

TITLE 310. OKLAHOMA STATE DEPARTMENT OF HEALTH**CHAPTER 451. FIRE EXTINGUISHER INDUSTRY****SUBCHAPTER 1. GENERAL PROVISIONS****310:451-1-1.Purpose**

The rules in this Chapter implement the Fire Extinguisher Licensing Act, Title 59 O.S. Supp. 2007, Section 1820.1 et seq.

310:451-1-2.Definitions

The following words or terms, when used in this Chapter, shall have the following meaning, unless the context clearly indicates otherwise:

"Certificate of course completion" means a document acceptable to the Committee which signifies satisfactory completion of course work.

"Certification of a system" means testing per applicable code of any pre-engineered or engineered fire suppression system by a properly licensed individual working for a properly licensed company to verify that the system complies with all of the requirements of the applicable code, standard or manufacturer's manual.

"Commercial Building" means a building or structure used for any purpose or occupancy that is not defined in this section as a Residential Building.

"Committee" means the Fire Extinguisher Industry Committee.

"Department" means the Oklahoma State Department of Health.

"Direct Supervision" means the presence of a licensed manager or technician on the premise within the hearing or eye sight of the individual(s) requiring supervision.

"Engineered Fire Suppression System" shall mean any fixed fire suppression unit that is designed by the installing or inspecting company. Manufacturers may provide design, installation or inspection criteria but each system is specifically designed for a specific hazard area by someone outside of the manufacturer of the system.

"Engineered fire suppression system company" means a business that provides engineered fire suppression systems to others by any means, including, but not limited to, the sale, lease, rent, design, planning, installation, maintenance, repair, testing, modification, improvement, alteration, inspection or servicing of a engineered fire suppression system; holding oneself or one's company out for hire to perform any such task; or otherwise offering to perform any such task for compensation, either directly or indirectly.

"Engineered fire suppression system designer" means a person who designs engineered fire suppression systems on behalf of a licensed Oklahoma engineered fire suppression systems company.

"Engineered fire suppression system company qualified agent" means the person who shall be responsible for providing direct supervision over the function and local operations of such engineered fire suppression systems industry business or a branch thereof.

"Engineered fire suppression system salesperson" means a person who sells to others on behalf of a licensed Oklahoma engineered fire suppression systems company by any means, including, but not limited to, telephone or electronic device, public notice or advertisement, door-to-door, or any other type of personal interaction, who participates in the specification and/or lay out of a engineered fire suppression system on behalf of a engineered fire suppression systems company.

"Engineered fire suppression system technician" means an individual who is employed by an Oklahoma licensed engineered fire suppression systems company to plan, lay out, sell, install, maintain, repair, test, inspect or service engineered fire suppression systems.

"IBC" means the International Building Code.

"ICC" means the International Code Council, Inc.

"Inspection" shall mean the visual observation or test of any portable fire extinguisher, pre-engineered fire suppression system or engineered fire suppression system to determine if the system has been installed and is operating according to the applicable code, standard or manufacturer's manual.

"Manufactured Housing" means a structure, transportable in one or more sections, which in the traveling mode is 8 body feet (2438 body mm) or more in width or 40 body feet (12192 body mm) or more in length, or, when erected on site, is 320 square feet (30 m²) or more, and which is built on a permanent chassis and designed to be used as a dwelling with or without a permanent foundation when connected to the required utilities, and includes the plumbing, heating, air conditioning and electrical systems contained therein. For the purpose of these rules, a mobile home shall be considered a manufactured home, and each shall be regarded as manufactured housing.

"NFPA" means the National Fire Protection Association.

"Ownership" means the dominion, title, or proprietary right in a company subject to the Fire Extinguisher Licensing Licensing Act and this Chapter.

"Portable fire extinguisher" shall mean any hand held, wheeled, stationary or skid mounted unit designed for the unit

itself to be mobile or the means of distributing the fire fighting agent to be mobile to extinguish a fire. This includes all units that use a nozzle connected directly to the unit or a nozzle connected to a hose of any length which is connected to the unit.

"Portable fire extinguisher company" means a business that provides portable fire extinguishers to others by any means, including, but not limited to, the sale, lease, rent, planning, installation, maintenance, repair, testing, modification, improvement, alteration, inspection or servicing of a portable fire extinguisher; holding oneself or one's company out for hire to perform any such task; or otherwise offering to perform any such task for compensation, either directly or indirectly.

"Portable fire extinguisher company qualified agent" means the person who shall be responsible for providing direct supervision over the function and local operations of such fire extinguisher industry business or a branch thereof.

