STATE OF CALIFORNIA–OFFICE OF ADMINISTRATIVE LAW

RESUBMITTAL

NOTICE PUBLICATION/REGULATIONS SUBMISSION (See instructions on reverse)

STD. 400 (REV. 01-2013)

For use by Secretary of State only

ENDORSED - FILED
in the office of the Secretary of State
of the State of California

MAR 24 2017

1:37 PM

OAL FILE NUMBERS	NOTICE FILE NUMBER	REGULATORY ACTION NUMBER	EMERGENCY NUMBER
	Z-2016-0202-03	2017-0209-02SR	

For use by Office of Administrative Law (OAL) only

2017 FEB -9 P 3:14

OFFICE OF ADMINISTRATIVE LAW

NOTICE

REGULATIONS

AGENCY WITH RULEMAKING AUTHORITY
STATE FIRE MARSHAL

AGENCY FILE NUMBER (If any)

A. PUBLICATION OF NOTICE (Complete for publication in Notice Register)

1. SUBJECT OF NOTICE	TITLE(S)	FIRST SECTION AFFECTED	2. REQUESTED PUBLICATION DATE

3. NOTICE TYPE	4. AGENCY CONTACT PERSON	TELEPHONE NUMBER	FAX NUMBER (Optional)
☐ Notice re Proposed Regulatory Action ☐ Other			

OAL USE ONLY	ACTION ON PROPOSED NOTICE	NOTICE REGISTER NUMBER	PUBLICATION DATE
	☐ Approved as Submitted ☐ Approved as Modified ☐ Disapproved/ Withdrawn	2016, 07-Z	2-12-2016

B. SUBMISSION OF REGULATIONS (Complete when submitting regulations)

1a. SUBJECT OF REGULATION(S)
Automatic Fire Extinguishing Systems-Certification

1b. ALL PREVIOUS RELATED OAL REGULATORY ACTION NUMBER(S)
2016-1006-04S

2. SPECIFY CALIFORNIA CODE OF REGULATIONS TITLE(S) AND SECTION(S) **(Including title 26, if toxics related)**

SECTION(S) AFFECTED (List all section number(s) individually. Attach additional sheet if needed.)

ADOPT
(See attachment for sections)

AMEND

REPEAL

TITLE(S)
TITLE 19

3. TYPE OF FILING

- ☐ Regular Rulemaking (Gov. Code §11346)
- ☒ Resubmittal of disapproved or withdrawn nonemergency filing (Gov. Code §§11349.3, 11349.4)
- ☐ Emergency (Gov. Code, §11346.1(b))
- ☐ Certificate of Compliance: The agency officer named below certifies that this agency complied with the provisions of Gov. Code §§11346.2-11347.3 either before the emergency regulation was adopted or within the time period required by statute.
- ☐ Resubmittal of disapproved or withdrawn emergency filing (Gov. Code, §11346.1)
- ☐ Emergency Readopt (Gov. Code, §11346.1(h))
- ☐ File & Print
- ☐ Other (Specify) _____
- ☐ Changes Without Regulatory Effect (Cal. Code Regs., title 1, §100)
- ☐ Print Only

4. ALL BEGINNING AND ENDING DATES OF AVAILABILITY OF MODIFIED REGULATIONS AND/OR MATERIAL ADDED TO THE RULEMAKING FILE (Cal. Code Regs. title 1, §44 and Gov. Code §11347.1)
July 27, 2016 to August 11, 2016 and December 21, 2016 to January 5, 2017.

5. EFFECTIVE DATE OF CHANGES (Gov. Code, §§ 11343.4, 11346.1(d); Cal. Code Regs., title 1, §100)

- ☒ Effective January 1, April 1, July 1, or October 1 (Gov. Code §11343.4(a))
- ☐ Effective on filing with Secretary of State
- ☐ §100 Changes Without Regulatory Effect
- ☐ Effective other (Specify) _____

6. CHECK IF THESE REGULATIONS REQUIRE NOTICE TO, OR REVIEW, CONSULTATION, APPROVAL OR CONCURRENCE BY, ANOTHER AGENCY OR ENTITY

- ☐ Department of Finance (Form STD. 399) (SAM §6660)
- ☐ Fair Political Practices Commission
- ☐ State Fire Marshal
- ☐ Other (Specify) _____

7. CONTACT PERSON	TELEPHONE NUMBER	FAX NUMBER (Optional)	E-MAIL ADDRESS (Optional)
Diane Arend	(916) 324-9592		diane.arend@fire.ca.gov

8. **I certify that the attached copy of the regulation(s) is a true and correct copy of the regulation(s) identified on this form, that the information specified on this form is true and correct, and that I am the head of the agency taking this action, or a designee of the head of the agency, and am authorized to make this certification.**

SIGNATURE OF AGENCY HEAD OR DESIGNEE

DATE 2/3/17

TYPED NAME AND TITLE OF SIGNATORY
Dennis Mathisen, State Fire Marshal

For use by Office of Administrative Law (OAL) only

ENDORSED APPROVED

MAR 24 2017

Office of Administrative Law

ATTACHMENT

B. 2. SECTION(S) AFFECTED

(List all section number(s) individually.

ADOPT

Sections 920, 921, 922, 923, 924, 924.1, 924.2, 924.3, 924.4, 924.5, 924.6, 924.7, 924.8, 924.9, 924.10, 924.11, 924.12, 925, 925.1, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 946.1, 947 and 948.

State of California
Office of Administrative Law

In re:
Office of the State Fire Marshal

Regulatory Action:

Title 19, California Code of Regulations

Adopt sections: **920, 921, 922, 923, 924, 924.1, 924.2, 924.3, 924.4, 924.5, 924.6, 924.7, 924.8, 924.9, 924.10, 924.11, 924.12, 925, 925.1, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 946.1, 947, 948**

Amend sections:
Repeal sections:

NOTICE OF APPROVAL OF REGULATORY ACTION

Government Code Section 11349.3

OAL Matter Number: 2017-0209-02

OAL Matter Type: Regular Resubmittal (SR)

This action establishes a certification and registration program for fire sprinkler installers and fitters, including *inter alia*, an application process, qualifications, performance standards, and continuing education requirements.

