

**TITLE 19. PUBLIC SAFETY
DIVISION 1. STATE FIRE MARSHAL
CHAPTER 5. AUTOMATIC FIRE EXTINGUISHING SYSTEMS**

Changes are illustrated by underline for additions to language originally proposed and by ~~strikeout~~ for deletions to language originally proposed.

§ 901. Scope.

3.3.20 Inspection, Testing, and Maintenance Service. A service program provided by:

(1) a qualified State of California Contractors State Licensing Board Licensed Fire Protection Contractor (C-16) as defined in subsection (b) of Section 7058 of the Business and Professions Code, or

(2) a qualified California State Fire Marshal Licensed A (Type 1, Type 2, ~~or~~ Type 3 or Type L) Concern, or

(3) a qualified owner's representative as permitted under California Title 19 Chapter 5, Paragraph 904.1(a)

in which all components unique to the property's systems are inspected and tested at the required times and necessary maintenance is provided. This program includes logging and retention of relevant records.

Note: Authority cited: Sections 13195 and 13196.5, Health and Safety Code.
Reference: Section 13195, Health and Safety Code.

§ 905. Licenses/Certificates.

(a) As specified in Health and Safety Code Section 13196.5, no person shall engage in the business of servicing automatic fire extinguishing systems without a valid "A" license issued by the Office of the State Fire Marshal or a C-16 Fire Protection license as issued by the State of California Contractors State Licensing Board.

EXCEPTION:

Annual testing or maintenance of wet pipe sprinkler systems, standpipe systems or private fire service mains may be performed by a California State Fire Marshal Licensed A (Type L) Concern, in structures or property owned or leased by that public or private entity. In addition, individuals who possess a California State Fire Marshal Weekly Fire Pump Test Certificate in accordance with this section and are employed by a Licensed A (Type L) Concern may perform weekly fire pump tests.

(b) Licenses shall be for the service of any one or combination of, the following:

(1) Type 1 -Fire Sprinkler Systems.

(2) Type 2 -Engineered and Pre-engineered Fixed Extinguishing System.

(3) Type 3 -Standpipe Systems.

(4) Type L -Limited to public or private entities that are not engaged in the business of performing testing and maintenance of wet pipe fire-extinguishing

systems and which only perform annual testing and maintenance of wet pipe sprinkler systems, standpipe systems, private fire service mains, and weekly fire pump tests in structures or property owned or leased by that public or private entity.

(c)(1) Application for a license to engage in ~~the business of~~, or perform for a fee, the servicing of automatic fire extinguishing systems shall be made in writing to the State Fire Marshal on forms provided by the Office of the State Fire Marshal and shall be accompanied by the fees prescribed in Section 905.2 of these regulations.

(2) The application shall be signed by the sole proprietor, all partners in a partnership, or ~~the corporation's~~ an authorized agent.

(3) The application shall be accompanied by a list of:

(A) All engineered and pre-engineered systems which the applicant intends to service by type of extinguishing agent and manufacturer's designation.

(B) Employees qualified to perform the service for which license is applied for and verification of the licensee's or their employee's training, education, and experience.

(C) Necessary equipment, supplies, manuals, and parts, for servicing systems for which a license is sought.

(D) Local Fire Authority Endorsement(s) on State Fire Marshal form(s) AES 11 and AES 12 identified in Section 906.3 provided by the Office of the State Fire Marshal, Licensed A (Type L) Concern applications only.

(d) Original licenses shall be valid from the date of issuance through December 31st of the year in which issued. Thereafter, each license shall be renewed annually and renewals shall be valid from January 1st through December 31st.

(e) Every license issued according to these regulations shall be posted on the premises of the licensed location. Licenses shall be readily available for inspection at any reasonable hour by the local inspection authority or by the State Fire Marshal.

(f) No licensee shall conduct business or solicit business under a name other than that which appears on his license.