"Portable fire extinguisher salesperson" means a person who sells to others on behalf of a licensed Oklahoma portable fire extinguisher company by any means, including, but not limited to, telephone or electronic device, public notice or advertisement, door-to-door, or any other type of personal interaction, and/or a person who participates in specification and/or lay out of a portable fire extinguisher on behalf of a portable fire extinguisher company.

"Portable fire extinguisher technician" means an individual who is employed by an Oklahoma licensed portable fire extinguisher company to plan, lay out, sell, install, maintain, repair, test, inspect or service portable fire extinguishers.

"Pre-engineered fire suppression system" shall mean any fixed fire suppression system that is engineered by the manufacturer and provides, to installing companies, a design manual with preset limitations for the design, inspection or installation of the system.

"Pre-engineered fire suppression company" means a business that provides pre-engineered fire suppression systems to others by any means, including, but not limited to, the sale, lease, rent, design, planning, installation, maintenance, repair, testing, modification, improvement, alteration, inspection or servicing of a pre-engineered fire suppression system; holding oneself or one's company out for hire to perform any such task; or otherwise offering to perform any such task for compensation, either directly or indirectly.

"Pre-engineered fire suppression company qualified agent" means the person who shall be responsible for providing

direct supervision over the function and local operations of such Pre-engineered fire suppression industry business or a branch thereof.

"Pre-engineered fire suppression salesperson" means a person who sells to others on behalf of a licensed Oklahoma pre-engineered system company by any means, including, but not limited to, telephone or electronic device, public notice or advertisement, door-to-door, or any other type of personal interaction, and/or a person who participates in design, plan, specification and/or lay out of a pre-engineered fire suppression system on behalf of a pre-engineered system company.

"Pre-engineered fire suppression technician" means an individual who is employed by an Oklahoma licensed pre-engineered system company to design, plan, lay out, sell, install, maintain, repair, test, inspect or service pre-engineered fire suppression systems.

"Security verification" means information submitted to the appropriate authority on each applicant to verify any criminal records.

"Supervision" means on-site supervision by a licensed qualified agent, technician or salesperson.

"System" means a pre-engineered or engineered fire suppression system, as defined in these rules, or a portion or combination of such systems.

"Trainee" means an individual who is employed by an Oklahoma licensed portable, pre-engineered or engineered company to learn to properly engage in the activities regulated by this Chapter that can engage in any licensed category pursuant to this Chapter while under the direct supervision of an individual holding the appropriate license in the category of work being performed.

310:451-1-3. Adopted references

The Board of Health hereby incorporates by reference the International Code Council (ICC) 2006 (IBC) Edition International Building Code; the 2007 Edition Standard for Portable Fire Extinguishers (NFPA 10); the 2005 Edition Standard on Carbon Dioxide Extinguishing Systems (NFPA 12); the 2004 Edition Standard on Halon 1301 Fire Extinguishing Systems (NFPA 12A); the 2002 Edition Standard for Dry Chemical Extinguishing Systems (NFPA 17); the 2002 Edition Standard for Wet Chemical Extinguishing Systems (NFPA 17A); the 2005 Edition National Electrical Code (NFPA 70); the 2007 Edition National Fire Alarm Code (NFPA 72); the 2004 Edition Standard for Ventilation Control and Fire Protection of Commercial Cooking Operations (NFPA 96); the 2004 Edition Standard on

Clean Agent Fire Extinguishing Systems (NFPA 2001); the 2006 Edition of the Standard on Water mist fire Protection Systems (NFPA 750); the 2006 Edition of the Clean Agent fire Extinguishing Systems (NFPA 2001) and the 2006 Edition Code for Safety to Life from Fire in Buildings and Structures (NFPA 101) as the minimum standard of installation for the fire extinguisher industry in Oklahoma. If a conflict exists between any of the above referenced installation standards, the more stringent standard shall apply. If a conflict exists between any of the above referenced codes or standards and this Chapter, the requirements in this Chapter shall apply.

310:451-1-3.1 Compliance with intent of chapter

Where no specific standards or requirements are specified in this chapter or within other codes or regulations adopted by the State Department of Health, compliance with the applicable standards of the National Fire Protection Association, American National Standard Institute (ANSI), or other nationally recognized fire safety standards approved by the State is prima facie evidence of compliance with the intent of this chapter.

SUBCHAPTER 3. LICENSE REQUIREMENTS

310:451-3-1. General application and license requirements

The categories of licensing in the Fire Extinguisher industry shall be:

- (1) Portable fire extinguisher;
- (2) Pre-Engineered fire suppression systems; or
- (3) Engineered fire suppression systems.

