

HOUSE BILL 0057

HOUSE BILL 0057

AN ACT to amend and renumber W.S. 35-9-101 through 35-9-140 as 35-9-101 through 35-9-130 relating to department of fire prevention and electrical safety; providing for a complete revision of Title 35, Chapter 9, Article 1; to eliminate obsolete statutes; to conform conflicting statutes; to eliminate duplicative and archaic language; increasing the experience requirements for master electricians; providing for the requirement of continuing education upon renewal of an electrician license; exempting electrical installations in buildings built by schools as part of an industrial arts program from the requirement they be made by licensed electricians or supervised apprentice electricians; requiring schools to have the installation inspected by the proper authority; providing procedures for fire and electrical safety inspections; providing for joint state and local plan review and sole local construction and fire and life safety inspection authority as specified; requiring electrical wiring permits under certain conditions; and providing for an effective date.

Introduced by

Nyla A. Murphy

DATE	ACTION	DATE	ACTION
JAN 1 8 1983	READ FIRST TIME	1/28/83	Received from House
	REFERRED TO COM. NO. 9		Read first time
	DELIVERED TO COM. NO. 9		Referred to Com. No. 5
JAN 2 4 1983	RETURNED		Delivered to Com. No. 5
	Recommended Amend and Be For	2-17-83	STANDING COMM. REPORT
JAN 2 5 1983	CONSIDERED IN COM. OF WHOLE		AMEND AND DO PASS
	Standing Com. Amendment HB 57451/A		RE-REFER TO COM. NO. 2
	ADOPTED	2-21-83	STANDING COMM. REPORT
	Com. of Whole Amendment HB 57451/A		DO PASS
	ADOPTED	2-28-83	CONSIDERED IN COM. OF WHOLE
	RECOMMENDED DO PASS		STANDING COM. AMPL. ADOPTED HB 57551-AE
JAN 2 6 1983	READ SECOND TIME		AMENDED AS FOLLOWS HB 57551-AE
	Amended as follows HB 57421/A		AMENDED AS FOLLOWS HB 57552-AE
	ADOPTED		DO PASS
	Amended as follows HB 57423/AC	2-23-83	READ SECOND TIME
	ADOPTED	3-8-83	READ THIRD TIME
JAN 2 7 1983	READ THIRD TIME		AMENDED AS FOLLOWS HB 57531-AE
	PASSED		PASSED
	Ayes 39, Noes 25, Excused 0, Absent 0		AYES 39, NOES 25, EXCUSED 0, ABSENT 0
	Sent to Senate		
1-27-83	RECEIVED FROM HOUSE		SENT TO HOUSE
	SENT TO LSO FOR ENGROSSING	FEB 2 8 1983	Rep. Murphy moves to amend
	RECEIVED FROM LSO ENGROSSED		with Senate Amendments
	ENGROSSED		Received Amended
			House did concur on Senate Amendments
			Ayes 39, Noes 25, Excused 1, Absent 0

RECEIVED FROM SENATE

SENT TO LSO FOR ENROLLING

RECEIVED FROM LSO ENROLLED

HEA NO. 66

SIGNED BY SPEAKER 2-28-83

SIGNED BY PRESIDENT 2-28-83

APPROVED BY GOVERNOR 3-2-83 . 14:00

CHAPTER NO. 97 SESSION LAWS OF WYOMING

HB 57 3d Date 2/24/83

Roll Call of the Senate

of the FORTY-SEVENTH LEGISLATURE
of Wyoming

	Excused	Absent	Ayes	Noes
ARNEY			✓	
BOYLE			✓	
CUNDALL				✓
DIXON			✓	
EDDINS			✓	
FRISBY			✓	
GEIS			✓	
HICKEY			✓	
KINNISON			✓	
LARSON, R.			✓	
MAJHANOVICH			✓	
MOORE				
NICHOLAS			✓	
NORRIS			✓	
PARKS-GADDIS			✓	
PECK			✓	
PREVEDEL			✓	
PROFFIT			✓	
PUGH			✓	
RECTOR			✓	
SCOTT			✓	
SEDAR			✓	
STAFFORD			✓	
STROOCK			✓	
TAGGART			✓	
TROWBRIDGE			✓	
TRUE			✓	
TURNER			✓	
VINICH			✓	
ZIMMER			✓	
MR. PRESIDENT			✓	

PRESENT _____

AYES	<u>29</u>
NOES	<u>1</u>
EXCUSED	<u>0</u>
ABSENT	<u>0</u>
TOTAL	<u>30</u>

91B57 Phred Anderson Date 1/27/83

Roll Call of the House
of the FORTY-SEVENTH LEGISLATURE
of Wyoming

	Ayes	Noes	Excused	Absent		Ayes	Noes	Excused	Absent
ARNOLD	✓				PARKER		✓		
BARLOW	✓				PERKINS	✓			
BLACKWELL	✓				PHELAN	✓			
BROWN	✓				RANDOLPH	✓			
BUDD	✓	✓			RATLIFF	✓	✓		
BURNS	✓				ROBERTSON	✓	✓		
BURTON	✓				ROTH	✓			
BYRD	✓				SALISBURY	✓			
CHAMBERLAIN	✓	✓			SANDERS	✓	✓		
CROSS	✓				SCHMIDT	✓			
DICKEY	✓				SCHWOPE	✓			
DOBOS	✓				SHREVE	✓	✓		
DONLEY					SIDI	✓			
EDWARDS	✓				SIMONS	✓	✓		
GERINGER	✓	✓			SIMPSON	✓			
GETTER	✓	✓			SORENSEN	✓	✓		
GRANT	✓	✓			STAUFFER	✓	✓		
HAGEMAN	✓	✓			STEWART	✓	✓		
HANSEN	✓				STRAND	✓			
HARRISON	✓				TIPTON	✓	✓		
HENDRICKS	✓				TYSDAL	✓	✓		
HERBST	✓				URBIGKIT, D.	✓			
HUMPHREY	✓				URBIGKIT, W.	✓			
JACKSON	✓				WALLIS	✓	✓		
JENSEN	✓				WEAVER	✓	✓		
JONES	✓	✓			WIEDERSPAHN	✓			
LARSON, T.	✓				WOLFLEY	✓	✓		
MACMILLAN	✓				ZUMBRUNNEN	✓	✓		
MADER	✓	✓			MR. SPEAKER	✓	✓		
MALDONADO	✓								
MARTON	✓	✓							
MCILVAIN	✓								
MEENAN	✓								
MICHEL	✓	✓							
MURPHY	✓								
ODDE	✓								

PRESENT _____

AYES 39

NOES 25

EXCUSED _____

ABSENT _____

TOTAL 64

LESS 25

39

961357

Roll Call of the House
of the FORTY-SEVENTH LEGISLATURE
of Wyoming

Date

2/24/89

Roll Call of the House

of the FORTY-SEVENTH LEGISLATURE

of Wyoming

	Ayes	Noes	Excused	Absent		Ayes	Noes	Excused	Absent
ARNOLD	✓				PARKER	✓			
BARLOW	✓				PERKINS	✓			
BLACKWELL	✓				PHELAN	✓			
BROWN	✓				RANDOLPH	✓			
BUDD	✓				RATLIFF	✓			
BURNS	✓				ROBERTSON	✓			
BURTON	✓				ROTH	✓			
BYRD	✓				SALISBURY	FX		✓	
CHAMBERLAIN	✓				SANDERS		✓		
CROSS	✓				SCHMIDT	✓			
DICKEY	✓				SCHWOPE	✓			
DOBOS	✓				SHREVE	✓			
DONLEY					SIDI	✓			
EDWARDS	✓				SIMONS	✓			
GERINGER	✓				SIMPSON	✓			
GETTER	✓				SOERSEN	FX	✓		
GRANT	✓				STAUFFER	✓			
HAGEMAN	✓				STEWART	✓			
HANSEN	✓				STRAND	✓			
HARRISON	✓				TIPTON	✓			
HENDRICKS	✓				TYSDAL	✓			
HERBST	✓				URBIGKIT, D.	✓			
HUMPHREY	✓				URBIGKIT, W.	✓			
JACKSON	✓				WALLIS	✓			
JENSEN	✓				WEAVER	✓			
JONES	✓				WIEDERSPAHN	✓			
LARSON, T.	✓				WOLFLEY	✓			
MACMILLAN	✓				ZUMBRUNNEN	✓			
MADER	✓	✓			MR. SPEAKER	✓			
MALDONADO	✓								
MARTON	✓								
MCILVAIN	✓								
MEENAN	✓								
MICHEL	✓								
MURPHY	✓								
ODDE	✓								

PRESENT

AYES

54

NOES

9

EXCUSED

21

ABSENT

TOTAL

64

LESS

HB0057S31/AE

TO ENGROSSED COPY

Page 51-line 10 ✓ After stricken "A" insert "LIQUIFIED PETRO-
LEUM,". -TRUE

HB0057SS1/AE TO ENGROSSED COPY

- ✓ Page 19-line 12 Delete "RURAL FIRE PROGRAM" and insert "FORESTRY DIVISION FIRE CONTROL PROGRAMS".
- ✓ Page 19-line 14 Delete "ANNU-".
- ✓ Page 19-line 15 Delete "ALLY" and insert "AS NEEDED".
- ✓ Page 50-line 22 After "MENT" insert "."; delete "OTHER THAN ON" and insert "THIS REQUIREMENT IS WAIVED FOR".
- ✓ Page 51-line 4 Delete "OF WHICH HE IS A STOCKHOLDER".
-FRISBY

HB0057SW1/AE TO ENGROSSED COPY

- ✓ Page 1-line 10 After "," insert "exempting electrical installations in buildings built by schools as part of an industrial arts program from the requirement they be made by licensed electricians or supervised apprentice electricians; requiring schools to have the installation inspected by the proper authority;".
- ✓ Page 51-line 16 Delete "." and insert ";".
- ✓ Page 51-After line 16 insert:

(vi) BUILDINGS CONSTRUCTED BY A SCHOOL OR COMMUNITY COLLEGE DISTRICT AS PART OF AN INDUSTRIAL ARTS CURRICULUM, UNDER THE DIRECT SUPERVISION OF A QUALIFIED INDUSTRIAL ARTS INSTRUCTOR. THE SCHOOL OR COMMUNITY COLLEGE DISTRICT SHALL HAVE THE INSTALLATIONS INSPECTED BY THE STATE ELECTRICAL INSPECTOR'S OFFICE OR THE HOME RULE AUTHORITY, WHICHEVER HAS JURISDICTION, TO ENSURE COMPLIANCE WITH W.S. 35-9-120.

-FRISBY

HB0057SW2/AE TO ENGROSSED COPY

- ✓ Page 1-line 11 After "," insert "providing for joint state and local plan review and sole local construction and fire and life safety inspection authority as specified;".
- ✓ Page 49 After line 18 insert:

"(b) NOTWITHSTANDING THE PROVISIONS OF SUBSECTION (a) OF THIS SECTION A LOCAL GOVERNMENTAL ENTITY IS AUTHORIZED TO ASSUME JOINT PLAN REVIEW AUTHORITY WITH THE STATE FIRE MARSHAL, AND THAT ENTITY HAS SOLE CONSTRUCTION INSPECTION AUTHORITY ON THE APPROVED PLANS, AND SOLE AUTHORITY FOR PERIODIC FIRE AND LIFE SAFETY INSPECTIONS ON STATE OWNED OR LEASED BUILDINGS. IF LOCAL CODE PROVISIONS CONFLICT WITH ADOPTED STATE CODES, THE STATE CODE PREVAILS. THE AUTHORITY GRANTED TO LOCAL GOVERNMENTAL ENTITIES UNDER THIS SUBSECTION IS SUBJECT TO CERTIFICATION OF LOCAL INSPECTORS AS FOLLOWS:

(1) IF JOINT PLAN REVIEW AUTHORITY IS REQUESTED, CERTIFICATION OF A PLAN REVIEWER BY THE INTERNATIONAL CONFERENCE OF BUILDING OFFICIALS;

(11) IF CODE ENFORCEMENT AUTHORITY FOR FIRE AND BUILDING CODES IS REQUESTED, CERTIFICATION OF A FIRE INSPECTOR BY THE STATE FIRE MARSHAL;

(111) IF CODE ENFORCEMENT AUTHORITY FOR THE ELECTRICAL CODE IS REQUESTED, CERTIFICATION OF AN ELECTRICAL INSPECTOR BY THE INTERNATIONAL CONFERENCE OF BUILDING OFFICIALS OR THE ELECTRICAL TESTING SERVICE AND LICENSING BY THE STATE AS A MASTER ELECTRICIAN."

- ✓ Page 49-line 19 Delete "(b)" insert "(c)". -NICHOLAS

- ✓ Page 1-line 9 ✓ Delete "increasing the membership of the"
- ✓ Page 1-line 10 ✓ Delete "electrical board;"
- ✓ Page 2-line 1 ✓ Delete "dures" insert "providing procedures".
- ✓ Page 5-Line 17 ✓ After "BUILDING" insert "OR ITS ELECTRICAL SYSTEM".
- ✓ Page 7-line 2 ✓ After "," delete "THE" insert "AN"; after "OR" delete "THE" insert "AN".
- ✓ Page 7-line 9 ✓ Reinsert stricken "~~three-(3)~~".
- ✓ Page 7-line 10 ✓ Delete "FIVE (5)".
- ✓ Page 7-lines 17 through 19 Strike and delete entirely.
- ✓ Page 8-line 1 ✓ Delete "EMPLOYED BY A PUBLIC".
- ✓ Page 8-line 2 ✓ Delete.
- ✓ Page 19-line 14 ✓ Delete "PLACES" insert "PHASES".
- ✓ Page 25-line 7 ✓ Delete "SUBMITTED" insert "RESUBMITTED".
- ✓ Page 46-lines 19 through 21 Strike and delete entirely.
- ✓ Page 46-line 22 ✓ Delete "(B)" insert "(A)".
- ✓ Page 47-line 4 ✓ Delete "(C)" insert "(B)"; delete "SIX (6) MONTHS" insert "THIRTY (30) DAYS"; following "AFTER" insert "SUBSTANTIAL".
- ✓ Page 47 After line 6 insert: ✓

"(iii) SHALL INSPECT ANY BUILDING OR STRUCTURE WITHIN THREE (3) BUSINESS DAYS OF THE REQUEST OF THE OWNER OR THE GENERAL OR ELECTRICAL CONTRACTOR INSTALLING THE ELECTRICAL EQUIPMENT."

- ✓ Page 47-lines 7 through 17 ✓ Strike and delete entirely.
- ✓ Page 47-line 18 ✓ Delete "(d)" insert "(c)"; delete "THE FOLLOWING FEES SHALL APPLY".
- ✓ Page 47-line 20 ✓ Delete "AND" insert "A FEE ESTABLISHED BY THE BOARD BY RULE NOT TO EXCEED THE FOLLOWING".
- ✓ Page 48-line 14 ✓ Delete "(e)" insert "(d)".
- ✓ Page 48-line 17 ✓ Delete "(f)" insert "(e)".
- ✓ Page 49-line 8 ✓ After "35-9-123(a)" insert "(ii) THROUGH (v)".

✓ Page 49-line 16 ✓ Delete "35-13-101" insert "16-6-501"; delete "35-13-102" insert "16-6-502".

✓ Page 59-line 14 ✓ Delete "AND".

✓ Page 59-line 18 ✓ Delete "." insert "; AND".

Page 59 After line 18 insert:

"(v) EQUIPMENT NECESSARY FOR MAINTENANCE OF EXISTING POWER UTILIZATION EQUIPMENT IN BUILDINGS AND THEIR PREMISES NOT TO EXCEED 150 VOLTS SINGLE PHASE.".

✓ Page 63-line 15 ✓ Before "." insert ", REVOCATION OF ITS LICENSE OR BOTH".

✓ Page 64-line 7 ✓ After "district" insert "OR COUNTY AND PROSECUTING". -MURPHY, CHAIRMAN

deleted by HB0057HW1/A

MP

HB0057HW1/A

✓ Page 59 After line 18 Delete entirely paragraph "(v)" created by the standing committee amendment (HB0057HS1/A) and insert:

✓ "(v) MATERIALS NECESSARY FOR ROUTINE CHECKING AND REPAIR OF LIGHT FIXTURES LIMITED TO REPLACEMENT OF LAMPS, BALLASTS AND FIXTURE PARTS LOCATED IN BUILDINGS AND THEIR PREMISES." -WEAVER

dy

(Cmt.)

1 HB0057H21/A

2 ✓ Page 19-line 15 ✓ After "LAND" insert "AND RURAL". -D.
3 URBIGKIT

SHK

ADOPTED

1 HB0057H23/AC CORRECTED COPY

2 ✓ Page 16-line 9 ✓ Strike "may" insert "SHALL".

3 ✓ Page 34-line 1 ✓ After ",," strike "shall--recite" insert
4 "STATE".

5 ✓ Page 34-line 2 ✓ Strike "therefor"; strike "shall". -HANSEN

ADOPTED

House of Intro			
_____	To Com No.	_____	_____
_____	Stand Report	Do _____ Amd _____ Not _____	
_____	Com Whole	Do _____ Amd _____ Not _____	
_____	2nd Reading	Amd _____	
_____	3rd Reading	Amd _____ Pass _____ Fail _____	

Second House			
_____	To Com No.	_____	_____
_____	Stand Report	Do _____ Amd _____ Not _____	
_____	Com Whole	Do _____ Amd _____ Not _____	
_____	2nd Reading	Amd _____	
_____	3rd Reading	Amd _____ Pass _____ Fail _____	

INTRODUCED

1983

STATE OF WYOMING

83LSO-0056.01

HOUSE BILL NO. 0057

Fire prevention & electrical safety.

Sponsored by: JOINT MINES, MINERALS AND INDUSTRIAL
DEVELOPMENT INTERIM COMMITTEE

A BILL

for

1 AN ACT to amend and renumber W.S. 35-9-101 through
2 35-9-140 as 35-9-101 through 35-9-130 relating to
3 department of fire prevention and electrical safety; pro-
4 viding for a complete revision of Title 35, Chapter 9,
5 Article 1; department of fire prevention and electrical
6 safety; to eliminate obsolete statutes; to conform con-
7 flicting statutes; to eliminate duplicative and archaic
8 language; increasing the experience requirements for
9 master electricians; increasing the membership of the
10 electrical board; providing for the requirement of con-
11 tinuing education upon renewal of an electrician license;

1 dures for fire and electrical safety inspections;
2 requiring electrical wiring permits under certain condi-
3 tions; and providing for an effective date.

4 Be It Enacted by the Legislature of the State of Wyoming:

5 Section 1. W.S. 35-9-101 through 35-9-140 are
6 amended and renumbered as 35-9-101 through 35-9-130 to
7 read:

8 ARTICLE 1

9 DEPARTMENT OF FIRE PREVENTION

10 AND ELECTRICAL SAFETY

11 DIVISION 1

12 GENERALLY

13 ~~35-9-101. Department created. Effective March 1,~~
14 ~~1973, there shall be created a department within the~~
15 ~~executive branch entitled~~ The department of fire
16 prevention and electrical safety, ~~hereinafter referred to~~
17 ~~as the department~~ IS CREATED.

18 ~~35-9-102. Definitions. (a) The department is the~~
19 ~~successor to the currently existing department of fire~~
20 ~~prevention and state electrical board, except as pertains~~

1 ~~to the examination and licensing of master and journeymen~~
2 ~~electricians. (b) All rules, regulations and orders of~~
3 ~~the former department and board lawfully adopted prior to~~
4 ~~March 1, 1973, and not inconsistent with the intent of~~
5 ~~this act, or other state and federal laws, shall continue~~
6 ~~to be effective until revised, amended, repealed or nulli-~~
7 ~~fied pursuant to law. (c) All records, physical property,~~
8 ~~and personnel, including their rights and privileges under~~
9 ~~the personnel division of the department of administration~~
10 ~~and fiscal control, unused funds of the former department~~
11 ~~and board shall be transferred to the department as of~~
12 ~~March 1, 1973. (d) Such property and personnel and their~~
13 ~~said rights shall initially repose in the division which~~
14 ~~is the counterpart of the department of origin. All~~
15 ~~records, lists and other information which by law are of a~~
16 ~~confidential or privileged nature shall be retained in~~
17 ~~such character.~~

18 (a) AS USED IN W.S. 35-9-101 THROUGH 35-9-130:

19 (i) "APPRENTICE ELECTRICIAN" MEANS A PERSON
20 WHO HAS INSUFFICIENT QUALIFICATIONS TO BE A JOURNEYMAN
21 ELECTRICIAN AND IS HIRED BY A LICENSED ELECTRICAL CONTRAC-
22 TOR TO ASSIST A JOURNEYMAN OR MASTER ELECTRICIAN;

23 (ii) "BOARD" MEANS THE ELECTRICAL BOARD;

1 (iii) "COUNCIL" MEANS THE COUNCIL ON FIRE PRE-
2 VENTION, ELECTRICAL SAFETY AND ENERGY EFFICIENCY IN BUILD-
3 INGS;

4 (iv) "DEPARTMENT" MEANS THE DEPARTMENT OF FIRE
5 PREVENTION AND ELECTRICAL SAFETY;

6 (v) "ELECTRICAL CONTRACTOR" MEANS A PERSON LI-
7 CENSED TO CONTRACT WITH ANOTHER TO PLAN, LAY OUT AND
8 SUPERVISE THE INSTALLATION OF ELECTRIC EQUIPMENT. "ELEC-
9 TRICAL CONTRACTOR" EXCLUDES A PERSON WHO ONLY PLANS OR
10 DESIGNS ELECTRICAL INSTALLATIONS;

11 (vi) "FULL-TIME PAID FIRE FIGHTERS" MEANS AN
12 INDIVIDUAL REGULARLY EMPLOYED FOR DEVOTING HIS ENTIRE TIME
13 OF EMPLOYMENT TO THE CARE, OPERATION AND REQUIREMENTS OF A
14 REGULARLY CONSTITUTED FIRE DEPARTMENT;

15 (vii) "INSTALLATION OF ELECTRIC EQUIPMENT"
16 INCLUDES INSTALLING, ALTERING AND REPAIRING THE WIRING OF
17 APPARATUS EQUIPMENT AND CONDUCTORS SUBJECT TO THE NATIONAL
18 ELECTRIC CODE;

19 (viii) "JOURNEYMAN ELECTRICIAN" MEANS A PERSON
20 LICENSED BY THE DEPARTMENT WHO HAS FOUR (4) YEARS EXPERI-
21 ENCE IN THE ELECTRICAL WIRING INDUSTRY AND TECHNICAL

1 KNOWLEDGE TO INSTALL AND SUPERVISE THE INSTALLATION OF
2 ELECTRICAL EQUIPMENT FOR ANY PURPOSE IN ACCORDANCE WITH
3 THE NATIONAL ELECTRICAL CODE AND CITY AND STATE ORDINANCES
4 AND REGULATIONS;

5 (ix) "MASTER ELECTRICIAN" MEANS A PERSON LI-
6 CENSED BY THE DEPARTMENT WHO HAS EIGHT (8) YEARS EXPERI-
7 ENCE IN THE ELECTRICAL WIRING INDUSTRY AND TECHNICAL
8 KNOWLEDGE TO PLAN, LAY OUT AND SUPERVISE THE INSTALLATION
9 OF ELECTRIC EQUIPMENT IN ACCORDANCE WITH THE NATIONAL
10 ELECTRICAL CODE AND CITY AND STATE ORDINANCES AND REGULA-
11 TIONS;

12 (x) "OWNER" MEANS THE PERSON HOLDING LEGAL
13 TITLE TO A BUILDING OR REAL PROPERTY;

14 (x) "PUBLIC BUILDING" MEANS A BUILDING
15 INTENDED FOR ACCESS BY THE GENERAL PUBLIC;

16 (xi) "REMODELING" INCLUDES REPAIRING, ALTER-
17 ING OR ADDING TO A BUILDING.

18 35-9-103. Divisions created: council and board
19 created.

20 (a) There are created within the department;

21 (i) The division of fire prevention; and

1 (iii) The division of electrical safety; ~~and~~
2 ~~there is also created within the department an advisory~~

3 (iiii) THE council on fire prevention, elec-
4 trical safety and energy efficiency in buildings; ~~and here-~~
5 ~~inafter the advisory council on fire prevention, elec-~~
6 ~~trical safety and energy efficiency in buildings will be~~
7 ~~referred to as "the council". The council shall hold~~
8 ~~regular semiannual meetings to transact business at times~~
9 ~~and places set by the council, and hold such other meet-~~
10 ~~ings as necessary to fulfill its function as the advisory~~
11 ~~council of the department for fire prevention, electrical~~
12 ~~safety and energy efficiency in buildings. The council~~
13 ~~shall give notice to the governor and permit the adminis-~~
14 ~~trators of the department divisions to be present and~~
15 ~~heard upon any matter coming before the council. (b)~~
16 ~~Effective March 1, 1973, there is established within the~~
17 ~~department an~~

18 (iv) THE electrical licensing board.