OAL approves this regulatory action pursuant to section 11349.3 of the Government Code. This regulatory action becomes effective on 7/1/2017.

Date: March 24, 2017

Mark Storm
Senior Attorney

For: Debra M. Cornez
Director

Original: Tonya Hoover
Copy: Diane Arend

OFFICE OF THE STATE FIRE MARSHAL
ADOPTION OF AMENDMENTS TO CALIFORNIA CODE OF REGULATIONS
TITLE 19 PUBLIC SAFETY
DIVISION 1. STATE FIRE MARSHAL
CHAPTER 5.5 AUTOMATIC FIRE EXTINGUISHING SYSTEMS CERTIFICATION
TEXT OF REGULATIONS (Final)

Article 1. Administration

920. Authority.

Chapter 5.5, Division 1, Title 19 of the California Code of Regulations is adopted by the State Fire Marshal under the authority of Division 12, Part 2, Chapter 1, Section 13110, of the Health and Safety Code of the State of California.

NOTE: Authority cited: Section 13110, Health and Safety Code. Reference: Section 13110, Health and Safety Code.

921. Title.

These regulations and standards shall be known as the "Regulations and Standards of the State Fire Marshal," shall be cited as such, and shall be hereinafter referred to as "these regulations."

NOTE: Authority cited: Section 13110, Health and Safety Code. Reference: Section 13110, Health and Safety Code.

922. Purpose.

The purpose of these regulations and standards is to improve the performance and reliability of water-based fire protection systems by providing a means to certify and register any person who installs, alters, repairs, or adds appurtenances to such systems.

NOTE: Authority cited: Section 13110, Health and Safety Code. Reference: Section 13110, Health and Safety Code.

923. Scope.

(a) These regulations apply to work consisting of the installation, alteration or repair of all water-based fire protection systems as defined in Section 924.12.

EXCEPTIONS:

(1) Installation, alteration or repair of one and two-family residential sprinkler systems is excluded from these regulations.

(2) The installation, alteration or repair of underground water supply lines from the connection of the water supply to the first joint, or mechanical connection at the base of the system riser, are excluded from these regulations.

(3) The installation of pre-engineered water-based fixed extinguishing systems are excluded from these regulations.

NOTE: Authority cited: Section 13110, Health and Safety Code. Reference: Section 13110, Health and Safety Code.

Article 2. Definitions

924. "A" Definitions.

(a) Alteration. A modification or an addition to an existing water-based fire suppression system.

(b) Apprentice. A person who is learning by practical experience under the direction of skilled workers, and who is currently registered in a State of California or federally approved Fire Sprinkler Fitter Apprenticeship Program.

(c) Authority Having Jurisdiction (AHJ). The AHJ shall be defined as the State Fire Marshal, a chief of any city or county fire department or fire protection district and their respective authorized representatives in their respective jurisdictions.

NOTE: Authority cited: Section 13110 and 13146, Health and Safety Code. Reference: Section 13110 and 13146, Health and Safety Code.

924.1. "C" Definitions.

(a) Certified Fire Sprinkler Fitter.

(1) A journeyman or individual who has completed a California State or federal Apprenticeship Program, or who possesses an active State of California Contractor State License Board Fire Protection Contractor (C-16) License or

(2) Possesses a sprinkler fitter certification card issued by the Office of the State Fire Marshal (OSFM).

(b) Certified Fire Sprinkler Fitter Card. A card issued by the Office of the State Fire Marshal to a Certified Sprinkler Fitter upon approval of meeting the requirements in Section 939.

(c) Commercial Certification. A certification allowing individuals to perform the installation of water-based fire protection systems in any occupancy.

(d) Correction Order. Identifying what is wrong in a written direction or command delivered by an AHJ.

NOTE: Authority cited: Section 13110, Health and Safety Code. Reference: Section 13110, Health and Safety Code.

924.2. "D" Definitions.

(a) Direct Supervision. On-site supervision in accordance with Section 926.

NOTE: Authority cited: Section 13110, Health and Safety Code. Reference: Section 13110, Health and Safety Code.

924.3. "F" Definitions.

(a) Fire Sprinkler Fitter. A Certified Fire Sprinkler Fitter, fire sprinkler fitter apprentice, or fire sprinkler fitter trainee who performs work as described in Section 923 of this Chapter.

NOTE: Authority cited: Section 13110, Health and Safety Code. Reference: Section 13110, Health and Safety Code.

924.4. "I" Definitions.

(a) Installation. All work as described in Section 923 of this Chapter, including new, retrofit, alteration, or repair of water-based fire protection systems.

NOTE: Authority cited: Section 13110, Health and Safety Code. Reference: Section 13110, Health and Safety Code.

924.5. "J" Definitions.

(a) Journeyman. A person who has successfully completed the required hours and years of experience of a California State or federally approved Fire Sprinkler Apprenticeship Program or individuals previously certified in accordance with this Chapter.

NOTE: Authority cited: Section 13110, Health and Safety Code. Reference: Section 13110, Health and Safety Code.

924.6. "L" Definitions.

(a) Licensee. A California Contractor State License Board Fire Protection Contractor (C-16) License holder.

NOTE: Authority cited: Section 13110, Health and Safety Code. Reference: Section 13110, Health and Safety Code.

924.7. "M" Definitions.

(a) Multi-Family Residential Certification. A certification allowing individuals to perform the installation of water-based fire protection systems in multi-family residential structures only and who have met the requirements in Section 945.

(b) Multi-Family Residential Structure. A residential occupancy with three (3) or more dwelling units up to, and including, four (4) stories in height.