310:451-3-2. Application and license fees, period and display, and examination alternatives or prerequisites

(a) Application and license fees. The following fees apply to fire extinguisher industry licensure:

- (1) Initial application and licensing fees.
 - (A) Company - \$250.00;
 - (B) Company Qualified agent \$200.00
 - (C) Designer Application \$200.00
 - (D) Technician - \$75.00
 - (E) Trainee - \$75.00
 - (F) Salesperson \$75.00
 - (G) Re-Examination, Per Attempt - \$50.00
- (2) Renewal fees.
 - (A) Company License - \$250.00
 - (B) Company Qualified Agent - \$100.00
 - (C) Designer -\$100.00

- (D) Technician - \$35.00
- (E) Trainee - \$35.00
- (F) Salesperson - \$35.00
- (G) Duplicate license \$25.00

(b) License period.

(1) A license shall expire on September 30, 2009, and each year thereafter. Renewals must be received or postmarked on or before September 30 of each year. Beginning on October 1, a license may be renewed by paying double the renewal fee.

(2) Initial applicants for managers, designers, technicians, salespersons and trainees shall provide either:

An application and a current criminal history record check dated within thirty days of application, from the Oklahoma State Bureau of Investigations. If the applicant has not resided in the State of Oklahoma for the past ten (10) years a current criminal history record check from each State of previous residents will be required. In addition two (2) completed fingerprint cards and two (2) passport photo's. (Provides for Temporary licensure) or;

(A) An application, two (2) completed fingerprint cards and two (2) passport photo's. (Does not provide for Temporary Licensure)

(3) A license which has been expired for more than two (2) years shall not be renewed. An individual may obtain a valid license by successful completion of the appropriate examination and/or certification and other licensure requirements.

(4) From July 1, 2008 through September 30, 2008 the Commissioner shall, upon proper application and payment of fee made license without examination those persons who can provide evidence that they were engaged in fire suppression work prior to November 1, 2007. Example of evidence includes but not is limited to;

(A) Invoices for work performed;

(B) Purchase receipts for industry related equipment;

(C) Documents of installation or services by employee;

(D) Provide documentation of printed advertising dated prior to the effective date of November 1, 2007.

(E) Other documents as approved by the Committee.

(c) Examination and Re-examination. Any applicant failing to pass the appropriate examination shall be required to retake the same category examination after payment of the appropriate retest fee. Any person who fails to appear for a scheduled examination shall forfeit his/her examination fee. However, if the examinee notifies the Department within seventy two (72) hours before scheduled exam, the Department will reschedule the

examination date with no additional fee required pursuant to 310:451-3-2(a)(1).

(d) Company license display. The state issued company license number shall be placed on all letterhead stationery, business cards, invoices, statements, contracts, bids, estimates, plans, submittals and printed advertisements, and shall be included in electronic media advertisements. Decals and yard signs shall display the state issued company license number. The state issued license number shall be located on all vehicles that display the company name.

(e) Personal license display. Each qualified agent, designer, technician, trainee, or salesperson, shall possess the state issued card any time the person is working in such capacity. The individual license shall be presented to any authorized representative of the Oklahoma State Department of Health or other authorities having jurisdiction. In addition the individual shall have a state/government issued photo I.D. in their possession while engaged in the licensed activity.

(f) Personal license information.

(1) Each individual license holder shall notify the Oklahoma State Department of Health, on a form specified and provided by the Oklahoma State Department of Health, within fourteen (14) days of the following:

(A) Any change in the home address.

(B) Any separation from an employer or change in employer.

(C) Any conviction for a felony or entry of a plea of guilty or nolo contendere to a felony charge.

(2) No individual licensed under this Chapter shall contract for his services as an independent contractor without applying for and being issued a company and qualified agent license under this Chapter. No company shall contract for the independent services of a holder of an individual license under this Section.

310:451-3-3. Portable Fire Extinguisher license requirements

Licensing requirements for the portable fire extinguisher industry are as follows:

(1) Company.

(A) Each company shall employ an Oklahoma licensed portable fire extinguisher qualified agent who is responsible for the operations of the company's office. Any company maintaining separate offices within Oklahoma, shall apply for a separate license for each company office and have a licensed portable fire extinguisher qualified agent at each office. A portable fire extinguisher company shall notify the Department within fourteen (14) days in

event of the death of the portable fire extinguisher qualified agent or the qualified agents separation from the company for any other reason, and the company shall designate another licensed portable fire extinguisher qualified agent within (30) thirty days from separation.

