

5  
6 (b) Notwithstanding the provisions of subsection (a)  
7 of this section a local governmental entity is authorized  
8 to assume joint plan review authority with the state fire  
9 marshal, and that entity has sole construction inspection  
10 authority on the approved plans, and sole authority for  
11 periodic fire and life safety inspections on state owned or  
12 leased buildings. If local code provisions conflict with  
13 adopted state codes, the state code prevails. The authority  
14 granted to local governmental entities under this  
15 subsection is subject to certification of local inspectors  
16 as follows:

17  
18 (i) If joint plan review authority is requested,  
19 certification of a plan reviewer by the international  
20 conference of building officials or International Code  
21 Council;

22  
23 (ii) If code enforcement authority for fire and  
24 building codes is requested, certification of a fire

1 inspector or building inspector by the ~~state fire marshal~~  
2 International Code Council or the International Conference  
3 of Building Officials;

4

5 **Section 2.** This act is effective July 1, 2002.

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7

(END)