NOTE: Authority cited: Section 13110, Health and Safety Code. Reference: Section 13110, Health and Safety Code.

924.8. "N" Definitions.

(a) Notice to Appear. A summons or writ by which a person is cited to appear in court.
(b) Notice of Violation. To give attention to an infraction or breach of the law.

NOTE: Authority cited: Section 13110, Health and Safety Code. Reference: Section 13110, Health and Safety Code.

924.9. "R" Definitions.

(a) Registered Fire Sprinkler Fitter. An apprentice or trainee, meeting the applicable prerequisites as identified in Article 5, who has provided the required documentation, submitted a completed application, paid applicable fees and has obtained a registration card issued by the Office of the State Fire Marshal.
(b) Repair. To restore to normal working condition or to fix damage.
(c) Registered Fire Sprinkler Fitter Card. A card issued by the Office of the State Fire Marshal to sprinkler fitter apprentices or trainees upon approval of meeting the requirements in Sections 937 or 938.

NOTE: Authority cited: Section 13110, Health and Safety Code. Reference: Section 13110, Health and Safety Code.

924.10. "S" Definitions.

(a) State Fire Marshal (SFM). Pursuant to the Health and Safety Code, Section 13101, the State Fire Marshal shall be appointed by the Governor with the advice and consent of the senate and shall hold office at the pleasure of the Governor.
(b) State Fire Marshal (SFM) Designee. As defined in the Health and Safety Code, Sections 13103 and 13104, the State Fire Marshal Designee are those assistant or Deputy State Fire Marshals who aid in the enforcement of all laws, regulations and ordinances adopted in the State of California and is a person who has been designated by the SFM to act on his/her behalf in an official capacity.

NOTE: Authority cited: Sections 13101, 13103, 13104 and 13110, Health and Safety Code. Reference: Sections 13101, 13103, 13104 and 13110, Health and Safety Code.

924.11. "T" Definitions.

(a) Trainee. A person or individual working in the fire protection industry installing water-based fire protection systems at an entry-level position as described in Section 937.

NOTE: Authority cited: Section 13110, Health and Safety Code. Reference: Section 13110, Health and Safety Code.

924.12. "W" Definitions.

(a) Water-Based Fire Protection Systems. A system that includes a wet, dry, pre-action, and deluge fire sprinkler system, including small hose connections, standpipe systems,

private fire service mains and their appurtenances, including hydrants and monitor nozzles, water spray systems, foam water systems, fire pumps, water storage tanks, low, medium, and high expansion foam systems, and water mist systems.

NOTE: Authority cited: Section 13110, Health and Safety Code. Reference: Section 13110, Health and Safety Code.

Article 3. General Provisions and Fee Schedule

925. General Provisions.

(a) No person shall engage in the installation of water-based fire protection systems as defined in Section 924.12 without first being certified or registered in accordance with these regulations and have obtained a certification or registration card issued by the Office of the State Fire Marshal (OSFM). An Apprentice or Trainee shall become registered in accordance with the provisions in Article 5.

(b) Application for certification or registration shall be made in writing to the Office of the State Fire Marshal on forms AES 1005 or AES 1005A provided by the Office of the State Fire Marshal.

(c) A fee shall accompany each application for certification or registration as prescribed in Section 925.1. All fees required in accordance with the provisions of Section 13110 of the Health and Safety Code shall be made payable to "CAL FIRE-OSFM".

(d) All fees shall be paid, and mailed to CAL FIRE - Office of the State Fire Marshal, Cashiers Unit - AES Program, P.O. Box 997446, Sacramento, CA 95899-7446.

NOTE: Authority cited: Section 13110, Health and Safety Code. Reference: Section 13110, Health and Safety Code.

925.1. Fee Schedule.

Fees for application or renewal of any certification or registration issued pursuant to this Chapter shall be as follows:

(1) Sprinkler Fitter Certification	$150
(2) Apprentice Registration	$150
(3) Trainee Registration	$150
(4) Annual Renewal	$150
(5) Replacement Certification or Registration Identification Card	$25
(6) Commercial Continuing Education Unit Course Registration	$150
(7) Multi-family Residential Continuing Education Unit Course Registration	$150
(8) Late Fee (50% of application fee)	

NOTE: Authority cited: Section 13110, Health and Safety Code. Reference: Section 13110, Health and Safety Code.

926. Maximum Number of Directly Supervised Employees.

A Certified Fire Sprinkler Fitter may supervise the number of apprentices permitted in their Apprenticeship Agreement and up to two (2) trainees.

NOTE: Authority cited: Section 13110, Health and Safety Code. Reference: Section 13110, Health and Safety Code.

Article 4. Enforcement

927. Violations.

The SFM, SFM Designee or AHJ is authorized to inspect project worksites where work on fire protection systems is being performed to ensure that persons performing the work possess valid certifications or registrations as required by this Chapter. The SFM, SFM Designee or AHJ is authorized to require persons performing work to provide proof of applicable certification or registration card. Any person who cannot show proof of certification or registration to the SFM, SFM Designee or AHJ shall be subject to Sections 928 through 932.

NOTE: Authority cited: Section 13110, Health and Safety Code. Reference: Section 13110, Health and Safety Code.

928. Prosecution of Violations.

(a) Violators are subject to a Notice of Violation or Correction Order issued by the SFM, SFM Designee or AHJ and shall contain at a minimum the violator's name, employer, certification or registration number, job location, date, and a description of the offense.

(b) If a Notice of Violation or Correction Order is not corrected within seventy-two (72) hours of issuance, the SFM, SFM Designee or AHJ is authorized to issue a "Stop Work Order" as defined in Title 24, California Code of Regulations, Part 9 and in accordance with Section 929.

NOTE: Authority cited: Sections 13108 and 13110, Health and Safety Code. Reference: Sections 13108 and 13110, Health and Safety Code.