(B) A licensed portable fire extinguisher technician or qualified agent shall be on site for any work being performed.

(C) The company will notify the Department of the physical address and telephone number for each company office in accordance with 59 O.S. Section 1820.14.

(2) Qualified Agent.

(A) Each application for licensure as a portable fire extinguisher qualified agent shall include verification of experience in the portable fire extinguisher business. The experience shall include verified/or licensed experience as a portable fire extinguisher technician or other related experience approved by the Committee.

(B) Each licensed portable fire extinguisher company qualified agent shall be responsible for all activities conducted within the State of Oklahoma by the office where they are listed as qualified agent.

(C) Each licensed portable fire extinguisher company qualified agent shall have a security background verification.

(D) As of October 1, 2008, each applicant for licensure as a portable fire extinguisher qualified agent shall pass an examination prescribed by the Committee.

(3) Technician.

(A) Each portable fire extinguisher technician shall work for a licensed portable fire extinguisher company and under the supervision of a portable fire extinguisher qualified agent.

(B) As of October 1, 2008, each applicant for licensure as a portable fire extinguisher technician shall pass an examination prescribed by the Committee.

(C) Each portable fire extinguisher technician shall have a security background verification.

(D) An individual that holds a technician license in this category can engage in any licensed category as a trainee pursuant to this Chapter.

(4) Trainee.

(A) A portable fire extinguisher trainee shall be employed by a licensed Oklahoma portable fire extinguisher company.

(B) A portable fire extinguisher trainee shall work under the direct supervision of a licensed portable fire

extinguisher qualified agent, portable fire extinguisher technician or a portable fire extinguisher salesperson.

(C) There shall be no more than three (3) technician/salesperson trainees per portable fire extinguisher company qualified agent, portable fire extinguisher technician or portable fire extinguisher salesperson per job site.

(D) Each trainee shall have security background verification.

(E) An individual that holds a trainee license can engage in any licensed category pursuant to this Chapter while under the direct supervision of an individual holding the appropriate license in the category of activity being performed.

(5) Salesperson.

(A) Each portable fire extinguisher salesperson shall work for a licensed portable fire extinguisher company and under the supervision of a portable fire extinguisher company qualified agent.

(B) As of October 1, 2008, each applicant for licensure as a portable fire extinguisher salesperson shall pass an examination prescribed by the Committee.

(C) Each portable fire extinguisher salesperson shall have a security background verification.

310:451-3-4. Pre-Engineered fire suppression system license requirements

Licensing requirements for the pre-engineered fire suppression industry are as follows:

(1) Company.

(A) Each company shall employ an Oklahoma licensed pre-engineered fire suppression system qualified agent who is responsible for the operations of the company's office. Any company maintaining separate offices within Oklahoma, shall apply for a separate company license for each company office and have a licensed pre-engineered fire suppression system qualified agent at each office. A pre-engineered fire suppression company shall notify the Department within fourteen (14) days in event of the death of the pre-engineered fire suppression system qualified agent or the qualified agents separation from the company for any other reason, and the company shall designate another licensed pre-engineered fire suppression system qualified agent within (30) thirty days from separation.

(B) A licensed pre-engineered fire suppression system technician or qualified agent shall be on site for any work being performed.

(C) The company will notify the Department of the physical address and telephone number for each company office in accordance with 59 O.S. Section 1820.14.

(2) Qualified Agent.

(A) Each application for licensure as a pre-engineered fire suppression system qualified agent shall include verification of experience in the pre-engineered fire suppression system business. The experience shall include verified/or licensed experience as a pre-engineered fire suppression system technician or other related experience approved by the Committee.

(B) Each licensed pre-engineered fire suppression system company qualified agent shall be responsible for all activities conducted within the State of Oklahoma by the office where they are listed as qualified agent.

(C) Each licensed pre-engineered fire suppression system qualified agent shall have a security background verification.

(D) As of October 1, 2008, each applicant for licensure as a pre-engineered fire suppression system qualified agent shall pass an examination prescribed by the Committee.

(3) Technician.

(A) Each pre-engineered fire suppression system technician shall work for a licensed pre-engineered fire suppression system company and under the supervision of a pre-engineered fire suppression system qualified agent.

(B) As of October 1, 2008, each applicant for licensure as a pre-engineered fire suppression system technician shall pass an examination prescribed by the Committee.

(C) Each pre-engineered fire suppression system technician shall have a security background verification.

(D) An individual that holds a technician license in this category can engage in any licensed category as a trainee pursuant to this Chapter.

(4) Trainee.

