

UTAH FIRE PREVENTION BOARD

AMENDMENT

2007 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Peter C. Knudson

House Sponsor: James R. Gowans

LONG TITLE

General Description:

This bill modifies the Utah Fire Prevention and Safety Act regarding the administrative duties of the Utah Fire Prevention Board.

Highlighted Provisions:

This bill:

► requires the Utah Fire Prevention Board to establish training and certification standards for agencies that respond to hazardous material emergencies.

Monies Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

53-7-204, as last amended by Chapter 318, Laws of Utah 2006

Be it enacted by the Legislature of the state of Utah:

Section 1. Section **53-7-204** is amended to read:

53-7-204. Duties of Utah Fire Prevention Board -- Local administrative duties.

(1) The board shall:



28 (a) make rules in accordance with Title 63, Chapter 46a, Utah Administrative
29 Rulemaking Act:

30 (i) adopting a nationally recognized fire code and the specific edition of that fire code
31 as the state fire code to be used as the standard;

32 (ii) establishing minimum standards for the prevention of fire and for the protection of
33 life and property against fire and panic in any:

34 (A) publicly owned building, including all public and private schools, colleges, and
35 university buildings;

36 (B) building or structure used or intended for use as an asylum, a mental hospital, a
37 hospital, a sanitarium, a home for the aged, an assisted living facility, a children's home or day
38 care center, or any similar institutional type occupancy of any capacity; and

39 (C) place of assemblage where 50 or more persons may gather together in a building,
40 structure, tent, or room for the purpose of amusement, entertainment, instruction, or education;

41 (iii) establishing safety and other requirements for placement and discharge of display
42 fireworks based upon:

43 (A) the specific edition of the nationally recognized fire code selected by the board
44 under Subsection (1)(a)(i); and

45 (B) relevant publications of the National Fire Protection Association;

46 (iv) establishing minimum safety standards for retail storage, handling, and sale of
47 class C common state approved explosives;

48 (v) defining methods to establish proof of competence to place and discharge display
49 fireworks;

50 (vi) for deputizing qualified persons to act as deputy fire marshals, and to secure
51 special services in emergencies;

52 (vii) implementing Sections 53-7-106 and 53-7-205;

53 (viii) setting guidelines for use of funding; ~~and~~

54 (ix) establishing criteria for training and safety equipment grants for fire departments
55 enrolled in firefighter certification; and

56 (x) establishing minimum ~~H~~→ ongoing ←~~H~~ training standards for hazardous materials
56a emergency
57 response agencies;

58 (b) recommend to the commissioner a state fire marshal;

- 59 (c) develop policies under which the state fire marshal and his authorized
 60 representatives will perform;
- 61 (d) provide for the employment of field assistants and other salaried personnel as
 62 required;
- 63 (e) prescribe the duties of the state fire marshal and his authorized representatives;
- 64 (f) establish a statewide fire prevention, fire education, and fire service training
 65 program in cooperation with the Board of Regents;
- 66 (g) establish a statewide fire statistics program for the purpose of gathering fire data
 67 from all political subdivisions of the state;
- 68 (h) establish a fire academy in accordance with Section 53-7-204.2;
- 69 (i) coordinate the efforts of all people engaged in fire suppression in the state;
- 70 (j) work aggressively with the local political subdivisions to reduce fire losses;
- 71 (k) regulate the sale and servicing of portable fire extinguishers and automatic fire
 72 suppression systems in the interest of safeguarding lives and property;
- 73 (l) establish a certification program for persons who inspect and test automatic fire
 74 sprinkler systems; [~~and~~]
- 75 (m) establish a certification program for persons who inspect and test fire alarm
 76 systems; and
- 77 (n) establish a certification ~~H~~→ [program] ←~~H~~ for persons who provide response services
 78 regarding hazardous materials emergencies.
- 79 (2) The board may incorporate in its rules by reference, in whole or in part, nationally
 80 recognized and readily available standards and codes pertaining to the protection of life and
 81 property from fire, explosion, or panic.
- 82 (3) (a) The board may only make amendments to the state fire code adopted under
 83 Subsection (1)(a)(i) in accordance with Section 53-7-205.
- 84 (b) The amendments may be applicable to the entire state or within a city, county, or
 85 fire protection district.
- 86 (4) The following functions shall be administered locally by a city, county, or fire
 87 protection district:
- 88 (a) issuing permits, including open burning permits pursuant to Sections 11-7-1 and
 89 19-2-114;

- 90 (b) creating a local board of appeals in accordance with the state fire code; and
91 (c) establishing, modifying, or deleting fire flow and water supply requirements.
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Legislative Review Note
as of 1-31-07 6:30 AM

Office of Legislative Research and General Counsel

S.B. 227 - Utah Fire Prevention Board Amendment

Fiscal Note

2007 General Session

State of Utah

State Impact

Enactment of this bill will not require additional appropriations.

Individual, Business and/or Local Impact

It is not known who would bear the costs associated with training and certification for hazardous materials response.