(g) Possession of a license shall not authorize the licensee or their employee to enter any property or building or to enforce any provision of this subchapter.

(h) Every licensee shall notify the State Fire Marshal at the Sacramento office in writing within fifteen (15) days of any change of the licensee's address.

(i) Licenses are not transferable.

(j) Application for renewal shall be made on or before November 1st of the year in which the current license expires. Application for renewal shall be made in writing on forms provided by the Office of the State Fire Marshal and shall be accompanied by the prescribed fees.

(k) Application for renewal of any class of license which has expired for one year or more shall be considered as an original application.

(l) A duplicate license may be issued by the Office of the State Fire Marshal upon receipt of a written statement by the licensee describing the reasons for the duplicate issuance.

(m)(1) Application for weekly fire pump test certification shall be made in writing to the State Fire Marshal on forms provided by the Office of the State Fire Marshal identified in Section 906.3(b) and shall be accompanied by the fees prescribed in Section 905.2 of these regulations.

(2) Every person who performs weekly fire pump tests, within the limitations of the Type L license shall pass a written examination which may be supplemented by practical tests.

(3) Any applicant who has failed the examination may re-apply and take another examination not less than fifteen (15) days from the date of the first examination after filing a new application and paying the required fee.

(4) Every four years at time of renewal and when deemed necessary modifications to regulations are made by the State Fire Marshal, applicants for renewal of Certificates shall successfully pass a written examination.

(5) Any applicant failing to take an examination applied for within thirty (30) days of the date of eligibility must re-apply for the intended examination with payment of appropriate fees.

(6) Every person taking the examination has the right to contest the validity of individual questions in such examination.

(A) Any challenge as to the validity of individual questions of an examination must be made in writing within 72 hours after taking said examination. Challenges shall state the reason for the objection.

(B) The decision as to the action to be taken on the submitted challenge shall be by the State Fire Marshal and such decision shall be final.

(C) The action taken by the State Fire Marshal shall be reflected in the challenged examination and in all future examinations but shall not affect the grades established in any past examination.

(7) Application for renewal of weekly fire pump test certificate shall be made on or before November 1st of the year in which the current certification expires.

Application for renewal shall be made in writing on forms provided by the Office of the State Fire Marshal identified in Section 906.3(b) and shall be accompanied by the prescribed fees prescribed in Section 905.2 of these regulations.

(8) Application for renewal of certification which has expired for one year or more shall be considered as an original application.

(9) Certificates shall be carried by the person to whom it is issued whenever they are performing fire pump testing.

Note: Authority cited: Sections 13195 and 13197, Health and Safety Code.
Reference: Sections 13196.5 and 13197, Health and Safety Code.

§ 905.2. Fees.

(a) The original or renewal fee for licensees to service or test each type of automatic fire extinguishing systems shall be:

License Fees

- (4) Private Fire Service Mains (AES 4 dated March 21, 2006).
- (5) Fire Pumps (AES 5 dated March 21, 2006).
- (6) Water Storage Tanks (AES 6 dated March 21, 2006).
- (7) Water Spray Fixed Systems (AES 7 dated March 21, 2006).
- (8) Foam-Water Sprinkler Systems (AES 8 dated March 21, 2006)
- (9) Continuation Sheet (AES 9 dated March 21, 2006)
- (10) Limited License Tool Checklist (AES 11 dated August 19, 2009)
- (11) Limited License Local Fire Authority Endorsement (AES 12 dated August 19, 2009)

(b) The following forms in the format developed by the Office of the State Fire Marshal, which are hereby incorporated by reference, shall be used for application and renewal for weekly fire pump test certification of water-based fire protection systems.

- (1) Application for Weekly Fire Pump Test Certificate (dated August 27, 2009).
- (2) Renewal Application Weekly Fire Pump Test Certificate (dated August 27, 2009).

Note: Authority cited: Section 13195, Health and Safety Code. Reference: Section 13195, Health and Safety Code.