(A) A pre-engineered fire suppression system trainee shall be employed by a licensed Oklahoma pre-engineered fire suppression company.

(B) A pre-engineered fire suppression system trainee shall work under the direct supervision of a licensed pre-engineered fire suppression system qualified agent, pre-engineered fire suppression system technician or a pre-engineered fire suppression system salesperson.

(C) There shall be no more than three (3) trainees per pre-engineered fire suppression system company qualified agent, pre-engineered fire suppression system technician

or pre-engineered fire suppression system salesperson per job site.

(D) Each trainee shall have security background verification.

(E) An individual that holds a trainee license can engage in any licensed category pursuant to this Chapter while under the direct supervision of an individual holding the appropriate license in the category of activity being performed.

(5) Salesperson.

(A) Each pre-engineered fire suppression system salesperson shall work for a licensed pre-engineered fire suppression system company and under the supervision of a pre-engineered fire suppression system company qualified agent.

(B) As of October 1, 2008, each applicant for licensure as a pre-engineered fire suppression system salesperson shall pass an examination prescribed by the Committee.

(C) Each pre-engineered fire suppression system salesperson shall have a security background verification.

310:451-3-5. Engineered System license requirements

Licensing requirements for the engineered fire suppression system industry are as follows:

(1) Company.

(A) Each company shall employ an Oklahoma licensed engineered fire suppression system qualified agent who is responsible for the operations of the company's office. Any company maintaining separate offices within Oklahoma, shall apply for a separate company license for each company office and have a licensed engineered fire suppression system qualified agent at each office. A engineered fire suppression system company shall notify the Department within fourteen (14) days in event of the death of the engineered fire suppression system qualified agent or the qualified agents separation from the company for any other reason, and the company shall designate another licensed engineered system qualified agent within (30) thirty days from separation.

(B) A licensed engineered fire suppression system technician or qualified agent shall be on site for any work being performed.

(C) The company will notify the Department of the physical address and telephone number for each company office in accordance with 59 O.S. Section 1820.14.

(2) Qualified Agent.

(A) Each application for licensure as a engineered fire suppression system qualified agent shall include verification of experience in the engineered fire suppression system business. The experience shall include verified/or licensed experience as engineered fire suppression system technician or other related experience approved by the Committee.

(B) Each licensed engineered fire suppression system company qualified agent shall be responsible for all activities conducted within the State of Oklahoma by the office where they are listed as qualified agent.

(C) Each licensed engineered fire suppression system qualified agent shall have a security background verification.

(D) As of October 1, 2008, each applicant for licensure as an engineered fire suppression system qualified agent shall pass an examination prescribed by the Committee.

(3) Designer.

(A) Each engineered fire suppression system designer shall work for a licensed engineered fire suppression system company and under the supervision of a engineered fire suppression system qualified agent.

(B) As of October 1, 2008, each applicant for licensure as an engineered fire suppression system designer shall pass an examination prescribed by the Committee.

(C) Each engineered fire suppression system designer shall have a security background verification.

(4) Technician.

(A) Each engineered fire suppression system technician shall work for a licensed engineered fire suppression system company and under the supervision of a engineered fire suppression system qualified agent.

(B) As of October 1, 2008, each applicant for licensure as an engineered fire suppression system technician shall pass an examination prescribed by the Committee.

(C) Each engineered fire suppression system technician shall have a security background verification.

(D) An individual that holds a technician license in this category can engage in any licensed category as a trainee pursuant to this Chapter.

(5) Trainee.

(A) A engineered fire suppression system trainee shall be employed by a licensed Oklahoma engineered fire suppression system company.

(B) A engineered fire suppression system trainee shall work under the direct supervision of a licensed engineered fire suppression system qualified agent, engineered fire

suppression system technician or a engineered fire suppression system salesperson.

(C) There shall be no more than three (3) trainees per engineered system company qualified agent, engineered fire suppression system technician or engineered fire suppression system salesperson per job site.

(D) Each trainee shall have security background verification.

(E) An individual that holds a trainee license can engage in any licensed category pursuant to this Chapter while under the direct supervision of an individual holding the appropriate license in the category of activity being performed.

(6) Salesperson.

(a) Each engineered fire suppression system salesperson shall work for a licensed engineered fire suppression system company and under the supervision of a engineered fire suppression system company qualified agent.

(b) As of October 1, 2008, each applicant for licensure as a engineered fire suppression system salesperson shall pass an examination prescribed by the Committee.

(c) Each engineered fire suppression system salesperson shall have a security background verification.