19 (b) THE COUNCIL CONSISTS OF FIVE (5) MEMBERS
20 APPOINTED BY THE GOVERNOR FOR SIX (6) YEAR TERMS WHICH
21 COMMENCE ON APRIL 1 FOLLOWING APPOINTMENT. ONE (1) MEMBER
22 SHALL BE APPOINTED TO REPRESENT EACH OF THE FOLLOW-

1 ING: COUNTIES OR MUNICIPALITIES, FIREFIGHTERS, THE ELEC-
2 TRICAL BOARD, THE ASSOCIATION OF ARCHITECTS OR THE ASSOCI-
3 ATION OF GENERAL CONTRACTORS AND THE GENERAL PUBLIC.
4 VACANCIES SHALL BE FILLED FOR THE UNEXPIRED TERM. WHEN
5 NEW APPOINTMENTS ARE MADE, THE COUNCIL SHALL SELECT A
6 CHAIRMAN, A VICE CHAIRMAN AND A SECRETARY. A QUORUM CON-
7 SISTS OF THREE (3) MEMBERS. THE COUNCIL SHALL MEET AT
8 LEAST TWICE EACH YEAR.

9 (c) The board ~~shall consist~~ CONSISTS of ~~three (3)~~
10 ~~persons to be~~ FIVE (5) MEMBERS appointed by the governor.
11 ~~In making these appointments, the governor shall insure~~
12 ~~that~~ FOR SIX (6) YEAR TERMS. One (1) ~~is~~ MEMBER SHALL BE a
13 ~~licensed~~ journeyman ELECTRICIAN, one (1) ~~is~~ SHALL BE a li-
14 ~~icensed~~ master electrician, and one (1) ~~is a licensed~~ SHALL
15 BE AN electrical contractor, ~~Each appointment shall be~~
16 ~~for a four (4) year term, provided that in the initial~~
17 ~~appointments one (1) shall be for a two (2) year term, AN~~
18 ELECTRICAL ENGINEER AND one (1) ~~for a three (3) year term,~~
19 ~~and one (1) for a four (4) year term. It shall be the~~
20 ~~responsibility of the electrical licensing board to admin-~~
21 ~~ister examinations for journeymen electricians, master~~
22 ~~electricians and electrical contractors pursuant to the~~
23 ~~provisions of this act. In addition, the board shall have~~
24 ~~certain revocation and appeal functions as specified in~~

1 ~~section 35-436, 36 of the statutes~~ EMPLOYED BY A PUBLIC
2 UTILITY.

3 (d) THE MEMBERS OF THE COUNCIL AND BOARD SHALL
4 RECEIVE COMPENSATION, PER DIEM AND TRAVEL EXPENSES IN THE
5 SAME MANNER AND AMOUNT AS THE STATE LEGISLATURE WHILE
6 GOING TO, ATTENDING OR RETURNING FROM MEETINGS.

7 35-9-104. State fire marshal: qualifications. The
8 ~~governor shall appoint,~~

9 (a) After consultation with the council, THE GOVER-
10 NOR SHALL APPOINT a state fire marshal who ~~will serve as~~
11 SHALL BE THE director of the department, and ~~his qual-~~
12 ~~ifications~~ shall;

13 (i) HAVE;

14 (A) Not be less than ten (10) years of
15 service in AS a full-time, paid fire department FIGHTER,
16 five (5) YEARS of which shall have been in fire preven-
17 tion; or

18 (B) A B.S. BACHELOR'S degree in fire
19 ~~prevention--engineering and shall qualify by passing~~
20 SCIENCE TECHNOLOGY AND NOT LESS THAN FOUR (4) YEARS OF
21 SERVICE AS A FULL-TIME, PAID FIRE FIGHTER.

1 (ii) PASS examinations and qualifications as
2 provided by the council. ~~He shall be allowed per diem and~~
3 ~~mileage and at the same rate paid other state employees~~
4 ~~incurred in the discharge of his official duties, and~~

5 (b) THE STATE FIRE MARSHAL shall ~~give his entire~~
6 DEVOTE FULL time to the duties of his office.

7 35-9-105. Division administrators: qualifications.

8 ~~(a) The director shall appoint the administrator of~~
9 ~~the fire prevention division~~ After consultation with the
10 council. ~~The administrator of the fire prevention division~~
11 ~~shall serve as~~ AND THE GOVERNOR, THE STATE FIRE MARSHAL
12 SHALL APPOINT;

13 (i) The chief deputy fire marshal, and WHO IS
14 THE ADMINISTRATOR OF THE FIRE PREVENTION DIVISION, His
15 qualifications shall be the same as the state fire mar-
16 shal; ~~and he shall have passed the examination provided by~~
17 ~~the council. He shall be directly responsible to the state~~
18 ~~fire marshal. (b) The administrator shall also appoint~~
19 ~~the head of the electrical safety division after consulta-~~
20 ~~tion with the council and the governor. The head of the~~
21 ~~electrical safety division shall serve as~~

1 (iii) The chief electrical inspector ~~and his~~
2 ~~minimum qualifications~~ WHO IS THE ADMINISTRATOR OF THE
3 ELECTRICAL SAFETY DIVISION. HE shall be ~~set by the coun-~~
4 ~~cil~~ A MASTER ELECTRICIAN and ~~he shall pass the examination~~
5 ~~provided~~ AN ELECTRICAL INSPECTOR CERTIFIED by the ~~council.~~
6 ~~He~~ INTERNATIONAL CONFERENCE OF BUILDING OFFICIALS OR ELEC-
7 TRICAL TESTING SERVICES.

8 (b) THE CHIEF DEPUTY FIRE MARSHAL AND THE CHIEF
9 ELECTRICAL INSPECTOR SHALL DEVOTE FULL TIME TO THE DUTIES
10 OF THE OFFICE AND shall be directly responsible to the
11 state fire marshal.

12 ~~35-9-106.---Powers and duties of governor.~~

13 ~~(a) The governor shall:~~

14 ~~(i) Establish, after consultation with the~~
15 ~~council, administrative policy to be followed by each~~
16 ~~division in the department in administering fire preven-~~
17 ~~tion and electrical safety laws;~~

18 ~~(ii) Promulgate reasonable rules and regula-~~
19 ~~tions after consultation with the council, in compliance~~
20 ~~with the Wyoming Administrative Procedure Act for the~~
21 ~~implementation of all state fire prevention and electrical~~
22 ~~safety laws and for the review by the state fire marshal~~

1 ~~of building construction plans and plans for remodeling~~
 2 ~~over twenty-five percent (25%) of the value of the struc-~~
 3 ~~ture for all buildings or other structures owned or leased~~
 4 ~~by the state or local governmental entities and all other~~
 5 ~~buildings over five thousand (5,000) square feet of total~~
 6 ~~floor area including basement if any, and one (1) story in~~
 7 ~~height intended for access by the general public and all~~
 8 ~~buildings intended for use as a child care center housing~~
 9 ~~more than eleven (11) children, public bar, public lounge,~~
 10 ~~restaurant, night club, lodge hall, theatre, church or~~
 11 ~~public meeting place regardless of size as to their ade-~~
 12 ~~quacy respecting fire safety considerations and efficient~~
 13 ~~energy usage. Permits for plan reviews may be required for~~
 14 ~~construction of the buildings described in this paragraph.~~
 15 ~~Plan review fees shall be as follows, except proposed con-~~
 16 ~~struction in counties and municipalities delegated home~~
 17 ~~rule in W.S. 15-9-121(b) shall be determined by the local~~
 18 ~~entity. The fee for plan review shall be:~~

19 TOTAL VALUATION OF CONSTRUCTION	PLAN REVIEW FEE
20 \$1.00 to \$1,000.00	exempt
21 \$1,001.00 to \$2,000.00	\$5.00
22 \$2,001.00 to \$25,000.00	23 \$13.00 for the first \$2,000.00 plus \$2.65
24	for each additional

1		\$1,000.00 or fraction
2		thereof to and includ-
3		ing \$25,000.00.
4	\$25,001.00 to \$50,000.00	\$72.80 for the first
5		\$25,000.00 plus \$1.95
6		for each additional
7		\$1,000.00 or fraction
8		thereof to and includ-
9		ing \$50,000.00.
10	\$50,001.00 to \$100,000.00	\$121.55 for the first
11		\$50,000.00 plus \$1.30
12		for each additional
13		\$1,000.00 or fraction
14		thereof to and includ-
15		ing \$100,000.00.
16	\$100,001.00 to \$500,000.00	\$186.55 for the first
17		\$100,000.00 plus \$.98
18		for each additional
19		\$1,000.00 or fraction
20		thereof to and includ-
21		ing \$500,000.00.
22	\$500,001.00 and up	\$576.55 for the first
23		\$500,000.00 plus \$.65
24		for each additional

35-9-107. ~~Council membership; appointment; quorum.~~
The council shall consist of five (5) members to be
appointed by the governor. One (1) appointee shall be a
representative of counties or municipalities, one (1)
shall be a representative of Wyoming firefighters, one (1)
shall be a representative of the electrical licensing
board, one (1) shall be a representative of the Wyoming
association of architects or association of general con-
tractors and one (1) shall represent the general public.
The initial terms of three (3) members shall be for three
(3) years and of two (2) members shall be for six (6)
years as designated by the governor. Thereafter, all mem-
bers shall be appointed for six (6) year terms. Terms con-
mence on April 1 following appointment. No business of the

1 ~~council may be transacted in the absence of a quorum of at~~
2 ~~least three (3) members.~~

3 ~~35-9-108. Removal of council members. The governor~~
4 ~~shall have the power to remove any member of any council~~
5 ~~for inefficiency, neglect of duty or malfeasance in~~
6 ~~office.~~

7 ~~35-9-109. Officers of council. At the first meeting~~
8 ~~of the council, and thereafter when new appointments are~~
9 ~~made, the chairman, vice chairman and secretary shall be~~
10 ~~selected from among the membership by vote of the council~~
11 ~~members.~~

12 DIVISION 2

13 FIRE PREVENTION AND ELECTRICAL SAFETY

14 ~~35-9-110.~~ 35-9-106. Powers and duties of council.

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

17 (i) ~~Recommend~~ ESTABLISH minimum FIRE standards
18 NOT EXCEEDING THE STANDARDS PRESCRIBED BY THE UNIFORM FIRE
19 CODE, THE UNIFORM BUILDING CODE AND THE UNIFORM MECHANICAL
20 CODE for:

1 (A) All new building construction; ~~rela-~~
2 ~~tive to fire standards not exceeding the standards pre-~~
3 ~~scribed by the Uniform Fire Code and Uniform Building~~
4 ~~Code; (ii) Recommend minimum standards for~~

5 (B) The prevention of fire and ~~for the~~
6 protection of life and property from fire and panic in all
7 existing buildings; ~~but not exceeding the standards pre-~~
8 ~~scribed by the Uniform Fire Code and Uniform Building~~
9 ~~Code; (iii) Recommend~~

10 (C) THE SAFEGUARDING OF LIFE AND PROP-
11 ERTY FROM HAZARDS OF FIRE AND EXPLOSION ARISING FROM STOR-
12 AGE, HANDLING AND USE OF HAZARDOUS SUBSTANCES, MATERIALS
13 AND DEVICES.

14 (iii) RECOMMEND minimum standards for the
15 conservation of energy in new residential and public
16 buildings, ~~the effect of which~~ THE STANDARDS shall
17 result in energy savings equal to those ~~that would be~~
18 ~~achieved~~ ACHIEVABLE under the American Society of Heating,
19 Refrigerating and Air Conditioning Engineers, Inc. Stan-
20 dard 90-75 or Chapter 53 of the Uniform Building Code;

21 ~~(iv)~~ (iii) Recommend minimum standards for qualifica-
22 tion of inspectors for political subdivisions;

1 ~~(v) Notwithstanding W.S. 35-436.29 (c) or~~
2 ~~other provisions of law, provide for inspections for fire~~
3 ~~prevention or electrical safety upon request of the owner~~
4 ~~of the facility or installation. The department may charge~~
5 ~~reasonable fees not in excess of the cost of inspection~~
6 ~~for such inspections.~~

7 (iv) IMPLEMENT THIS ARTICLE.

8 (b) The council shall investigate the conduct of the
9 ~~work of the respective~~ divisions, may have access to
10 records of the divisions and may require written or oral
11 information from any officer or employee of the depart-
12 ~~ment, or its divisions.~~

13 (c) EXCEPT AS PROVIDED UNDER W.S. 35-9-124(a)(iii),
14 the council shall ~~act as an~~ HEAR appeals board ~~for the~~
15 ~~determination of~~ TO DETERMINE the suitability of alternate
16 materials and type of construction and ~~provide for reason-~~
17 ~~able interpretations of~~ TO INTERPRET and grant variances
18 from rules and regulations of the council.

19 ~~(d) Municipalities and counties enforcing local or~~
20 ~~state standards and requirements of W.S. 35-503 and 35-504~~
21 ~~may create their own appeals boards to be appointed and~~
22 ~~removed by the governing body of the municipality or~~

1 county.

2 ~~35-9-111. Vacancies. Any vacancy caused by the~~
3 ~~death, removal, resignation or disqualification of any~~
4 ~~appointed member of the council, shall be filled by the~~
5 ~~governor to serve for the unexpired term.~~

6 ~~35-9-112. Expenses of council and electrical licens-~~
7 ~~ing board members. Members of the council and electrical~~
8 ~~licensing board shall receive thirty dollars (\$30.00) per~~
9 ~~day as compensation for their services when actually~~
10 ~~engaged in the performance of their duties and receive~~
11 ~~travel expenses, per diem and mileage expense in the same~~
12 ~~manner and amount as employees of the state.~~

13 ~~35-9-113. Attorney general to advise council and~~
14 ~~licensing board. The attorney general shall be the legal~~
15 ~~advisor of the council and licensing board.~~

16 ~~35-9-114. Chief deputy fire marshal; duties; salary~~
17 ~~and expenses. The chief deputy fire marshal shall be~~
18 ~~subject to the direction of the state fire marshal and~~
19 ~~shall have all of the powers, rights, privileges and~~
20 ~~immunities granted unto the state fire marshal by law,~~
21 ~~subject always to the control and supervision herein pro-~~
22 ~~vided. The chief deputy fire marshal shall serve as the~~

1 ~~head of the fire prevention division. He shall be paid an~~
2 ~~annual salary as provided by the personnel division of the~~
3 ~~department of administration and fiscal control, shall be~~
4 ~~allowed per diem and mileage at the same rate paid to~~
5 ~~other state employees incurred in the discharge of his~~
6 ~~official duties, and shall give his entire time to the~~
7 ~~duties of his office.~~

8 ~~35-9-115. Construction of term state fire marshal.~~
9 ~~When reference is made to the state fire marshal it shall~~
10 ~~be construed to include the authorized division chiefs.~~

11 ~~35-9-116, 35-9-107. Duties and powers of state fire~~
12 ~~marshal.~~

13 (a) The state fire marshal shall;

14 (i) ESTABLISH ADMINISTRATIVE POLICY FOR THE
15 DEPARTMENT;

16 (ii) ENFORCE REGULATIONS PROMULGATED BY THE
17 COUNCIL;

18 (iii) Implement fire safety programs in the
19 state designed to minimize fire hazards and disasters and
20 loss of life and property from these causes. These pro-
21 grams are to SHALL include; ~~but are not limited to the~~

1 (A) Establishment and enforcement of
2 fire safety and safety practices throughout the state;⁷

3 (B) Preventive inspection and corrective
4 activities;⁷

5 (C) Coordination of fire safety programs
6 with volunteer and paid fire companies, and other state
7 agencies and political subdivisions; ~~exercising enforce-~~
8 ~~ment-aspects, and~~

9 (D) Critical analysis and evaluation of
10 ~~Wyoming~~ fire loss statistics ~~for determination of~~ TO
11 DETERMINE problems and solutions; + AND

12 (E) COORDINATION, DEVELOPMENT AND IMPLE-
13 MENTATION OF TRAINING PROGRAMS DESIGNED TO ASSIST FIRE
14 FIGHTERS IN ALL PLACES OF FIRE PREVENTION AND SUPPRESSION
15 ACTIVITIES EXCEPT THE WILD LAND FIRE PROGRAM IMPLEMENTED
16 BY THE STATE FORESTER.

17 (iv) INSPECT EACH STATE OWNED BUILDING ANNU-
18 ALLY AND REQUIRE CONFORMANCE TO THE MINIMUM STANDARDS OF
19 FIRE PREVENTION, FIRE PROTECTION AND PUBLIC SAFETY;

20 (v) INSPECT FACILITIES OR INSTALLATIONS UPON
21 REQUEST BY THE OWNER. THE DEPARTMENT MAY CHARGE REASON-

1 ABLE FEES NOT EXCEEDING THE COST OF THE INSPECTION;

2 (vi) UPON REQUEST, ASSIST THE CHIEF OF A FIRE
3 COMPANY OR DEPARTMENT, A FIRE MARSHAL OR OTHER STATE AGEN-
4 CIES IN FIRE PREVENTION MATTERS; AND

5 (vii) KEEP A RECORD OF ALL FIRES WHICH OCCUR
6 IN THE STATE, INCLUDING THE ORIGIN, FACTS, STATISTICS AND
7 CIRCUMSTANCES OF THE FIRE DETERMINED BY INVESTIGATION
8 UNDER THIS ACT. THE RECORD, EXCEPT FOR TESTIMONY GIVEN IN
9 THE EXAMINATION, SHALL BE OPEN FOR PUBLIC INSPECTION AT
10 ALL TIMES.

11 ~~(b) The state fire marshal shall review building~~
12 ~~construction plans and plans for remodeling over twenty~~
13 ~~five percent (25%) of the value of the structure for all~~
14 ~~buildings or other structures owned or leased by the state~~
15 ~~or local governmental entities and all other buildings~~
16 ~~over five thousand (5,000) square feet of total floor area~~
17 ~~including basement if any, intended for access by the gen-~~
18 ~~eral public and all buildings intended for use as a child~~
19 ~~care center housing more than eleven (11) children, public~~
20 ~~bar, public lounge, restaurant, night club, lodge hall,~~
21 ~~theatre, church or public meeting place regardless of size~~
22 ~~as to their adequacy respecting fire safety considerations~~
23 ~~and efficient energy usage. If the state fire marshal~~

1 ~~does not notify the sender in writing of violations in the~~
2 ~~plans of fire or electrical safety standards within~~
3 ~~twenty-one (21) working days after receipt of the plans,~~
4 ~~they shall be considered approved as submitted. After~~
5 ~~receipt of the corrected plans, the state fire marshal~~
6 ~~shall have ten (10) working days to review. Only the~~
7 ~~corrections made to the violations cited in the initial~~
8 ~~review shall be subject to review. The corrected plans~~
9 ~~shall be considered approved if the fire marshal fails to~~
10 ~~act on them within ten (10) working days. When construc-~~
11 ~~tion is completed and prior to occupancy the state fire~~
12 ~~marshal may, upon request of the owner, inspect to deter-~~
13 ~~mine if the building conforms with the requirement of the~~
14 ~~plan review.~~

15 ~~(c) No person shall be required to make changes or~~
16 ~~be denied a permit or certificate of occupancy for any new~~
17 ~~building, if the building is under construction or con-~~
18 ~~structed in accordance with plans reviewed and approved~~
19 ~~pursuant to this section. If a violation is found by the~~
20 ~~department, the department shall notify the property owner~~
21 ~~of the violation at the time the permit or certificate of~~
22 ~~occupancy is issued.~~

23 (b) THE STATE FIRE MARSHAL MAY:

1 (i) ENFORCE STATE LAWS NOT OTHERWISE ENFORCE-
2 ABLE BY ANOTHER STATE AGENCY CONCERNING:

3 (A) THE PREVENTION OF FIRE;

4 (B) THE STORAGE, SALE AND USE OF AN
5 EXPLOSIVE, COMBUSTIBLE OR OTHER DANGEROUS ARTICLE IN
6 SOLID, LIQUID OR GAS FORM;

7 (C) THE INSTALLATION AND MAINTENANCE OF
8 EQUIPMENT OF ALL SORTS INTENDED FOR FIRE CONTROL, DETEC-
9 TION AND EXTINGUISHMENT;

10 (D) THE SUPPRESSION OF ARSON AND
11 INVESTIGATION OF FIRE AND EXPLOSIONS.

12 (ii) INSPECT PUBLIC, BUSINESS OR INDUSTRIAL
13 BUILDINGS AND REQUIRE CONFORMANCE TO STANDARDS OF PREVEN-
14 TION AND SAFETY AND OF USES OF PREMISES AS PROMULGATED BY
15 THE UNIFORM FIRE CODE, UNIFORM BUILDING CODE AND UNIFORM
16 MECHANICAL CODE;

17 (iii) DEPUTIZE A MEMBER OF A FIRE DEPARTMENT
18 WHO IS APPROVED BY THE CHIEF OF HIS DEPARTMENT AND IS
19 QUALIFIED TO INSPECT, INVESTIGATE AND CARRY OUT ORDERS FOR
20 THE STATE FIRE MARSHAL UNDER THE RULES ADOPTED BY THE
21 COUNCIL;

1 (iv) EMPLOY PERSONNEL NECESSARY FOR THE EFFI-
2 CIENT PERFORMANCE OF ASSIGNED DUTIES.

3 ~~(d) (c)~~ The state fire marshal shall not have the
4 authority to interfere with the hook-up of a utility to a
5 new or remodeled building either during construction or
6 after construction is completed.

7 ~~35-9-117. Inspection of state, public, etc., build-~~
8 ~~ings.~~

9 ~~(a) The state fire marshal shall make at least one~~
10 ~~inspection during every year, of each state institution,~~
11 ~~and submit a copy of the report to the state board of~~
12 ~~charities and reform with recommendations in regard to~~
13 ~~fire prevention, fire protection and to the public safety.~~

14 ~~(b) The state fire marshal may inspect public, busi-~~
15 ~~ness or industrial buildings and require conformance to~~
16 ~~standards of prevention and safety and of use of premises~~
17 ~~as promulgated by the Uniform Fire Code and Uniform Build-~~
18 ~~ing Code.~~

19 35-9-108. Plan review; procedure; fees.

20 (a) PRIOR TO BEGINNING WORK, THE OWNER SHALL SUBMIT
21 TO THE STATE FIRE MARSHAL AND THE STATE FIRE MARSHAL SHALL

1 REVIEW FOR FIRE AND ELECTRICAL SAFETY CONSIDERATIONS AND
2 EFFICIENT ENERGY USAGE ALL PLANS FOR CONSTRUCTION OR
3 REMODELING, IF THE COST OF REMODELING EXCEEDS TWENTY-FIVE
4 PERCENT (25%) OF THE MARKET VALUE OF THE STRUCTURE OR FIVE
5 THOUSAND DOLLARS (\$5,000.00), WHICHEVER IS LESS, OF:

6 (i) BUILDINGS OR STRUCTURES OWNED OR LEASED BY
7 THE STATE OR LOCAL GOVERNMENTAL ENTITIES;

8 (ii) PUBLIC BUILDINGS OVER FIVE THOUSAND
9 (5,000) SQUARE FEET OF TOTAL FLOOR AREA INCLUDING BASE-
10 MENT;

11 (iii) MULTI-STORY PUBLIC BUILDINGS;

12 (iv) BUILDINGS INTENDED FOR USE AS CHILD CARE
13 CENTERS HOUSING MORE THAN ELEVEN (11) CHILDREN;

14 (v) PUBLIC BARS, PUBLIC LOUNGES, RESTAURANTS,
15 NIGHT CLUBS, LODGE HALLS, THEATERS, CHURCHES OR PUBLIC
16 MEETING PLACES REGARDLESS OF SIZE.

17 (b) IF THE STATE FIRE MARSHAL DOES NOT NOTIFY THE
18 SENDER IN WRITING OF VIOLATIONS OF THE FIRE OR ELECTRICAL
19 SAFETY STANDARDS WITHIN TWENTY-ONE (21) WORKING DAYS OF
20 RECEIVING THE PLANS, THEY ARE APPROVED AS SUBMITTED.

21 (c) PLANS WHICH ARE DISAPPROVED MAY BE CORRECTED AND

1 RESUBMITTED. THE STATE FIRE MARSHAL SHALL REVIEW ONLY THE
2 CORRECTIONS MADE IN RESPONSE TO THE VIOLATIONS CITED IN
3 THE INITIAL REVIEW. IF THE STATE FIRE MARSHAL DOES NOT
4 NOTIFY THE SENDER IN WRITING OF VIOLATIONS OF THE FIRE AND
5 ELECTRICAL SAFETY STANDARDS WITHIN TEN (10) WORKING DAYS
6 OF RECEIVING THE CORRECTED PLANS, THEY ARE APPROVED AS
7 SUBMITTED.

8 (d) THE DEPARTMENT SHALL COLLECT THE FOLLOWING FEES
9 FOR PLAN REVIEWS:

10	<u>TOTAL VALUATION OF CONSTRUCTION</u>	<u>PLAN REVIEW FEE</u>
11	\$1.00 TO \$1,000.00	EXEMPT
12	\$1,001.00 TO \$2,000.00	\$5.00
13	\$2,001.00 TO \$25,000.00	\$13.00 FOR THE FIRST
14		\$2,000.00 PLUS \$2.65
15		FOR EACH ADDITIONAL
16		\$1,000.00 OR FRACTION
17		THEREOF.
18	\$25,001.00 TO \$50,000.00	\$72.80 FOR THE FIRST
19		\$25,000.00 PLUS \$1.95
20		FOR EACH ADDITIONAL
21		\$1,000.00 OR FRACTION
22		THEREOF.
23	\$50,001.00 TO \$100,000.00	\$121.55 FOR THE FIRST

1		\$50,000.00 PLUS \$1.30
2		FOR EACH ADDITIONAL
3		\$1,000.00 OR FRACTION
4		THEREOF.
5	\$100,001.00 TO \$500,000.00	\$186.55 FOR THE FIRST
6		\$100,000.00 PLUS \$.98
7		FOR EACH ADDITIONAL
8		\$1,000.00 OR FRACTION
9		THEREOF.
10	\$500,001.00 AND UP	\$578.55 FOR THE FIRST
11		\$500,000.00 PLUS \$.65
12		FOR EACH ADDITIONAL
13		\$1,000.00 OR FRACTION
14		THEREOF.