929. Stop Work Order.

If the SFM, SFM Designee or AHJ, determines that the installation of water-based fire protection systems is being performed in violation of this Chapter and after providing notice in accordance with Section 928, he or she is authorized to issue a "Stop Work Order" as defined in Title 24, California Code of Regulations, Part 9. Work within the scope of this Chapter shall not resume until a full investigation by the SFM, SFM Designee or AHJ has been completed and verification has been made that all work on the fire protection system in question has been performed by duly authorized persons.

NOTE: Authority cited: Sections 13108 and 13110, Health and Safety Code. Reference: Sections 13108 and 13110, Health and Safety Code.

930. Report of Violations.

(a) Any action taken by the AHJ for violations against a registered Trainee, Apprentice, or Certified Fire Sprinkler Fitter shall be submitted in a written report to the Office of the State Fire Marshal within fifteen (15) days of the issuance of a Notice of Violation or Correction Order. The written report shall contain at a minimum the violator's name, employer, certification or registration number, job location, date of issuance, and a description of each offense.

(b) Any report submitted by the AHJ for violations against a registered Apprentice may be forwarded by the OSFM to the Division of Apprenticeship Standards (DAS).

(c) Any report submitted to the OSFM by the AHJ for violations against a C-16 may be forwarded to the California Contractors State License Board (CSLB).

NOTE: Authority cited: Section 13110, Health and Safety Code. Reference: Section 13110, Health and Safety Code.

931. Penalties.

(a) The SFM or SFM Designee shall revoke or suspend a fire sprinkler fitter certification or apprentice/trainee registration and card for any violation of this Chapter, rules or regulations of the State Fire Marshal issued pursuant to this Chapter.

(b) Any person who violates any provision of this Chapter, or any applicable rule, regulation, permit or other order of the State Fire Marshal, shall be subject to a civil penalty for each act or violation as outlined in Health and Safety Code, Section 13197.6.

(c) Each day a person performs work on a fire protection system without a valid certification or registration shall constitute a separate violation.

(d) Any person licensed under Chapter 9 (commencing with Section 7000), Division 3 of the Business and Professions Code who violates any provision of this Chapter shall be subject to Section 7110 of the Business and Professions Code and, accordingly, shall be subject to disciplinary action by the Contractors State License Board.

(e) Any person who violates Part 2 of the Health and Safety Code for Fire Protection or any applicable rule or regulation adopted pursuant to Part 2, shall be charged with a misdemeanor pursuant to Section 13112 of the Health and Safety Code.

NOTE: Authority cited: Sections 13110, 13112 and 13197.6, Health and Safety Code, Section 7110, Business and Professions Code. Reference: Sections 13110, 13112 and 13197.6, Health and Safety Code, Section 7110, Business and Professions Code.

932. Denial, Revocation, and Suspension.

(a) The State Fire Marshal shall order revocation, suspension or denial of application pursuant to Chapter 5 (commencing with Section 11500), Part 1, Division 3, Title 2 of the Government Code.

(b) The SFM or the SFM Designee shall upon preliminary finding of a violation, suspend any certification or registration for a period not exceeding 30 days pending an investigation of the violation pursuant to Health and Safety Code 13188.

(c) The issuance or renewal of a certification or registration may be denied, and certification or registration may be revoked by the Office of the State Fire Marshal for any of the following reasons:

(1) Applicant is not the real person of interest.

(2) Certification or registration holder refuses to allow inspection by the SFM, SFM Designee or AHJ of certification or registration cards.

(3) An applicant for certification or registration does not possess the required qualifications, skills or competence to conduct the operations for which application is made as evidenced by failure to pass the examination.

(4) An applicant, certification or registration holder is, or has been convicted of a violation of any provision of Part 2 of the Health and Safety Code as outlined in Section 13112.

(5) An applicant, certification or registration holder violates any provision of this Chapter or the Health and Safety Code as outlined in Section 13112.

NOTE: Authority cited: Sections 13104 and 13110, 13112, 13188, Health and Safety Code, 11500 Government Code. Reference: Sections 13104 and 13110, 13112, 13188, Health and Safety Code, Section 11500, Government Code.

933. Deceptive Practices.

(a) A certification or registration holder, who engages in unfair methods of competition, or makes false or misleading statements, as prohibited in Sections 17200 and 17500 of the Business and Professions Code, shall be subject to denial, revocation or suspension.

(b) A certification or registration holder, upon making contact with a prospective buyer, (business owner or owner's representative) shall do the following:

(1) State the identity of the person making the solicitation.

(2) State the name of the business being represented.

(3) State the type of goods or services being offered for sale.

(4) Show or display personal identification from the automatic extinguishing systems company they are affiliated with.

(c) Failure to do the above actions shall be treated as a deceptive practice.

NOTE: Authority cited: Section 13110, Health and Safety Code, Sections 17200 and 17500, Business and Professions Code. Reference: Section 13110, Health and Safety Code, Sections 17200 and 17500, Business and Professions Code.

934. Employer Responsibility.

Every properly licensed contractor performing installation of water-based fire protection systems shall ensure all fire sprinkler fitters under their employment are certified or registered. The licensed contractor shall notify the Office of the State Fire Marshal in writing within seventy-two (72) hours from the date of hire of an employee's status as a

trainee, apprentice or certificate holder.

NOTE: Authority cited: Section 13110, Health and Safety Code. Reference: Section 13110, Health and Safety Code.

Article 5. Certification and Registration

935. Expired Documents.

An Apprentice or Trainee Registration or Fitter Certification, which has expired, shall be considered an original application and the applicant is required to comply with all requirements of an original application.

NOTE: Authority cited: Section 13110, Health and Safety Code. Reference: Section 13110, Health and Safety Code.

936. Duplicate Issuance.

The Office of the State Fire Marshal shall issue a duplicate Apprentice or Trainee Registration Card or a Certification Card in the event of loss, theft, damage or destruction upon receiving an application and fee as prescribed in Section 925.1.

NOTE: Authority cited: Section 13110, Health and Safety Code. Reference: Section 13110, Health and Safety Code.