SUBCHAPTER 5. SPECIAL PROVISIONS

310:451-5-1. Portable fire extinguisher tagging requirements

(a) Traffic Light Bright Green Tag (Annual inspection tag/sticker). The Green Tag shall be the visual record of the last annual inspection or initial certification testing where the system was found to be operable with no impairments. Fire extinguishers that are located in areas requiring weather resistant tags may use a white weather resistant self-adhesive tag in lieu of a green tag. The following additional requirements shall apply to the use of the Green Tag:

(1) The annual inspection must be conducted in accordance with NFPA testing standards and manufacturer's specifications.

(2) The tag shall be five and one fourth inches (5 1/4") in height and two and five-eighths inches (2- 5/8") in width.

(3) The tag shall bear the following information:

(A) "DO NOT REMOVE BY ORDER OF THE FIRE CODE OFFICIAL;"

(B) The service company's name, address, and telephone number (local office);

(C) The service company's license number;

(D) The signature, printed name and license number of the portable fire extinguisher Technician certifying the system; and

(E) The date the inspection was performed.

(4) Only a portable fire extinguisher technician, employed by a portable fire extinguisher Company or the Fire Code Official may remove the tag.

(b) Traffic Light Bright Red Tag (Annual inspection tag/sticker) Portable Fire Extinguisher Inoperable. The intent of the Red Tag is to provide notification to the authority having jurisdiction of a portable fire extinguisher that has not been properly tested or is inoperable.

(1) The annual inspection must be conducted in accordance with NFPA testing standards and manufacturer's specifications.

(2) The tag shall be five and one fourth inches (5 1/4") in height and two and five-eighths inches (2-5/8") in width.

(3) The tag shall bear the following information:

(A) "DO NOT REMOVE BY ORDER OF THE FIRE CODE OFFICIAL";

(B) The service company's name, address, and telephone number (local office);

(C) The service company's license number;

(D) The signature, printed name and the license number of a portable fire extinguisher technician certifying the system;

(E) The month and year the inspection was performed;

(F) A list of the deficiencies that render the system inoperable; and,

(G) A list of any deficiencies present that do not render the system inoperable.

(4) Only a portable fire extinguisher technician, employed by a portable fire extinguisher company or the Fire Code Official may remove an annual inspection tag.

(5) If a Red Tag is placed on a portable fire extinguisher the fire extinguisher Company shall notify the building owner or agent and the Fire Code Official in writing of all impairments immediately or as soon as practicable, but no later than twenty-four (24) hours.

310:451-5-2. Pre-Engineered fire suppression system tagging requirements

(a) The White Tag shall be the permanent visual record of the original installation and certification. The following additional requirements shall apply to the use of the WhiteTag.

(1) The tag must be permanently affixed to the system as long as the system is in service.

(2) The tag shall be five inches (5") in height by four inches (4") in width and shall be water durable and have a self-adhesive backing.

(3) The tag shall bear the following information:

(A) "DO NOT REMOVE BY ORDER OF THE FIRE CODE OFFICIAL";

(B) The certifying company's name, address, and telephone number (local office);

(C) The certifying company's pre-engineered system company license number;

(D) The signature, printed name and the license number of the pre-engineered system technician certifying the system;

(E) The pre-engineered system permit number;

(F) The make and model of the pre-engineered system;

(G) The date of certification; and,

(H) The Code, Edition and year under which the system was installed.

(4) Only the Fire Code Official may remove an installation tag.

(b) Traffic Light Bright Green Tag (Semi-annual inspection tag/sticker). The Green Tag shall be the visual record of the last semi-annual inspection or initial certification testing where the pre-engineered system was found to be operable with no impairments. The following additional requirements shall apply to the use of the Green Tag:

(1) The semi-annual inspection must be conducted in accordance with NFPA testing standards and the manufacturer's specifications.

(2) The tag shall be five and one fourth inches (5 1/4") in height and two and five-eighths inches (2- 5/8") in width.

(3) The tag shall bear the following information:

(A) "DO NOT REMOVE BY ORDER OF THE FIRE CODE OFFICIAL;"

(B) The service company's name, address, and telephone number (local office);

(C) The service company's pre-engineered system company license number.

(D) The signature, printed name and license number of the pre-engineered system technician certifying the system;

(E) The month and year the inspection was performed; and

(F) The type of pre-engineered system that was serviced.

- (4) Only a Pre-engineered System technician, employed by a Pre-engineered System Company or the Fire Code Official may remove the tag.