15 (e) THERE SHALL BE NO PLAN REVIEW FEE FOR PUBLICLY
16 OWNED BUILDINGS.

17 (f) PRIOR TO OCCUPANCY THE STATE FIRE MARSHAL MAY
18 INSPECT A BUILDING TO DETERMINE CONFORMANCE WITH THE
19 REQUIREMENTS OF THE PLAN REVIEW.

20 (g) NO PERSON SHALL BE DENIED A PERMIT OR CERTIF-
21 ICATE OF OCCUPANCY FOR ANY NEW BUILDING IF THE BUILDING IS
22 UNDER CONSTRUCTION OR CONSTRUCTED IN ACCORDANCE WITH PLANS
23 APPROVED UNDER THIS SECTION. IF A VIOLATION IS FOUND BY

1 THE DEPARTMENT, THE DEPARTMENT SHALL NOTIFY THE OWNER AT
2 THE TIME THE PERMIT OR CERTIFICATE OF OCCUPANCY IS ISSUED.
3 A PERSON MAY BE REQUIRED TO CORRECT VIOLATIONS DISCOVERED
4 AFTER FINAL PLAN REVIEW APPROVAL ONLY IF THE VIOLATION
5 COULD NOT REASONABLY HAVE BEEN DISCOVERED BY REVIEWING THE
6 PLANS.

7 (h) NOTHING IN THIS SECTION SHALL APPLY TO MUNICI-
8 PALITIES OR COUNTIES WHICH HAVE RECEIVED ENFORCEMENT
9 AUTHORITY FOR FIRE SAFETY STANDARDS UNDER W.S. 35-9-121.

10 ~~35-9-118, 35-9-109. Investigation of fires; notifica-~~
11 ~~tion to fire marshal; powers of fire marshal.~~

12 (a) The ~~state fire marshal or the~~ chief of the fire
13 department of each A city, town, or fire district ~~in the~~
14 ~~state of Wyoming~~ shall investigate the cause, origin and
15 circumstances of each fire occurring in ~~each~~ THE city,
16 town, or district by which property ~~of a value~~ HAS BEEN
17 DESTROYED OR DAMAGED in excess of five hundred dollars
18 (\$500.00), ~~has been destroyed or damaged, and shall make~~
19 ~~an investigation to determine whether the fire was the~~
20 ~~result of carelessness or design.~~ The investigation shall
21 be commenced within two (2) days, ~~not including Sunday~~
22 ~~if the fire occurred on that day, and~~ The state fire mar-
23 shal may ~~superintend and~~ direct the investigation, ~~if he~~

1 ~~deems-it-necessary.~~

2 (b) The officer ~~making-an-investigation-of~~ INVESTI-
3 GATING a fire ~~occurring-in-a-city,-town,-or-fire-district~~
4 shall notify the state fire marshal and within one (1)
5 week of the ~~occurrence-of-the~~ fire shall furnish him a
6 written statement of all facts relating to its cause and
7 origin, and ~~such~~ other information ~~as~~ required by forms
8 provided by the state fire marshal.

9 (c) The state fire marshal may ~~at-any-time~~ investi-
10 gate ~~as-to~~ the origin or circumstances of any fire or
11 explosion or any attempt to cause a fire or explosion,
12 ~~occurring-in-the-state.~~

13 (d) ~~The-state-fire-marshal-shall-have-the-authority~~
14 ~~at-all-times-of-the-day-or-night,~~ In performance of PER-
15 FORMING the duties imposed by ~~the-provisions-of~~ this act,
16 ~~to~~ THE STATE FIRE MARSHAL MAY:

17 (i) Enter upon and examine any building or
18 premises where any fires or attempt to cause fires shall
19 have occurred; ~~or-which-at-the-time-may-be-burning,-and~~
20 ~~also-the-power-to~~

21 (ii) Enter upon ~~at-any-time~~ any building adja-
22 cent to that in which the A fire or attempt to cause fires

1 A FIRE occurred; ~~7 should he deem it necessary in the~~
2 ~~proper discharge of his duties. He also say~~ AND

3 (iii) Take full control and custody of the
4 buildings and premises, ~~and place such person in charge~~
5 ~~thereof as he may deem proper,~~ until his examination and
6 investigations ~~shall be~~ ARE completed.

7 ~~35-9-119, 35-9-110. Same: testimony: subpoena:~~
8 ~~arrest.~~

9 (a) ~~If, in his opinion, further investigation is~~
10 ~~necessary,~~ The state fire marshal shall MAY take or ~~cause~~
11 ~~to be taken the~~ testimony on UNDER oath of ~~all persons~~
12 ~~supposed to be cognizant of any facts, or to have means of~~
13 ~~knowledge in relation to the matter concerning which an~~
14 ~~examination is required by law to be made,~~ and cause such
15 THE testimony to be reduced to writing.

16 (b) ~~And when in his judgment such~~ THE examination
17 discloses that ~~the~~ A fire or explosion was of incendiary
18 origin, the state fire marshal may arrest the supposed
19 incendiary or cause him to be arrested and charged with
20 the crime, ~~7 and~~ THE STATE FIRE MARSHAL shall transmit a
21 copy of the testimony ~~so taken~~ to the district attorney
22 for the county ~~wherein said~~ WHERE THE fire, or explosion

1 or attempt to ~~cause fire or explosion~~ occurred.

2 (c) The state fire marshal ~~shall have power to~~ MAY;

3 (i) Subpoena witnesses and compel their
4 attendance before him; ~~to testify in relation to any mat-~~
5 ~~ter which is, by provision of this act, a subject of~~
6 ~~inquiry and investigation by the state fire marshal, and~~
7 ~~shall also have power to~~

8 (ii) Cause to be produced before him such
9 papers as he ~~may require~~ REQUIRES in making the exami-
10 nation; ~~The state fire marshal is hereby authorized to~~
11 AND

12 (iii) Administer oaths and affirmations to
13 persons appearing as witnesses before him; ~~false swear-~~
14 ~~ing in any matter or proceeding aforesaid shall be deemed~~
15 ~~perjury and shall be punishable as such.~~ (d) ~~The state~~
16 ~~fire marshal may deputize a member of any fire department,~~
17 ~~duly organized and operating in this state, who is~~
18 ~~approved by the chief of his department and is properly~~
19 ~~qualified to act as his deputies for the purpose of making~~
20 ~~such inspections and investigations and carrying out such~~
21 ~~orders as set forth under the rules and regulations~~
22 ~~presulgated by the council.~~

1 ~~35-9-120. Deputy state fire marshals authorized.~~
2 ~~The state fire marshal shall have the authority to desig-~~
3 ~~nate part-time deputies from volunteer or paid fire~~
4 ~~departments to act as deputy fire marshals within the~~
5 ~~limits as set forth under the rules and regulations~~
6 ~~promulgated by the council. Where there is no legally~~
7 ~~designated fire marshal in a county or municipal corpora-~~
8 ~~tion, the state fire marshal shall carry out the provi-~~
9 ~~sions of this act herein.~~

10 ~~35-9-121. Fire marshal to enforce law, other powers~~
11 ~~and duties.~~

12 ~~(a) The state fire marshal shall have the authority~~
13 ~~to enforce all laws of the state having to do with:~~

14 ~~(i) The prevention of fire;~~

15 ~~(ii) The storage, sale and use of any explo-~~
16 ~~sive, combustible or other dangerous article in solid,~~
17 ~~liquid or gas form;~~

18 ~~(iii) The installation and maintenance of~~
19 ~~equipment of all sorts intended for fire control, detec-~~
20 ~~tion and extinguishment;~~

21 ~~(v) The suppression of arson and investigation~~

1 ~~of fire and explosions;~~

2 ~~(vi) The state fire marshal shall assist any~~
3 ~~chief of any recognized fire company or department, or any~~
4 ~~legally designated fire marshal of a county or municipal~~
5 ~~corporation, or other state agencies in fire prevention~~
6 ~~matters, upon request;~~

7 ~~(vii) The state fire marshal shall enforce the~~
8 ~~regulations promulgated by the council;~~

9 ~~(ix) The state fire marshal shall have the~~
10 ~~authority to employ such other personnel as deemed neces-~~
11 ~~sary by him and the division chiefs for the efficient per-~~
12 ~~formance of assigned duties.~~

13 ~~(b) The state fire marshal shall delegate complete~~
14 ~~authority to municipalities or counties who apply to~~
15 ~~enforce local or state fire, energy efficiency, building~~
16 ~~and electrical safety standards. The state fire marshal~~
17 ~~shall notify the governing body of the municipality or~~
18 ~~county of minimum fire prevention, energy efficiency,~~
19 ~~building and electrical safety standards and requirements~~
20 ~~of W.S. 35-13-101 and 35-13-102 and transfer jurisdiction~~
21 ~~and authority by letter.~~

22 35-9-122, 35-9-111. Certain structures declared nui-

1 sance; repair or demolition; procedure.

2 (a) Any A building or other structure ~~which for want~~
3 ~~of proper repair, by reason of age, dilapidated condition,~~
4 ~~defective chimneys, defective gas connections, defective~~
5 ~~or poorly installed wiring and equipment, defective heat-~~
6 ~~ing apparatus or for any other cause or reason~~ IS A PUBLIC
7 NUISANCE IF IT is especially liable to fire and ~~which~~
8 ~~building or other structure is so situated as to endanger~~
9 ~~other~~ ENDANGERS PEOPLE, buildings and OR property in the
10 vicinity, ~~and is hereby declared to be a public nuisance.~~ If
11 the state fire marshal or the chief of a fire department
12 or fire district upon an examination or inspection, finds
13 that a building or other structure, ~~which for want of~~
14 ~~proper repair, by reason of age and dilapidated condition,~~
15 ~~defective or poorly installed electric wiring or equip-~~
16 ~~ment, defective chimneys, defective gas connections,~~
17 ~~defective heating apparatus or for any other cause or~~
18 ~~reason~~ is especially liable to fire, and ~~which building or~~
19 ~~other structure is so situated as to endanger other~~ ENDAN-
20 GERS PEOPLE, buildings or property in the vicinity, the
21 officer shall order the structure to be repaired, torn
22 down or demolished, all materials removed and all danger-
23 ous conditions remedied.

1 (b) The order shall be in writing, shall recite the
2 grounds therefor and shall be filed in the office of the
3 clerk of the district court of the county in which the
4 building or structure ~~so ordered to be altered, repaired~~
5 ~~or demolished~~ is situated, ~~and thereupon all further~~
6 ~~proceedings for the enforcement thereof shall be had in~~
7 ~~said court.~~ A copy of the order ~~filed as aforesaid~~ shall
8 be served IN ACCORDANCE WITH THE WYOMING RULES OF CIVIL
9 PROCEDURE upon the owner AND ANY OCCUPANTS of the building
10 or structure ~~so directed to be altered, repaired or demol-~~
11 ~~ished, together~~ with a written notice that the ~~same~~ ORDER
12 has been ~~so~~ filed and will be put in force unless the
13 owner, OR occupant ~~or tenant shall file~~ FILES HIS OBJEC-
14 TIONS OR ANSWER with the clerk of the ~~said~~ DISTRICT court
15 ~~his objections or answer thereto~~ within the time specified
16 ~~in section 35-436.23 of the statutes. If there is a tenant~~
17 ~~occupying the building, service shall also be made upon~~
18 ~~the occupant. Service shall be made upon the owner and~~
19 ~~occupant, if there is one, personally either within or~~
20 ~~without the state, but if the whereabouts of the owner is~~
21 ~~unknown and cannot be ascertained by the state fire mar-~~
22 ~~shal or the chief of a fire department or fire district by~~
23 ~~the exercise of reasonable diligence, then upon his filing~~
24 ~~in the office of the clerk of the district court his affi-~~

1 ~~devit to this effect, service of the notice upon the owner~~
2 ~~may be made by the clerk of the district court by publi-~~
3 ~~cation of the case in accordance with the Wyoming Rules of~~
4 ~~Civil Procedure for service of summons by publication in~~
5 ~~civil actions and by posting W.S. 35-9-112. A copy thereof~~
6 OF THE ORDER SHALL BE POSTED in a conspicuous place upon
7 the building or structure, ~~and the service so made shall~~
8 ~~be deemed to be complete upon the expiration of the publi-~~
9 ~~cation period. Proof of service of the notice shall be~~
10 ~~filed in the office of the clerk of the district court~~
11 ~~within five (5) days after completion of the service~~
12 ~~thereof.~~

13 ~~35-9-111, 35-9-112. Same: answer to notice or order.~~
14 WITHIN TWENTY (20) DAYS OF SERVICE OF AN ORDER UNDER W.S.
15 35-9-111(a) the owner of any building so condemned, or any
16 occupant or lessee upon whom such notice or order shall be
17 served, within twenty ~~(20)~~ days from the date such
18 service, as herein provided, OR OCCUPANT may file with the
19 clerk of the district court and serve upon the said coun-
20 cil ~~written objections to said order in the form of an~~
21 answer, denying the existence of any of the facts therein
22 ~~cited which he desires to controvert~~ ALLEGATIONS IN THE
23 ORDER. If no answer is so filed and served, ~~the owner and~~
24 ~~all other persons in interest shall be deemed to be in de-~~

1 ~~fault-and-thereupon~~ the court shall affirm the order of
2 condemnation and ~~direct-the-state-fire-marshal-or-the~~
3 ~~chief-of-a-fire-department-or-a-fire-district-to-proceed~~
4 ~~with-the-enforcement-thereof~~ FIX A TIME IN WHICH THE ORDER
5 SHALL BE ENFORCED. If an answer is filed and served, ~~as~~
6 ~~herein-provided,~~ the court shall hear and determine the
7 issues ~~so raised and-give-judgment-thereon as herein pro-~~
8 vided IN W.S. 35-9-113.

9 ~~35-9-124, 35-9-113. Same: hearing.~~ The court, Upon
10 application of the state fire marshal or the chief of a
11 fire department or ~~a-fire~~ district, THE COURT shall ~~make~~
12 ~~its order fixing a time-and-place-for-the hearing, which~~
13 ~~time-shall-be~~ within twenty (20) days from the date of the
14 filing of the answer, ~~or-as-soon-thereafter-as-the-matter~~
15 ~~may-be-heard.~~ If upon ~~trial~~ THE COURT SUSTAINS the order,
16 ~~is-sustained, judgment-shall-be-given-accordingly-and-a~~
17 ~~time~~ THE COURT shall ~~be-fixed~~ FIX A TIME within which the
18 ~~building-or-structure-shall-be-altered, destroyed-or~~
19 ~~repaired, as-the-case-may-be, in-compliance-with the~~
20 ~~order, but~~ SHALL BE ENFORCED, ~~Otherwise~~ the court shall
21 annul or set aside the order of condemnation.

22 ~~35-9-125, 35-9-114. Same: appeal.~~ An appeal from the
23 judgment of the district court may be taken by the owner

1 ~~OR OTHER PARTY IN INTEREST IN THE PROPERTY AND SHALL BE~~
2 ~~PERFECTED OCCUPANT IN ACCORDANCE WITH ANY RULES OF THE~~
3 ~~SUPREME COURT OF THE STATE OF WYOMING GOVERNING THE TAKING~~
4 ~~OF APPEALS FROM THE SEVERAL DISTRICT COURTS OF THE STATE~~
5 ~~OF WYOMING IN CIVIL ACTIONS~~ RULES OF APPELLATE PROCEDURE.

6 ~~35-9-126, 35-9-115. Same: sale of materials; expense~~
7 ~~a lien; disposition of proceeds.~~ If the owner or other
8 ~~party in interest~~ OCCUPANT fails to comply with the AN
9 order of condemnation ~~of a building or structure, as~~
10 ~~herein provided,~~ within the time fixed by the court, in
11 ~~case a trial is had therein, or has failed to appeal from~~
12 ~~the judgment,~~ then the state fire marshal or the chief of
13 a fire department or a ~~fire~~ district shall ~~proceed to~~
14 ~~cause~~ ALTER, REPAIR OR DEMOLISH the building or structure
15 ~~to be altered, repaired or demolished~~ in accordance with
16 ~~the directions contained in~~ the order. If a building or
17 structure is demolished in accordance with the order, ~~he~~
18 THE STATE FIRE MARSHAL OR THE CHIEF OF A FIRE DEPARTMENT
19 OR DISTRICT may ~~sell or~~ dispose of the salvaged materials
20 ~~therefrom~~ at public auction upon five (5) days posted
21 notice. He shall keep an accurate account of the expenses
22 incurred in carrying out the order, ~~and HE shall credit~~
23 ~~thereon the proceeds of any salvage sale, and shall~~ report
24 his action ~~thereon with~~ AND PRESENT a statement of

1 ~~expenses, or balance thereof,~~ the expenses incurred by him
2 and the amount, ~~if any,~~ received from the ANY salvage
3 sale, to the court for approval and allowance. The court
4 shall examine, correct if necessary and allow the expense
5 account. The amount allowed constitutes a lien against the
6 real estate on which the building or structure is or was
7 situated and if the amount ~~thereof~~ is not paid by the
8 owner or ~~other party in interest~~ OCCUPANT within six (6)
9 months after the amount has been examined and approved by
10 the court, ~~as aforesaid,~~ the real estate shall be sold
11 under ~~proper~~ COURT order ~~of court~~ by the COUNTY sheriff ~~of~~
12 ~~the county in which situated~~ in the manner provided by law
13 for the sale of real estate upon execution. The proceeds
14 of the sale shall be paid into the state treasury. If the
15 amount received as salvage or on sale exceeds the expense
16 incurred by the state fire marshal or the chief of a THE
17 fire department or ~~fire~~ district, the court shall direct
18 the payment of the surplus to the previous owner for his
19 use and benefit.

20 ~~35-9-127, 35-9-116. Removal of combustible material;~~
21 ~~remedy of flammable conditions.~~ If the state fire marshal
22 or THE chief of ~~any~~ A fire department or ~~fire~~ district ~~in~~
23 ~~the state of Wyoming~~ finds in ~~any building or premises~~
24 ~~subject to their inspection any~~ combustible materials or

1 flammable conditions or fire hazards IN A BUILDING OR ON
2 PREMISES SUBJECT TO AN INSPECTION AND THE MATERIALS OR
3 CONDITIONS ARE dangerous to the safety of the buildings,
4 premises or ~~to the~~ public, the officer shall order the
5 ~~material, conditions or hazards~~ MATERIALS to be removed or
6 CONDITIONS remedied. The order shall be in writing and
7 ~~directed generally to~~ SHALL BE SERVED UPON the owner,
8 lessee, agent or occupant, ~~of the building or premises,~~
9 ~~and any owner, lessee, agent or occupant upon whom a~~
10 ~~notice~~ A PERSON WHO is served, ~~who~~ AND fails to comply
11 ~~therewith~~ within twenty-four (24) hours ~~thereafter~~ AFTER
12 SERVICE, unless the order prescribes a longer time, is
13 guilty of a misdemeanor, and ~~The~~ material may be removed
14 or ~~dangerous~~ THE condition corrected at the expense of ~~the~~
15 ~~owner of the building or premises or at the expense of the~~
16 ANY person ~~upon whom service is made, or both~~ SERVED. The
17 state fire marshal or THE chief of ~~any~~ A fire department
18 or fire district ~~in the state of Wyoming~~ may maintain all
19 ~~necessary~~ actions for the recovery ~~thereof~~ OF THE
20 EXPENSES. IN THE EVENT OF A HAZARD OF IMMEDIATE LIFE
21 THREATENING SEVERITY, THE STATE FIRE MARSHAL OR THE CHIEF
22 OF A FIRE DEPARTMENT OR DISTRICT MAY ORDER EVACUATION OF A
23 BUILDING OR AREA AND MAY IMPLEMENT EMERGENCY MEASURES TO
24 PROTECT LIFE AND PROPERTY AND TO REMOVE THE HAZARD.

1 ~~35-9-128, 35-9-117. Same: appeal to council. If the~~
2 AN owner or occupant ~~deems himself~~ aggrieved by an order
3 of an officer under ~~the preceding section, he~~ W.S.
4 ~~35-9-116~~ may appeal to the council within forty-eight (48)
5 hours, ~~and~~ The cause of the complaint shall ~~at once~~ be
6 investigated IMMEDIATELY by direction of the council.
7 Unless the order is revoked by the council, it shall
8 remain in force and the owner or occupant shall comply.

9 ~~35-9-129, 35-9-118. Exceptions. (a) Any person, firm~~
10 ~~or corporation violating W.S. 35-436.1 through 35-436.31~~
11 ~~is guilty of a misdemeanor, and each such person shall be~~
12 ~~deemed guilty of a separate offense for each and every day~~
13 ~~or portion thereof during which any violation of W.S.~~
14 ~~35-436.1 through 35-436.31 is committed, continued or per-~~
15 ~~mitted, and upon conviction such person shall be punish-~~
16 ~~able by a fine of not more than three hundred dollars~~
17 ~~(\$300.00) or by imprisonment for not more than ninety (90)~~
18 ~~days, or both. (b) Violators of any provision of this act~~
19 ~~may also be enjoined or ousted from the continuing of the~~
20 ~~violation by proceedings brought by the district attorney~~
21 ~~for the proper county or by the attorney general, regard-~~
22 ~~less of whether criminal proceedings have been instituted.~~
23 ~~(c)~~

1 (a) W.S. 35-436-1 35-9-106 through 35-436-31
2 35-9-117 do not apply to: ~~installations-en~~

3 (i) Farms or ranches of forty (40) acres or
4 more on deeded land;7

5 (ii) County memorial hospitals, hospital dis-
6 tricts, private hospitals and other health care facili-
7 ties;7

8 (iii) Mines or their appurtenant facilities,
9 oil field operations, petroleum refineries,--E.P. AND
10 LIQUEFIED PETROLEUM gas (~~prepane~~) facilities;7

11 (iv) Railway shops, railway buildings7 (except
12 those used for public assembly, cafeterias, dormitories,
13 etc.), rolling stock7 and locomotive equipment;7

14 (v) Automotive equipment employed by a
15 railway, gas, electric or communication utility in the
16 exercise of its function as a public utility. The--term
17 "appurtenant-facilities"--shall-not-include-other-buildings
18 or--equipment--such--as-dormitories7-cafeterias7-assembly7
19 etc.

20 (b) NOTHING IN THIS SECTION PROHIBITS THE STATE FIRE
21 MARSHAL FROM ASSISTING, UPON REQUEST, AN OWNER OR OPERATOR

1 OF PROPERTY LISTED IN SUBSECTION (a) OF THIS SECTION.

2 ~~35-9-130. Records to be maintained; inspection. The~~
3 ~~state fire marshal shall keep in his office a record of~~
4 ~~all fires occurring in the state, the origin of such~~
5 ~~fires, and all facts, statistics and circumstances relat-~~
6 ~~ing thereto which have been determined by investigation~~
7 ~~under the provisions of this act. Except the testimony~~
8 ~~given upon an investigation, the record shall be open at~~
9 ~~all times to public inspection.~~

10 ~~35-9-131. Report to council and governor. The state~~
11 ~~fire marshal shall make an annual report containing a~~
12 ~~detailed statement of his official actions and the trans-~~
13 ~~actions of his department to the council. The council~~
14 ~~shall submit the report to the governor with such recom-~~
15 ~~mendations and comments thereon as it may deem necessary.~~

16 ~~35-9-132, 35-9-119. Duties of chief electrical~~
17 ~~inspector. (a) The chief electrical inspector shall serve~~
18 ~~as head of the electrical safety division. He shall be~~
19 ~~paid an annual salary provided by the personnel division~~
20 ~~of the department of administration and fiscal control. He~~
21 ~~shall be allowed per diem and mileage at the same rate~~
22 ~~paid to other state employees incurred in the discharge of~~
23 ~~his official duties, and shall give his entire time to the~~

1 ~~duties of his office. (b)~~

2 (a) The chief electrical inspector ~~is responsible~~
3 ~~for~~ SHALL:

4 (i) ~~The enforcement of~~ ENFORCE the minimum
5 requirements for electrical installations ~~within the state~~
6 ~~except for these cities, towns and counties~~ IN LOCALITIES
7 which have ~~elected to enforce the requirements of the~~
8 ~~National Electrical Code within their jurisdictions~~
9 RECEIVED ENFORCEMENT AUTHORITY FOR ELECTRICAL SAFETY STAND-
10 DARDS UNDER W.S. 35-9-121; and ~~(ii) Licensing of all elec-~~
11 ~~trical contractors, master electricians and journeymen~~
12 ~~electricians. (c) The chief electrical inspector shall~~
13 ~~collect fees only for inspections performed not to exceed~~
14 ~~those specified in W.S. 35-9-140 (b). (d) The chief elec-~~
15 ~~trical inspector shall~~

16 (ii) Aid cities, towns, counties, electrical
17 contractors, electricians and inspectors in their under-
18 standing of the National Electrical Code; ~~(c) The chief~~
19 ~~electrical inspector is responsible for making interpre-~~
20 ~~tations of~~

21 (iii) DISTRIBUTE COPIES OF THE NATIONAL ELEC-
22 TRICAL CODE AT COST;

1 (iv) INTERPRET the National Electrical Code;
2 ~~and is responsible for the supervision of all~~

3 (v) SUPERVISE deputy electrical inspectors.

