



DEPARTMENT OF FORESTRY AND FIRE PROTECTION
OFFICE OF THE STATE FIRE MARSHAL
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**OFFICE OF THE STATE FIRE MARSHAL
Fire Extinguisher Advisory Committee
Meeting Minutes
September 30, 2014**

COMMITTEE GOAL

To provide a means of communications between the Office of the State Fire Marshal (OSFM), representatives of industry, the public and the fire service; and to seek comments and specific views on proposed regulations and intended future action.

STAFF

Jeff Schwartz, Committee Chair

MEMBERS PRESENT

James Carver, City of El Segundo Fire Dept.
Anthony Romero, Kern County Fire Department
Tom Santos, Imperial Beach Fire Department
Randy Dysart, CALSAFE
* Frank Gardner, Stanford University
* Mike Brand, Brandco
* Daniel Fitkin, Cintas Fire Protection
* Darrell Hefley, Jorgensen & Company
* Edie Wade, Brooks Equipment
* Craig Voelkert, Amerex Corporation
* *Attended via telephone conference call*

MEMBERS ABSENT

Ken Miller, Port of Stockton
Robert Calderon, Kaiser Foundation Hospitals
Robert Nolan, ASCIP
Glenn Younger, California Small Business Association
Chris Hoiland, Orange County Fire Protection
JR Nerat, Badger

GUEST

Bob Gebel, L. A. Area Fire Marshal's Association

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MEETING CALLED TO ORDER

The meeting was called to order by Chairperson Jeff Schwartz at 10:15 AM on September 30, 2014.

ROLL CALL AND INTRODUCTIONS

A roll call was taken with members at the meeting and members on the conference call. A quorum was met.

APPROVAL OF MINTUES

The minutes for the April 9, 2014 meeting were reviewed. A motion was made by Darryl Hefley to approve the minutes with a second by Edie Wade. The meeting minutes were approved unanimously. Approval of the minutes for the October 8, 2013 meeting was tabled until the next meeting.

OLD BUSINESS

Regulations Update

Jeff gave an overview of the current regulations package. Due to the efforts to adopt NFPA 25, the fire extinguisher regulations were delayed. The State Fire Marshal's Office has removed the Chapter 12 regulations, enforcement and violation tables, from the regulations package. There will be a separate enforcement regulations package that will include all State Fire Marshal programs; Fire Extinguisher, Automatic Extinguishing Systems, Fireworks and Flame Retardants. The regulations package was reviewed. Darryl and Anthony provided some editorial changes. Jeff asked all Advisory Committee members to review the regulations package, draft language and statement of reasons and ISOR and get comments back to him by October 15th.

NEW BUSINESS

Use of Invoices

Anthony brought up a concern that contractors are putting their fire extinguisher servicing information and AES system service information on the same invoice. It was asked if there is anything in regulation requiring separate invoices for fire extinguisher and AES work. The general consensus was there are no regulations. The question came up that contractors are putting their fire extinguisher servicing information on the CSFM AES forms. After general discussion, if the contractor wanted to include that they did fire extinguisher servicing while doing an AES service, they could document it in the Comments section of the form, but it is in no way required.

Corporate Contracts Accountability

Anthony brought up a concern where out of state fire protection contractors have national contracts, are doing fire extinguisher service in California, and they are not CSFM licensed. Sub-contracting is addresses in Title 19, California Code of Regulations in Section 595.9. Certificates of Registration, which states " (d) Persons possessing a Certificate of Registration and employed by a licensed concern may perform only those

acts which the licensed concern is authorized to do and for which the employee is qualified. In the case of an independent contractor, franchisee, or any other arrangement in which the certificate of registration holder is an independent business concern, a valid license is required to be in the name of the independent concern. EXCEPTION: Contractual arrangements between persons possessing a certificate of registration and a licensed concern are permitted only if the licensed concern provides the State Fire Marshal written evidence that a contractual agreement is in effect, that the contracted person is insured (as specified in section 595.13), and that the licensed concern will assume full responsibility for the actions of the contracted person with respect to these regulations.” It however does not address license companies.

After general discussion, it was agreed that if a national fire protection contractor was doing fire extinguisher servicing in California, they would need a California license. The national company could sub-contract the service to a California licensed fire protection company; the California licensed company would have to apply their service labels.

Super Cans

Anthony asked if the Super Can is considered a closed system. It was agreed it is a closed system, the filter bag must be installed and it must be cleaned between using different extinguishing agents. During discussion, it was asked if the Super Can is still being made. Getz does still manufacture it and the replacement filter bags are available.

OPEN FORUM

Craig mentioned that NFPA has changed the adoption cycle for NFPA 17 and 17A to coincide with NFPA 96. The public comment period is open; it closes on January 5, 2015.

Craig mentioned that Amerex is providing training on NFPA 17A and 96 to the Los Angeles Area Fire Marshal's Association tomorrow, October 1st. He wanted all to know that Amerex provides the training to AHJs at no cost; let him know if you would like to schedule a class.

Randy and Edie wanted to let all know that the annual CALSAFE Conference is in San Diego this year, this Friday and Saturday, October 3rd and 4th.

Darryl brought up a past project to compare the current edition of NFPA 10 with Title 19, Chapter 3 requirements. The group reviewed some of the comparison. Jeff is to get the comparison out the Advisory Committee members for discussion at the next meeting.

ACTION ITEMS

1. Email and Review NFPA 10 with Title 19, Chapter 3 requirements

NEXT MEETING

The next meeting is scheduled for Wednesday, December 17th at 10:00 AM. The meeting will be held at the State Fire Marshal's Office, 1131 S Street, Sacramento, CA. All members will receive an email notification when the date has been confirmed. The meeting was adjourned at 11:30 AM.

DRAFT