937. Fire Sprinkler Fitter Trainee Registration.

(a) A person not registered in a California State or federally approved apprenticeship program, shall be registered with the Office of the State Fire Marshal as a Fire Sprinkler Fitter Trainee and work within the scope of these regulations as a trainee for up to one (1) year from their date of hire.

(b) To be registered as a trainee, an applicant shall meet the following requirements:

(1) Be 16 years of age or older.

(2) Complete an Apprentice/Trainee Registration Application (AES 1005A) accompanied by the fees prescribed in Section 925.1 of these regulations.

(3) Provide proof of employment with a licensed California Contractors State License Board C-16 contractor.

(c) Upon approval of 1 through 3 above, the applicant will be issued a Trainee Registration Card.

(d) Individuals may perform work within the scope of these regulations for no more than ninety (90) days prior to submitting an application to the OSFM.

(e) The trainee shall work under the direct supervision of a Certified Fire Sprinkler Fitter at all times and shall do the following:

(1) Only perform installation of water-based fire protection systems for a properly licensed California Contractors State License Board C-16 contractor.

(2) Be registered into a California State or federally approved fire sprinkler fitter apprenticeship program within one (1) year of their date of hire.

(f) If the trainee is not accepted into a California State or federally approved fire sprinkler fitter apprenticeship program within one (1) year of their date of hire, the individual shall no longer be registered to work within the scope of these regulations.

(g) An original trainee registration shall be valid from the date of issuance through June 30th. Thereafter, each trainee registration shall be renewed annually and is valid from July 1st through June 30th.

NOTE: Authority cited: Section 13110, Health and Safety Code. Reference: Section 13110, Health and Safety Code.

938. Fire Sprinkler Fitter Apprentice Registration.

(a) To be registered as an apprentice, an applicant shall meet the following requirements:

(1) Be 16 years of age or older.

(2) Complete an Apprentice/Trainee Registration Application (AES 1005A) accompanied by the fees prescribed in Section 925.1 of these regulations.

(3) Provide proof of acceptance into a State of California or federally approved fire sprinkler fitter apprenticeship program.

(4) Provide proof of employment with a licensed California Contractors State License Board C-16 contractor.

(b) Upon approval of 1 through 4 above, an applicant will be issued an Apprentice Registration Card.

(c) The apprentice shall work under the direct supervision of a Certified Fire Sprinkler Fitter at all times.

(d) A person possessing an Apprentice Registration shall only perform installation of water-based fire protection systems for a properly licensed California CSLB C-16 Contractor.

(e) A person registered as an apprentice shall perform tasks within the scope of this Chapter and meet any additional apprenticeship program standards for this occupation.

(f) An original apprentice registration shall be valid from the date of issuance through June 30th. Thereafter, each apprentice registration shall be renewed annually and is valid from July 1st through June 30th.

NOTE: Authority cited: Section 13110, Health and Safety Code. Reference: Section 13110, Health and Safety Code.

939. Fire Sprinkler Fitter Certification.

(a) To be certified as a Fire Sprinkler Fitter, an applicant shall meet the following requirements:

(1) Be 16 years of age or older.

(2) Complete a Sprinkler Fitter Certification Application (AES 1005) accompanied by the fees prescribed in Section 925.1 of these regulations.

(3) Provide one of the following:

(A) Proof of completion of a State of California or federally approved fire sprinkler fitter apprenticeship program.

(B) Proof of a valid State of California Contractors State License Board Fire Protection Contractor (C-16) License.

(4) Pass a written examination.

(b) Upon approval of 1 through 4 above, the applicant will be issued a Certification Card.

(c) A person possessing a certification and performing installation of water-based fire protection systems for a properly licensed California Contractors State License Board C-16 contractor, shall perform only those tasks which the certificate holder is authorized to perform, and for which the person is qualified in accordance with Section 945.

(d) An original certification shall be valid from the date of issuance through June 30th. Thereafter, each certification shall be renewed annually and is valid from July 1st through June 30th.

NOTE: Authority cited: Section 13110, Health and Safety Code. Reference: Section 13110, Health and Safety Code.

940. Examination Procedures.

(a) Every person, prior to performing any task or tasks within the scope of a certification, shall pass a written examination in accordance with the provisions of this Chapter.

(b) Any applicant who has failed to schedule an examination within thirty (30) days of the date of a Notice of Eligibility shall forfeit the application fee, and shall be required to re-apply. A new Sprinkler Fitter Certification Application (AES 1005) along with payment of applicable fees will be required at that time.

(c) Any applicant who has failed an examination may re-apply to take another examination no less than thirty (30) days from the date of the failed examination. A new Sprinkler Fitter Certification Application (AES 1005) along with payment of applicable fees will be required at that time.

(d) A person having taken an examination shall have the right to contest the validity of individual examination questions.

(1) Within fifteen (15) days of the conclusion of the examination process, the person having taken the examination may request a review of the exam results by the staff of the Office of the State Fire Marshal and the Office of the State Fire Marshal will provide a list of the subject areas where study is needed. Requests shall state the name of the examinee, date of exam, and name of exam.

(2) Any challenge as to the validity of individual questions on an examination shall be made in writing within seventy-two (72) hours of receiving the results of said examination. Challenges shall state the name of the examinee, date of exam, name of exam, and reason for the objection.

(3) The decision as to the action to be taken on the submitted challenge shall be made by the Office of the State Fire Marshal and such decisions shall be final.

(4) The action taken by the Office of the State Fire Marshal shall be reflected in all future examinations but shall not affect the results of any past examination.

NOTE: Authority cited: Section 13110, Health and Safety Code. Reference: Section 13110, Health and Safety Code.

941. Possession of Trainee Registration Card.

A trainee registration card shall be carried by the trainee whenever working as described in the scope of this Chapter. Alteration or fraudulent use of the registration card is prohibited and shall result in immediate suspension and possible revocation pursuant to Section 932.