4 ~~35-9-132. -- Definitions.~~

5 ~~(a) The term "master electrician" means a person hav-~~
6 ~~ing at least four (4) years practical experience in the~~
7 ~~electrical wiring industry with technical knowledge to~~
8 ~~properly plan, lay out, and supervise the physical~~
9 ~~installation and repair of wiring apparatus and equipment~~
10 ~~for electric light, heat, power, and other purposes in~~
11 ~~accordance with the National Electrical Code, and, where~~
12 ~~applicable, city ordinances.~~

13 ~~(b) The term "journeyman electrician" means a person~~
14 ~~having at least four (4) years experience in the elec-~~
15 ~~trical wiring industry with technical knowledge to wire~~
16 ~~for, supervise, install, and repair electrical apparatus~~
17 ~~and equipment for light, heat, power, and other purposes,~~
18 ~~in accordance with the National Electrical Code and, where~~
19 ~~applicable, city ordinances.~~

20 ~~(c) The term "electrical contractor" means any~~
21 ~~person, firm, copartnership, corporation, association, or~~

1 ~~combination thereof, who contracts or offers to contract~~
2 ~~for another the planning, laying out, supervising, and~~
3 ~~installing or the making of additions, alterations, and~~
4 ~~repairs in the installation or wiring apparatus and equip-~~
5 ~~ment for electric light, heat, and power for compensation.~~
6 ~~Such contractor shall be or employ a master electrician.~~
7 ~~Any person who only plans or designs electrical installa-~~
8 ~~tions need not be classed as an electrical contractor.~~

9 ~~(d) The term "apprentice electrician" means any~~
10 ~~person with insufficient qualifications to be a journeyman~~
11 ~~electrician and who is hired by a licensed electrical con-~~
12 ~~tractor to assist a journeyman or master electrician.~~
13 ~~Every electrical contractor shall notify the chief elec-~~
14 ~~trical inspector in writing of the name and address of~~
15 ~~each apprentice electrician employed by him, and the date~~
16 ~~of employment or termination of employment within ten (10)~~
17 ~~days of the action. Only licensed journeymen and master~~
18 ~~electricians shall supervise apprentice electricians and~~
19 ~~no journeyman or master electrician shall supervise more~~
20 ~~than two (2) apprentice electricians at any time.~~

21 35-9-134, 35-9-120. Minimum requirements for elec-
22 trical installations; inspections; fees.

23 (a) The installation of electric conductors and

1 equipment ~~including wiring~~ in or on buildings, mobile
2 homes and premises ~~including the conductors that connect~~
3 ~~the installations to a supply of electricity~~ shall be made
4 subject to the APPLICABLE minimum requirements of the
5 National Electrical Code. ~~The chief electrical inspector~~
6 ~~shall distribute copies of the National Electrical Code to~~
7 ~~any interested person at cost and shall institute programs~~
8 ~~to educate and inform electricians and electrical contrac-~~
9 ~~tors as to minimum standards required by law.~~

10 (b) State THE CHIEF electrical inspectors ~~shall~~
11 INSPECTOR AND HIS DEPUTIES;

12 (i) Have the right of ingress or egress to all
13 buildings or other structures owned or leased by the state
14 or local governmental entities during reasonable working
15 hours ~~for the purpose of making~~ TO MAKE electrical inspec-
16 tions; ~~and the inspectors~~

17 (ii) May inspect any ~~other~~ building or struc-
18 ture;

19 (A) At the request of the owner thereof
20 or THE GENERAL OR ELECTRICAL CONTRACTOR INSTALLING THE
21 ELECTRICAL EQUIPMENT;

22 (B) With a search warrant issued by a

1 district court after a finding of probable cause that
2 there is a violation of state law regarding electrical
3 installations; + OR

4 (C) WITHIN SIX (6) MONTHS AFTER COMPLE-
5 TION OF THE INSTALLATION FOR WHICH AN ELECTRICAL WIRING
6 PERMIT WAS ISSUED.

7 (c) Electrical equipment or material shall not be
8 used ~~in the state of Wyoming~~ unless listed by Underwrit-
9 ers' Laboratories or ~~other~~ ANOTHER nationally recognized
10 safety testing laboratories ~~approved by~~ LABORATORY WHICH
11 the council. ~~The council shall adopt as criteria for~~
12 ~~approval of certain electrical equipment or material, the~~
13 ~~listing of the equipment or material by a nationally~~
14 ~~recognized safety testing laboratory properly~~ BOARD
15 APPROVES AS BEING equipped and qualified for experimental
16 testing, ~~7 inspection of runs or goods at boxes and~~
17 ~~service value determination through field inspections.~~

18 (d) THE FOLLOWING FEES SHALL APPLY FOR ANY REQUESTED
19 INSPECTION CONDUCTED BY THE CHIEF ELECTRICAL INSPECTOR OR
20 HIS DEPUTY AND SHALL BE PAID BY THE PERSON MAKING THE
21 REQUEST:

22 (i) EACH RESIDENTIAL UNIT \$ 10.00

1 PLUS \$.25 PER AMPERE RATING OF THE ELECTRICAL SERVICE;

2 (ii) MOBILE HOME SERVICES \$ 10.00

3 PLUS \$.25 PER AMPERE RATING OF MOBILE HOME;

4 (iii) TEMPORARY SERVICES \$ 10.00

5 EACH;

6 (iv) REMODELS OF RESIDENTIAL UNITS ... \$ 10.00

7 PLUS 1% OF THE VALUE OF ANY ELECTRICAL INSTALLATION
8 INCLUDED IN THE REMODEL;

9 (v) ALL OTHER ELECTRICAL INSTALLATIONS
10 \$ 10.00

11 PLUS \$.25 PER AMPERE RATING OF THE ELECTRICAL SERVICE;

12 (vi) REINSPECTIONS \$ 25.00

13 PLUS \$.10 PER AMPERE RATING OF THE ELECTRICAL SERVICE.

14 (e) INSPECTION FEES WILL NOT BE CHARGED FOR INSPEC-
15 TIONS MADE ON INSTALLATIONS THAT ARE NOT UNDER NEW CON-
16 STRUCTION OR REMODELING.

17 (f) NO PERSON SHALL INSTALL ELECTRICAL EQUIPMENT IN
18 NEW CONSTRUCTION OR REMODELING, IF THE REMODELING REQUIRES
19 A PUBLIC UTILITY TO CONNECT OR DISCONNECT AND RESTORE
20 ELECTRICAL POWER, OF A BUILDING, MOBILE HOME OR PREMISES
21 WITHOUT OBTAINING AN ELECTRICAL WIRING PERMIT. ELECTRICAL

1 WIRING PERMITS SHALL BE ISSUED BY THE CHIEF ELECTRICAL
2 INSPECTOR UPON REQUEST AND WITHOUT CHARGE. EACH PERMIT
3 SHALL EXPLAIN PROCEDURES AND COSTS FOR INSPECTIONS BY THE
4 CHIEF ELECTRICAL INSPECTOR. THIS SUBSECTION DOES NOT
5 APPLY TO MUNICIPALITIES AND COUNTIES GRANTED LOCAL
6 ENFORCEMENT AUTHORITY FOR ELECTRICAL SAFETY STANDARDS
7 UNDER W.S. 35-9-121 AND TO EXEMPT INSTALLATIONS UNDER W.S.
8 35-9-123 (a).

9 35-9-121. Local enforcement.

10 (a) THE STATE FIRE MARSHAL SHALL DELEGATE COMPLETE
11 AUTHORITY TO MUNICIPALITIES AND COUNTIES WHICH APPLY TO
12 ENFORCE AND INTERPRET LOCAL OR STATE FIRE, ENERGY EFFI-
13 CIENCY, BUILDING OR ELECTRICAL SAFETY STANDARDS. THE
14 STATE FIRE MARSHAL SHALL NOTIFY THE GOVERNING BODY OF THE
15 MUNICIPALITY OR COUNTY OF THE MINIMUM STANDARDS AND
16 REQUIREMENTS OF THIS ACT AND W.S. 35-13-101 AND 35-13-102
17 AND TRANSFER JURISDICTION AND AUTHORITY BY LETTER. NOTHING
18 IN THIS SECTION AFFECTS THE AUTHORITY OF THE STATE FIRE
19 MARSHAL OR CHIEF ELECTRICAL INSPECTOR REGARDING STATE
20 OWNED OR LEASED BUILDINGS.

21 (b) A MUNICIPALITY OR COUNTY WHICH HAS ENFORCEMENT
22 AUTHORITY UNDER THIS SECTION MAY CREATE ITS OWN APPEALS
23 BOARDS TO DETERMINE THE SUITABILITY OF ALTERNATE MATERIALS

1 AND TYPES OF CONSTRUCTION. THE BOARDS SHALL BE APPOINTED
2 AND REMOVED BY THE GOVERNING BODY OF THE MUNICIPALITY OR
3 COUNTY. THE COUNCIL ON FIRE PREVENTION, ELECTRICAL SAFETY
4 AND ENERGY EFFICIENCY IN BUILDINGS AND THE ELECTRICAL
5 BOARD SHALL SERVE AS APPEALS BOARDS FOR A MUNICIPALITY OR
6 COUNTY THAT HAS NOT CREATED AN APPEALS BOARD UNDER THIS
7 SUBSECTION.

8 DIVISION 3

9 ELECTRICAL LICENSING

10 ~~35-9-122. Chief electrical inspector responsible for~~
11 ~~licensing.~~ THE CHIEF ELECTRICAL INSPECTOR IS RESPONSIBLE
12 FOR LICENSING ELECTRICAL CONTRACTORS, MASTER ELECTRICIANS
13 AND JOURNEYMAN ELECTRICIANS AND SHALL PASS ON THE FITNESS
14 AND QUALIFICATIONS OF APPLICANTS FOR LICENSES.

15 ~~35-9-123. Electrical installations to be~~
16 ~~performed by licensed electricians; exceptions.~~

17 (a) ~~The installation of electrical wiring in every~~
18 ~~building, mobile home or premises in the state shall be~~
19 ~~done only by~~ licensed electrical contractors employing
20 master or journeymen electricians, or apprentice electri-
21 cians ~~under the direct supervision of~~ SUPERVISED BY a
22 master or journeyman electrician. ~~(b) The provisions of~~

1 ~~(a) shall not apply to~~ SHALL INSTALL ALL ELECTRICAL EQUIP-
2 MENT OTHER THAN ON:

3 (i) ~~Installations by persons on their own or~~
4 ~~leased~~ property including OWNED OR LEASED BY A PERSON WHEN
5 THE PERSON, HIS partner or A major stockholder of a family
6 corporation ~~if~~ OF WHICH HE IS A STOCKHOLDER IS INSTALLING
7 THE EQUIPMENT AND the property is not for immediate
8 resale;

9 (ii) Oil field operations, railroads, petro-
10 leum refineries, mines, and their appurtenant facilities;

11 (iii) A Gas, electric or communication ~~facil-~~
12 ~~ity in the exercise of its~~ FACILITIES EXERCISING THEIR
13 function as a public ~~utility~~ UTILITIES;

14 (iv) Cable-TV, A.M. or P.M. radio stations,
15 television stations and related services;

16 (v) FARMS OR RANCHES OF FORTY (40) ACRES OR
17 MORE ON DEEDED LAND.

18 ~~(a) (b)~~ Exceptions shall not apply to anyone who con-
19 tracts or subcontracts to or for any exempt person, part-
20 nership or corporation. ~~Low voltage wiring, sign wiring,~~
21 ~~elevator wiring and water well wiring may be installed by~~

1 ~~persons holding a limited license as provided by W.S.~~
2 ~~35-9-138(e).~~

3 ~~35-9-136, 35-9-124. Powers and duties of board;~~
4 ~~appeals.~~

5 (a) ~~The electrical inspector shall enforce the rules~~
6 ~~and regulations of the department regarding electrical~~
7 ~~installations and licensing of electrical contractors and~~
8 ~~electricians and the provisions of W.S. 35-9-101 through~~
9 ~~35-9-140. The electrical licensing board shall suspend or~~
10 ~~cancel the license of any licensee for flagrant violation~~
11 ~~of this act or rules and regulations formulated by the~~
12 ~~electrical licensing board. The electrical licensing board~~
13 ~~shall formulate such~~

14 (i) ~~ADOPT rules and regulations as necessary~~
15 ~~to carry out the provisions of this act and for exami-~~
16 ~~nation of applicants for license. The chief electrical~~
17 ~~inspector shall pass on the fitness and qualifications of~~
18 ~~applicants for licenses. TO IMPLEMENT W.S. 35-9-122~~
19 ~~THROUGH 35-9-130;~~

20 (ii) ~~REGARDING THE INSTALLATION OF ELECTRICAL~~
21 ~~EQUIPMENT AND ELECTRICAL SAFETY STANDARDS, HEAR APPEALS TO~~
22 ~~DETERMINE THE SUITABILITY OF ALTERNATE MATERIALS AND TYPE~~

1 OF CONSTRUCTION AND TO INTERPRET AND GRANT VARIANCES FROM
2 RULES AND REGULATIONS OF THE COUNCIL.

3 (b) Any applicant may appeal a decision of the chief
4 electrical inspector to the ~~electrical licensing board,~~
5 ~~and may appeal a decision of the council.~~

6 (c) THE BOARD SHALL SUSPEND OR CANCEL THE LICENSE OF
7 ANY LICENSEE FOR FLAGRANT VIOLATION OF THIS ACT OR THE
8 RULES AND REGULATIONS OF THE BOARD.

9 ~~(b) (d)~~ Any person, ~~firm or corporation~~ whose appli-
10 cation for a license is denied or whose license is sus-
11 pended, ~~or~~ cancelled OR REFUSED by the ~~electrical licens-~~
12 ~~ing board, or who is refused a license by the electrical~~
13 ~~licensing board~~ may appeal to the appropriate district
14 court.

15 ~~35-9-137, 35-9-125. Electrical contractor's license.~~
16 ~~Each electrical contractor shall,~~

17 (a) On or before ~~the first day of~~ July 1 of each
18 year, AN ELECTRICAL CONTRACTOR SHALL file with the chief
19 electrical inspector ~~of the state of Wyoming as~~ A LICENSE
20 application in writing for each ~~firm operated by him in~~
21 ~~Wyoming to obtain a license therefor. No license shall be~~
22 ~~issued until~~ OF HIS FIRMS. The applicant ~~seeks the~~

1 ~~requirements and has paid to the electrical licensing~~
2 ~~board a license~~ SHALL BE OR ACTIVELY EMPLOY A MASTER ELEC-
3 TRICIAN WHO IS NOT THE MASTER ELECTRICIAN OF RECORD FOR
4 ANY OTHER ELECTRICAL CONTRACTOR AND SHALL PAY THE fee as
5 ~~provided in section 35-436.40 of the statutes~~ REQUIRED BY
6 W.S. 35-9-129 for each firm operated by him. ~~All licenses~~
7 ~~shall bear~~ IF THE APPLICANT QUALIFIES, HE SHALL RECEIVE A
8 LICENSE WHICH BEARS the date of issue and ~~shall expire~~
9 EXPIRES on ~~the first day of~~ July 1 next following the date
10 of issue. ~~Every~~

11 (b) AN electrical contractor ~~licensed under the~~
12 ~~provisions of this act shall be~~ IS entitled to have RENEW
13 his license renewed for the ensuing year, ~~upon the expira-~~
14 ~~tion of his license, by the payment to the council of~~
15 PAYING the proper fee on or before the date of ~~expiration~~
16 ~~of the HIS license period EXPIRES.~~

17 35-9-129. 35-9-126. Licensing of master electricians
18 and journeymen electricians; temporary permits; reciprocal
19 licenses; master for only one contractor.

20 (a) ~~(i) All~~ APPLICANTS FOR master electricians ~~not~~
21 ~~being electrical contractors and all journeymen electri-~~
22 ~~cians performing work or intending to perform work for~~
23 ~~hire installing electric wiring or equipment to convey~~

1 ~~electric current, or installing apparatus to be operated~~
2 ~~by such current~~ ELECTRICIAN LICENSES shall ~~make applica-~~
3 ~~tion for a license~~ APPLY to the state CHIEF electrical
4 inspector. ~~The application shall be~~ on a form furnished by
5 the ~~state electrical~~ board and be accompanied by the
6 required examination fee. The form shall state the
7 applicant's full name, his address, the extent of his
8 experience, and ~~such~~ other information ~~as may be~~ required
9 by the ~~state electrical~~ board. ~~Upon applicant's complying~~
10 AN APPLICANT WHO COMPLIES with the rules ~~and requirements~~
11 ~~presulgated by~~ OF the ~~state electrical~~ board, ~~and, being~~
12 IS qualified, successfully completes the examination, ~~he~~
13 ~~shall pay to the state electrical board~~ AND PAYS the
14 required license fee ~~and, upon receipt thereof, he~~ shall
15 be issued the proper license by the CHIEF ELECTRICAL
16 inspector WHICH BEARS THE DATE OF ISSUE. ~~Any person~~
17 ~~serving a four (4) year electrician apprenticeship under~~
18 ~~the supervision of a licensed electrician is exempt from~~
19 ~~the licensing provision of this paragraph during training~~
20 A MASTER LICENSE SHALL EXPIRE ON JULY 1 IN THE THIRD YEAR
21 FOLLOWING THE YEAR OF ISSUE. A JOURNEYMAN LICENSE SHALL
22 EXPIRE ON JANUARY 1 IN THE THIRD YEAR FOLLOWING THE YEAR
23 OF ISSUE. Credit for the time spent in any electrical
24 school shall be given to the master electrician, OR jour-

1 neyman electrician-or-apprentice ELECTRICIANS for the time
2 spent in classes up to a total of two (2) years on the
3 ~~aferementioned--four--(4)--year--requirement;~~ EXPERIENCE
4 REQUIREMENTS.

5 ~~(ii)(b)~~ Each electrician licensed under ~~the provi-~~
6 ~~sions of~~ this act ~~shall be entitled, upon the expiration~~
7 ~~of his license, to a renewal thereof~~ MAY RENEW HIS LICENSE
8 by ~~the payment of~~ PAYING fifty percent (50%) of the proper
9 license fee to the ~~state electrical~~ board AND PROVIDING
10 PROOF OF ATTENDANCE AT NOT LESS THAN SIXTEEN (16) HOURS OF
11 TRAINING IN THE NATIONAL ELECTRIC CODE OR IN ADVANCES IN
12 THE ELECTRICAL INDUSTRY MEETING CRITERIA ESTABLISHED BY
13 THE BOARD on or before the date ~~of the expiration of~~ his
14 license EXPIRES. AN ELECTRICIAN WHO APPLIES FOR RENEWAL
15 OF HIS LICENSE WITHIN FORTY-FIVE (45) DAYS AFTER ITS
16 EXPIRATION AND IS OTHERWISE ENTITLED TO RENEWAL OF HIS LI-
17 CENSE SHALL HAVE HIS LICENSE RENEWED BY PAYING AN ADDI-
18 TIONAL FEE OF FIFTY DOLLARS (\$50.00).

19 ~~(b)(c)~~ The ~~state electrical~~ board shall issue tempo-
20 rary permits to engage in the work of a journeyman elec-
21 trician to ~~any applicant~~ A PERSON who APPLIES, furnishes
22 SATISFACTORY evidence ~~satisfactory to the board that he~~
23 ~~has the required~~ OF experience to qualify for the exami-

1 ~~nation herein provided and who makes necessary application~~
2 and pays the REQUIRED fee, ~~herein provided for upon appli-~~
3 ~~cation.~~ Temporary permits shall continue in effect not
4 longer than one hundred fifty (150) days and may be
5 revoked by the board at any time.

6 ~~(c) The state electrical board may issue a limited~~
7 ~~license to contractors not qualifying for an electrical~~
8 ~~contractor's license for the following purposes:~~

9 ~~(i) The installation of sound systems, burglar~~
10 ~~alarms, fire alarm systems and other low voltage systems~~
11 ~~of under ninety (90) volts;~~

12 ~~(ii) The installation of electrical signs not~~
13 ~~to extend past the lead side of the sign disconnect within~~
14 ~~sight;~~

15 ~~(iii) The installation of elevator wiring not~~
16 ~~to extend past the lead side of the elevator disconnect~~
17 ~~within sight of the controllers; and~~

18 ~~(iv) The installation of electrical wiring for~~
19 ~~water wells and irrigation systems not to extend past the~~
20 ~~lead side of the disconnect within sight of the~~
21 ~~controllers for the well or system.~~

1 ~~(d) These persons licensed under the provisions of~~
2 ~~(e) are subject to licensing requirements as determined by~~
3 ~~the electrical licensing board not to exceed the fees set~~
4 ~~forth in W.S. 35-9-140. These persons in business prior to~~
5 ~~January 1, 1980, who are required to be licensed under~~
6 ~~provisions of (e) shall be exempt from the licensing~~
7 ~~examination requirements.~~

8 ~~(e)~~ (d) The state electrical board may issue a recip-
9 rocal license to any applicant for a journeyman or master
10 electrician license if the applicant has obtained an out-
11 of-state or foreign license through an examination which
12 is equal to or exceeds the Wyoming journeyman or master
13 electrician's examination.

14 ~~(f)~~ (e) A master electrician shall be the master of
15 record for only one (1) contractor at one time.

16 35-9-127. Apprentice electricians. AN ELECTRICAL
17 CONTRACTOR MAY EMPLOY APPRENTICE ELECTRICIANS TO ASSIST A
18 JOURNEYMAN OR MASTER ELECTRICIAN. THE ELECTRICAL CONTRAC-
19 TOR SHALL NOTIFY THE CHIEF ELECTRICAL INSPECTOR IN WRITING
20 OF THE NAME AND ADDRESS OF EACH APPRENTICE ELECTRICIAN
21 EMPLOYED, AND THE DATE OF EMPLOYMENT OR TERMINATION OF
22 EMPLOYMENT WITHIN TEN (10) DAYS OF THE ACTION. A JOURNEY-
23 MAN OR MASTER ELECTRICIAN SHALL SUPERVISE EACH APPRENTICE

1 ELECTRICIAN. A JOURNEYMAN OR MASTER ELECTRICIAN SHALL NOT
2 SUPERVISE MORE THAN TWO (2) APPRENTICE ELECTRICIANS AT ANY
3 TIME.

4 35-9-128. Limited contractors license.

5 (a) THE BOARD MAY ISSUE A LIMITED LICENSE TO CON-
6 TRACTORS NOT QUALIFIED FOR AN ELECTRICAL CONTRACTOR'S LI-
7 CENSE FOR THE INSTALLATION OF:

8 (i) SOUND SYSTEMS, BURGLAR ALARMS, FIRE ALARM
9 SYSTEMS AND OTHER SYSTEMS UNDER NINETY (90) VOLTS;

10 (ii) ELECTRICAL SIGNS NOT TO EXTEND PAST THE
11 LOAD SIDE OF THE SIGN DISCONNECT WITHIN SIGHT;

12 (iii) ELEVATOR WIRING NOT TO EXTEND PAST THE
13 LOAD SIDE OF THE ELEVATOR DISCONNECT WITHIN SIGHT OF THE
14 CONTROLLERS; AND

15 (iv) ELECTRICAL WIRING FOR WATER WELLS AND
16 IRRIGATION SYSTEMS NOT TO EXTEND PAST THE LOAD SIDE OF THE
17 DISCONNECT WITHIN SIGHT OF THE CONTROLLERS FOR THE WELL OR
18 SYSTEM.

19 (b) PERSONS LICENSED UNDER THIS SECTION ARE SUBJECT
20 TO THE LICENSING REQUIREMENTS DETERMINED BY THE BOARD
21 INCLUDING FEES NOT EXCEEDING THOSE SET FORTH IN W.S.

1 35-9-129 AND MAY RENEW THEIR LICENSE IN THE SAME MANNER AS
2 AN ELECTRICAL CONTRACTOR.

3 ~~35-9-140~~35-9-129. Fees.