(c) Traffic Light Bright Yellow Tag (Semi-Annual inspection tag/sticker) Operational Pre-engineered System but with minor impairments. The intent of the Yellow Tag is to provide notification to the authority having jurisdiction of a system that is operable with impairments that do not severely compromise the system's functional operation. The Yellow Tag shall be the visual record of the last semi-annual inspection where the system was found to be operable but with minor impairments. The following additional requirements shall apply to the use of the Yellow Tag:

- (1) The semi-annual inspection must be conducted in accordance with NFPA testing standards and manufacturer's specifications.
- (2) The tag shall be five and one fourth inches (5 1/4") in height and two and five-eighths inches (2 5/8") in width.
- (3) The tag shall bear the following information:
 - (A) "DO NOT REMOVE BY ORDER OF THE FIRE CODE OFFICIAL;"
 - (B) The service company's name, address, and telephone number (local office);
 - (C) The service company's pre-engineered system company license number.
 - (D) The signature, printed name and license number of the pre-engineered system technician certifying the system;
 - (E) The month and year the inspection was performed;
 - (F) The type of pre-engineered system that was serviced; and
 - (G) A list of the impairments.
- (4) Only a Pre-engineered System technician, employed by a Pre-engineered System Company or the Fire Code Official may remove the tag.
- (5) If a Yellow Tag is placed on a pre-engineered system the Pre-engineered System Company shall notify the building owner or agent and the Fire Code Official, in writing of all impairments immediately or as soon as practicable, but no later than seventy-two (72) hours.

(d) Traffic Light Bright Red Tag (Semi-Annual inspection tag/sticker) Pre-engineered System Inoperable. The intent of the Red Tag is to provide notification to the authority having jurisdiction of a pre-engineered system that is inoperable.

- (1) The semi-annual inspection must be conducted in accordance with NFPA testing standards and the manufacturer's specifications.
- (2) The tag shall be five and one fourth inches (5 - 1/4") in height and two and five-eighths inches (2 5/8") in width.
- (3) The tag shall bear the following information:
 - (A) "DO NOT REMOVE BY ORDER OF THE FIRE CODE OFFICIAL;"
 - (B) The service company's name, address, and telephone number (local office);
 - (C) The service company's pre-engineered system company license number.
 - (D) The signature, printed name and license number of the pre-engineered system technician certifying the system;
 - (E) The month and year the inspection was performed;
 - (F) The type of pre-engineered system that was serviced.
 - (G) A list of the deficiencies that render the pre-engineered system inoperable
- (4) Only a Pre-engineered System technician, employed by a Pre-engineered System Company or the Fire Code Official may remove the tag.
- (5) If a Red Tag is placed on a pre-engineered system the Pre-engineered System Company shall notify the building owner or agent and the Fire Code Official in writing of all impairments immediately or as soon as practicable, but no later than twenty-four (24) hours.

310-451-5-3. Engineered fire suppression system tagging requirements.

(a) White Tag (Installation sticker). The White Tag shall be the permanent visual record of the original installation and certification. The following additional requirements shall apply to the use of the White Tag.

- (1) The tag must be permanently affixed to the system as long as the system is in service.
- (2) The tag shall be five inches (5") in height by four inches (4") in width and shall be water durable and have a self-adhesive backing.
- (3) The tag shall bear the following information:
 - (A) "DO NOT REMOVE BY ORDER OF THE FIRE CODE OFFICIAL";
 - (B) The certifying company's name, address, and telephone number (local office);

- (C) The certifying company's engineered system company license number;
- (D) The signature, printed name and license number of the engineered system technician certifying the system;
- (E) The engineered system permit number;
- (F) The make and model of the engineered system;
- (G) The month and year of certification; and,
- (H) The Code, Edition and year under which the system was installed.

(4) Only the Fire Code Official may remove an installation tag.

(b) Traffic Light Bright Green Tag (Semi-annual inspection tag/sticker). The Green Tag shall be the visual record of the last semi-annual inspection or initial certification testing where the engineered system was found to be operable with no impairments. The following additional requirements shall apply to the use of the Green Tag:

(1) The semi-annual inspection must be conducted in accordance with NFPA testing standards and the manufacturer's specifications.

(2) The tag shall be five and one fourth inches (5-1/4") in height and two and five-eighths inches (2-5/8") in width.

(3) The tag shall bear the following information:

(A) "DO NOT REMOVE BY ORDER OF THE FIRE CODE OFFICIAL;"

(B) The service company's name, address, and telephone number (local office);

(C) The service company's engineered system company license number.

(D) The signature, printed name and license number of the engineered system technician certifying the system;

(E) The month and year the inspection was performed; and

(F) The type of engineered system that was serviced.