NOTE: Authority cited: Section 13110, Health and Safety Code. Reference: Section 13110, Health and Safety Code.

942. Possession of Apprentice Registration Card.

An apprentice registration card shall be carried by the apprentice whenever working as described in the scope of this Chapter. Alteration or fraudulent use of the registration card is prohibited and shall result in immediate suspension and possible revocation pursuant to Section 932.

NOTE: Authority cited: Section 13110, Health and Safety Code. Reference: Section 13110, Health and Safety Code.

943. Possession of Certification Card.

A certification card shall be carried by the certified fitter whenever working as described in the scope of this Chapter. Alteration or fraudulent use of a certification card is prohibited and shall result in immediate suspension and possible revocation pursuant to Section 932.

NOTE: Authority cited: Section 13110, Health and Safety Code. Reference: Section 13110, Health and Safety Code.

944. Renewal of an OSFM Trainee Registration, Apprentice Registration and Fitter Certification.

(a) The notice of renewal for a Trainee Registration, Apprentice Registration, or Fitter Certification shall be returned on or before May 1st of the year in which the current certification or registration expires. If the notice of renewal is not received by May 1st, a late fee shall be charged as prescribed in Section 925.1. Renewals shall be made in writing on the notice provided by the Office of the State Fire Marshal and shall be signed and accompanied by the fees prescribed in Section 925.1.

(b) The notice of renewal for a certification or registration which has not met the time frame pursuant to Sections 937(g), 938(f), or 939(d), shall require an original application with payment of the applicable fee.

(c) Every three (3) years at the time of renewal, proof of completion for the certified fitter's Continuing Education Units (CEU) shall be submitted with the notice of renewal. If it is determined the applicant has not satisfied the required minimum CEU, the renewal shall be rejected. The certified fitter shall complete additional continuing education to meet the required minimums before reapplying for certification and must then successfully pass a written examination.

NOTE: Authority cited: Section 13110, Health and Safety Code. Reference: Section 13110, Health and Safety Code.

Article 6. Certification Qualifications

945. Certification Qualifications.

(a) A certification shall not be issued to any person under sixteen (16) years of age.

(b) A Sprinkler Fitter Certification Application (AES 1005) shall be accompanied by one of the following:

(1) Documentation that the applicant meets the minimum time requirements of Section 945(c) or (d), and has completed a California State or federally approved Fire Sprinkler Fitter Apprenticeship Program.

(2) Holds a valid State of California Contractors State License Board Fire Protection Contractor (C-16) License.

(3) Documentation that an out-of-state applicant meets the minimum requirements of Section 945(c) or (d). Training obtained through an out-of-state apprenticeship program shall be evaluated and approved by the OSFM using the California Division of Apprenticeship Standards (DAS) - Minimum Industry Training Criteria (MITC) for Pipe Trades.

(c) An applicant for Commercial Certification shall meet the following minimum qualifications:

(1) 7000 hours in a State or federally approved Fire Sprinkler Fitter Apprenticeship Program and five (5) years of experience within the scope of these regulations.

(2) Employment experience and hours shall be provided in a letter(s), on company letterhead, from the applicant's current and/or former employer(s) certifying, under penalty of perjury, the applicant's experience and hours.

(d) An applicant for Multi-Family Residential Certification shall meet the following minimum qualifications:

(1) 3500 hours in a State or federally approved Fire Sprinkler Fitter Apprenticeship Program and two (2) years of experience within the scope of these regulations.

(2) Employment experience and hours shall be provided in a letter(s), on company letterhead, from the applicant's current and/or former employer(s) certifying, under penalty of perjury, the applicant's experience and hours.

(e) Applicants who have been certified but allowed their certification to lapse, shall provide proof of prior certification, and shall take an examination without meeting the requirements of (b), (c) or (d) above.

(f) The Office of the State Fire Marshal shall compile Trainee and Apprentice Registrations and Fitter Certifications in a database designed to link the Automatic Fire Extinguishing Systems Program to the OSFM website.

(g) The Office of the State Fire Marshal may coordinate with the Division of Apprenticeship Standards while compiling data under this provision for registered apprentices.

NOTE: Authority cited: Section 13110, Health and Safety Code. Reference: Section 13110, Health and Safety Code.

946. Continuing Education.

A Certified Fire Sprinkler Fitter shall complete three (3) units of American National Standards Institute/International Association of Continuing Education and Training (ANSI/IACET) accredited continuing education within a three (3) year period. This requirement is verified by the Office of the State Fire Marshal every three (3) years at time of renewal. If proof of completion is not received at time of renewal on the third year of the three (3) year period, the Certified Fire Sprinkler Fitter shall be required to re-apply as a new applicant.

NOTE: Authority cited: Section 13110, Health and Safety Code. Reference: Section 13110, Health and Safety Code.

946.1 Continuing Education Unit (CEU) Course Providers.

(a) All CEU training courses shall be registered and listed with the OSFM and shall be posted on the OSFM website.

(b) The process by which a provider registers and lists a course shall include all the following:

(1) A completed Sprinkler Fitter Commercial and Multi-Family Residential CEU Course Registration Application (AES 1007) from the provider for CEU training course registration and listing shall be accompanied by the applicable fee as prescribed in Section 925.1.

(2) The application to place a CEU training course on the OSFM approved training list shall be submitted a minimum of 45 days prior to the training.

(3) The registered training shall remain on the OSFM approved training list for three (3) years.

(c) All CEU's shall be in accordance with an accredited institution. An accredited institution is a community college, junior college, university, technical or vocational school, or any private educational agency accredited by the American National Standards Institute /International Association of Continuing Education and Training (ANSI/IACET).

NOTE: Authority cited: Section 13110, Health and Safety Code. Reference: Section 13110, Health and Safety Code.

947. Implementation Period.

(a) These provisions shall supersede the requirements of Sections 926 and 945 of this Chapter.