4 (a) The fees for licenses~~, as provided by this act,~~
5 shall be determined by the ~~electrical licensing~~ board and
6 ~~adopted as provided by law,~~ but shall not exceed: maximum
7 ~~amounts as follows:~~

8	(i) Contractor's license	\$200.00
9	(ii) Master electrician license	\$100.00
10	(iii) Journeyman electrician license	\$ 50.00
11	(iv) Working permit for journeyman	
12	electrician	\$ 25.00
13	(v) Examination fee	\$100.00
14	<u>(vi)</u> LIMITED CONTRACTOR'S LICENSE	\$ 25.00

15 ~~(b) The following fees shall apply for any inspec-~~
16 ~~tion conducted by the chief electrical inspector or his~~
17 ~~deputy:~~

18 ~~(i) Residential construction and extensive~~
19 ~~remodeling (based on enclosed living area), but not to~~

1 ~~include extensions to, or minor remodeling of existing~~
2 ~~installations.~~

3 ~~(A) Not more than 2,000 sq. ft. \$ 25.00~~

4 ~~(B) 2,000 sq. ft. and over \$ 35.00~~

5 ~~(C) Reinspections \$ 20.00~~

6 ~~(ii) All other fees shall be computed on the~~
7 ~~dollar value of the electrical installation, including~~
8 ~~fixtures and installation costs thereof, as follows:~~

9 ~~(A) More than \$50 but not more than \$150~~
10 ~~..... \$ 10.00~~

11 ~~(B) More than \$150 but not more than~~
12 ~~\$300 \$ 15.00~~

13 ~~(C) More than \$300 but not more than~~
14 ~~\$2,000 \$ 20.00~~

15 ~~(D) More than \$2,000 but not more than~~
16 ~~\$50,000 \$ 10.00~~
17 ~~per each \$1,000 valuation or fraction thereof;~~

18 ~~(E) More than \$50,000 but not more than~~
19 ~~\$500,000 \$ 100.00~~
20 ~~plus \$3 per each \$1,000 valuation or fraction thereof of~~

1 ~~total valuation;~~

2 ~~(P) More than \$500,000 \$ 250.00~~

3 ~~plus \$1 per each \$1,000 valuation or fraction thereof of~~
4 ~~total valuation.~~

5 ~~(c) State permits and inspection fees are not appli-~~
6 ~~cable to municipalities or counties which have elected to~~
7 ~~enforce the provisions of the Uniform Building Code and~~
8 ~~the National Electrical Code.~~

9 ~~(d) Inspection fees will not be charged for inspec-~~
10 ~~tions made on installations that are not under new con-~~
11 ~~struction or remodeling. Examples: Annual inspections of~~
12 ~~hospitals, schools, nursing homes, a person seeking assur-~~
13 ~~ance that his home or establishment does not present a~~
14 ~~safety hazard, a state owned or controlled facility.~~

15 ~~(e) The chief electrical inspector shall deposit all~~
16 ~~monies received by him from fees required by provision of~~
17 ~~this act with the state revenue department who shall place~~
18 ~~these monies into the general fund.~~

19 ~~(f) It shall be further provided that pursuant to~~
20 ~~the passage of this act there shall be an appropriation.~~

21 ~~35-9-129, 35-9-130. Criminal penalties; other rene-~~

1 dis.

2 (a) ~~Any A person or corporation violating any provi-~~
3 ~~sion of this act shall upon conviction thereof, if a~~
4 ~~person, be punished~~ WHO VIOLATES W.S. 35-9-101 THROUGH
5 35-9-130 COMMITS A MISDEMEANOR PUNISHABLE AS FOLLOWS:

6 (i) AN INDIVIDUAL, INCLUDING AN OFFICER OR
7 AGENT OF A CORPORATION OR ASSOCIATION WHO PARTICIPATES IN
8 OR IS AN ACCESSORY TO THE VIOLATION MAY BE PUNISHED by a
9 fine OF not more than five hundred dollars (\$500.00), or
10 by imprisonment for ~~a term~~ not ~~to exceed~~ MORE THAN six (6)
11 months, ~~or by~~ revocation of his license, ~~or by such~~ fine,
12 imprisonment and revocation; ~~in the discretion of the~~
13 court, and if

14 (ii) A corporation, MAY be punished by a fine
15 of not more than one thousand dollars (\$1,000.00). ~~Any~~
16 ~~officer or agent of a corporation, or member or agent of a~~
17 ~~copartnership or association, who shall personally par-~~
18 ~~ticipate in or be accessory to any violation of this act~~
19 ~~by the copartnership, association, corporation shall be~~
20 ~~subject to the penalties herein prescribed for an indi-~~
21 ~~vidual. Provided, that a firm, association or corporation~~
22 ~~and its different officers, agents, and servants say each~~
23 ~~be prosecuted separately for violations of provisions of~~

1 ~~this act, and acquittal or conviction of one officer,~~
2 ~~agent or servant shall not abate the prosecution of the~~
3 ~~others.~~

4 (b) Violators of ~~any provision of this act~~ U.S.
5 ~~35-9-101~~ THROUGH ~~35-9-130~~ may also be enjoined ~~or ousted~~
6 from the continuing of the violation by proceedings
7 brought by the district attorney ~~for the proper county~~ or
8 by the attorney general, ~~regardless of whether criminal~~
9 ~~proceedings have been instituted.~~

10 Section 2. This act is effective May 27, 1983.

11 (END)

FISCAL NOTE

Anticipated REVENUE to:	Fiscal Year 19	Fiscal Year 19
TOTAL ESTIMATED REVENUE		
Anticipated COST to:	Fiscal Year 19 84	Fiscal Year 19 85
General Fund	\$47,471.00	\$41,042.00
TOTAL ESTIMATED COST	\$47,471.00	\$41,042.00

It is estimated by the Department that under this proposal one additional fire inspector would be required. The indicated costs were supplied by the Department.

1983

STATE OF WYOMING

83LSO-0056/eng

HOUSE BILL NO. 0057

ENGROSSED

Fire prevention & electrical safety.

Sponsored by: JOINT MINES, MINERALS AND INDUSTRIAL
DEVELOPMENT INTERIM COMMITTEE

A BILL

for

1 AN ACT to amend and renumber W.S. 35-9-101 through
2 35-9-140 as 35-9-101 through 35-9-130 relating to depart-
3 ment of fire prevention and electrical safety; providing
4 for a complete revision of Title 35, Chapter 9, Article 1;
5 department of fire prevention and electrical safety; to
6 eliminate obsolete statutes; to conform conflicting stat-
7 utes; to eliminate duplicative and archaic language;
8 increasing the experience requirements for master electri-
9 cians; providing for the requirement of continuing
10 education upon renewal of an electrician license; provid-
11 ing procedures for fire and electrical safety inspections;

1 requiring electrical wiring permits under certain condi-
2 tions; and providing for an effective date.

3 Be It Enacted by the Legislature of the State of Wyoming:

4 Section 1. W.S. 35-9-101 through 35-9-140 are
5 amended and renumbered as 35-9-101 through 35-9-130 to
6 read:

7 ARTICLE 1

8 DEPARTMENT OF FIRE PREVENTION

9 AND ELECTRICAL SAFETY

10 DIVISION 1

11 GENERALLY

12 35-9-101. Department created. ~~Effective--March--1,~~
13 ~~1973,--there--shall--be--created--a--department--within--the~~
14 ~~executive--branch--entitled~~ The department of fire
15 prevention and electrical safety, ~~hereinafter-referred-to~~
16 ~~as-the-department~~ IS CREATED.

17 35-9-102. Definitions. ~~(a)--The--department--is--the~~
18 ~~successor--to--the--currently--existing--department--of--fire~~
19 ~~prevention--and--state--electrical--board,--except--as--pertains~~
20 ~~to--the--examination--and--licensing--of--master--and--journeymen~~

1 electricians:--(b)-All rules, regulations--and--orders--of
2 the--former-department-and-board-lawfully-adopted-prior-to
3 March-17-1973, and not inconsistent--with--the--intent--of
4 this--act, or other state and federal laws, shall continue
5 to be effective until revised, amended, repealed or nulli-
6 fied pursuant to law:--(c)-All records, physical property,
7 and personnel, including their rights and privileges under
8 the personnel division of the department of administration
9 and fiscal control, unused funds of the former--department
10 and--board--shall--be--transferred to the department as of
11 March-17-1973:--(d)-Such property and personnel and--their
12 said--rights--shall initially repose in the division which
13 is the--counterpart--of--the--department--of--origin:--All
14 records, lists and other information which by law are of a
15 confidential--or--privileged--nature--shall be retained in
16 such character:

17 (a) AS USED IN W.S. 35-9-101 THROUGH 35-9-130:

18 (i) "APPRENTICE ELECTRICIAN" MEANS A PERSON
19 WHO HAS INSUFFICIENT QUALIFICATIONS TO BE A JOURNEYMAN
20 ELECTRICIAN AND IS HIRED BY A LICENSED ELECTRICAL CONTRAC-
21 TOR TO ASSIST A JOURNEYMAN OR MASTER ELECTRICIAN;

22 (ii) "BOARD" MEANS THE ELECTRICAL BOARD;

1 (iii) "COUNCIL" MEANS THE COUNCIL ON FIRE PRE-
2 VENTION, ELECTRICAL SAFETY AND ENERGY EFFICIENCY IN BUILD-
3 INGS;

4 (iv) "DEPARTMENT" MEANS THE DEPARTMENT OF FIRE
5 PREVENTION AND ELECTRICAL SAFETY;

6 (v) "ELECTRICAL CONTRACTOR" MEANS A PERSON LI-
7 CENSED TO CONTRACT WITH ANOTHER TO PLAN, LAY OUT AND
8 SUPERVISE THE INSTALLATION OF ELECTRIC EQUIPMENT. "ELEC-
9 TRICAL CONTRACTOR" EXCLUDES A PERSON WHO ONLY PLANS OR
10 DESIGNS ELECTRICAL INSTALLATIONS;

11 (vi) "FULL-TIME PAID FIRE FIGHTERS" MEANS AN
12 INDIVIDUAL REGULARLY EMPLOYED FOR DEVOTING HIS ENTIRE TIME
13 OF EMPLOYMENT TO THE CARE, OPERATION AND REQUIREMENTS OF A
14 REGULARLY CONSTITUTED FIRE DEPARTMENT;

15 (vii) "INSTALLATION OF ELECTRIC EQUIPMENT"
16 INCLUDES INSTALLING, ALTERING AND REPAIRING THE WIRING OF
17 APPARATUS EQUIPMENT AND CONDUCTORS SUBJECT TO THE NATIONAL
18 ELECTRIC CODE;

19 (viii) "JOURNEYMAN ELECTRICIAN" MEANS A PERSON
20 LICENSED BY THE DEPARTMENT WHO HAS FOUR (4) YEARS EXPERI-
21 ENCE IN THE ELECTRICAL WIRING INDUSTRY AND TECHNICAL
22 KNOWLEDGE TO INSTALL AND SUPERVISE THE INSTALLATION OF

1 ELECTRICAL EQUIPMENT FOR ANY PURPOSE IN ACCORDANCE WITH
2 THE NATIONAL ELECTRICAL CODE AND CITY AND STATE ORDINANCES
3 AND REGULATIONS;

4 (ix) "MASTER ELECTRICIAN" MEANS A PERSON LI-
5 CENSED BY THE DEPARTMENT WHO HAS EIGHT (8) YEARS EXPERI-
6 ENCE IN THE ELECTRICAL WIRING INDUSTRY AND TECHNICAL
7 KNOWLEDGE TO PLAN, LAY OUT AND SUPERVISE THE INSTALLATION
8 OF ELECTRIC EQUIPMENT IN ACCORDANCE WITH THE NATIONAL
9 ELECTRICAL CODE AND CITY AND STATE ORDINANCES AND REGULA-
10 TIONS;

11 (x) "OWNER" MEANS THE PERSON HOLDING LEGAL
12 TITLE TO A BUILDING OR REAL PROPERTY;

13 (x) "PUBLIC BUILDING" MEANS A BUILDING
14 INTENDED FOR ACCESS BY THE GENERAL PUBLIC;

15 (xii) "REMODELING" INCLUDES REPAIRING, ALTER-
16 ING OR ADDING TO A BUILDING OR ITS ELECTRICAL SYSTEM.

17 35-9-103. Divisions created; council and board
18 created.

19 (a) There are created within the department:

20 (i) The division of fire prevention; and

1 (ii) The division of electrical safety; ~~There-is-also-created-within-the-department-an-advisory~~

3 (iii) THE council on fire prevention, elec-
4 trical safety and energy efficiency in buildings; ~~---Here-~~
5 ~~inafter--the--advisory--council--on--fire--prevention, elec-~~
6 ~~trical--safety--and--energy--efficiency--in--buildings--will--be~~
7 ~~referred--to--as--"the--council".--The--council--shall--hold~~
8 ~~regular--semiannual--meetings--to--transact--business--at--times~~
9 ~~and--places--set--by--the--council,--and--hold--such--other--meet-~~
10 ~~ings--as--necessary--to--fulfill--its--function--as--the--advisory~~
11 ~~council--of--the--department--for--fire--prevention, electrical~~
12 ~~safety--and--energy--efficiency--in--buildings.---The--council~~
13 ~~shall--give--notice--to--the--governor--and--permit--the--adminis-~~
14 ~~trators--of--the--department--divisions--to--be--present--and~~
15 ~~heard--upon--any--matter--coming--before--the--council.---(b)~~
16 ~~Effective--March--17--1973,--there--is--established--within--the~~
17 ~~department--an~~

18 (iv) THE electrical licensing board.

19 (b) THE COUNCIL CONSISTS OF FIVE (5) MEMBERS
20 APPOINTED BY THE GOVERNOR FOR SIX (6) YEAR TERMS WHICH
21 COMMENCE ON APRIL 1 FOLLOWING APPOINTMENT. ONE (1) MEMBER
22 SHALL BE APPOINTED TO REPRESENT EACH OF THE FOLLOW-
23 ING: COUNTIES OR MUNICIPALITIES, FIREFIGHTERS, THE ELEC-

1 TRICAL BOARD, AN ASSOCIATION OF ARCHITECTS OR AN ASSOCIA-
2 TION OF GENERAL CONTRACTORS AND THE GENERAL PUBLIC.
3 VACANCIES SHALL BE FILLED FOR THE UNEXPIRED TERM. WHEN
4 NEW APPOINTMENTS ARE MADE, THE COUNCIL SHALL SELECT A
5 CHAIRMAN, A VICE CHAIRMAN AND A SECRETARY. A QUORUM CON-
6 SISTS OF THREE (3) MEMBERS. THE COUNCIL SHALL MEET AT
7 LEAST TWICE EACH YEAR.

8 (c) The board ~~shall--consist~~ CONSISTS of three (3)
9 ~~persons-to-be~~ MEMBERS appointed by the governor. ~~In-making~~
10 ~~these-appointments, the-governor-shall-insure-that~~ FOR SIX
11 (6) YEAR TERMS. One (1) ~~is~~ MEMBER SHALL BE a ~~licensed~~
12 journeyman ELECTRICIAN, one (1) ~~is~~ SHALL BE a ~~licensed~~
13 master electrician, and one (1) ~~is-a-licensed~~ SHALL BE AN
14 electrical contractor. ~~Each--appointment-shall-be-for-a~~
15 ~~four-(4)-year-term, provided-that-in-the-initial--appoint-~~
16 ~~ments--one--(1)--shall-be-for-a-two-(2)-year-term,--one-(1)~~
17 ~~for-a-three-(3)-year-term, and-one-(1)-for-a-four-(4)-year~~
18 ~~term.--it-shall-be-the--responsibility--of--the--electrical~~
19 ~~licensing--board-to-administer-examinations-for-journeymen~~
20 ~~electricians, master-electricians-and-electrical--contrac-~~
21 ~~tors-pursuant-to-the-provisions-of-this-act.--In-addition,~~
22 ~~the--board--shall-have-certain-revocation-and-appeal-func-~~
23 ~~tions-as-specified-in-section-35-436,36-of--the--statutes.~~

1 (d) THE MEMBERS OF THE COUNCIL AND BOARD SHALL
2 RECEIVE COMPENSATION, PER DIEM AND TRAVEL EXPENSES IN THE
3 SAME MANNER AND AMOUNT AS THE STATE LEGISLATURE WHILE
4 GOING TO, ATTENDING OR RETURNING FROM MEETINGS.

5 35-9-104. State fire marshal; qualifications. The
6 ~~governor shall appoint,~~

7 (a) After consultation with the council, THE GOVER-
8 NOR SHALL APPOINT a state fire marshal who ~~will--serve--as~~
9 SHALL BE THE director of the department, and ~~his-qual-~~
10 ~~ifications~~ shall:

11 (i) HAVE:

12 (A) Not be less than ten (10) years of
13 service in AS a full-time, paid fire department FIGHTER,
14 five (5) YEARS of which shall have been in fire preven-
15 tion; 7 or

16 (B) A ~~B+6~~ BACHELOR'S degree in fire
17 ~~prevention--engineering--and--shall--qualify--by--passing~~
18 SCIENCE TECHNOLOGY AND NOT LESS THAN FOUR (4) YEARS OF
19 SERVICE AS A FULL-TIME, PAID FIRE FIGHTER.

20 (ii) PASS examinations and qualifications as
21 provided by the council. ~~He shall be allowed per diem and~~

1 ~~mileage-and-at-the-same-rate-paid--other--state--employees~~
2 ~~incurred-in-the-discharge-of-his-official-duties,-and~~

3 (b) THE STATE FIRE MARSHAL shall give-his-entire
4 DEVOTE FULL time to the duties of his office.

5 35-9-105. Division administrators; qualifications.

6 ~~(a) The--director-shall-appoint-the-administrator-of~~
7 ~~the-fire-prevention-division~~ After consultation with the
8 council,-~~The-administrator-of-the-fire-prevention-division~~
9 ~~shall--serve--as~~ AND THE GOVERNOR, THE STATE FIRE MARSHAL
10 SHALL APPOINT:

11 (i) The chief deputy fire marshal, and WHO IS
12 THE ADMINISTRATOR OF THE FIRE PREVENTION DIVISION. His
13 qualifications shall be the same as the state fire mar-
14 shal; ~~and-he-shall-have-passed-the-examination-provided-by~~
15 ~~the-council,-He-shall-be-directly-responsible-to-the-state~~
16 ~~fire--marshal,---(b)--The-administrator-shall-also-appoint~~
17 ~~the-head-of-the-electrical-safety-division-after-consulta-~~
18 ~~tion-with-the-council-and-the-governor.-The--head--of--the~~
19 ~~electrical-safety-division-shall-serve-as~~

20 (ii) The chief electrical inspector and-his
21 minimum-qualifications WHO IS THE ADMINISTRATOR OF THE
22 ELECTRICAL SAFETY DIVISION. HE shall be set-by-the-coun-

1 ~~cii~~ A MASTER ELECTRICIAN and ~~he shall pass the examination~~
2 ~~provided~~ AN ELECTRICAL INSPECTOR CERTIFIED by the ~~council~~
3 ~~He~~ INTERNATIONAL CONFERENCE OF BUILDING OFFICIALS OR ELEC-
4 TRICAL TESTING SERVICES.

5 **(b)** THE CHIEF DEPUTY FIRE MARSHAL AND THE CHIEF
6 ELECTRICAL INSPECTOR SHALL DEVOTE FULL TIME TO THE DUTIES
7 OF THE OFFICE AND shall be directly responsible to the
8 state fire marshal.

9 35-9-106.---Powers-and-duties-of-governor.

10 ~~{a}-The-governor-shall-~~

11 ~~{i}--Establish,--after--consultation--with--the~~
12 ~~council,--administrative-policy--to--be--followed--by--each~~
13 ~~division--in--the-department-in-administering-fire-preven-~~
14 ~~tion-and-electrical-safety-laws,~~

15 ~~{ii}--Promulgate-reasonable-rules--and--regula-~~
16 ~~tions--after--consultation-with-the-council,--in-compliance~~
17 ~~with-the-Wyoming--Administrative--Procedure--Act--for--the~~
18 ~~implementation-of-all-state-fire-prevention-and-electrical~~
19 ~~safety--laws--and-for-the-review-by-the-state-fire-marshal~~
20 ~~of-building-construction-plans-and--plans--for--remodeling~~
21 ~~over--twenty-five-percent-(25%)--of-the-value-of-the-struc-~~
22 ~~ture-for-all-buildings-or-other-structures-owned-or-leased~~

1 by-the-state-or-local-governmental-entities-and-all--other
 2 buildings--over-five-thousand-(5,000)-square-feet-of-total
 3 floor-area-including-basement-if-any,-and-one-(1)-story-in
 4 height-intended-for-access-by-the-general-public--and--all
 5 buildings--intended-for-use-as-a-child-care-center-housing
 6 more-than-eleven-(11)-children,-public-bar,-public-lounge,
 7 restaurant,-night-club,-lodge--hall,-theatre,-church--or
 8 public--meeting--place-regardless-of-size-as-to-their-ade-
 9 quacy-respecting-fire-safety-considerations-and--efficient
 10 energy-usage;-Permits-for-plan-reviews-may-be-required-for
 11 construction-of-the-buildings-described-in-this-paragraph.
 12 Plan-review-fees-shall-be-as-follows,-except-proposed-con-
 13 struction--in--counties--and-municipalities-delegated-home
 14 rule-in-W.S.-35-9-121(b)-shall-be-determined-by-the--local
 15 entity,-The-fee-for-plan-review-shall-be:

TOTAL VALUATION OF CONSTRUCTION	PLAN-REVIEW-FEE
\$1.00 to \$1,000.00	exempt
\$1,001.00 to \$2,000.00	\$5.00
\$2,001.00 to \$25,000.00	\$13.00--for--the--first
	\$2,000.00---plus--\$2.65
	for---each---additional
	\$1,000.00--or--fraction
	thereof-to-and--includ-
	ing-\$25,000.00.

1	\$25,001.00-to-\$50,000.00	\$72.80--for--the--first
2		\$25,000.00--plus--\$1.95
3		for---each---additional
4		\$1,000.00--or--fraction
5		thereof-to-and--includ-
6		ing-\$50,000.00.
7	\$50,001.00-to-\$100,000.00	\$121.55-for--the--first
8		\$50,000.00--plus--\$1.30
9		for---each---additional
10		\$1,000.00--or--fraction
11		thereof-to-and--includ-
12		ing-\$100,000.00.
13	\$100,001.00-to-\$500,000.00	\$186.55-for--the--first
14		\$100,000.00--plus--\$.90
15		for---each---additional
16		\$1,000.00--or--fraction
17		thereof-to-and--includ-
18		ing-\$500,000.00.
19	\$500,001.00-and-up	\$576.55-for--the--first
20		\$500,000.00--plus--\$.65
21		for---each---additional
22		\$1,000.00--or--fraction
23		thereof.---There--shall
24		be--no--plan-review-fee

1 for---publicly---owned
2 buildings,--except--that
3 nothing--in--this--section
4 shall---abrogate---the
5 principle--of--home--rule
6 as--provided--by---W.S.
7 35-9-121(b);

8 35-9-107,--Council--membership,--appointment,--quorum.
9 The--council--shall--consist--of--five--(5)--members--to--be
10 appointed--by--the--governor,--One--(1)--appointee--shall--be--a
11 representative--of--counties--or--municipalities,--one--(1)
12 shall--be--a--representative--of--Wyoming--firefighters,--one--(1)
13 shall--be--a--representative--of--the--electrical--licensing
14 board,--one--(1)--shall--be--a--representative--of--the--Wyoming
15 association--of--architects--or--association--of--general--con-
16 tractors--and--one--(1)--shall--represent--the--general--public.
17 The--initial--terms--of--three--(3)--members--shall--be--for--three
18 (3)--years--and--of--two--(2)--members--shall--be--for--six--(6)
19 years--as--designated--by--the--governor,--Thereafter,--all--mem-
20 bers--shall--be--appointed--for--six--(6)--year--terms,--Terms--com-
21 mence--on--April--1--following--appointment,--No--business--of--the
22 council--may--be--transacted--in--the--absence--of--a--quorum--of--at
23 least--three--(3)--members.

1 35-9-100.--Removal-of-council-members.--The--governor
2 shall--have--the-power-to-remove-any-member-of-any-council
3 for--inefficiency,--neglect--of--duty--or--malfeasance--in
4 office.

5 35-9-109,--Officers-of-council,--At-the-first-meeting
6 of--the--council,--and-thereafter-when-new-appointments-are
7 made,--the-chairman,--vice-chairman-and-secretary--shall--be
8 selected--from-among-the-membership-by-vote-of-the-council
9 members,

10 DIVISION 2

11 FIRE PREVENTION AND ELECTRICAL SAFETY

12 35-9-110-35-9-106. Powers and duties of council.

13 (a) The council shall adopt reasonable rules and
14 regulations to:

15 (i) Recommend ESTABLISH minimum FIRE standards
16 NOT EXCEEDING THE STANDARDS PRESCRIBED BY THE UNIFORM FIRE
17 CODE, THE UNIFORM BUILDING CODE AND THE UNIFORM MECHANICAL
18 CODE for:

19 (A) All new building construction; rela-
20 tive--to--fire--standards-not-exceeding-the-standards-pre-
21 scribed-by-the-Uniform--Fire--Code--and--Uniform--Building

1 Code, ~~{ii}~~ Recommend minimum standards for

2 (B) The prevention of fire and ~~for~~ the
3 protection of life and property from fire and panic in all
4 existing buildings; ~~but not exceeding the standards pre-~~
5 scribed ~~by the Uniform Fire Code and Uniform Building~~
6 Code, ~~{iii}~~ Recommend

7 (C) THE SAFEGUARDING OF LIFE AND PROP-
8 ERTY FROM HAZARDS OF FIRE AND EXPLOSION ARISING FROM STOR-
9 AGE, HANDLING AND USE OF HAZARDOUS SUBSTANCES, MATERIALS
10 AND DEVICES.

11 (ii) RECOMMEND minimum standards for the
12 conservation of energy in new residential and public
13 buildings, ~~7 the effect of which~~ THE STANDARDS shall
14 result in energy savings equal to those ~~that would be~~
15 achieved ACHIEVABLE under the American Society of Heating,
16 Refrigerating and Air Conditioning Engineers, Inc. Stan-
17 dard 90-75 or Chapter 53 of the Uniform Building Code;

18 ~~{iv}~~ (iii) Recommend minimum standards for qualifica-
19 tion of inspectors for political subdivisions;

20 ~~{v}~~ ~~Notwithstanding W.S. 35-436-29 (c) or~~
21 ~~other provisions of law, provide for inspections for fire~~
22 ~~prevention or electrical safety upon request of the owner~~

1 ~~of-the-facility-or-installation.-The-department-may-charge~~
2 ~~reasonable-fees-not-in-excess-of-the--cost--of--inspection~~
3 ~~for-such-inspections;~~

4 (iv) IMPLEMENT THIS ARTICLE.