(4) Only a Engineered System technician, employed by a Engineered System Company or the Fire Code Official may remove the tag.

(c) Traffic Light Bright Yellow Tag (Semi-Annual inspection tag/sticker) Operational Engineered System but with minor impairments. The intent of the Yellow Tag is to provide notification to the authority having

jurisdiction of a system that is operable with impairments that do not severely compromise the system's functional operation. The Yellow Tag shall be the visual record of the last semi-annual inspection where the system was found to be operable but with minor impairments. The following additional requirements shall apply to the use of the Yellow Tag:

(1) The semi-annual inspection must be conducted in accordance with NFPA testing standards and manufacturer's specifications.

(2) The tag shall be five and one fourth inches (5-1/4") in height and two and five-eighths inches (2-5/8") in width.

(3) The tag shall bear the following information:

(A) "DO NOT REMOVE BY ORDER OF THE FIRE CODE OFFICIAL;"

(B) The service company's name, address, and telephone number (local office);

(C) The service company's engineered system company license number.

(D) The signature, printed name and license number of the engineered system technician certifying the system;

(E) The month and year the inspection was performed;

(F) The type of engineered system that was serviced; and

(G) A list of the impairments.

(4) Only a Engineered System technician, employed by a Engineered System Company or the Fire Code Official may remove the tag.

(5) If a Yellow Tag is placed on a Engineered system the Engineered System Company shall notify the building owner or agent and the Fire Code Official, in writing of all impairments immediately or as soon as practicable, but no later than seventy-two (72) hours.

(d) Traffic Light Bright Red Tag (Semi-Annual inspection tag/sticker) Engineered System Inoperable. The intent of the Red Tag is to provide notification to the authority having jurisdiction of a engineered system that is inoperable.

(1) The semi-annual inspection must be conducted in accordance with NFPA testing standards and the manufacturer's specifications.

- (2) The tag shall be five and one fourth inches (5-1/4") in height and two and five-eighths inches (2-5/8") in width.
- (3) The tag shall bear the following information:
 - (A) "DO NOT REMOVE BY ORDER OF THE FIRE CODE OFFICIAL;"
 - (B) The service company's name, address, and telephone number (local office);
 - (C) The service company's engineered system company license number.
 - (D) The signature, printed name and license number of the engineered system technician certifying the system;
 - (E) The month and year the inspection was performed;
 - (F) The type of engineered system that was serviced.
 - (G) A list of the deficiencies that render the engineered system inoperable
- (4) Only a Engineered System technician, employed by a Engineered System Company or the Fire Code Official may remove the tag.
- (5) If a Red Tag is placed on a Engineered system the Engineered System Company shall notify the building owner or agent and the Fire Code Official in writing of all impairments immediately or as soon as practicable, but no later than twenty-four (24) hours.

SUBCHAPTER 7. ENFORCEMENT

310:451-7-1. License revocation and suspension

- (a) The employment or use of unlicensed individuals may be grounds to suspend, revoke, or deny renewal of the license of the person so employing or using unlicensed individuals.
- (b) The repeated violation of any rule or provision of the Act, or the violation of multiple sections of this Chapter or provisions of the Act, may be grounds to suspend or revoke a licensee's license.
- (c) Any person convicted in a court of competent jurisdiction of forgery, fraud, conspiracy to defraud, or any similar offense, or pleading guilty or nolo contendere to any such offense may be subject to license suspension or revocation.
- (d) Any person failing to comply with a fine assessment or other administrative order of the Department within ninety (90) days of issuance of such assessment or order shall be subject to license suspension.

(e) Any person whose license is revoked pursuant to these rules may not perform fire extinguisher industry work before attaining licensure pursuant to OAC 310:451.

310:451-7-2. Prohibited acts

(a) No person, entity, or firm may perform portable, pre-engineered or engineered fire suppression work without first obtaining a license pursuant to these Rules.

(b) No person shall offer to engage in portable, pre-engineered or engineered fire suppression work during the period his license is suspended or revoked.

(c) No employing firm shall employ or use an unlicensed person to perform portable, pre-engineered or engineered fire suppression industry work.

(d) No person, entity, or firm may transfer a license or registration.

(e) No person, licensed pursuant to these Rules, shall enter into an agreement for the use of his license with any firm or person who is, or has been adjudicated to be, in violation of any provision of the Act, or whose license is currently suspended or has within the last year been revoked, unless or until otherwise approved by the Department.

(f) No person shall make a materially false or fraudulent statement in an application for license, engage in cheating, or otherwise commit an act in violation of title 59 O.S.2007, Section 1820. et seq.