(1) Journeyman Fire Sprinkler Fitters, or those who possess an active State of California Contractor State License Board Fire Protection Contractor (C-16) License or those who are employed by a C-16 contractor who meet the requirements of this Section within one hundred eighty (180) days of the effective date of this Chapter, shall not be required to take an examination.

(2) A Sprinkler Fitter Certification Application (AES 1005) shall be accompanied by the following documentation for the applicant to meet the minimum qualifications;

(A) Commercial:

(i) 7000 hours verified work experience.

(ii) Five (5) years working within the scope of these regulations.

(B) Multi-family Residential:

(i) 3500 hours verified work experience.

(ii) Two (2) years working within the scope of these regulations.

(3) The employment hours shall be verified by letter on company letterhead certifying the experience and hours from the fire sprinkler fitter's employer and shall be approved by the Office of the State Fire Marshal.

(b) No certification card shall be required within one (1) year, (365 days) of the effective date of this Chapter.

(c) Commencing on the second (2nd) year (366th day) of the effective date of this Chapter there shall be a minimum of one (1) certified sprinkler fitter on each job site.

(d) Commencing on the 18th month (545th day) of the effective date of this Chapter all persons on the jobsite performing installation, alteration or repair of water-based fire protection systems shall possess a certification or registration card.

(e) This section shall cease to have effect on the 18th month or (546th day) from the effective date of this Chapter and all requirements shall be met.

NOTE: Authority cited: Section 13110, Health and Safety Code. Reference: Section 13110, Health and Safety Code.

Article 7. Forms

948. Forms.

The following forms, created by the Office of the State Fire Marshal are hereby incorporated by reference, and shall be used as applications for Automatic Fire Extinguishing Systems Certification or Registration.

Sprinkler Fitter Certification Application	AES 1005(12/04/15)
Apprentice/Trainee Registration Application	AES 1005A(12/04/15)

Sprinkler Fitter Replacement Certification/Registration ID Card Application	AES 1006(12/04/15)
Sprinkler Fitter Commercial and Multi-Family Residential CEU Course Registration Application	AES 1007(12/04/15)

NOTE: Authority cited: Section 13110, Health and Safety Code. Reference: Section 13110, Health and Safety Code.

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OFFICE OF THE STATE FIRE MARSHAL
FIRE ENGINEERING DIVISION
AUTOMATIC EXTINGUISHING SYSTEMS PROGRAM
SPRINKLER FITTER CERTIFICATION APPLICATION

SECTION I: CERTIFICATION REQUIREMENTS

☐ $150.00 Sprinkler Fitter Certification
The following supporting documentation **MUST** be provided along with your completed application

☐ Resume ☐ Letter of Recommendation (written and signed by employer)

SECTION II: GENERAL INFORMATION

Name: _____

Address: _____

City: _____ State: _____ Zip: _____

Telephone: _____ Drivers' License Number: _____

Hair: _____ Eyes: _____ Height: _____ Weight: _____ DOB: _____

Email Address: _____

Have you taken the examination within the past 30 days? ☐ No ☐ Yes Date: _____

SECTION III: EMPLOYER INFORMATION

Name: _____

Address: _____

City: _____ State: _____ Zip: _____

Telephone: _____ CSLB License Number: _____

SECTION IV: SUBMISSION

The Office of the State Fire Marshal (OSFM) only accepts checks and money orders as method of payment.

Please make check/money order payable to "CAL FIRE-OSFM" and mail along with a completed application and supporting documentation to:

CAL FIRE -Office of the State Fire Marshal
Cashiers Unit / AES Program
P.O. Box 997446
Sacramento, CA 95899-7446

For Departmental Use Only
PCA 59422
Index 5942
Source Code 125700-11

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OFFICE OF THE STATE FIRE MARSHAL
FIRE ENGINEERING DIVISION
AUTOMATIC EXTINGUISHING SYSTEMS PROGRAM
SPRINKLER FITTER CERTIFICATION APPLICATION

SECTION V: PERJURY STATEMENT

I understand that false statements or misrepresentation of any information on this application will be grounds for denial of the Certification for which I am applying.

I, _____, affirm that as an applicant for a Sprinkler Fitter Certificate of Competency, I have read and will abide by all the laws, rules, and regulations regarding the Sprinkler Fitter Certification Program as defined by Title 19, California Code of Regulations, Chapter 5.5. Automatic Fire Extinguishing Systems Certification. I certify that all application information provided herein and all statements made to obtain this Sprinkler Fitter Certificate of Competency are accurate and truthful to the best of my knowledge.

Documentation validating the number of hours I have completed which qualify me to apply for a Sprinkler Fitter Certificate of Competency is at the level (please check one):

☐ Commercial (7,000 hours and 5 years' experience) (as defined by NFPA 13)

☐ Multi-Family Residential (3,500 hours and 2 years' experience) (as defined by 13R)

I hereby release the Office of the State Fire Marshal from any liability or damage that may result from providing the information included in this application, or as a result of certification as a Sprinkler Fitter Certificate of Competency Holder.

I certify (or declare) under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Printed Name: _____

Signature: _____ **Date:** _____

Subscribed and sworn before me the _____day of the month of _____ the calendar year_____

_____ _____
Signature of Notary Public **Printed Name of Notary Public**

Complete address and contact information of Notary Public:

_____

_____

_____

_____

SEAL OF THE NOTARY PUBLIC

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OFFICE OF THE STATE FIRE MARSHAL
FIRE ENGINEERING DIVISION
AUTOMATIC EXTINGUISHING SYSTEMS PROGRAM
APPRENTICE/TRAINEE REGISTRATION APPLICATION

SECTION I: CHECK APPLICABLE BOX

☐ $150.00 Apprentice Registration

☐ $150.00 Trainee Registration

SECTION II: GENERAL INFORMATION

Name: _____

Address: _____

City: _____ State: _____ Zip: _____

Telephone: _____ Drivers' License Number: _____

Hair: _____ Eyes: _____ Height: _____ Weight: _____ DOB: _____

Email Address: _____

SECTION III: EMPLOYER INFORMATION

Name: _____

Address: _____

City: _____ State: _____ Zip: _____

Telephone: _____ CSLB License Number: _____

SECTION IV: SUBMISSION

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Sacramento, CA 95899-7446

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SECTION V: PERJURY STATEMENT

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AUTOMATIC EXTINGUISHING SYSTEMS PROGRAM
APPRENTICE/TRAINEE REGISTRATION APPLICATION

I, _____, understand that false statements or misrepresentation of any information on this application will be grounds for denial of the Registration for which I am applying.