5 (b) The council shall investigate the conduct of the
6 ~~work-of-the-respective~~ divisions, may SHALL have access to
7 records of the divisions and may require written or oral
8 information from any officer or employee of the
9 department. ~~or-its-divisions.~~

10 (c) EXCEPT AS PROVIDED UNDER W.S. 35-9-124(a)(ii),
11 ~~the council shall act-as-an~~ HEAR appeals board--for--the
12 ~~determination-of~~ TO DETERMINE the suitability of alternate
13 materials and type of construction and ~~provide-for-reason-~~
14 ~~able--interpretations--of~~ TO INTERPRET and grant variances
15 from rules and regulations of the council.

16 ~~(d)--Municipalities-and-counties-enforcing--local--or~~
17 ~~state-standards-and-requirements-of-W.S.-35-503-and-35-504~~
18 ~~may--create--their--own-appeals-boards-to-be-appointed-and~~
19 ~~removed-by-the--governing--body--of--the--municipality--or~~
20 ~~county.~~

21 ~~35-9-111.--Vacancies.---Any--vacaney--caused--by--the~~
22 ~~death,-removal,-resignation--or--disqualification--of--any~~

1 appointed--member--of--the--council,--shall--be--filled--by--the
2 governor--to--serve--for--the--unexpired--term.

3 35-9-112.--Expenses-of-council-and-electrical-licens-
4 ing-board-members.--Members-of-the-council-and--electrical
5 licensing--board--shall--receive--thirty--dollars--(\$30.00)--per
6 day--as--compensation--for--their--services--when--actually
7 engaged--in--the--performance--of--their--duties--and--receive
8 travel--expenses,--per--diem--and--mileage--expense--in--the--same
9 manner--and--amount--as--employees--of--the--state.

10 35-9-113.--Attorney--general--to--advise--council--and
11 licensing--board.--The--attorney--general--shall--be--the--legal
12 advisor--of--the--council--and--licensing--board.

13 35-9-114.--Chief--deputy--fire--marshal,--duties,--salary
14 and--expenses.--The--chief--deputy--fire--marshal--shall--be
15 subject--to--the--direction--of--the--state--fire--marshal--and
16 shall--have--all--of--the--powers,--rights,--privileges--and
17 immunities--granted--unto--the--state--fire--marshal--by--law,
18 subject--always--to--the--control--and--supervision--herein--pro-
19 vided.--The--chief--deputy--fire--marshal--shall--serve--as--the
20 head--of--the--fire--prevention--division.--He--shall--be--paid--an
21 annual--salary--as--provided--by--the--personnel--division--of--the
22 department--of--administration--and--fiscal--control,--shall--be
23 allowed--per--diem--and--mileage--at--the--same--rate--paid--to

1 other--state--employees--incurred--in-the-discharge-of-his
2 official-duties, and shall give his--entire--time--to--the
3 duties-of-his-office;

4 35-9-115,--Construction--of--term-state-fire-marshal.
5 When-reference-is-made-to-the-state-fire-marshal-it--shall
6 be-construed-to-include-the-authorized-division-chiefs.

7 35-9-116, 35-9-107. Duties and powers of state fire
8 marshal.

9 (a) The state fire marshal shall:

10 (i) ESTABLISH ADMINISTRATIVE POLICY FOR THE
11 DEPARTMENT;

12 (ii) ENFORCE REGULATIONS PROMULGATED BY THE
13 COUNCIL;

14 (iii) Implement fire safety programs in--the
15 state designed to minimize fire hazards and disasters and
16 loss of life and property from these causes. These pro-
17 grams are--to SHALL include: 7--but-are-not-limited-to-the

18 (A) Establishment and enforcement of
19 fire safety and safety practices throughout the state; 7

20 (B) Preventive inspection and corrective

1 activities;7

2 (C) Coordination of fire safety programs
3 with volunteer and paid fire companies; and other state
4 agencies and political subdivisions; ~~exercising--enforce-~~
5 ~~ment-aspects;-and~~

6 (D) Critical analysis and evaluation of
7 Wyoming fire loss statistics ~~for--determination--of~~ TO
8 DETERMINE problems and solutions; 7 AND

9 (E) COORDINATION, DEVELOPMENT AND IMPLE-
10 MENTATION OF TRAINING PROGRAMS DESIGNED TO ASSIST FIRE
11 FIGHTERS IN ALL PHASES OF FIRE PREVENTION AND SUPPRESSION
12 ACTIVITIES EXCEPT THE WILD LAND AND RURAL FIRE PROGRAM
13 IMPLEMENTED BY THE STATE FORESTER.

14 (iv) INSPECT EACH STATE OWNED BUILDING ANNU-
15 ALLY AND REQUIRE CONFORMANCE TO THE MINIMUM STANDARDS OF
16 FIRE PREVENTION, FIRE PROTECTION AND PUBLIC SAFETY;

17 (v) INSPECT FACILITIES OR INSTALLATIONS UPON
18 REQUEST BY THE OWNER. THE DEPARTMENT MAY CHARGE REASON-
19 ABLE FEES NOT EXCEEDING THE COST OF THE INSPECTION;

20 (vi) UPON REQUEST, ASSIST THE CHIEF OF A FIRE
21 COMPANY OR DEPARTMENT, A FIRE MARSHAL OR OTHER STATE

1 AGENCIES IN FIRE PREVENTION MATTERS; AND

2 (vii) KEEP A RECORD OF ALL FIRES WHICH OCCUR
3 IN THE STATE, INCLUDING THE ORIGIN, FACTS, STATISTICS AND
4 CIRCUMSTANCES OF THE FIRE DETERMINED BY INVESTIGATION
5 UNDER THIS ACT. THE RECORD, EXCEPT FOR TESTIMONY GIVEN IN
6 THE EXAMINATION, SHALL BE OPEN FOR PUBLIC INSPECTION AT
7 ALL TIMES.

8 ~~{b}--The-state-fire--marshal--shall--review--building~~
9 ~~construction--plans--and-plans-for-remodeling-over-twenty-~~
10 ~~five-percent-(25%)--of-the-value-of-the-structure--for--all~~
11 ~~buildings-or-other-structures-owned-or-leased-by-the-state~~
12 ~~or--local--governmental--entities--and-all-other-buildings~~
13 ~~over-five-thousand-(5,000)--square-feet-of-total-floor-area~~
14 ~~including-basement-if-any,--intended-for-access-by-the-gen-~~
15 ~~eral-public-and-all-buildings-intended-for-use-as-a--child~~
16 ~~care-center-housing-more-than-eleven-(11)-children,--public~~
17 ~~bar,--public--lounge,--restaurant,--night-club,--lodge-hall,~~
18 ~~theatre,--church-or-public-meeting-place-regardless-of-size~~
19 ~~as-to-their-adequacy-respecting-fire-safety-considerations~~
20 ~~and-efficient-energy-usage,--if--the--state--fire--marshal~~
21 ~~does-not-notify-the-sender-in-writing-of-violations-in-the~~
22 ~~plans--of--fire--or--electrical--safety--standards--within~~
23 ~~twenty-one-(21)-working-days-after-receipt-of--the--plans,~~

1 they--shall--be--considered--approved--as--submitted.--After
2 receipt-of-the-corrected-plans,--the--state--fire--marshal
3 shall--have--ten--(10)--working--days--to--review.--Only-the
4 corrections-made-to-the-violations-cited--in--the--initial
5 review--shall--be--subject--to--review.--The-corrected-plans
6 shall-be-considered-approved-if-the-fire-marshal-fails--to
7 act--on-them-within-ten-(10)-working-days,--When-construction-is-completed-and-prior-to-occupancy--the--state--fire
8 marshal--may,--upon--request--of--the--owner,--inspect--to
9 determine-if-the-building-conforms-with-the-requirement-of
10 the-plan-review.
11

12 (e)--No-person-shall-be-required-to-make--changes--or
13 be-denied-a-permit-or-certificate-of-occupancy-for-any-new
14 building,--if--the--building-is-under-construction-or-constructed-in-accordance-with-plans--reviewed--and--approved
15 pursuant--to--this-section.--If-a-violation-is-found-by-the
16 department,--the-department-shall-notify-the-property-owner
17 of-the-violation-at-the-time-the-permit-or-certificate-of
18 occupancy-is-issued.
19

20 (b) THE STATE FIRE MARSHAL MAY:

21 (i) ENFORCE STATE LAWS NOT OTHERWISE ENFORCE-
22 ABLE BY ANOTHER STATE AGENCY CONCERNING:

1 (A) THE PREVENTION OF FIRE;

2 (B) THE STORAGE, SALE AND USE OF AN
3 EXPLOSIVE, COMBUSTIBLE OR OTHER DANGEROUS ARTICLE IN
4 SOLID, LIQUID OR GAS FORM;

5 (C) THE INSTALLATION AND MAINTENANCE OF
6 EQUIPMENT OF ALL SORTS INTENDED FOR FIRE CONTROL,
7 DETECTION AND EXTINGUISHMENT;

8 (D) THE SUPPRESSION OF ARSON AND
9 INVESTIGATION OF FIRE AND EXPLOSIONS.

10 (ii) INSPECT PUBLIC, BUSINESS OR INDUSTRIAL
11 BUILDINGS AND REQUIRE CONFORMANCE TO STANDARDS OF PREVEN-
12 TION AND SAFETY AND OF USES OF PREMISES AS PROMULGATED BY
13 THE UNIFORM FIRE CODE, UNIFORM BUILDING CODE AND UNIFORM
14 MECHANICAL CODE;

15 (iii) DEPUTIZE A MEMBER OF A FIRE DEPARTMENT
16 WHO IS APPROVED BY THE CHIEF OF HIS DEPARTMENT AND IS
17 QUALIFIED TO INSPECT, INVESTIGATE AND CARRY OUT ORDERS FOR
18 THE STATE FIRE MARSHAL UNDER THE RULES ADOPTED BY THE
19 COUNCIL;

20 (iv) EMPLOY PERSONNEL NECESSARY FOR THE EFFI-
21 CIENT PERFORMANCE OF ASSIGNED DUTIES.

1 ~~(d)(c)~~ The state fire marshal shall not have the
2 ~~authority to~~ interfere with the hook-up of a utility to a
3 new or remodeled building either during construction or
4 after construction is completed.

5 ~~35-9-117. -- Inspection of state, public, etc., build-~~
6 ~~ings.~~

7 ~~(a) -- The state fire marshal shall make at least one~~
8 ~~inspection during every year, of each state institution,~~
9 ~~and submit a copy of the report to the state board of~~
10 ~~charities and reform with recommendations in regard to~~
11 ~~fire prevention, fire protection and to the public safety.~~

12 ~~(b) -- The state fire marshal may inspect public, busi-~~
13 ~~ness or industrial buildings and require conformance to~~
14 ~~standards of prevention and safety and of use of premises~~
15 ~~as promulgated by the Uniform Fire Code and Uniform Build-~~
16 ~~ing Code.~~

17 35-9-108. Plan review; procedure; fees.

18 (a) PRIOR TO BEGINNING WORK, THE OWNER SHALL SUBMIT
19 TQ THE STATE FIRE MARSHAL AND THE STATE FIRE MARSHAL SHALL
20 REVIEW FOR FIRE AND ELECTRICAL SAFETY CONSIDERATIONS AND
21 EFFICIENT ENERGY USAGE ALL PLANS FOR CONSTRUCTION OR

1 REMODELING, IF THE COST OF REMODELING EXCEEDS TWENTY-FIVE
2 PERCENT (25%) OF THE MARKET VALUE OF THE STRUCTURE OR FIVE
3 THOUSAND DOLLARS (\$5,000.00), WHICHEVER IS LESS, OF:

4 (i) BUILDINGS OR STRUCTURES OWNED OR LEASED BY
5 THE STATE OR LOCAL GOVERNMENTAL ENTITIES;

6 (ii) PUBLIC BUILDINGS OVER FIVE THOUSAND
7 (5,000) SQUARE FEET OF TOTAL FLOOR AREA INCLUDING BASE-
8 MENT;

9 (iii) MULTI-STORY PUBLIC BUILDINGS;

10 (iv) BUILDINGS INTENDED FOR USE AS CHILD CARE
11 CENTERS HOUSING MORE THAN ELEVEN (11) CHILDREN;

12 (v) PUBLIC BARS, PUBLIC LOUNGES, RESTAURANTS,
13 NIGHT CLUBS, LODGE HALLS, THEATERS, CHURCHES OR PUBLIC
14 MEETING PLACES REGARDLESS OF SIZE.

15 (b) IF THE STATE FIRE MARSHAL DOES NOT NOTIFY THE
16 SENDER IN WRITING OF VIOLATIONS OF THE FIRE OR ELECTRICAL
17 SAFETY STANDARDS WITHIN TWENTY-ONE (21) WORKING DAYS OF
18 RECEIVING THE PLANS, THEY ARE APPROVED AS SUBMITTED.

19 (c) PLANS WHICH ARE DISAPPROVED MAY BE CORRECTED AND
20 RESUBMITTED. THE STATE FIRE MARSHAL SHALL REVIEW ONLY THE
21 CORRECTIONS MADE IN RESPONSE TO THE VIOLATIONS CITED IN

1 THE INITIAL REVIEW. IF THE STATE FIRE MARSHAL DOES NOT
2 NOTIFY THE SENDER IN WRITING OF VIOLATIONS OF THE FIRE AND
3 ELECTRICAL SAFETY STANDARDS WITHIN TEN (10) WORKING DAYS
4 OF RECEIVING THE CORRECTED PLANS, THEY ARE APPROVED AS
5 RESUBMITTED.

6 (d) THE DEPARTMENT SHALL COLLECT THE FOLLOWING FEES
7 FOR PLAN REVIEWS:

8	<u>TOTAL VALUATION OF CONSTRUCTION</u>	<u>PLAN REVIEW FEE</u>
9	\$1.00 TO \$1,000.00	EXEMPT
10	\$1,001.00 TO \$2,000.00	\$5.00
11	\$2,001.00 TO \$25,000.00	\$13.00 FOR THE FIRST
12		\$2,000.00 PLUS \$2.65
13		FOR EACH ADDITIONAL
14		\$1,000.00 OR FRACTION
15		THEREOF.
16	\$25,001.00 TO \$50,000.00	\$72.80 FOR THE FIRST
17		\$25,000.00 PLUS \$1.95
18		FOR EACH ADDITIONAL
19		\$1,000.00 OR FRACTION
20		THEREOF.
21	\$50,001.00 TO \$100,000.00	\$121.55 FOR THE FIRST
22		\$50,000.00 PLUS \$1.30
23		FOR EACH ADDITIONAL

1		\$1,000.00 OR FRACTION
2		THEREOF.
3	\$100,001.00 TO \$500,000.00	\$186.55 FOR THE FIRST
4		\$100,000.00 PLUS \$.98
5		FOR EACH ADDITIONAL
6		\$1,000.00 OR FRACTION
7		THEREOF.
8	\$500,001.00 AND UP	\$578.55 FOR THE FIRST
9		\$500,000.00 PLUS \$.65
10		FOR EACH ADDITIONAL
11		\$1,000.00 OR FRACTION
12		THEREOF.

13 (e) THERE SHALL BE NO PLAN REVIEW FEE FOR PUBLICLY
14 OWNED BUILDINGS.

15 (f) PRIOR TO OCCUPANCY THE STATE FIRE MARSHAL MAY
16 INSPECT A BUILDING TO DETERMINE CONFORMANCE WITH THE
17 REQUIREMENTS OF THE PLAN REVIEW.

18 (g) NO PERSON SHALL BE DENIED A PERMIT OR CERTIF-
19 ICATE OF OCCUPANCY FOR ANY NEW BUILDING IF THE BUILDING IS
20 UNDER CONSTRUCTION OR CONSTRUCTED IN ACCORDANCE WITH PLANS
21 APPROVED UNDER THIS SECTION. IF A VIOLATION IS FOUND BY
22 THE DEPARTMENT, THE DEPARTMENT SHALL NOTIFY THE OWNER AT
23 THE TIME THE PERMIT OR CERTIFICATE OF OCCUPANCY IS ISSUED.

1 A PERSON MAY BE REQUIRED TO CORRECT VIOLATIONS DISCOVERED
2 AFTER FINAL PLAN REVIEW APPROVAL ONLY IF THE VIOLATION
3 COULD NOT REASONABLY HAVE BEEN DISCOVERED BY REVIEWING THE
4 PLANS.

5 (h) NOTHING IN THIS SECTION SHALL APPLY TO MUNICI-
6 PALITIES OR COUNTIES WHICH HAVE RECEIVED ENFORCEMENT
7 AUTHORITY FOR FIRE SAFETY STANDARDS UNDER W.S. 35-9-121.

8 ~~35-9-118~~ 35-9-109. Investigation of fires; notifica-
9 tion to fire marshal; powers of fire marshal.

10 (a) The ~~state-fire-marshal-or-the~~ chief of the fire
11 department of each A city, town, or fire district ~~in--the~~
12 ~~state--of--Wyoming~~ shall investigate the cause, origin and
13 circumstances of each fire occurring in ~~such~~ THE city,
14 town, or district by which property ~~of-a-value~~ HAS BEEN
15 DESTROYED OR DAMAGED in excess of five hundred dollars
16 (\$500.00). ~~has--been-destroyed-or-damaged, and shall make~~
17 ~~an-investigation-to-determine-whether--the--fire--was--the~~
18 ~~result--of-carelessness-or-design.~~ The investigation shall
19 be commenced within two (2) days, ~~7-not--including--Sunday~~
20 ~~if--the-fire-occurred-on-that-day, and~~ The state fire mar-
21 shal may ~~superintend-and~~ direct the investigation. ~~if--he~~
22 ~~deems-it-necessary.~~

1 (b) The officer making-an-investigation-of INVESTI-
2 GATING a fire ~~occurring-in-a-city, town, or fire--district~~
3 shall notify the state fire marshal and within one (1)
4 week of the ~~occurrence-of-the~~ fire shall furnish him a
5 written statement of all facts relating to its cause and
6 origin, and ~~such~~ other information as required by forms
7 provided by the state fire marshal.

8 (c) The state fire marshal may ~~at-any-time~~ investi-
9 gate ~~as-to~~ the origin or circumstances of any fire or
10 explosion or any attempt to cause a fire or explosion.
11 ~~occurring-in-the-state.~~

12 (d) ~~The-state-fire-marshal-shall-have-the--authority~~
13 ~~at--all--times-of-the-day-or-night,~~ In performance-of PER-
14 FORMING the duties imposed by ~~the-provisions-of~~ this act,
15 to THE STATE FIRE MARSHAL MAY:

16 (i) Enter upon and examine any building or
17 premises where any fires or attempt to cause fires ~~shall~~
18 have occurred; ~~7-or-which-at-the-time-may-be-burning, and~~
19 ~~also-the-power-to~~

20 (ii) Enter upon-at-any-time any building adja-
21 cent to that in which ~~the~~ A fire or attempt to cause ~~fires~~
22 A FIRE occurred; ~~7-should-he--deem--it--necessary--in--the~~

1 proper-discharge-of-his-duties:-He-also-may AND

2 (iii) Take full control and custody of the
3 buildings and premises, and place such person in charge
4 thereof as he may deem proper, until his examination and
5 investigations shall be ARE completed.

6 35-9-119, 35-9-110. Same; testimony; subpoena;
7 arrest.

8 (a) If, in his opinion, further investigation is
9 necessary, The state fire marshal shall MAY take or cause
10 to be taken the testimony on UNDER oath of all persons
11 supposed to be cognizant of any facts, or to have means of
12 knowledge in relation to the matter concerning which an
13 examination is required by law to be made, and cause such
14 THE testimony to be reduced to writing.

15 (b) And When in his judgment such THE examination
16 discloses that the A fire or explosion was of incendiary
17 origin, the state fire marshal may arrest the supposed
18 incendiary or cause him to be arrested and charged with
19 the crime. and THE STATE FIRE MARSHAL shall transmit a
20 copy of the testimony so taken to the district attorney
21 for the county wherein said WHERE THE fire, or explosion
22 or attempt to cause fire or explosion occurred.

1 (c) The state fire marshal ~~shall have power to~~ MAY:

2 (i) Subpoena witnesses and compel their
3 attendance before him; ~~to testify in relation to any mat-~~
4 ~~ter which is, by provision of this act, a subject of~~
5 ~~inquiry and investigation by the state fire marshal, and~~
6 ~~shall also have power to~~

7 (ii) Cause to be produced before him such
8 papers as he may ~~require~~ REQUIRES in making the exami-
9 nation; ~~The state fire marshal is hereby authorized to~~
10 AND

11 (iii) Administer oaths and affirmations to
12 persons appearing as witnesses before him; ~~False swear-~~
13 ~~ing in any matter or proceeding aforesaid shall be deemed~~
14 ~~perjury and shall be punishable as such. (d) The state~~
15 ~~fire marshal may deputize a member of any fire department,~~
16 ~~duly organized and operating in this state, who is~~
17 ~~approved by the chief of his department and is properly~~
18 ~~qualified to act as his deputies for the purpose of making~~
19 ~~such inspections and investigations and carrying out such~~
20 ~~orders as set forth under the rules and regulations~~
21 ~~promulgated by the council.~~

22 35-9-120. ~~Deputy state fire marshals authorized.~~

1 The--state--fire--marshal--shall--have--the--authority--to
2 designate--part-time--deputies-from-volunteer-or-paid-fire
3 departments-to-act-as--deputy--fire--marshals--within--the
4 limits--as--set--forth--under--the--rules--and-regulations
5 promulgated-by-the-council.--Where--there--is--no--legally
6 designated--fire-marshal-in-a-county-or-municipal-corpora-
7 tion, the-state-fire-marshal-shall-carry-out--the--provi-
8 sions-of-this-act-herein:

9 35-9-121.--Fire--marshal-to-enforce-law, other-powers
10 and-duties:

11 {a}-The-state-fire-marshal-shall-have--the--authority
12 to-enforce-all-laws-of-the-state-having-to-do-with:

13 {i}--The-prevention-of-fire,

14 {ii}--The--storage,--sale-and-use-of-any-exple-
15 sive, combustible-or-other--dangerous--article--in--solid,
16 liquid-or-gas-form,

17 {iii}--The---installation--and--maintenance--of
18 equipment--of--all--sorts--intended--for---fire---control,
19 detection-and-extinguishment,

20 {v}--The-suppression-of-arson-and-investigation
21 of-fire-and-explosions,

1 {vi}--The--state--fire-marshal-shall-assist-any
2 chief-of-any-recognized-fire-company-or-department,-or-any
3 legally-designated-fire-marshal-of-a-county--or--municipal
4 corporation,-or--other--state-agencies-in-fire-prevention
5 matters,-upon-request;

6 {vii}--The-state-fire-marshal-shall-enforce-the
7 regulations-promulgated-by-the-council;

8 {ix}--The-state-fire--marshal--shall--have--the
9 authority--to-employ-such-other-personnel-as-deemed-neces-
10 sary-by-him-and-the-division-chiefs-for-the-efficient-per-
11 formance-of-assigned-duties;

12 {b}--The-state-fire-marshal-shall--delegate--complete
13 authority--to--municipalities--or--counties--who--apply-to
14 enforce-local-or-state-fire,-energy--efficiency,-building
15 and--electrical--safety-standards;--The-state-fire-marshal
16 shall-notify-the-governing-body--of--the--municipality--or
17 county--of--minimum--fire--prevention,-energy-efficiency,
18 building-and-electrical-safety-standards-and--requirements
19 of--W.6,-35-13-101-and-35-13-102-and-transfer-jurisdiction
20 and-authority-by-letter;

21 35-9-122,35-9-111. Certain structures declared nui-
22 sance; repair or demolition; procedure.

1 (a) Any A building or other structure which-for-want
2 of-proper-repair,-by-reason-of-age,-dilapidated-condition,
3 defective--chimneys,-defective-gas-connections,-defective
4 or-peerly-installed-wiring-and-equipment,-defective--heat-
5 ing-apparatus-or-for-any-other-cause-or-reason IS A PUBLIC
6 NUISANCE IF IT is especially liable to fire and which
7 building-or-other-structure-is-so-situated-as-to--endanger
8 ether ENDANGERS PEOPLE, buildings and OR property in the
9 vicinity, -is-hereby-declared-to-be-a-public-nuisance. If
10 the state fire marshal or the chief of a fire department
11 or fire district upon-an-examination-or-inspection, finds
12 that a building or other structure,-which-for-want--of
13 proper-repair,-by-reason-of-age-and-dilapidated-condition,
14 defective--or--peerly--installed-electric-wiring-or-equip-
15 ment,-defective--chimneys,-defective--gas--connections,
16 defective--heating--apparatus--or--for--any-other-cause-or
17 reason is especially liable to fire, and which-building-or
18 other-structure-is-so-situated-as-to-endanger-ether ENDAN-
19 GERS PEOPLE, buildings or property in the vicinity, the
20 officer shall order the structure to be repaired, torn
21 down or demolished, all materials removed and all danger-
22 ous conditions remedied.

