

# WEST VIRGINIA CODE: §64-6-3

## §64-6-3. State Fire Commission.

(a) The legislative rule filed in the State Register on July 28, 2023, authorized under the authority of §15A-11-3 of this code, modified by the State Fire Commission to meet the objections of the Legislative Rule-Making Review Committee and refiled in the State Register on October 4, 2023, relating to the State Fire Commission (fire code, 87 CSR 01), is authorized with the following amendments:

On page 3, after “NFPA 1” by inserting the words “(2021 Edition)”;

On page 5, paragraph 2.1.d.1., by striking out the word “may”;

On page 5, after paragraph 2.1.d.2., by adding 2 new paragraphs to read as follows:

“2.1.d.3. The State Fire Marshal’s Office shall provide a system for the electronic filing of all documents submitted for the plan review of projects, including payments, attachments, drawings or other requirements. The State Fire Marshal’s Office shall have the system in place by January 1, 2025. After that date, the owner or occupant applying for a final inspection or certificate of occupancy shall submit all documents for a plan review electronically.

2.1.d.4. The appropriate AHJ shall complete a plan review for a project within 45 days of receiving the project plan’s submission. If the submitted project plans do not meet the requirements of this subdivision, the AHJ shall notify the owner or occupant of the project plan’s deficiencies with specificity. The owner or occupant has 10 days to submit any additional required documentation to the AHJ. The AHJ has 10 days to complete the plan review once all of the requirements of this subdivision have been met.”

On page 7, paragraph 2.2.c.1A, after “section 9.6.” by inserting a comma and the words “Chapters 11 through 43, and other applicable NFPA codes”;

On page 21, paragraph 2.2.j.2.T. by striking out “2.2.q.6.C.” and inserting in lieu thereof “2.2.f.6.C”;

And,

On page 27, subsection 15.1 by striking out the words “Certified Employee Training Program (CETP)” and inserting in lieu thereof the words “Training Program”.

(b) The legislative rule filed in the State Register on July 26, 2023, authorized under the authority of §15A-11-8 of this code, modified by the State Fire Commission to meet the objections of the Legislative Rule-Making Review Committee and refiled in the State Register on September 26, 2023, relating to the State Fire Commission (certification and

evaluation of local fire departments, 87 CSR 06), is authorized.

(c) The legislative rule filed in the State Register on July 26, 2023, authorized under the authority of §15A-11-8 of this code, modified by the State Fire Commission to meet the objections of the Legislative Rule-Making Review Committee and refiled in the State Register on September 26, 2023, relating to the State Fire Commission (certification of fire chiefs, 87 CSR 13), is authorized.