I hereby release the Office of the State Fire Marshal from any liability or damage that may result from providing the information included in this application, or as a result of participation in this program.

I certify (or declare) under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Printed Name: _____

Signature: _____ **Date:** _____

Subscribed and sworn before me the _____day of the month of _____ the calendar year _____

_____ _____

Signature of Notary Public **Printed Name of Notary Public**

Complete address and contact information of Notary Public:

_____

_____

_____

_____

SEAL OF THE NOTARY PUBLIC

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OFFICE OF THE STATE FIRE MARSHAL
FIRE ENGINEERING DIVISION
AUTOMATIC EXTINGUISHING SYSTEMS PROGRAM
SPRINKLER FITTER REPLACEMENT CERTIFICATION/REGISTRATION IDENTIFICATION CARD APPLICATION

SECTION I: CHECK APPLICABLE BOX

☐ **$25.00 Fee**

☐ **Card Only** ☐ **Sticker Only** ☐ **Both Card and Sticker**

Certificate Number: _____

Registration Number: _____

SECTION II: APPLICANT INFORMATION

Name: _____

Address: _____

City: _____ State: _____ Zip: _____

Telephone: _____ Drivers' License Number: _____

Hair: _____ Eyes: _____ Height: _____ Weight: _____ DOB: _____

Email Address: _____

SECTION III: PERJURY STATEMENT

I understand that false statements or misrepresentation of any information on this application will be grounds for denial of replacement documentation.

I certify (or declare) under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Signature: _____ Date: _____

SECTION IV: SUBMISSION

The Office of the State Fire Marshal (OSFM) only accepts checks and money orders as method of payment.

Please make check/money order payable to "CAL FIRE - OSFM" and mail along with a completed application to:

CAL FIRE - Office of the State Fire Marshal
Cashiers Unit / AES Program
P.O. Box 997446
Sacramento, CA 95899-7446

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Form AES 1006
Dec 4, 2015

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OFFICE OF THE STATE FIRE MARSHAL
FIRE ENGINEERING DIVISION
AUTOMATIC EXTINGUISHING SYSTEMS PROGRAM
SPRINKLER FITTER COMMERCIAL and MULTI-FAMILY RESIDENTIAL CONTINUING EDUCATION UNIT COURSE REGISTRATION APPLICATION

PREFACE A: PREPARATION

This application form is used to establish the Office of State Fire Marshal (OSFM), Registration and Listing Provider Directory of those who want to deliver Continuing Education Unit Courses of Instruction for the Certified Sprinkler Fitter Program as referenced in Title 19, California Code of Regulations, §946.1. It is intended that this process will be straightforward and the applicants will be advised of the status of their application in writing by the OSFM. Applicants seeking registration and listing as providers in all other areas shall complete this application.

PART I: APPLICANT INFORMATION

A. Authorized Representative's Name and Title:

☐ Mr. ☐ Mrs. ☐ Ms. ☐ Other

NAME: _____ TITLE: _____

B. CEU Provider Organization's Name and Address: (please enter the **entire physical address of the organization** as it will appear on your Scope of CEU and the OSFM website).

ORGANIZATION NAME: _____

PHYSICAL ADDRESS: _____

CITY: _____ STATE: _____ ZIP CODE: _____ COUNTRY: _____

C. CEU Provider Organization's Mailing Address (if different from the CEU Provider's physical address).

ADDRESS: _____

CITY: _____ STATE: _____ ZIP CODE: _____ COUNTRY: _____

D. CEU Provider Organization's Contact Person (if the address is different from the Provider's physical address. Ensure the Contact Person's **entire physical address is provided**).

NAME:

ADDRESS:

CITY: _____ STATE: _____ ZIP CODE: _____ COUNTRY: _____

TELEPHONE NUMBER: ( ) _____ CELL NUMBER: ( ) _____

EMAIL ADDRESS: _____

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AUTOMATIC EXTINGUISHING SYSTEMS PROGRAM
SPRINKLER FITTER COMMERCIAL and MULTI-FAMILY RESIDENTIAL
CONTINUING EDUCATION UNIT COURSE REGISTRATION APPLICATION

PART II: CEU SCOPE

Please indicate all courses for which approval is being sought. (If additional space is needed you may attach a continuation page).

Topic Name (Include test method if relevant)	Continuing Education Units	Frequency of Program	Detailed Description of Course:

I certify (or declare) under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Signature of Authorized Representative (Part I, A):	Date:

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AUTOMATIC EXTINGUISHING SYSTEMS PROGRAM
SPRINKLER FITTER COMMERCIAL and MULTI-FAMILY RESIDENTIAL CONTINUING EDUCATION UNIT COURSE REGISTRATION APPLICATION

PART III: SUBMISSION

☐ $150.00(per course) OSFM Continuing Education Unit Registration

The Office of the State Fire Marshal (OSFM) only accepts checks and money orders as method of payment.

Please make check/money order payable to "CAL FIRE-OSFM" and mail along with a completed application to:

CAL FIRE-Office of the State Fire Marshal
Cashiers Unit / AES Program
P.O. Box 997446
Sacramento, CA 95899-7446

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Initial Application Fee for CEU Providers:
This fee is non-refundable. Registration is valid for three years, at which time a new application must be submitted.