23 (b) The order shall be in writing, shall-recite

1 STATE the grounds therefor and shall be filed in the
2 office of the clerk of the district court of the county in
3 which the building or structure ~~so-ordered-to-be-altered;~~
4 ~~repaired-or-demolished~~ is situated. ~~and--thereupon--all~~
5 ~~further--proceedings--for-the-enforcement-thereof-shall-be~~
6 ~~had-in-said-court.~~ A copy of the order filed-as--aforesaid
7 shall be served IN ACCORDANCE WITH THE WYOMING RULES OF
8 CIVIL PROCEDURE upon the owner AND ANY OCCUPANTS of the
9 building or structure ~~so-directed-to-be-altered, repaired~~
10 ~~or-demolished,~~ together with a written notice that the
11 same ORDER has been so filed and will be put in force
12 unless the owner, OR occupant ~~or-tenant-shall--file~~ FILES
13 HIS OBJECTIONS OR ANSWER with the clerk of the said DIS-
14 TRICT court ~~his-objections-or-answer--thereto~~ within the
15 time specified in ~~section-35-436-23-of-the-statutes--if~~
16 ~~there-is-a-tenant-occupying-the--building,--service--shall~~
17 ~~also-be-made-upon-the-occupant.--Service-shall-be-made-upon~~
18 ~~the-owner-and-occupant,--if-there-is-one,--personally-either~~
19 ~~within-or-without-the-state,--but-if-the-whereabouts-of-the~~
20 ~~owner--is--unknown--and-cannot-be-ascertained-by-the-state~~
21 ~~fire-marshal-or-the-chief-of-a--fire--department--or--fire~~
22 ~~district--by--the--exercise--of-reasonable-diligence,--then~~
23 ~~upon-his-filing-in-the-office-of-the-clerk-of-the-district~~
24 ~~court-his-affidavit-to-this-effect,--service-of-the--notice~~

1 upon--the--owner--may-be-made-by-the-clerk-of-the-district
2 court-by-publication-of-the-same-in--accordance--with--the
3 Wyoming-Rules-of-Civil-Procedure-for-service-of-summons-by
4 publication-in-civil-actions-and-by-posting W.S. 35-9-112.
5 A copy thereof OF THE ORDER SHALL BE POSTED in a conspic-
6 uous place upon the building or structure. 7--and--the
7 service--so--made--shall-be-deemed-to-be-complete-upon-the
8 expiration-of-the-publication-period. Proof-of-service--of
9 the--notice--shall--be-filed-in-the-office-of-the-clerk-of
10 the-district-court-within-five-(5)-days--after--completion
11 of-the-service-thereof:

12 35-9-123, 35-9-112. Same; answer to notice or order.
13 WITHIN TWENTY (20) DAYS OF SERVICE OF AN ORDER UNDER W.S.
14 35-9-111(a) the owner of-any-building-so-condemned, or-any
15 occupant-or-lessee-upon-whom-such-notice-or-order-shall-be
16 served,--within--twenty--(20)--days--from--the--date--such
17 service, as-herein-provided, OR OCCUPANT may file with the
18 clerk of the district court and serve upon the said coun-
19 cil written--objections--to--said-order-in-the-form-of an
20 answer, denying the existence of any of the facts--therein
21 cited--which--he--desires-to-controvert ALLEGATIONS IN THE
22 ORDER. If no answer is so filed and served, the-owner--and
23 all--other--persons--in--interest-shall-be-deemed-to-be-in
24 default-and-thereupon the court shall affirm the order of

1 condemnation and ~~direct--the--state--fire-marshal-or-the~~
2 ~~chief-of-a-fire-department-or-a-fire-district--to--proceed~~
3 ~~with-the-enforcement-thereof~~ FIX A TIME IN WHICH THE ORDER
4 SHALL BE ENFORCED. If an answer is filed and served, as
5 ~~herein-provided,~~ the court shall hear and determine the
6 issues ~~so raised and-give-judgment-thereon~~ as herein pro-
7 vided IN W.S. 35-9-113.

8 ~~35-9-124,~~ 35-9-113. Same; hearing. ~~The--court,~~ Upon
9 application of the state fire marshal or the chief of a
10 fire department or ~~a-fire~~ district, THE COURT shall make
11 its order ~~fixing a time-and-place-for-the hearing,~~ which
12 ~~time-shall-be~~ within twenty (20) days from the date of the
13 filing of the answer, ~~or-as-seen-thereafter-as-the--matter~~
14 ~~may--be-heard.~~ If ~~upon-trial~~ THE COURT SUSTAINS the order,
15 ~~is-sustained,~~ judgment shall be given ~~--accordingly--and--a~~
16 ~~time~~ THE COURT shall be ~~fixed~~ FIX A TIME within which the
17 ~~building-or--structure--shall--be--altered,~~ ~~destroyed--or~~
18 ~~repaired,~~ ~~--as--the--case--may--be,~~ ~~--in-compliance-with~~ the
19 order, ~~but~~ SHALL BE ENFORCED. Otherwise the court shall
20 annul or set aside the order of condemnation.

21 ~~35-9-125,~~ 35-9-114. Same; appeal. An appeal from the
22 judgment of the district court may be taken by the owner
23 or ~~other--party--in-interest-in-the-property-and-shall-be~~

1 perfected OCCUPANT in accordance with ~~any--rules--of--the~~
2 ~~supreme-court-of~~ the state-of Wyoming governing-the-taking
3 ~~of--appeals--from-the-several-district-courts-of-the-state~~
4 ~~of-Wyoming-in-civil-actions~~ RULES OF APPELLATE PROCEDURE.

5 35-9-126, 35-9-115. Same; sale of materials; expense
6 a lien; disposition of proceeds. If the owner or other
7 party--in--interest OCCUPANT fails to comply with the AN
8 order of condemnation ~~of--a--building--or--structure,--as~~
9 ~~herein--provided,~~ within the time fixed by the court, in
10 ~~case-a-trial-is-had-therein,--or--has-failed-to-appeal--from~~
11 ~~the--judgment,~~ then the state fire marshal or the chief of
12 a fire department or a--fire district shall ~~proceed--to~~
13 ~~cause~~ ALTER, REPAIR OR DEMOLISH the building or structure
14 ~~to-be-altered,--repaired-or-demolished~~ in accordance with
15 ~~the--directions--contained--in~~ the order. If a building or
16 structure is demolished in accordance with the order, he
17 THE STATE FIRE MARSHAL OR THE CHIEF OF A FIRE DEPARTMENT
18 OR DISTRICT may ~~sell--or~~ dispose of the salvaged materials
19 ~~therefrom~~ at public auction upon five (5) days posted
20 notice. He shall keep an accurate account of the expenses
21 incurred in carrying out the order, ~~and~~ HE shall ~~credit~~
22 ~~thereon-the-proceeds-of-any-salvage-sale,--and-shall~~ report
23 his action ~~thereon--with~~ AND PRESENT a statement of
24 ~~expenses,--or-balance-thereof,~~ the expenses incurred by him

1 and the amount,--if--any, received from the ANY salvage
2 sale, to the court for approval and allowance. The court
3 shall examine, correct if necessary and allow the expense
4 account. The amount allowed constitutes a lien against the
5 real estate on which the building or structure is or was
6 situated and if the amount thereof is not paid by the
7 owner or ~~ether-party-in-interest~~ OCCUPANT within six (6)
8 months after the amount has been examined and approved by
9 the court, as-aforesaid, the real estate shall be sold
10 under ~~proper~~ COURT order ~~of-court~~ by the COUNTY sheriff ~~of~~
11 ~~the-county-in-which-situated~~ in the manner provided by law
12 for the sale of real estate upon execution. The proceeds
13 of the sale shall be paid into the state treasury. If the
14 amount received as salvage or on sale exceeds the expense
15 incurred by the state fire marshal or the chief of a THE
16 fire department or ~~fire~~ district, the court shall direct
17 the payment of the surplus to the previous owner for his
18 use and benefit.

19 35-9-127, 35-9-116. Removal of combustible material;
20 remedy of flammable conditions. If the state fire marshal
21 or THE chief of any A fire department or ~~fire~~ district ~~in~~
22 ~~the-state-of-Wyoming~~ finds ~~in--any--building--or--premises~~
23 ~~subject--to--their-inspection-any~~ combustible materials or
24 flammable conditions or fire hazards IN A BUILDING OR ON

1 PREMISES SUBJECT TO AN INSPECTION AND THE MATERIALS OR
2 CONDITIONS ARE dangerous to the safety of the buildings,
3 premises or to--the public, the officer shall order the
4 ~~material, conditions or hazards~~ MATERIALS to be removed or
5 CONDITIONS remedied. The order shall be in writing and
6 ~~directed--generally--to~~ SHALL BE SERVED UPON the owner,
7 lessee, agent or occupant, ~~of the--building--or--premises,~~
8 ~~and--any--owner,--lessee,--agent--or--occupant--upon--whom--a~~
9 ~~notice~~ A PERSON WHO is served, ~~who~~ AND fails to comply
10 ~~therewith~~ within twenty-four (24) hours ~~thereafter~~ AFTER
11 SERVICE, unless the order prescribes a longer time, is
12 guilty of a misdemeanor, ~~and~~ The material may be removed
13 or ~~dangerous~~ THE condition corrected at the expense of ~~the~~
14 ~~owner--of--the--building--or--premises--or--at--the--expense--of--the~~
15 ANY person ~~upon--whom--service--is--made,--or--both~~ SERVED. The
16 state fire marshal or THE chief of ~~any~~ A fire department
17 or ~~fire~~ district ~~in--the--state--of--Wyoming~~ may maintain ~~all~~
18 ~~necessary~~ actions for the recovery ~~thereof~~ OF THE
19 EXPENSES. IN THE EVENT OF A HAZARD OF IMMEDIATE LIFE
20 THREATENING SEVERITY, THE STATE FIRE MARSHAL OR THE CHIEF
21 OF A FIRE DEPARTMENT OR DISTRICT MAY ORDER EVACUATION OF A
22 BUILDING OR AREA AND MAY IMPLEMENT EMERGENCY MEASURES TO
23 PROTECT LIFE AND PROPERTY AND TO REMOVE THE HAZARD.

24 ~~35-9-128~~ 35-9-117. Same; appeal to council. If the

1 AN owner or occupant deems-himself aggrieved by an order
2 of an officer under the--preeding--section,--he W.S.
3 35-9-116 may appeal to the council within forty-eight (48)
4 hours. 7--and The cause of the complaint shall at--once be
5 investigated IMMEDIATELY by direction of the council.
6 Unless the order is revoked by the council, it shall
7 remain in force and the owner or occupant shall comply.

8 35-9-129, 35-9-118. Exceptions. (a)-Any-person, firm
9 or-corporation-violating-W.S.-35-436.1--through--35-436.31
10 is--guilty-of-a-misdemeanor,--and-each-such-person-shall-be
11 deemed-guilty-of-a-separate-offense-for-each-and-every-day
12 or-portion-thereof-during--which--any--violation--of--W.S.
13 35-436.1--through--35-436.31--is--committed,--continued-or
14 permitted,--and-upon-conviction-such-person-shall--be--pun-
15 ishable--by--a-fine-of-not-more-than-three-hundred-dollars
16 (\$300.00)-or-by-imprisonment-for-not-more-than-ninety-(90)
17 days,--or-both,--(b)-Violators-of-any-provision-of-this-act
18 may-also-be-enjoined-or-ousted-from-the-continuing-of--the
19 violation--by-proceedings-brought-by-the-district-attorney
20 for-the-proper-county-or-by-the-attorney-general,--regard-
21 less-of-whether-criminal-proceedings-have-been-instituted.
22 (c)

23 (a) W.S. 35-436.1 35-9-106 through 35-436.31

1 35-9-117 do not apply to: installations-on

2 (i) Farms or ranches of forty (40) acres or
3 more on deeded land;7

4 (ii) County memorial hospitals, hospital dis-
5 tricts, private hospitals and other health care facili-
6 ties;7

7 (iii) Mines or their appurtenant facilities,
8 oil field operations, petroleum refineries~~7--B.P.~~ AND
9 LIQUEFIED PETROLEUM gas ~~(propane)~~ facilities;7

10 (iv) Railway shops, railway buildings~~7~~ (except
11 those used for public assembly, cafeterias, dormitories,
12 etc.), rolling stock~~7~~ and locomotive equipment;7

13 (v) Automotive equipment employed by a
14 railway, gas, electric or communication utility in the
15 exercise of its function as a public utility. ~~The--term~~
16 ~~"appurtenant-facilities"--shall-not-include-other-buildings~~
17 ~~or--equipment--such--as-dormitories,--cafeterias,--assembly,~~
18 ~~etc.~~

19 (b) NOTHING IN THIS SECTION PROHIBITS THE STATE FIRE
20 MARSHAL FROM ASSISTING, UPON REQUEST, AN OWNER OR OPERATOR
21 OF PROPERTY LISTED IN SUBSECTION (a) OF THIS SECTION.

1 35-9-130. --Records-to-be-maintained;-inspection;--The
2 state-fire-marshal-shall-keep-in-his-office--a--record--of
3 all--fires--occurring--in--the--state;-the-origin-of-such
4 fires;-and-all-facts;-statistics-and-circumstances--relat-
5 ing--thereto--which--have-been-determined-by-investigation
6 under-the-provisions-of-this--act;-Except--the--testimony
7 given--upon--an-investigation;-the-record-shall-be-open-at
8 all-times-to-public-inspection;

9 35-9-131. --Report-to-council-and-governor;--The-state
10 fire-marshal-shall-make--an--annual--report--containing--a
11 detailed--statement-of-his-official-actions-and-the-trans-
12 actions-of-his-department--to--the--council;--The--council
13 shall--submit--the-report-to-the-governor-with-such-recom-
14 mendations-and-comments-thereon-as-it-may-deem--necessary;

15 35-9-132, 35-9-119. Duties of chief electrical
16 inspector. (a) The-chief-electrical-inspector-shall--serve
17 as--head--of--the--electrical-safety-division;-He-shall-be
18 paid-an-annual-salary-provided-by-the--personnel--division
19 of-the-department-of-administration-and-fiscal-control;-He
20 shall--be--allowed--per--diem-and-mileage-at-the-same-rate
21 paid-to-other-state-employees-incurred-in-the-discharge-of
22 his-official-duties;-and-shall-give-his-entire-time-to-the
23 duties-of-his-office;--(b)

1 (a) The chief electrical inspector ~~is--responsible~~
2 ~~for~~ SHALL:

3 (i) ~~The--enforcement--of~~ ENFORCE the minimum
4 requirements for electrical installations ~~within-the-state~~
5 ~~except for-these-cities,-towns-and-counties~~ IN LOCALITIES
6 which have ~~elected--to--enforce--the-requirements-of-the~~
7 ~~National--Electrical--Code--within---their---jurisdictions~~
8 RECEIVED ENFORCEMENT AUTHORITY FOR ELECTRICAL SAFETY STAN-
9 DARDS UNDER W.S. 35-9-121; ~~and-(ii)-licensing-of-all-elec-~~
10 ~~trical--contractors,-master--electricians--and-journeyman~~
11 ~~electricians,-(c)-The-chief--electrical--inspector--shall~~
12 ~~collect--fees-only-for-inspections-performed-not-to-exceed~~
13 ~~those-specified-in-W.S.-35-9-140(b)--(d)-The-chief--elec-~~
14 ~~trical-inspector-shall~~

15 (ii) Aid cities, towns, counties, ~~electrical~~
16 ~~contractors,-electricians~~ and inspectors in ~~their~~ under-
17 standing of the National Electrical Code; ~~-(c)-The-chief~~
18 ~~electrical-inspector-is-responsible-for--making--interpre-~~
19 ~~tations-of~~

20 (iii) DISTRIBUTE COPIES OF THE NATIONAL ELEC-
21 TRICAL CODE AT COST;

22 (iv) INTERPRET the National Electrical Code;

1 and is responsible for the supervision of all

2 (v) SUPERVISE deputy electrical inspectors.

3 35-9-133.---Definitions:

4 (a) The term "master electrician" means a person hav-
5 ing at least four (4) years practical experience in the
6 electrical wiring industry with technical knowledge to
7 properly plan, lay out, and supervise the physical
8 installation and repair of wiring apparatus and equipment
9 for electric light, heat, power, and other purposes in
10 accordance with the National Electrical Code, and, where
11 applicable, city ordinances.

12 (b) The term "journeyman electrician" means a person
13 having at least four (4) years experience in the elec-
14 trical wiring industry with technical knowledge to wire
15 for, supervise, install, and repair electrical apparatus
16 and equipment for light, heat, power, and other purposes,
17 in accordance with the National Electrical Code and, where
18 applicable, city ordinances.

19 (c) The term "electrical contractor" means any
20 person, firm, copartnership, corporation, association, or
21 combination thereof, who contracts or offers to contract
22 for another the planning, laying out, supervising, and

1 installing--or--the--making-of-additions, alterations, and
2 repairs-in-the-installation-or-wiring-apparatus-and-equip-
3 ment-for-electric-light, heat, and power-for-compensation.
4 Such-contractor-shall-be-or-employ-a--master--electrician.
5 Any--person-who-only-plans-or-designs-electrical-installations-need-not-be-classed-as-an-electrical-contractor.

7 (d)--The--term--"apprentice--electrician"--means--any
8 person-with-insufficient-qualifications-to-be-a-journeyman
9 electrician-and-who-is-hired-by-a-licensed-electrical-con-
10 tractor--to--assist--a--journeyman--or-master-electrician.
11 Every-electrical-contractor-shall-notify-the--chief--elec-
12 trical--inspector--in--writing--of-the-name-and-address-of
13 each-apprentice-electrician-employed-by-him, and-the--date
14 of-employment-or-termination-of-employment-within-ten-(10)
15 days--of--the-action.--Only-licensed-journeymen-and-master
16 electricians-shall-supervise-apprentice--electricians--and
17 no--journeyman--or-master-electrician-shall-supervise-more
18 than-two-(2)-apprentice-electricians-at-any-time.

19 35-9-134, 35-9-120. Minimum requirements for elec-
20 trical installations; inspections; fees.

21 (a) The installation of electric conductors--and
22 equipment including-wiring in or on buildings, mobile
23 homes and premises including-the-conductors-that-connect

1 ~~the installations to a supply of electricity~~ shall be made
2 subject to the APPLICABLE minimum requirements of the
3 National Electrical Code. ~~The chief electrical inspector~~
4 ~~shall distribute copies of the National Electrical Code to~~
5 ~~any interested person at cost and shall institute programs~~
6 ~~to educate and inform electricians and electrical contrac-~~
7 ~~tors as to minimum standards required by law.~~

8 (b) State THE CHIEF electrical inspectors--shall
9 INSPECTOR AND HIS DEPUTIES:

10 (i) Have the right of ingress or egress to all
11 buildings or other structures owned or leased by the state
12 or local governmental entities during reasonable working
13 hours ~~for the purpose of making~~ TO MAKE electrical inspec-
14 tions; ~~and the inspectors~~

15 (ii) May inspect any ~~other~~ building or struc-
16 ture; ~~at the request of the owner thereof or~~

17 (A) With a search warrant issued by a
18 district court after a finding of probable cause that
19 there is a violation of state law regarding electrical
20 installations; ~~and electrical equipment or material shall~~
21 ~~not be used in the state of Wyoming unless listed by~~
22 ~~Underwriters Laboratories or other nationally recognized~~

1 safety--testing--laboratories-approved-by-the-council:-The
2 council-shall-adopt-as-criteria-for--approval--of--certain
3 electrical--equipment--or--material;-the--listing--of-the
4 equipment-or-material-by-a--nationally--recognized--safety
5 testing--laboratory--properly--equipped--and-qualified-for
6 experimental-testing;-inspection-of-runs-or-goods-at-boxes
7 and-service-value-determination-through-field--inspection.
8 OR

9 (B) WITHIN THIRTY (30) DAYS AFTER SUB-
10 STANTIAL COMPLETION OF THE INSTALLATION FOR WHICH AN ELEC-
11 TRICAL WIRING PERMIT WAS ISSUED.

12 (iii) SHALL INSPECT ANY BUILDING OR STRUCTURE
13 WITHIN THREE (3) BUSINESS DAYS OF THE REQUEST OF THE OWNER
14 OR THE GENERAL OR ELECTRICAL CONTRACTOR INSTALLING THE
15 ELECTRICAL EQUIPMENT.

16 (c) FOR ANY REQUESTED INSPECTION CONDUCTED BY THE
17 CHIEF ELECTRICAL INSPECTOR OR HIS DEPUTY A FEE ESTABLISHED
18 BY THE BOARD BY RULE NOT TO EXCEED THE FOLLOWING SHALL BE
19 PAID BY THE PERSON MAKING THE REQUEST:

20 (i) EACH RESIDENTIAL UNIT \$ 10.00
21 PLUS \$.25 PER AMPERE RATING OF THE ELECTRICAL SERVICE;

22 (ii) MOBILE HOME SERVICES \$ 10.00 .

1 PLUS \$.25 PER AMPERE RATING OF MOBILE HOME;

2 (iii) TEMPORARY SERVICES \$ 10.00

3 EACH;

4 (iv) REMODELS OF RESIDENTIAL UNITS ... \$ 10.00

5 PLUS 1% OF THE VALUE OF ANY ELECTRICAL INSTALLATION
6 INCLUDED IN THE REMODEL;

7 (v) ALL OTHER ELECTRICAL INSTALLATIONS

8 \$ 10.00

9 PLUS \$.25 PER AMPERE RATING OF THE ELECTRICAL SERVICE;

10 (vi) REINSPECTIONS \$ 25.00

11 PLUS \$.10 PER AMPERE RATING OF THE ELECTRICAL SERVICE.

12 (d) INSPECTION FEES WILL NOT BE CHARGED FOR INSPEC-
13 TIONS MADE ON INSTALLATIONS THAT ARE NOT UNDER NEW CON-
14 STRUCTION OR REMODELING.

15 (e) NO PERSON SHALL INSTALL ELECTRICAL EQUIPMENT IN
16 NEW CONSTRUCTION OR REMODELING, IF THE REMODELING REQUIRES
17 A PUBLIC UTILITY TO CONNECT OR DISCONNECT AND RESTORE
18 ELECTRICAL POWER, OF A BUILDING, MOBILE HOME OR PREMISES
19 WITHOUT OBTAINING AN ELECTRICAL WIRING PERMIT. ELECTRICAL
20 WIRING PERMITS SHALL BE ISSUED BY THE CHIEF ELECTRICAL
21 INSPECTOR UPON REQUEST AND WITHOUT CHARGE. EACH PERMIT

1 SHALL EXPLAIN PROCEDURES AND COSTS FOR INSPECTIONS BY THE
2 CHIEF ELECTRICAL INSPECTOR. THIS SUBSECTION DOES NOT
3 APPLY TO MUNICIPALITIES AND COUNTIES GRANTED LOCAL
4 ENFORCEMENT AUTHORITY FOR ELECTRICAL SAFETY STANDARDS
5 UNDER W.S. 35-9-121 AND TO EXEMPT INSTALLATIONS UNDER W.S.
6 35-9-123(a)(ii) THROUGH (v).

7 35-9-121. Local enforcement.

8 (a) THE STATE FIRE MARSHAL SHALL DELEGATE COMPLETE
9 AUTHORITY TO MUNICIPALITIES AND COUNTIES WHICH APPLY TO
10 ENFORCE AND INTERPRET LOCAL OR STATE FIRE, ENERGY
11 EFFICIENCY, BUILDING OR ELECTRICAL SAFETY STANDARDS. THE
12 STATE FIRE MARSHAL SHALL NOTIFY THE GOVERNING BODY OF THE
13 MUNICIPALITY OR COUNTY OF THE MINIMUM STANDARDS AND
14 REQUIREMENTS OF THIS ACT AND W.S. 16-6-501 AND 16-6-502
15 AND TRANSFER JURISDICTION AND AUTHORITY BY LETTER. NOTHING
16 IN THIS SECTION AFFECTS THE AUTHORITY OF THE STATE FIRE
17 MARSHAL OR CHIEF ELECTRICAL INSPECTOR REGARDING STATE
18 OWNED OR LEASED BUILDINGS.

19 (b) A MUNICIPALITY OR COUNTY WHICH HAS ENFORCEMENT
20 AUTHORITY UNDER THIS SECTION MAY CREATE ITS OWN APPEALS
21 BOARDS TO DETERMINE THE SUITABILITY OF ALTERNATE MATERIALS
22 AND TYPES OF CONSTRUCTION. THE BOARDS SHALL BE APPOINTED
23 AND REMOVED BY THE GOVERNING BODY OF THE MUNICIPALITY OR

1 COUNTY. THE COUNCIL ON FIRE PREVENTION, ELECTRICAL SAFETY
2 AND ENERGY EFFICIENCY IN BUILDINGS AND THE ELECTRICAL
3 BOARD SHALL SERVE AS APPEALS BOARDS FOR A MUNICIPALITY OR
4 COUNTY THAT HAS NOT CREATED AN APPEALS BOARD UNDER THIS
5 SUBSECTION.

6 DIVISION 3

7 ELECTRICAL LICENSING

8 35-9-122. Chief electrical inspector responsible for
9 licensing. THE CHIEF ELECTRICAL INSPECTOR IS RESPONSIBLE
10 FOR LICENSING ELECTRICAL CONTRACTORS, MASTER ELECTRICIANS
11 AND JOURNEYMAN ELECTRICIANS AND SHALL PASS ON THE FITNESS
12 AND QUALIFICATIONS OF APPLICANTS FOR LICENSES.

13 35-9-123. Electrical installations to be
14 performed by licensed electricians; exceptions.

15 (a) ~~The--installation--of--electrical--wiring--in--every~~
16 ~~building,--mobile--home--or--premises--in--the--state--shall--be~~
17 ~~done--only--by~~ Licensed electrical contractors employing
18 master or journeymen electricians, or apprentice electri-
19 cians ~~under--the--direct--supervision--of~~ SUPERVISED BY a
20 master or journeyman electrician; ~~(b)--The--provisions--of~~
21 ~~(a)--shall--not--apply--to~~ SHALL INSTALL ALL ELECTRICAL EQUIP-
22 MENT OTHER THAN ON:

1 (i) ~~Installations--by--persons-on-their-own-or~~
2 ~~leased~~ Property including OWNED OR LEASED BY a PERSON WHEN
3 THE PERSON, HIS partner or A major stockholder of a family
4 corporation ~~is~~ OF WHICH HE IS A STOCKHOLDER IS INSTALLING
5 THE EQUIPMENT AND the property is not for immediate
6 resale;

7 (ii) Oil field operations, railroads,
8 petroleum refineries, mines, and their appurtenant facili-
9 ties;

10 (iii) A Gas, electric or communication ~~facili-~~
11 ~~ity-in-the-exercise-of--its~~ FACILITIES EXERCISING THEIR
12 function as a public ~~utility~~ UTILITIES;

13 (iv) Cable-TV, A.M. or F.M. radio stations,
14 television stations and related services;

15 (v) FARMS OR RANCHES OF FORTY (40) ACRES OR
16 MORE ON DEEDED LAND.

17 ~~(c)~~ (b) Exceptions shall not apply to anyone who con-
18 tracts or subcontracts to or for any exempt person, part-
19 nership or corporation. ~~Low-voltage-wiring,--sign--wiring,~~
20 ~~elevator--wiring-and-water-well-wiring-may-be-installed-by~~
21 ~~persons-holding-a-limited--license--as--provided--by--W.S.~~

1 ~~35-9-138(c)-~~

2 ~~35-9-136,~~ 35-9-124. Powers and duties of board;
3 appeals.

4 ~~(a) The electrical inspector shall enforce the rules~~
5 ~~and regulations of the department regarding electrical~~
6 ~~installations and licensing of electrical contractors and~~
7 ~~electricians and the provisions of W.S. 35-9-101 through~~
8 ~~35-9-140. The electrical licensing board shall suspend or~~
9 ~~cancel the license of any licensee for flagrant violation~~
10 ~~of this act or rules and regulations formulated by the~~
11 ~~electrical licensing board. The electrical licensing board~~
12 ~~shall:~~ formulate such

13 (i) ADOPT rules and regulations ~~as necessary~~
14 ~~to carry out the provisions of this act and for exami-~~
15 ~~nation of applicants for license. The chief electrical~~
16 ~~inspector shall pass on the fitness and qualifications of~~
17 ~~applicants for licenses:~~ TO IMPLEMENT W.S. 35-9-122
18 THROUGH 35-9-130;

19 (ii) REGARDING THE INSTALLATION OF ELECTRICAL
20 EQUIPMENT AND ELECTRICAL SAFETY STANDARDS, HEAR APPEALS TO
21 DETERMINE THE SUITABILITY OF ALTERNATE MATERIALS AND TYPE
22 OF CONSTRUCTION AND TO INTERPRET AND GRANT VARIANCES FROM

1 RULES AND REGULATIONS OF THE COUNCIL.

2 (b) Any applicant may appeal a decision of the chief
3 electrical inspector to the ~~electrical--licensing~~ board.
4 ~~and-may-appeal-a-decision-of-the-council.~~

5 (c) THE BOARD SHALL SUSPEND OR CANCEL THE LICENSE OF
6 ANY LICENSEE FOR FLAGRANT VIOLATION OF THIS ACT OR THE
7 RULES AND REGULATIONS OF THE BOARD.

8 ~~(b)~~(d) Any person, ~~firm-or-corporation~~ whose appli-
9 cation for a license is denied or whose license is sus-
10 pended, ~~or cancelled OR REFUSED by the electrical--licens-~~
11 ~~ing board,--or-who-is-refused-a-license-by-the-electrical~~
12 ~~licensing-board~~ may appeal to the appropriate district
13 court.

14 ~~35-9-137, 35-9-125.~~ Electrical contractor's license.
15 ~~Each-electrical-contractor-shall;~~

16 (a) ~~On or before the-first-day-of~~ July 1 of each
17 year, AN ELECTRICAL CONTRACTOR SHALL file with the chief
18 electrical inspector ~~of-the-state-of-Wyoming-an~~ A LICENSE
19 application in writing for each ~~firm-operated-by-him-in~~
20 ~~Wyoming-to-obtain-a-license-therefor.--No-license-shall-be~~
21 ~~issued--until~~ OF HIS FIRMS. The applicant meets--the
22 ~~requirements--and--has--paid--to--the-electrical-licensing~~

1 ~~board-a-license~~ SHALL BE OR ACTIVELY EMPLOY A MASTER ELEC-
2 TRICIAN WHO IS NOT THE MASTER ELECTRICIAN OF RECORD FOR
3 ANY OTHER ELECTRICAL CONTRACTOR AND SHALL PAY THE fee as
4 ~~provided-in-section-35-436,40-of-the-statutes~~ REQUIRED BY
5 W.S. 35-9-129 for each firm operated by him. ~~All-licenses~~
6 ~~shall-bear~~ IF THE APPLICANT QUALIFIES, HE SHALL RECEIVE A
7 LICENSE WHICH BEARS the date of issue and ~~shall-expire~~
8 EXPIRES on ~~the-first-day-of~~ July 1 next following the date
9 of issue. Every

10 (b) AN electrical contractor ~~licensed--under--the~~
11 ~~provisions--of-this-act-shall-be~~ IS entitled to have RENEW
12 his license renewed for the ensuing year, ~~upon-the-expira-~~
13 ~~tion-of-his-license,~~ by the ~~--payment--to--the--council--of~~
14 PAYING the proper fee on or before the date ~~of-expiration~~
15 ~~of-the~~ HIS license period EXPIRES.

16 35-9-138, 35-9-126. Licensing of master electricians
17 and journeymen electricians; temporary permits; reciprocal
18 licenses; master for only one contractor.

19 (a) ~~(i)--All~~ APPLICANTS FOR master electricians-not
20 ~~being-electrical-contractors~~ and all journeymen electri-
21 ~~cians--performing--work--or--intending-to-perform-work-for~~
22 ~~hire-installing-electric-wiring--or--equipment--to--convey~~
23 ~~electric--current,--or--installing-apparatus-to-be-operated~~

1 ~~by-such-current~~ ELECTRICIAN LICENSES shall make--applica-
2 ~~tion--for--a--license~~ APPLY to the state CHIEF electrical
3 ~~inspector--The-application-shall-be~~ on a form furnished by
4 ~~the state-electrical~~ board and be accompanied by the
5 required examination fee. The form shall state the
6 applicant's full name, his address, the extent of his
7 experience, and such other information as-may-be required
8 by the ~~state-electrical~~ board. ~~Upon-applicant's--complying~~
9 AN APPLICANT WHO COMPLIES with the rules and-requirements
10 ~~promulgated-by~~ OF the ~~state-electrical~~ board, and,--being
11 IS qualified, successfully completes the examination, he
12 ~~shall-pay-to-the--state--electrical--board~~ AND PAYS the
13 required license fee and, upon-receipt-thereof, he shall
14 be issued the proper license by the CHIEF ELECTRICAL
15 inspector WHICH BEARS THE DATE OF ISSUE. Any-person
16 ~~serving-a-four-(4)-year-electrician--apprenticeship--under~~
17 ~~the--supervision--of-a-licensed-electrician-is-exempt-from~~
18 ~~the-licensing-provision-of-this-paragraph-during--training~~
19 A MASTER LICENSE SHALL EXPIRE ON JULY 1 IN THE THIRD YEAR
20 FOLLOWING THE YEAR OF ISSUE. A JOURNEYMAN LICENSE SHALL
21 EXPIRE ON JANUARY 1 IN THE THIRD YEAR FOLLOWING THE YEAR
22 OF ISSUE. Credit for the time spent in any electrical
23 school shall be given to the master electrician, OR jour-
24 neyman ~~electrician-or-apprentice~~ ELECTRICIANS for the time

1 spent in classes up to a total of two (2) years on the
2 aforementioned---four--(4)--year--requirement, EXPERIENCE
3 REQUIREMENTS.

4 ~~(ii)~~(b) Each electrician licensed under the--provi-
5 sions--of this act shall-be-entitled, upon-the-expiration
6 of-his-license, to-a-renewal thereof MAY RENEW HIS LICENSE
7 by the-payment-of PAYING fifty percent (50%) of the proper
8 license fee to the state-electrical board AND PROVIDING
9 PROOF OF ATTENDANCE AT NOT LESS THAN SIXTEEN (16) HOURS OF
10 TRAINING IN THE NATIONAL ELECTRIC CODE OR IN ADVANCES IN
11 THE ELECTRICAL INDUSTRY MEETING CRITERIA ESTABLISHED BY
12 THE BOARD on or before the date of-the-expiration-of his
13 license EXPIRES. AN ELECTRICIAN WHO APPLIES FOR RENEWAL
14 OF HIS LICENSE WITHIN FORTY-FIVE (45) DAYS AFTER ITS
15 EXPIRATION AND IS OTHERWISE ENTITLED TO RENEWAL OF HIS LI-
16 CENSE SHALL HAVE HIS LICENSE RENEWED BY PAYING AN ADDI-
17 TIONAL FEE OF FIFTY DOLLARS (\$50.00).

18 ~~(b)~~(c) The state-electrical board shall issue tempo-
19 rary permits to engage in the work of a journeyman elec-
20 trician to any-applicant A PERSON who APPLIES, furnishes
21 SATISFACTORY evidence satisfactory--to-the-board-that-he
22 has-the-required OF experience to qualify for the exami-
23 nation herein-provided-and-who-makes-necessary-application

1 and pays the REQUIRED fee, herein-provided-for-upon-appli-
2 cation. Temporary permits shall continue in effect not
3 longer than one hundred fifty (150) days and may be
4 revoked by the board at any time.

5 {e}--The--state--electrical-board-may-issue-a-limited
6 license-to-contractors-not-qualifying--for--an--electrical
7 contractor's-license-for-the-following-purposes:

8 {i}--The-installation-of-sound-systems,-burglar
9 alarms,-fire-alarm-systems-and-other-low-voltage-systems
10 of-under-ninety-(90)-volts;

11 {ii}--The-installation-of-electrical-signs--not
12 to-extend-past-the-load-side-of-the-sign-disconnect-within
13 sight;

14 {iii}--The--installation-of-elevator-wiring-not
15 to-extend-past-the-load-side-of--the--elevator--disconnect
16 within-sight-of-the-controllers;-and

17 {iv}--The-installation-of-electrical-wiring-for
18 water--wells-and-irrigation-systems-not-to-extend-past-the
19 load--side--of--the--disconnect--within---sight---of---the
20 controllers-for-the-well-or-system.

21 {d}--These--persons--licensed-under-the-provisions-of

1 ~~{c}~~-are-subject-to-licensing-requirements-as-determined-by
2 the-electrical-licensing-board-not-to-exceed-the-fees--set
3 forth-in-W.S.-35-9-140--Those-persons-in-business-prior-to
4 January--1,--1980,--who--are-required-to-be-licensed-under
5 provisions-of-~~{c}~~--shall--be--exempt--from--the--licensing
6 examination-requirements.

7 ~~{e}~~(d) The state-electrical board may issue a recip-
8 rocal license to any applicant for a journeyman or master
9 electrician license if the applicant has obtained an out-
10 of-state or foreign license through an examination which
11 is equal to or exceeds the Wyoming journeyman or master
12 electrician's examination.

13 ~~{f}~~(e) A master electrician shall be the master of
14 record for only one (1) contractor at one time.

15 35-9-127. Apprentice electricians. AN ELECTRICAL
16 CONTRACTOR MAY EMPLOY APPRENTICE ELECTRICIANS TO ASSIST A
17 JOURNEYMAN OR MASTER ELECTRICIAN. THE ELECTRICAL CONTRAC-
18 TOR SHALL NOTIFY THE CHIEF ELECTRICAL INSPECTOR IN WRITING
19 OF THE NAME AND ADDRESS OF EACH APPRENTICE ELECTRICIAN
20 EMPLOYED, AND THE DATE OF EMPLOYMENT OR TERMINATION OF
21 EMPLOYMENT WITHIN TEN (10) DAYS OF THE ACTION. A JOURNEY-
22 MAN OR MASTER ELECTRICIAN SHALL SUPERVISE EACH APPRENTICE
23 ELECTRICIAN. A JOURNEYMAN OR MASTER ELECTRICIAN SHALL NOT

1 SUPERVISE MORE THAN TWO (2) APPRENTICE ELECTRICIANS AT ANY
2 TIME.

3 35-9-128. Limited contractors license.

4 (a) THE BOARD MAY ISSUE A LIMITED LICENSE TO CON-
5 TRACTORS NOT QUALIFIED FOR AN ELECTRICAL CONTRACTOR'S LI-
6 CENSE FOR THE INSTALLATION OF:

7 (i) SOUND SYSTEMS, BURGLAR ALARMS, FIRE ALARM
8 SYSTEMS AND OTHER SYSTEMS UNDER NINETY (90) VOLTS;

9 (ii) ELECTRICAL SIGNS NOT TO EXTEND PAST THE
10 LOAD SIDE OF THE SIGN DISCONNECT WITHIN SIGHT;

11 (iii) ELEVATOR WIRING NOT TO EXTEND PAST THE
12 LOAD SIDE OF THE ELEVATOR DISCONNECT WITHIN SIGHT OF THE
13 CONTROLLERS;

14 (iv) ELECTRICAL WIRING FOR WATER WELLS AND
15 IRRIGATION SYSTEMS NOT TO EXTEND PAST THE LOAD SIDE OF THE
16 DISCONNECT WITHIN SIGHT OF THE CONTROLLERS FOR THE WELL OR
17 SYSTEM; AND

18 (v) MATERIALS NECESSARY FOR ROUTINE CHECKING
19 AND REPAIR OF LIGHT FIXTURES LIMITED TO REPLACEMENT OF
20 LAMPS, BALLASTS AND FIXTURE PARTS LOCATED IN BUILDINGS AND
21 THEIR PREMISES.

1 (b) PERSONS LICENSED UNDER THIS SECTION ARE SUBJECT
2 TO THE LICENSING REQUIREMENTS DETERMINED BY THE BOARD
3 INCLUDING FEES NOT EXCEEDING THOSE SET FORTH IN W.S.
4 35-9-129 AND MAY RENEW THEIR LICENSE IN THE SAME MANNER AS
5 AN ELECTRICAL CONTRACTOR.

6 ~~35-9-140.~~ 35-9-129. Fees.

7 (a) The fees for licenses ~~as provided by this act,~~
8 shall be determined by the ~~electrical licensing~~ board and
9 ~~adopted as provided by law,~~ but shall not exceed maximum
10 ~~amounts as follows:~~

11	(i) Contractor's license	\$200.00
12	(ii) Master electrician license	\$100.00
13	(iii) Journeyman electrician license	\$ 50.00
14	(iv) Working permit for journeyman	
15	electrician	\$ 25.00
16	(v) Examination fee	\$100.00
17	<u>(vi)</u> LIMITED CONTRACTOR'S LICENSE	\$ 25.00

18 ~~(b) -- The following fees shall apply for any inspec-~~
19 ~~tion conducted by the chief electrical inspector or his~~

1 deputy:

2 *{i}*--Residential--construction--and---extensive
3 remodeling--*{based--on--enclosed--living-area}*--but--not--to
4 include--extensions--to--or--minor--remodeling--of--existing
5 installations:

6 *{A}*--Not--more--than--2,000--sq.--ft.--\$-25.00

7 *{B}*--2,000--sq.--ft.--and--over-----\$-35.00

8 *{C}*--Reinspections-----\$-20.00

9 *{ii}*--All--other--fees--shall--be--computed--on--the
10 dollar--value--of--the--electrical--installation--including
11 fixtures--and--installation--costs--thereof--as--follows:

12 *{A}*--More--than--\$50--but--not--more--than--\$150

13 -----\$-10.00

14 *{B}*--More--than--\$150--but--not--more--than

15 \$300-----\$-15.00

16 *{C}*--More--than--\$300--but--not--more--than

17 \$2,000-----\$-20.00

18 *{D}*--More--than--\$2,000--but--not--more--than

19 \$50,000-----\$-10.00

20 per--each--\$1,000--valuation--or--fraction--thereof,

1 {E}--More-than-\$50,000-but-not-more--than
2 \$500,000-----\$-100.00
3 plus--\$3--per-each-\$1,000-valuation-or-fraction--thereof--of
4 total-valuation;

5 {F}--More-than-\$500,000-----\$-250.00
6 plus-\$1-per-each-\$1,000-valuation-or-fraction--thereof--of
7 total-valuation;

8 (e)--State-permits-and-inspection-fees-are-not-appli-
9 cable--to-municipalities-or-counties-which-have-elected-to
10 enforce-the-provisions-of-the-Uniform--Building--Code--and
11 the-National-Electrical-Code;

12 (d)--Inspection--fees-will-not-be-charged-for-inspec-
13 tions-made-on-installations-that-are-not--under--new--con-
14 struction--or--remodeling.--Example:-Annual-inspections-of
15 hospitals,-schools,-nursing-homes,-a-person-seeking-assur-
16 ance-that-his-home-or-establishment--does--not--present--a
17 safety-hazard,-a-state-owned-or-controlled-facility;

18 (e)--The-chief-electrical-inspector-shall-deposit-all
19 monies--received-by-him-from-fees-required-by-provision-of
20 this-act-with-the-state-revenue-department-who-shall-place
21 these-monies-into-the-general-fund;

1 ~~{f}--It shall be further provided--that--pursuant--to~~
2 ~~the--passage--of--this--act--there--shall--be--an--appropriation--~~

3 35-9-139; 35-9-130. Criminal penalties; other reme-
4 dies.

5 (a) Any A person ~~or corporation violating any provi-~~
6 ~~sion--of--this--act--shall--upon--conviction--thereof, if a~~
7 ~~person, be punished~~ WHO VIOLATES W.S. 35-9-101 THROUGH
8 35-9-130 COMMITS A MISDEMEANOR PUNISHABLE AS FOLLOWS:

9 (i) AN INDIVIDUAL, INCLUDING AN OFFICER OR
10 AGENT OF A CORPORATION OR ASSOCIATION WHO PARTICIPATES IN
11 OR IS AN ACCESSORY TO THE VIOLATION MAY BE PUNISHED by a
12 fine OF not more than five hundred dollars (\$500.00), ~~or~~
13 ~~by imprisonment for a term not to exceed~~ MORE THAN six (6)
14 months, ~~or by~~ revocation of his license, ~~or by such~~ fine,
15 imprisonment and revocation, ~~7-in-the--discretion--of--the~~
16 ~~court, and if~~

17 (ii) A corporation, MAY be punished by a fine
18 of not more than one thousand dollars (\$1,000.00), REVOCA-
19 TION OF ITS LICENSE OR BOTH. Any officer--or--agent--of--a
20 ~~corporation,--or--member--or--agent--of--a--partnership--or~~
21 ~~association, who shall personally participate--in--or--be~~
22 ~~accessory--to--any--violation--of--this--act--by--the--copartner-~~

1 ship, association, corporation shall be subject to the
2 penalties herein prescribed for an individual. Provided,
3 that a firm, association or corporation and its different
4 officers, agents, and servants may each be prosecuted
5 separately for violations of provisions of this act, and
6 acquittal or conviction of one officer, agent or servant
7 shall not abate the prosecution of the others.

8 (b) Violators of any provision of this act W.S.
9 35-9-101 THROUGH 35-9-130 may also be enjoined or ousted
10 from the continuing of the violation by proceedings
11 brought by the district OR COUNTY AND PROSECUTING attorney
12 for the proper county or by the attorney general, 7
13 regardless of whether criminal proceedings have been
14 instituted.

15 Section 2. This act is effective May 27, 1983.

16 (END)

1 HB0057H24/ *F*

① 2 Page 2-line 2 Delete.

F 3 Page 2-line 3 Delete "tions;".

4 Page 14-line 17 Reinsert stricken "Recommend"; delete
5 "ESTABLISH".

6 Page 15-lines 21 and 22 Strike and delete entirely and
7 redesignate subsequent paragraphs accord-
8 ingly.

② 9 Page 46-line 13 After "structures" strike balance of the
10 line.

F 11 Page 46-line 14 Strike entire line through "entities" and
12 insert "DEFINED BY W.S. 35-9-108 (a) (i)
13 through (v)".

14 Page 46-lines 19 through 21 Delete the standing committee
15 amendment (HB0057HS1/A) to these lines.

16 Page 46-line 20 Strike the first "or" insert "AND".

17 Page 47 lines 4 through 6 Delete entirely including the
18 standing committee amendment (HB0057HS1/A)
19 to these lines.

20 Page 47-after line 6 Delete paragraph (iii) created by the
21 standing committee amendment (HB0057HS1/A).

① *F* 22 Page 48-line 17 Delete entirely including the standing
23 committee amendment (HB0057HS1/A) to this
24 line.

25 Page 48-lines 18 through 21 Delete entirely.

26 Page 49-lines 1 through 7 Delete entirely.

27 Page 49-line 8 Delete entirely including the standing
28 committee amendment (HB0057HS1/A) to this
29 line.

30 Page 49-line 17 Delete "NOTHING".

31 Page 49-lines 18 through 20 Delete entirely. -WALLIS *dy*

HB 0057 HSI/

H-18

THE LEGISLATURE OF THE STATE OF WYOMING

House of Representatives

Cheyenne, January 21, 1983

Mr. Speaker:

Your Committee No. 9 on MINES, MINERALS AND IND. DEVELOPMENT
to whom was referred H.B. No. 0057
respectfully reports same back to the House with the recommendation that
DO PASS with the following amendments on attached page:

AYES

Barlow
Parker
Urbigit
Weaver
Arnold
Strand
Blackwell
Hendricks
Murphy

NOES

Getter

EXCUSED

Nyla G. Murphy
Chairman

1 HB0057H23/F CORRECTED COPY

2 Page 15-line 21 Strike "Recommend" insert "ESTABLISH".
3 -HANSEN

1 HB0057HW2/F

F 2 Page 23-line 3 After "marshal" insert ", CHIEF ELECTRICAL
3 INSPECTOR OR ANY OF THEIR SUBORDINATES".

F 4 Page 49-line 17 Delete "NOTHING".

5 Page 49-lines 18 through 20 Delete entirely. -STAUFFER

DAF

- Page 1 - Line 9 Delete "increasing the membership of the electrical board;". *Remove dash*
- Page 1 - Line 10 *electrical board;* *removed dash* *(LC)*
- Page 2 - Line 1 Delete "dures" and insert "PROCEDURES". *providing*
- Page 5 - Line 17 After "BUILDING" insert "OR ITS ELECTRICAL SYSTEM".
- Page 7 - Line 2 *After ","* Delete "THE" in both places and insert "AN"; after "OR" *delete "THE" insert "AN"*
- Page 7 - Line 9 Reinsert stricken "three-(3)".
- Page 7 - Line 10 Delete "FIVE (5)".
- Page 7 - Lines 17 through 19: Strike existing language and delete inserted *entirely* language.
- Page 8 - Line 1 and 2 Delete inserted language *and* "EMPLOYED BY A PUBLIC".
- Page 8 - Line 2 Delete.
- Page 19 - Line 14 Delete "PLACES" and insert "PHASES".
- Page 25 - Line 7 Delete "SUBMITTED" and insert "RESUBMITTED".
- Page 46 - Lines 19 through 21: Strike existing language and delete inserted *entirely* language.
- Page 46 - Line 22 Delete "(B)" and insert "(A)".
- Page 47 - Line 4 Delete "(C)" and insert "(B)"; Delete "SIX (6) MONTHS" and insert "THIRTY (30) DAYS"; following "AFTER" insert "SUBSTANTIAL".
- Page 47 after Line 6 Insert: "(iii) SHALL INSPECT ANY BUILDING OR STRUCTURE WITHIN THREE (3) BUSINESS DAYS OF THE REQUEST OF THE OWNER OR THE GENERAL OR ELECTRICAL CONTRACTOR INSTALLING THE ELECTRICAL EQUIPMENT."
- Page 47 - Lines 7 through 17: Strike existing language and delete inserted *entirely* language.
- Page 47 - Line 18 Delete "(d)" and insert "(c)"; Delete "THE FOLLOWING FEES SHALL APPLY".
- Page 47 - Line 20 *Delete and* After "DEPUTY" insert "A FEE".
- ~~Page 47 - Line 21~~ After "REQUEST" insert "ESTABLISHED BY THE BOARD BY RULE NOT TO EXCEED THE FOLLOWING".
- Page 48 - Line 14 Delete "(e)" and insert "(d)".
- Page 48 - Line 17 Delete "(f)" and insert "(e)".
- Page 49 - Line 8 Delete "35-9-123(a)" and insert "35-9-123(a) (ii) THROUGH (v)".

- Page 49 - Line 16 Delete "35-13-101" and insert "16-6-501"; delete "35-13-102" and insert "16-6-502".
- Page 59 - Line 14 Delete "AND",
- Page 59 - Line 18 Delete "." and insert "; AND".
- Page 59 after Line 18 Insert: "(v) EQUIPMENT NECESSARY FOR MAINTENANCE OF EXISTING POWER UTILIZATION EQUIPMENT IN BUILDINGS AND THEIR PREMISES NOT TO EXCEED 150 VOLTS SINGLE PHASE." ,
- Page 63 - Line 15 Before "." insert ", REVOCATION OF ITS LICENSE OR BOTH".
- Page 64 - Line 7 After "district" insert "OR COUNTY AND PROSECUTING".

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